

Slack Tide

Newsletter Of The
CALIFORNIA ASSOCIATION OF HARBOR MASTERS & PORT CAPTAINS
Vol. XXVI OCTOBER 2013 No.V

From The Helm

By Bill Price,
President CAHM&PC

Oracle Team USA has achieved the unimaginable in their massive catamaran, battling back Emirates Team New Zealand against improbable odds to cross the final finish line and hold onto the America's Cup. I was captivated by the racing and spent a lot of two hour lunches watching these space age contraptions whizz across the bay with steam coming off their wakes. Although the buzz took a while to set in, Cup Fever had grasped the entire Bay Area by the final two weeks of AC 34 action, and the local news media covered the event well. I am convinced this kind of excited attention will benefit the entire industry. Now, my friend in Florida wants to put foils on his boats, his SUP, his truck and his kids. It's a trickle down theory that will bring new-found interest to sail and power boaters alike.

On to our particular battlegrounds! Your Association has been in Sacramento working on two devilish issues that have tried to sneak under the radar. The first, Senate Bill 436 was an attempt to raid the Harbors and Watercraft Revolving Fund in order to fund the emergency measures to prevent beach erosion which threatened shoreline streets and property in Port Hueneme. This bill snuck in during

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State Lands Commission - A Primer

History

The California State Lands Commission (Commission) was created in 1938 as an independent body, composed of three members—the Lieutenant Governor and State Controller, both statewide elected officials, and the Director of Finance, an appointee of the Governor.

Jurisdiction and Authority

The Commission has the authority and responsibility to manage and protect the important natural and cultural resources on certain public lands in California and the public's right to access these lands. The lands under the Commission's jurisdiction are two types—sovereign and school lands. Sovereign lands include approximately 4 million acres that include the beds of California's naturally navigable rivers, lakes and streams, and the State's tide and submerged lands along more than 1,100 miles of coastline, extending from the shoreline out to three miles offshore. In short, the Commission's jurisdiction extends to more than 120 rivers and sloughs, 40 lakes, and the State's coastal waters.

School lands are what remain of the nearly 5.5 million acres throughout the State granted to California by the Congress in 1853 to benefit public education. The State retains surface and mineral ownership of approximately 468,600 acres of these lands and



the mineral rights to an additional 790,000 acres. Today, revenues generated from school lands benefit California's retired teachers.

Since statehood, the Legislature has enacted over 300 statutes granting public trust lands to over

80 local municipalities to manage in trust for the people of California. The terms and conditions of trust grants vary and are governed by the specific granting statute(s), the common law Public Trust Doctrine, the California Constitution, and case law. The Commission has residual oversight authority over these grants.

Additionally, the Commission has jurisdiction over oil and gas development on State-owned property and manages more than 100 sites on which oil companies have developed some 1,000 wells that produce oil and gas from lands under its jurisdiction.

The Commission is also respons-

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Slack Tide

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HELM From Page 1

the last few days of the legislative session like a viral infection and was just barely amended through the efforts of the APEX group and Recreational Boaters of California so that the \$1 Million was appropriated from Safe Neighborhoods Parks, Clean Water, Clean Air and Coastal Protection Bond Funds rather than the HWRF. But the boater's sequestered fund is not out of the woods yet, because there is still a provision in the bill that would allow HWRF moneys to be loaned or granted if the repairs were not eligible for the bond moneys. Unfortunately, the Governor signed this particularly heinous bit of last-minute shenanigans, so we'll have to see how it shakes out. Eternal vigilance is the only position we can take, since the HWRF seems to be under continued assault by bigger interests in Sacramento.

The State Water Board has recently decided that any vessel being salvaged and disposed of in the California needs to have a Water Board permit prior to any work being done. This sudden interest has raised the ire of those of us who have to remove derelict vessels, and adding this new bureaucratic layer is an onerous step that forced a number of meetings held at the new Division of Boating, set up by Susy Sykes and Denise Peterson. The Water Board has said they are targeting large salvage operations and with the able assistance of Todd Thalhamer from CalRecycle, we have developed a set of salvage BMP's that hopefully will substitute for the permit requirements. If not, the State Water Board may end up taking over all salvage operations and they can see the problems we all face on a daily basis. The Annual Conference is less than a month away. It will be an extraordinary event with worthwhile training sessions, a pertinent trade show and lots of opportunities to network and trade information with your colleagues. Don't delay if you haven't registered yet – this is an outstanding educational opportunity that never ceases to breathe new life into my harbor when I return chock full of new ideas and inspiration.

STATE LANDS From Page 1

ible for providing the best achievable protection of the marine environment at the State's 58 marine oil terminals, both offshore and onshore, by emphasizing the prevention of oil spills, and under the Marine Invasive Species Act, is responsible for administering the State's program to prevent or minimize the release of invasive species from vessels that are 300 gross registered tons and above.

Dredging

New legislation that takes effect January 1, 2014 (AB 727, Stone, Chapter 104, Statutes of 2013) eliminates the requirement of a lease from the Commission for dredging on granted lands if the dredged material is disposed at an approved on or offshore disposal site, is not sold, and is consistent with the proper management of the granted lands. Instead, grantees are required to notify the Commission in writing 120 days prior to dredging of their intent to dredge, and include specified information in this notice.

The purpose of this law is to streamline the process for dredging on granted public trust lands, eliminate duplication, preserve tideland trust revenue, and to more efficiently allocate Commission staff time and resources.

West Coast Hosts Marina Managers From Around Northern America

International Marina Institute hosts another successful training

October 1, 2013
FOR IMMEDIATE RELEASE

401-247-0314 Warren, RI—The International Marina Institute (IMI), a subsidiary of the Association of Marina Industries (AMI), closed the books on its second successful training on the west coast. IMI's Advanced Marina Management course, held in Dana Point, California, through a partnership with the California Association of Harbor Masters & Port Captains (CAHMPC), attracted marina managers from all regions of the country as well as Mexico and Canada. The Advanced Marina Management course kicked off on September 22, 2013, at Dana Point Harbor's West Marina, which also acted as a case-study facility.

"We saw marina managers from a full range of facilities—from east and west coasts to lake regions and municipalities, from corporate chains to small privately held operations," Brad Gross, CMM, Dana Point Harbor's manager, says. "With such an eclectic group, the course offered those in attendance an opportunity to see the different challenges that marinas face, not just the ones that are similar to their own." "IMI was thrilled to partner with CAHMPC once again," Kayce Florio, IMI training coordinator, states. "It's a natural fit for us to work with regional trade associations to help get the training to those who seek it. CAHMPC was crucial in marketing this in their region, and we look forward to working more with them in the future." The AMM course, the final training step prior to becoming a Certified Marina Manager (CMM), provides training in site planning, marina-development skills, marina-operation techniques, business strategies, risks and liabilities, environmental policies. The next AMM is scheduled for February 23–28, 2014, in Charleston, South Carolina. For more information about IMI's courses and certifications, please visit MarinaAssociation.org, email imitraining@marinaassociation.org, or call 401-247-0314. IMI—The International Marina Institute (IMI) has been training and certifying marina personnel for over 25 years and offers courses in Intermediate Marina Management and Advanced Marina Management, as well as providing qualified members with the coveted Certified Marina Manager designation. Nearly 325 managers, representing some of the top marinas in the world, have successfully completed IMI's Certified Marina Manager (CMM)

CONTACT: Kayce Florio
International Marina Institute (IMI)
imitraining@marinaassociation.org

program. AMI—The Association of Marina Industries (AMI) is a nonprofit membership organization that provides management training, education, and information about research, legislation, and environmental issues affecting the marina industry.

CAHM&PC—California Association of Harbor Masters & Port Captains is an organization of dedicated professional harbor and marina managers who have been serving California boaters and conducting training conferences since 1948. Its membership includes government and privately owned marinas and harbors throughout the state as well as marine trade businesses and associate members who support the association's goals and objectives.



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Vessel Turn In Program Now Permanent!

The "Senate Bill 122" has been signed into law by Governor Brown, and the Vessel Turn-In Program is now permanent! Also changed by this bill is the permanence of vessel abandonment fines of \$1,000 minimum to \$3,000 maximum, plus any court ordered repayment of costs incurred by the removing agency.

There was a lot of hard work and dedication to making this program successful. Association President Bill Price has been involved throughout the entire process. DBW will now seek approval of additional funds for this program and we look forward to working together with DBW to build this program into even more of a success for all of California.

If you are a local public agency, and are not participating in the VTIP, please consider doing so. The numbers, and feedback from participating agencies, support the success of this program. It's much faster, easier, and cheaper to take in a vessel that has been volunteered to you and dismantle it, rather than dig it out of the muck and mire with possible safety dangers and environmental damage--after months of the adjudication process.

If you have questions about setting up operations to participate in VTIP, the DBW contact is:

Susan Sykes Vessel Abatement Analyst
 Division of Boating and Waterways
 One Capitol Mall, Suite 500
 Sacramento, CA 95814
 Ph: 916/327-1825
 Fax: 916/327-1772
susan.sykes@parks.ca.gov



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Wheel Watch

Susie Hamblen, Brisbane Marina

By Diane Isley, Emery Cove Yacht Harbor

In this issue we have turned to one of our Northern California San Francisco Bay marina operators, Susie Hamblen of Brisbane Marina. Susie has served on the Association Board of Directors for several years, currently as 2nd Vice President and Chair of the Membership Committee. Please join me in meeting Susie Hamblen.

Diane: Name, rank, serial number, employer?

Susie: Susie Hamblen, Harbor Master, City of Brisbane Marina.

How long have you worked for the City of Brisbane Marina?

I've been employed with the City of Brisbane Marina since May 2004. I was initially hired as an Office Assistant. I was promoted to Administrative Assistant in 2008, and was promoted to the Interim Harbor Master position upon Ted Warburton's retirement in November 2012.

How did you come to work for the City of Brisbane Marina?

Wow! What a story. I had been working in the Performing Arts Industry since 1986. I worked for CenterArts at Humboldt State University for 13 years, worked for the Ethnic Dance Festival in San Francisco for a year upon my arrival in San Francisco in 1999, worked with an artist management firm for about a year, before moving on to work helping to coordinate various aspects of UC Berkeley's Zellerbach Hall and Greek Theater operations. While working at UC Berkeley, I realized my professional life was not in alignment with my personal life. I took advantage of a career counseling opportunity with UC Berkeley and decided to seek other career opportunities. Sailing and being near the water was heavy on my mind at the time. My husband and I took sailing lessons and purchased a boat. We found Brisbane Marina, and while filling out the paperwork to berth our boat here, I learned there was a job opening. I applied and the rest is history. Thank you Dan Temko who sat on the interview panel and was instrumental in the process! **Dan Temko, retired Harbor Master of Pillar Point Harbor in Half Moon Bay, was President of CAHM&PC the first year I attended a Conference. I guess the rest is history for me too.**

What is your "nautical" or "maritime" background?

Boats have always been a part of my life. My uncle was a commercial fisherman when I was young, and I spent many



hours on the water with him during my summer vacations. Water skiing in high school and sailing in college are very fond memories. I was a Boatswains Mate in the USCG Reserves during college.

Where did you grow up and go to school/college?

I was born at Luke Air Force Base in Glendale, Arizona, and moved to California when I was 18 months old. I lived in numerous cities throughout the state of California during my childhood. By the tenth grade, I had attended more than 10 schools. I graduated High School from Clovis High School, and

immediately entered boot camp for the USCG Reserves. I was trained as a Boatswains Mate and when I completed Boot Camp, I moved to Humboldt County to attend Humboldt State University. I majored in Oceanography,

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WHEEL From Page 5

but changed my major to Liberal Studies prior to graduation.

Married, kids?

I've been married to Tom Bernota since June of 2001. I have one daughter, Austyn, who turned 25 on September 20th.

What do you like to do in your time off?

When I have time off, I SCUBA dive, dive for abalone, read, ride motorcycles, cook, eat and look for new adventures.

How long have you been a member of CAHM&PC?

The Brisbane Marina has been a member of CAHM&PC since at least 2003.

How did you come to be involved with CAHM&PC?

You can thank Bill Price and Ted Warburton for my involvement! **This is always one of my favorite questions.**

Do you own a boat? Do you use her often?

I've owned three different boats since 2004. A 1981 38' Norbelle sailboat, a 2000 Beneteau Oceanus 321 sailboat, and a 10' Walker Bay sailing dinghy. We used them often at the beginning of owning each one, but once motorcycles became involved, sailing was a thing of the past. I have ample opportunities to go out sailing or boating with other boat owners, and often call upon them for sailing adventures.

What do you like most about the industry? Least?
Most favorite: The boaters. Least favorite: The boaters. And the politics.

What experiences stand out for you with the Harbor Master's Association?

Everybody is so friendly and so willing to help and offer advice. **I agree, it's one of the best benefits of membership.**

What conferences stand out in your mind and why?

I've only attended three, and all have been very educational and informational.

Thank you Susie, we look forward to seeing you this month at the October 28-31 training conference in Aptos.

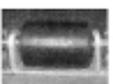
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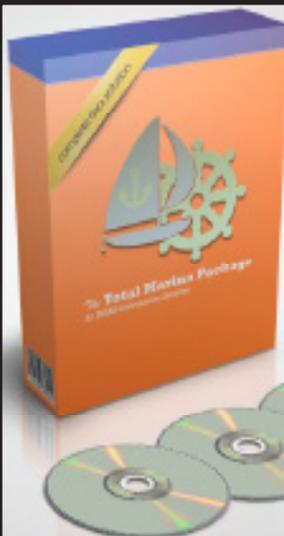
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Clean Marinas Program

October 2013

Clean Marinas Program
Contact: cmp@cleanmarina.org

The final 2013 Clean Marinas Prep Courses will be held in Aptos, just south of Santa Cruz on Tuesday, October 29, 2013 and Santa Barbara on Thursday, November 14, 2013. Those who are interested in becoming Clean Marinas are invited to attend. This course presents program requirements and answers specific questions for facilities preparing to be certified. Come join the other 120 marinas in California that are certified as a Clean Marina.

An RSVP to attend the Prep Course session is requested sent to Clean Marinas Secretary Diane Isley at diane@emerycove.com

Northern California

Date: Tuesday October 29, 2013
Location: Seascope Beach Resort, 1 Seascope Village, Aptos, CA 95003 (near Santa Cruz)
Time: Clean Marinas Prep Course 1:45 – 3:15 PM
Clean Marinas Board Meeting 4:00 – 6:00 PM

Southern California

Date: Thursday, November 14, 2013
Location: Fess Parker Doubletree by Hilton Resort, Santa Barbara, CA
Time: Clean Marinas Prep Course 8:00 - 8:50 AM

The Clean Marinas Prep Courses are held during the California Association of Harbor Masters & Port Captains and the Marine Recreation Association annual Conferences. This Prep Course is a separate event and you do not need to be part of either Conference to attend. We look forward to open attendance.

Effective January 1, 2014 there will be an increase in the certification cost. New certifications will be increased from \$500 to \$750 and are good for five years. Enjoy the \$250 saving by completing certification prior to December 31, 2013.

Re-certifications remain at \$500 and also are good for a five year period. The five year term allows marinas to implement changes to the program and keep accountability of practices.

The Clean Marinas program is an ongoing endeavor, by a marina industry alliance, determined to provide environmentally clean facilities and protect the states' coastal and inland waters from pollution through compliance of best management practices.

Thank you for your efforts to provide clean facilities to the boating community and protect waterways from pollution.

NEW MEMBERS

Welcome aboard to the following NEW members who was recently approved by the Board of Directors

Doug Rader
Twin Rivers Marine
Insurance Agency
7 Marina Plaza
Antioch, CA 94509
O: 800-259-5701
F: 925-779-1749

E: doug@boatinsuranceonly.com
www.boatinsuranceonly.com

Farshad Mazloom, Project Manager
KIE-CON, Inc
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Antioch, CA 94509
O: 925-754-9494
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NOTICE- NOAA MarineDebris Program

A principal objective of the NOAA Marine Debris Program is to provide federal financial and technical assistance to grass-roots, community-based activities that improve living marine resource habitats through the removal of marine debris and promote stewardship and a conservation ethic for NOAA trust resources. NOAA trust resources include living marine resources and their habitats, including commercial and recreational fishery resources (marine fish and shellfish); coastal habitats; diadromous fish species; endangered and threatened marine species; marine mammals and marine turtles; marshes, mangroves, seagrass beds, coral reefs, other coastal habitats; areas identified by NOAA Fisheries as essential fish habitat (EFH); and areas within EFH identified as Habitat Areas of Particular Concern (HAPC).

NOAA trust resources can also include marine habitats and resources associated with National Marine Sanctuaries, National Estuarine Research Reserves, and areas under state coastal management programs, including Areas of Concern within the Great Lakes. The program aims to foster collaboration among diverse entities and groups (e.g., public and nonprofit organizations, citizen and watershed groups, anglers, boaters, industry, corporations and businesses, youth conservation corps, students, landowners, academics, and local, state, and federal government agencies) in order to cooperatively implement safe, impactful, and cost-effective marine debris removal projects. In order to track project success, funded projects will need to be able to report the total amount of debris removed (metric tons), total area or extent cleaned or restored (acres and/or miles), types of debris encountered, and volunteer hours involved.

The full grant announcement and the application package is available at:

(<http://www.grants.gov/web/grants/view-opportunity.html?oppId=240334>).

Estimated Total Program Funding: \$2,000,000

Closing Date for Applications: November 1, 2013

Award Ceiling: \$250,000 / Award Floor: \$15,000

Expected Number of Awards: 15

Clean Marinas

The Clean Marinas program is a partnership of private marinas, government marinas and yacht clubs. The program was developed by marine industry volunteers to create a marina facility stewardship program for the purpose of protecting our waters from pollution. Through education and the use of Best Management Practices (BMP'S) we work with marina operators, yacht clubs and municipal port authorities to gain certification. For information on how to become a certified Clean Marina visit our web site at www.cleanmarina.org.



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America's Cup Wind Down

By Diane Isley, Emery Cove Yacht Harbor

First, congratulations to Oracle Team USA! This has to be one of the top regattas in the history of the America's Cup. The technological advance in design and speed, the level of skill for the sailors and the even match racing set the bar very high for future Cup racing. Watching 72-foot catamarans with masts 13 stories high hydro-foil within a few feet of each other at speeds 25-45 miles per hour was exhilarating. The shoreline access and the television/phone coverage advances in viewing technology were significant. This was one of the most exciting events in my career.

This was a tremendous boost to the boating industry in general and to the economy and the tourism business in the Bay Area. California boaters and harbors should be honored to host the oldest trophy in sports for the United States from the AC World Series in San Diego to the San Francisco Bay Area Louis Vuitton Challenge and America's Cup. The San Francisco backdrop with its scenic views, currents and wind variety made for a summer of racing beyond compare.

Our heart goes out to Emirates Team New Zealand. Their sportsmanship is first class and their support and fan base was significant. New Zealand gave it their all and we expected to see the cup head south for many days while Team New Zealand was in the lead with only one race to win to take it all. It was a pleasure to host many of their fans and sailors in our various marinas. Oracle Team USA's comeback is truly remarkable.

As the Bay Area begins to settle back to a routine and the super yachts and cruisers head out to sea to their various destinations, it was announced on September 30th that Hamilton Island Yacht Club (HIYC), located on the edge of the Great Barrier Reef in Queensland, Australia, has challenged for the 35th America's Cup. The location remains to be determined and we can only hope that it will remain here in the San Francisco Bay or at least the State of California.

Coast Guard America's Cup Debrief and Discussion

Sector San Francisco will host a post-event discussion and debrief of the 2013 America's Cup events on Thursday, October 24th at 0930. The meeting will be held at the Sector San Francisco IOC in bldg 100. All members of the maritime community are welcome to attend and participate in the discussion. Please contact LTjg Joshua Dykman at Joshua.v.dykman@uscg.mil to have your name added to the gate access list for the meeting.





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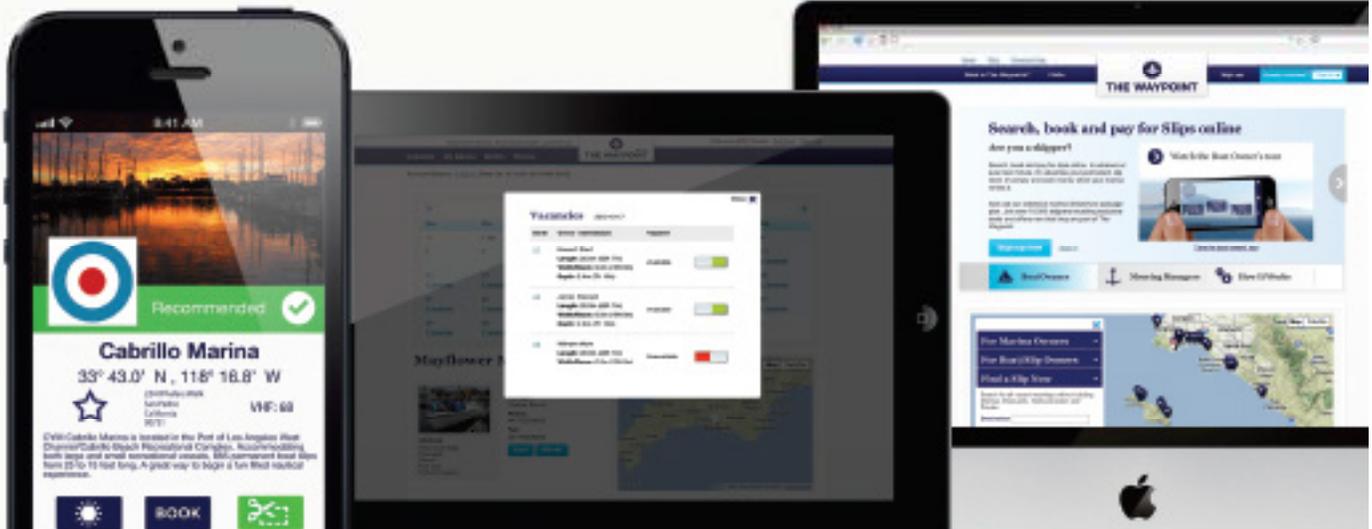
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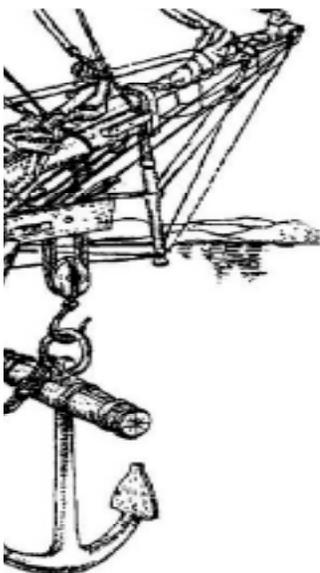
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