

**TOWN COUNCIL MEETING #11-2002**

**MAY 7, 2002 - 7:00 P.M.**

**TOWN COUNCIL CHAMBERS**

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**SUMMARY AGENDA**

- ITEM #80-2002 To consider action relative to adopting the May 7, 2002 Consent Agenda.
- ITEM #81-2002 To consider action relative to proposed amendments to the Solid Waste Disposal Ordinance concerning recycling (Chapter 28). (Public Hearing).
- ITEM #82-2002 To consider action relative to adoption of a Fiscal Year 2003 Operating Budget for the Town of Freeport.
- ITEM #83-2002 To consider action relative to adopting new fees or fee increases for Fiscal Year 2003.
- ITEM #84-2002 To consider action relative to the approval of a 501(c)(3) application of the Community Center Corporation.
- ITEM #85-2002 To consider action relative to the appointment of a Board of Directors for the Community Center Corporation.
- ITEM #86-2002 To consider action relative to the proposed discontinuance of a portion of Holbrook Street.

**OTHER BUSINESS:**

Adjourn.



Clerk

**AGENDA**  
**FREEPORT TOWN COUNCIL MEETING #11-2002**  
**TOWN HALL COUNCIL CHAMBERS**  
**MAY 7, 2002 – 7:00 P.M.**

**SPECIAL NOTE:** This agenda is a working agenda that includes background information and is for distribution to Council members only.

**FROM:** Dale C. Olmstead, Jr.

**TO:** Robert Stevens, Chairperson, Porters Landing  
John Arsenault, Vice Chairperson, Prout Road  
Kenneth Mann, Mann Road  
David Soley, Arnold Road  
Eileen Lowell, So. Freeport Road  
Rod Regier, South Street  
Susan Campbell, Hunter Road

**FIRST ORDER OF BUSINESS:** To waive the reading of the Minutes of Meeting #10-2002, held on April 23, 2002 and accept the Minutes as printed.

**SECOND ORDER OF BUSINESS:** Public Comment Period – 30 Minutes  
(Non-Agenda Items Only)

**THIRD ORDER OF BUSINESS:** To take action on the following items of business as read by the Council Chairperson.

**COUNCIL MEETING #11-2002  
MAY 7, 2002**

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**ITEM #80-2002** To consider action relative to adopting the May 7, 2002 Consent Agenda.

**BE IT ORDERED:** That the May 7, 2002 Consent Agenda be adopted.

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**ITEM #81-2002** To consider action relative to proposed amendments to the Solid Waste Disposal Ordinance concerning recycling (Chapter 28). (Public Hearing).

**MOTION:** That the Public Hearing be opened.

**MOTION:** That the Public Hearing be closed.

**BE IT ORDERED:** That the proposed amendments to the Solid Waste Disposal Ordinance be approved.

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**ITEM #82-2002** To consider action relative to adoption of a Fiscal Year 2003 Operating Budget for the Town of Freeport.

**BE IT ORDERED:** That a Public Hearing be scheduled for May 21, 2002 at 7:00 p.m. in the Town Hall Council Chambers to discuss the adoption of a Fiscal Year 2003 Operating Budget for the Town of Freeport.

**BE IT FURTHER ORDERED:** That 30 copies be distributed equally between the Town Clerk's Office, the Town Manager's Office and the Freeport Community Library for inspection by citizens during normal business hours.

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**ITEM #83-2002** To consider action relative to adopting new fees or fee increases for Fiscal Year 2003.

**BE IT ORDERED:** That a Public Hearing be scheduled for May 21, 2002 at 7:00 p.m. in the Town Hall Council Chambers to discuss new fees or fee increases for Fiscal Year 2003 in the following areas: Alarm Systems Ordinance - Chapter 14, Traffic Fees & Fines - Chapter 48, Highway Entrance Permits - Chapter 15, Planning Fees - Chapter 21, Zoning Ordinance Amendments - Chapter 21, Subdivision Ordinance Amendments - Chapter 25, and the Fee and Fine Schedule.

**BE IT FURTHER ORDERED:** That 30 copies be distributed equally between the Town Clerk's Office, the Town Manager's Office and the Freeport Community Library for inspection by citizens during normal business hours.

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**ITEM #84-2002** To consider action relative to the approval of a 501(c)(3) application of the Community Center Corporation.

**BE IT ORDERED:** That the 501(c)(3) application of the Community Center Corporation as a supporting organization for the purposes set forth in the application attached hereto as Exhibit A be approved.

**COUNCIL MEETING #11-2002  
MAY 7, 2002**

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**ITEM #85-2002** To consider action relative to the appointment of a Board of Directors for the Community Center Corporation.

**BE IT ORDERED:** That a Board of Directors of the Community Center Corporation, as set forth in the application attached hereto as Exhibit A with the understanding that, notwithstanding the Bylaw provisions to the contrary, the term of this initial Board will be one year, be appointed.

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**ITEM #86-2002** To consider action relative to the proposed discontinuance of a portion of Holbrook Street.

**BE IT ORDERED:** That a Public Hearing be scheduled for May 21, 2002 at 7:00 p.m. in the Town Hall Council Chambers to discuss the proposed discontinuance of a portion of Holbrook Street.

**BE IT FURTHER ORDERED:** That notice of the proposed discontinuance be provided as required by State Statute.

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**OTHER BUSINESS:**

**Adjourn.**



**MINUTES  
COUNCIL MEETING #11-2002  
FREEPORT TOWN HALL COUNCIL CHAMBERS  
May 7, 2002-7:00 P.M.**

<b><u>CHAIRPERSON'S CALL TO ORDER</u></b>	<b><u>Present</u></b>	<b><u>Absent</u></b>	<b><u>Excused</u></b>
Robert Stevens, Chairperson Porters Landing	x		
John Arsenault, Vice Chairperson Prout Road	x		
David Soley Arnold Road	x (arrived late)		
Susan Campbell Hunter Road	x		
Rod Regier South Freeport Road	x		
Kenneth Mann Mann Road	x		
Eileen Lowell South Freeport Road			x

**FIRST ORDER OF BUSINESS:** TO WAIVE THE READING OF THE MINUTES OF MEETING #10-2002 HELD ON APRIL 23, 2002 AND ACCEPT THE MINUTES AS PRINTED.

**MOVED AND SECONDED:** TO WAIVE THE READING OF THE MINUTES OF MEETING #10-2002 HELD ON APRIL 23, 2002 AND ACCEPT THE MINUTES AS PRINTED. (Councilors Arsenault & Regier) (5 Ayes) (2 Excused—Lowell & Soley)

**SECOND ORDER OF BUSINESS:** Public Comment Period—30 Minutes (Non-Agenda Items only)

**MOVED AND SECONDED:** To open the Public Comment Period (Campbell & Arsenault) (5 Ayes) (2 Excused—Lowell & Soley)

Councilor Mann appreciates the new water pitchers.

Steve Day, resident, "growled" about a Town employee using a town vehicle for personal transportation. He also reported that he viewed a Town employee depositing his personal rubbish at the Public Safety Building. He questioned if members of the public can bring their rubbish and dispose of it free as well. He feels the Town

He questioned if members of the public can bring their rubbish and dispose of it free as well. He feels the Town needs to look at nickel and dime things to save dollars. Chair Stevens noted that these instances will be reviewed and corrected.

Darrell Fournier, Coordinator of the Memorial Day Parade, asked if this year's parade could be dedicated to Blackie Marston to show appreciation for all the years he had taken on the responsibilities of the Memorial Day Parade. If everyone is in agreement, he suggested that Mr. Marston be recognized by Councilor Soley at the introduction of guests. Everyone agreed. Chief Fournier will coordinate with Councilor Soley and Chair Stevens will advise Councilor Soley that this is the will of the Council.

Councilor Mann brought up the recently adopted Cluster Subdivision Ordinance. There have been two applications submitted already. One of them is in District 2 on the Pleasant Hill Road and the other one is in District 4 on the Webster Road. Neither one of these proposed subdivisions appear to be clustering subdivisions. The average lot size will be close to 2 ½ acres. The Planning Board indicated that the application is in order and consistent with the Ordinance. He distributed handouts to the Council and reviewed them. He wondered why the Council spent so much time on this Subdivision Ordinance when it ended up with the same thing when it was over and done. He merely wanted to show the Council how it is being interpreted. It is in no way criticism of the applicant or of the Planning Board. Councilor Campbell also attended the meeting and would like a discussion on this topic. The way the Ordinance was applied was a surprise to her. She has a copy of the plan. If time permits, this will be discussed under "Other Business".

**MOVED AND SECONDED:** To close the Public Comment Period (Arsenault & Campbell)  
(5 Ayes) (2 Excused—Lowell & Soley)

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ITEM #80-2002 To consider action relative to adopting the May 7, 2002 Consent Agenda.

**BE IT ORDERED:** That the May 7, 2002 Consent Agenda be adopted. (Mann & Arsenault)

Councilor Mann raised questions on the waterway item which Mr. Olmstead addressed.

**ROLL CALL VOTE:** (5 Ayes) (2 Excused—Lowell & Soley)

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ITEM #81-2002 To consider action relative to proposed amendments to the Solid Waste Disposal Ordinance concerning recycling (Chapter 28). (Public Hearing).

**MOVED AND SECONDED:** That the Public Hearing be opened. (Regier & Arsenault)  
(5 Ayes) (2 Excused—Lowell & Soley)

Bart Carhart reviewed the amendments that the Sub Committee is proposing to make to Chapter 28. He and Genie Beaulieu answered questions for Councilors. Ed Bradley, resident, questioned the cost of a silver bullet for East Freeport. He was asked to attend a budget hearing and request a container. Danny Wentworth agreed with Mr. Bradley that the Town is not making it easy for people to recycle on Flying Point. Cardboard is a problem because the only place to take it is at the Town's Recycling Center. Ms. Beaulieu publicly thanked Mr. Wentworth for all his contributions to the Subcommittee.

**MOVED AND SECONDED:** That the Public Hearing be closed. (Regier & Arsenault)  
(5 Ayes) (2 Excused—Lowell & Soley)



**MOVED AND SECONDED:** On Page 2, add the words "or property owner" after "Any Freeport resident so that the sentence reads: "Any Freeport resident or property owner may discard recyclable materials at one of Freeport's recycling facilities or contract with its solid waste hauler to pick up the recyclables." (Mann & Campbell) **ROLL CALL VOTE:** . (5 Ayes) (2 Excused—Lowell & Soley).

**MOVED AND SECONDED:** On page 3, to strike: "To keep current with environmental and market conditions, the Town Council may by order, without amending this Ordinance, designate materials on the foregoing list as unacceptable at the Recycling Facility and/or designate other materials as acceptable." (Mann & Campbell) **ROLL CALL VOTE:** . (5 Ayes) (2 Excused—Lowell & Soley).

On Page 3 Chair Stevens instructed that the word "in" be removed so that the sentence reads: "No person shall include any commercial or unacceptable waste with its residential waste.

**MOVED AND SECONDED:** On page 4. add to the last sentence: "unless the producer takes its waste to RWS and pays a tipping fee for it." (Mann & Campbell) **ROLL CALL VOTE:** (5 Ayes) (2 Excused—Lowell & Soley).

**BE IT ORDERED:** That the proposed amendments to the Solid Waste Disposal Ordinance be approved as amended. (Regier & Arsenault) **ROLL CALL VOTE:** .(5 Ayes) (2 Excused—Lowell & Soley).

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**ITEM #82-2002** To consider action relative to adoption of a Fiscal Year 2003 Operating Budget for the Town of Freeport.

**BE IT ORDERED:** That a Public Hearing be scheduled for May 21, 2002 at 7:00 p.m. in the Town Hall Council Chambers to discuss the adoption of a Fiscal Year 2003 Operating Budget for the Town of Freeport.

**BE IT FURTHER ORDERED:** That 30 copies be distributed equally between the Town Clerk's Office, the Town Manager's Office and the Freeport Community Library for inspection by citizens during normal business hours. (Arsenault & Campbell) **ROLL CALL VOTE:** (5 Ayes) (2 Excused—Lowell & Soley).

This order will be automatically included on the website and cable.

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**ITEM #83-2002** To consider action relative to adopting new fees or fee increases for Fiscal Year 2003.

**BE IT ORDERED:** That a Public Hearing be scheduled for May 21, 2002 at 7:00 p.m. in the Town Hall Council Chambers to discuss new fees or fee increases for Fiscal Year 2003 in the following areas: Alarm Systems Ordinance - Chapter 14, Traffic Fees & Fines - Chapter 48, Highway Entrance Permits - Chapter 15, Planning Fees - Chapter 21, Zoning Ordinance Amendments - Chapter 21, Subdivision Ordinance Amendments - Chapter 25, and the Fee and Fine Schedule.

**BE IT FURTHER ORDERED:** That 30 copies be distributed equally between the Town Clerk's Office, the Town Manager's Office and the Freeport Community Library for inspection by citizens during normal business hours. (Campbell & Arsenault) **ROLL CALL VOTE:** (5 Ayes) (2 Excused—Lowell & Soley).

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**ITEM #84-2002** To consider action relative to the approval of a 501(c)(3) application of the Community Center Corporation.

**BE IT ORDERED:** That the 501(c)(3) application of the Community Center Corporation as a supporting organization for the purposes set forth in the application attached hereto as Exhibit A be approved.

Ed Bradley requested that this item be tabled to the next meeting. Chair Stevens asked the Town Manager to put this item on the next Council agenda in two weeks.

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**ITEM #85-2002** To consider action relative to the appointment of a Board of Directors for the Community Center Corporation.

**BE IT ORDERED:** That a Board of Directors of the Community Center Corporation, as set forth in the application attached hereto as Exhibit A with the understanding that notwithstanding the Bylaw provisions to the contrary, the term of this initial Board will be one year, be appointed.

Mr. Bradley requested that this item be tabled to the next meeting.

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**ITEM #86-2002** To consider action relative to the proposed discontinuance of a portion of Holbrook Street.

**BE IT ORDERED:** That a Public Hearing be scheduled for May 21, 2002 at 7:00 p.m. in the Town Hall Council Chambers to discuss the proposed discontinuance of a portion of Holbrook Street.

**BE IT FURTHER ORDERED:** That notice of the proposed discontinuance be provided as required by State Statute. (Regier & Arsenault)

Councilor Mann asked for an explanation and Mr. Lyman, Superintendent of Schools, explained that a survey shows that the right-of-way is in the middle of the school's parking lot. This prevents building the voter-approved auditorium in the most logical location. He went to the Appeals Board but that Board determined that the situation did not satisfy their hardship criteria for granting a variance. This situation is unique because the Town owns all the land in this area. They have looked at other locations around the high school. Mr. Lyman has been in contact with the Town Attorney, the Town Planner and the Codes Enforcement Officer. The attorney recommended discontinuing the right-of-way on Holbrook Street. The School Department uses the Snow Road and has no plans to close it. Discussion followed.

Councilor Regier offered to work with Mr. Lyman, the Town Manager and anyone else to help come up with a

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solution to try to make this happen.

Jack Maier of 39 Elm Street and Rodney Curtis of Oak Avenue expressed their concerns for the potential of closing the Snow Road. They had no objections to the Town discontinuing a portion of Holbrook Street as long as the Snow Road is kept open. They are fearful that this road could possibly be closed off for one reason or another at some point in the future.

Councilor Soley arrived at 8:15 p.m. and apologized for being late. More discussion took place.

**ROLL CALL VOTE:** (5 Ayes) (1 Nay—Mann) (1 Excused—Lowell).

Mr. Maier had a solution to offer and Councilor Regier noted that he would contact Mr. Maier to get more information at the appropriate time.

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### **OTHER BUSINESS:**

#### **Signs**

Councilor Regier advised that new signs will be going up towards the end of the month. Councilor Mann asked about kiosk signs. Mr. Olmstead advised that the old kiosk signs will be taken down first because there are new signs to replace them.

#### **New Subdivisions**

Councilor Campbell had a site plan on the proposed subdivision on Webster Road that she feels is very nice. She noted that the developers didn't use up all of the allowable lots. They chose to develop larger lots than is required. This subdivision butts up against a 140 acre parcel in Pownal. Councilor Mann discussed Net Residential Acreage and that it can be included in the lot size. A map of the subdivision being proposed on Pleasant Hill Road was reviewed. Councilor Mann did not recall the size of the lots. Councilor Regier recalled that this is a 120 acre parcel and that 80 acres are being proposed to be kept as open space. 30 units are being proposed on lots of 1 ¼ acres or so. Discussion followed.

#### **Workshops**

Mr. Olmstead reminded Councilors of two budget workshops coming up next week on the 14<sup>th</sup> and 15<sup>th</sup>. There will also be a budget workshop for the public tomorrow at 5 p.m. and also on the following morning at 8 a.m. Administrators will be on hand to answer questions for the public.

#### **Council's Meeting Schedule**

Mr. Olmstead advised that the Council will be adopting its summer schedule through September at its next regular meeting.

Adjournment

**MOVED AND SECONDED:** To adjourn at 8:40 p.m. (Arsenault & Campbell)  
**ROLL CALL VOTE:** (5 Ayes) (1 Excused—Lowell).

Respectfully Submitted,

*Sharon Coffin*

Sharon Coffin, Council Secretary



**TOWN COUNCIL  
CONSENT AGENDA  
MAY 7, 2002**

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**ITEM #74-2002** To consider action relative to the approval of a Liquor License.

**BE IT ORDERED:** That the following application for a Malt, Spirituous and Vinous Liquor License be approved:

John Stiles d/b/a Jameson Tavern, 115 Main Street

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**ITEM #75-2002** To consider action relative to the approval of a Public Peddler License.

**BE IT ORDERED:** That the following application for a Public Peddler be approved:

Ronald G. Foley, Freeport High School Sports Boosters, Treasurer

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**ITEM #76-2002** To consider action relative to the use of the Town Hall Parking Lot for July 4<sup>th</sup> Activities.

**BE IT ORDERED:** That the Freeport Fourth of July Committee be granted the use of the Town Hall Parking Lot on July 4<sup>th</sup>.

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**ITEM #77-2002** To consider action relative to accepting a bid for the installation of a waterway on Fire Ladder 1.

**BE IT ORDERED:** That the bid from Pierce Manufacturing in the amount of \$56,120 be accepted.

**BE IT FURTHER ORDERED:** That an expenditure of \$2,825 be approved from the capital account to provide for expenses in delivering and returning the vehicle.

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**ITEM #78-2002** To consider action relative to expenditures from Scholarship Trust funds.

**BE IT ORDERED:** That the following amounts be expended from Scholarship Trust funds to provide scholarships for Freeport High School students.

The Fitts Award	\$ 200.00
Solomon Plummer Fund	180.00
Wallace True Fund	250.00
Millard Crooker	2,000.00
Alice Pollack Fund	400.00
Auldis Forser Award	100.00
Kenneth Thompson Award	300.00

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**ITEM #79-2002** To consider action relative to accepting a bid for the replacement of 12 SCBA bottles.

**BE IT ORDERED:** That the bid from Industrial Protection Services in the amount of \$8,042.16 be accepted.

End of Consent Agenda

# Memorandum

**To:** Dale Olmstead, Town Manager  
**From:** Chief Fournier *DF*  
**Date:** 4/22/2002  
**Re:** Ladder 1 Waterway Bids

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I have received the bid for the installation of the waterway on Ladder 1. To avoid voiding the 20-year warranty on ladder 1, Pierce Manufacturing must install the waterway.


The total bid price is \$60,812, the town has the option of delivering and picking up ladder 1 at Pierce Manufacturing in Weyauwega, Wisconsin. This results in a \$4,200 reduction bringing to bid the \$56120.

The cost to deliver the truck to Wisconsin with two firefighters is as follows:

Air flights	\$1400
Rooms	\$600
Meals	\$300
Fuel costs	<u>\$525</u>
	\$2825

With Freeport delivering the truck, the total bid \$58,945. I recommend to for this amount to be awarded to Pierce Manufacturing.

# Memorandum

**To:** Dale Olmstead, Town Manager  
**From:** Chief Fournier   
**Date:** 4/18/2002  
**Re:** Fun for the 4th

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Attached, please find a copy of the scheduled events for this year's fun for the 4<sup>th</sup>. The committee is requesting the use of the town hall parking lot for the 4<sup>th</sup> of July to be used as a food court. Please schedule this for the next council meeting for approval. We would also like to enclose the scheduled events in the town wide mailing.

If you have any questions, please call me.



## **Sponsored by local non-profit organizations**

<b>July 2nd</b>		
<b>Smokey's Greater Shows</b>	<b>Howard Place Parking Lot</b>	<b>5pm-11pm</b>
<b>July 3rd</b>		
<b>Smokey's Greater Shows</b>	<b>Howard Place Parking Lot</b>	<b>6pm-11pm</b>
<b>July 4th</b>		
<b>10K Road Race</b>	<b>Park Street</b>	<b>7am</b>
<b>Parade</b>	<b>Main Street</b>	<b>10am</b>
<b>Firefighters Muster</b>	<b>Public Safety Building</b>	<b>1pm-3pm</b>
<b>Dunk Tank/Inflatable Kiddie Rides</b>	<b>Public Safety Building</b>	<b>12pm-5pm</b>
<b>Food Court</b>	<b>Town Hall</b>	<b>9am-6pm</b>
<b>Pancake Breakfast</b>	<b>St. Judes Church</b>	<b>7am-10am</b>
<b>Smokey's Greater Shows</b>	<b>Howard Place Parking Lot</b>	<b>6pm-Mid</b>
<b>Fireworks</b>	<b>High School Field</b>	<b>9pm</b>
<b>July 5th</b>		
<b>Horseshoe Tournament</b>	<b>Winslow Park</b>	<b>10am-4pm</b>
<b>Canoe and Kayak Race</b>	<b>Winslow Park</b>	<b>10am-4pm</b>
<b>Street Dance with a live band</b>	<b>Depot Street</b>	<b>8pm-11pm</b>
<b>July 6th</b>		
<b>Smokey's Greater Shows</b>	<b>Howard Place Parking Lot</b>	<b>6pm-Mid</b>
<b>Smokey's Greater Shows</b>	<b>Howard Place Parking Lot</b>	<b>6pm-Mid</b>
<b>L.L. Bean Concert in the Park</b>	<b>Retail Store Park</b>	



# Memo

**To:** Dale Olmstead

**From:** John Arsenault

**Date:** 04/18/02

**Re:** Town Hall grounds use request

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On behalf of the Freeport Fourth of July Committee, I request use of the parking lot and grounds of the Town Hall for use by food vendors on July 4, 2002. Please place this item on the Consent Agenda of the next Council meeting.

Thank you.

# Memorandum

**To:** Dale Olmstead, Town Manager  
**From:** Chief Fournier *DF*  
**Date:** 4/29/2002  
**Re:** Capital Budget SCBA

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I have received the following bid prices for the SCBA's bottle replacement in this year CIP.

1. Industrial Protection Services \$670.18 each
2. Fire Tech and Safety \$678.00
3. Vallen Safety Supply \$688.19

I recommend that we go with a low bid of IPS. Please include this in the next council agenda for approval. If you have any questions, please feel free to call me.

Thank you.

*approved, as amended*  
**PROPOSED AMENDMENTS  
CHAPTER 28  
SOLID WASTE DISPOSAL ORDINANCE  
TOWN OF FREEPORT**

**ARTICLE I**

1. Purpose: The purpose of this Ordinance is to protect the health, safety and general well-being of the citizens of Freeport, to enhance and maintain the quality of the environment, to conserve natural resources and prevent water and air pollution and to reduce/stabilize solid waste disposal costs by providing for a comprehensive, rational and effective means of regulating the disposal of solid waste in Freeport in accordance with the provisions of 38 MRSA ss. 1301 et seq. and 1304-B et seq.

1. Definitions

H. Freeport's Recycling Facilities – Facilities include recycling trailers located at the Village Store (South Freeport Road), Doherty's Market (Wardtown Road), West Street Fire Barn (behind Police/Fire Station) and the Freeport Recycling/Transfer Station located on Landfill Road (off Pownal Road). Recycling facilities may include other recycling trailers sited from time to time at other locations within the Town.

**ARTICLE 3  
THE RECYCLING FACILITY**

~~Freeport operates the Recycling Facility. The Town Council sets the hours and conditions of operation by order. Disposal of any material is permitted only during the hours the recycling facility is open and as otherwise by this Ordinance.~~

~~Any resident of Freeport may discard recyclable materials at the recycling facility. A fee established by the Town Council may be charged for some items accepted at the recycling facility. A list of fees and associated items will be maintained at the recycling facility and posted at the Town Office.~~

~~No person may remove anything from the recycling facility except as permitted by the Town Council or Solid Waste Director.~~

~~Recyclables include:~~

- ~~1. Newspaper clean, dry and loose;~~
- ~~2. Corrugated cardboard. No waxed containers or yellow cardboard;~~
- ~~3. Glass containers all colors, rinsed; paper labels are acceptable. No window glass, mirrors, light bulbs, dishes or ceramic;~~
- ~~4. Steel cans cleaned of foodstuffs and flattened. No cans with residual materials. Paper labels are acceptable;~~
- ~~5. #2 HDPE plastic milk jugs only completely emptied of contents, rinsed and flattened;~~
- ~~6. Mixed Paper office paper, telephone books, catalogues, magazines, junk mail, paper bags; all plastic removed;~~
- ~~7. Paperboard remove all plastic and metal from container, includes egg cartons;~~

8. ~~White Goods and Scrap Metal including all large appliances; no automobiles;~~
9. ~~Asphalt Shingles separated from all other materials;~~
10. ~~Swap Items items of reusable value that can be swapped or donated;~~
11. ~~Used Motor Oil in 5 gallon containers, free of any chemicals;~~
12. ~~Clean Wood and Brush must be free of metal, plastic, sheetrock and insulation;~~
13. ~~Tires rims are accepted; truck and auto;~~
14. ~~Inert Fill includes soil, rocks, bricks, and cured concrete.~~

~~In order to keep current with market conditions, the Town Council may by order, without amending this Ordinance, designate materials on the foregoing list as unacceptable at the recycling facility and/or designate other materials as acceptable.~~

Note: It is proposed that Article 3 be entirely revised to read as follows:

### RECYCLING

Freeport operates three neighborhood recycling trailers and the Recycling/Transfer Station located on Landfill Road. The Town Council, by order, sets the hours and conditions of operation of the Recycling/Transfer Station. Disposal/Recycling of any material is permitted only during the hours the Recycling/Transfer Station is open and as otherwise permitted by this Ordinance. Individuals leaving materials after operating hours will be subject to summons and penalty. A fee established by the Town Council may be charged for some items accepted at the Recycling/Transfer Station Facility. A list of fees and associated items will be maintained at the Recycling Facility and posted at the Town Office.

No person shall remove anything from the Recycling Facility except as permitted by the Town Council or Solid Waste Director.

Any Freeport resident<sup>or property owner</sup> may discard recyclable materials at one of Freeport's recycling facilities or contract with its solid waste hauler to pick-up the recyclables.

Residential solid waste may have the following recyclable materials separated out and sorted into the categories listed below prior to pick-up by a licensed residential hauler or delivery to one of Freeport's recycling facilities:

- a. Paper Items: newspapers, magazines, phone books, mail, brochures, catalogues, office/computer paper, brown bags with all plastic removed.
- b. Paperboard: cereal and food boxes, and egg cartons with plastic and metal removed.
- c. Clean Glass and Cans: clear, green and brown glass containers; steel cans, aluminum foil and plates, empty paint cans. (no dishes, ceramics, mirrors, light bulbs.)
- d. Plastics: Clean #1PETE and #2 HDPE containers, clear milk jugs and beverage, food and detergent containers.

Certain materials may also be delivered to the Freeport Recycling/Transfer Station located on Landfill Road (off Pownal Road) or, if the service is provided, collected by a residential solid waste hauler. There will be a charge for some items. These materials include:

- a. Plastic shopping bags

- b. Clean used motor oil (free of other chemicals and materials)
- c. Leaves, grass clippings, garden wastes
- d. Christmas trees
- e. Returnable bottles (proceeds donated to Freeport Community Services)
- f. Auto batteries (with non-broken case)
- g. Brush (charge)
- h. Wood waste (charge) (free of metal, plaster, sheetrock, insulation etc.)
- i. Metal (charge) bedsprings, metal furniture, car parts, lawn mowers, etc.
- j. Tires (charge)
- k. Asphalt shingles (charge) free of wood and flashing
- l. Appliances (charge) refrigerators, stoves, etc.
- m. Furniture (charge) chairs, sofas, tables, etc.
- n. Household junk (charge) carpets, insulation, etc.
- o. Goodwill Donation Box for good used clothing, shoes, games, etc.
- p. Anti-freeze and gasoline (charge)
- q. Corrugated cardboard (boxes and packaging materials) – no waxed containers
- r. Swap Shop – (items of reusable value that are workable and that are not broken and that can swapped or donated for reuse. No bedding nor children's car seats are accepted. A disposal fee will be charged for such items.
- s. Computers, TV's, fluorescent light bulbs, thermostats (charge)

~~To keep current with environmental and market conditions, the Town Council may by order, without amending this Ordinance, designate materials on the foregoing list as unacceptable at the Recycling Facility and/or designate other materials as acceptable.~~

## ARTICLE 6 CITIZEN RESPONSIBILITIES

No person shall dump, discard or otherwise deposit refuse of any sort at any place other than at the ~~Recycling Facility~~ Freeport Recycling/Transfer Station during operating hours or at curbside for delivery to the recycling facilities or designated disposal facility, as allowable by this Ordinance. However, any person, subject to state and local laws and ordinances, may deposit or dump inert substances for fill purposes only on any land in Freeport, with the permission of its owner. Backyard composting is permissible.

No person shall include any commercial or unacceptable waste ~~in~~ with its residential waste.

No person shall put out for curbside pickup items that are dangerous, or otherwise unsuited for pickup. It is also prohibited for a licensed hauler to pick up or collect leaf and grass clippings unless these items are segregated from residential waste by the homeowner. Any other person who collects leaves, grass clippings, or other yard waste must also segregate such waste from other residential waste and must deliver the yard waste to 1) the Freeport ~~Recycling Center's~~ Recycling/Transfer Station's composting area; 2) to a facility which meets the specific criteria for the State of Maine Sludge and Residuals Composting Rules, Chapter 56, Rules for Land Application of Sludge and Residuals; or 3) to a private compost pile. No person may compost more than 50 cubic yards of leaves, grass clippings, or yard waste at his or her place of residence.

All demolition materials delivered to Freeport Recycling/Transfer Station ~~Demolition Facility~~ shall be separated and placed in designated areas. Separation can occur on or off site.

Every producer of residential waste in Freeport must contract with a waste hauler licensed for and by Freeport or bring their residential waste to the Freeport Recycling/Transfer Station for a fee, *unless the producer takes its waste to RWS and pays a tipping fee for it.*