

EFAC

Powell Appeal 1/26/16

On 1/26/16 EFAC heard the appeal of Gerry Powell regarding the decision to remove pier 34A as there is not sufficient space for that pier. At the hearing the Powells were represented by their attorney, Steve Snyder. On 1/27/16 Mr. Snyder provided EFAC with the Memorandum in Support of the Appeal.

After a review of the documents, the Directors voted electronically on 2/15 & 16/16.

The vote on requiring the Powells to remove their pier because Pier 34 is allotted 24 ft. and the Millers are entitled to the same w/o moving their assignment. The vote of S. Montovani, R. Presser, and L. Grossnickle were for this position.

K. Lusby and S. Anson voted against the motion as there was no historical evidence of where the Millers' 24 ft began and ended along their property shoreline. The location of the 16 ft offshore assignment was defined as in compliance and has documented evidence of being assigned many years ago. Therefore is intended to be permanent.

With this action EFAC is placing the Powells on the displaced list awaiting assignment.