

MEETING #10-79
MAY 1, 1979
Time: 7:30 P.M.
Place: Council Room

MINUTES

TOWN OF FREEPORT

MEETING OF THE FREEPORT TOWN COUNCIL

☒ Regular

Special

Chairman's Call to Order

Present Excused Absent

Edward Bonney, Chairman, Nathan Nye Street
Vaughndella Curtis, Vice Chairman, Pine St
Elizabeth Ruff, Durham Road
William Ormsby, Mast Landing
John Swan, 48 Bow Street
Hollis Willett, Lower Flying Point
William Pushard, Lunt Road

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Moved and Seconded - That the reading of the Minutes of Meeting #9-79 held April 24, 1979 be waived and accept them as printed.
(Councilors Swan & Curtis) (6 Yes) (0 No)

Moved and Seconded - That the Council adjourn and the Licensing Board convene. (Councilors Swan & Curtis) (6 Yes) (0 No)

Roll Call of Members

Present Excused Absent

Edward Bonney, Chairman, Nathan Nye Street
 Vaughndella Curtis, Vice Chairman, Pine St
 Elizabeth Ruff, Durham Road
 William Ormsby, Mast Landing
 John Swan, 48 Bow Street
 Hollis Willett, Lower Flying Point
 William Pushard, Lunt Road
 Bruce E. Benway, Treasurer, Harraseeket Park
 Phyllis A. Roy, Town Clerk, Park Street

X		
X		
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X		
X		
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X		

Moved and Seconded - That the second reading be waived. (Members Ormsby & Willett) (8 Yes) (0 No)

Please note, Councilor Ruff is present at 7:34 P.M.

Moved and Seconded - That the following Applications for Victualer's Licenses be subject to Public Hearing:

John S Alfiero d/b/a Alfie's Restaurant, Mallett Drive
 John W & David G Coffin d/b/a Harraseeket Lunch, So Freeport Wharf
 Edward Collett d/b/a The Red Wheel, Yarmouth Road
 John E Cookson d/b/a Cookie's, 13 South Street
 Dennis Daniel d/b/a Mario, 7 Main Street
 Francis W Doherty d/b/a No Freeport General Store, Lunt Road
 Frederick A Downing d/b/a Lola's Restaurant, Route 1
 David Goldrup d/b/a Desert of Maine Corp., Desert Road
 Hood Enterprises, Inc. d/b/a The Crafts Fare, 20 Bow Street
 Stephen I James d/b/a Freeport Variety, Main Street
 Paul O Kelley, d/b/a Freeport Hot Dog, 76 Main Street
 Vincent A Migliaccio Jr d/b/a School Street Pub, 10 School Street
 William D Ormsby d/b/a Falcon Restaurant, 8 Bow Street
 William D Ormsby d/b/a Freeport Lunch, Casco Street
 Hattie Pierce, Inc. d/b/a J.L. Gabbiano, 140 Main Street
 Malcolm Pohle d/b/a Freeport Country Club, Old County Road
 Vera & Alan Rogers d/b/a Florida Lake, Route 125
 Claude Cloutier d/b/a Jolly Post, Inc., 3 Cedar Street, Lewiston
 Richard M Wagner d/b/a Derosier's Market, Main Street
 Elaine Polakewich d/b/a Maggie's General Store, Route 1 & 95 at
 Desert Road

(Members Benway & Swan) (9 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed. (Members Swan & Pushard) (9 Yes) (0 No)

ITEM #54-79 Be It Ordered - That approval be granted on Applications for Victualer's Licenses to the above named individuals.
 (Members Roy & Ormsby) (9 Yes) (0 No)

Moved and Seconded - That the Council reconvene. (Members Swan & Ruff) (9 Yes) (0 No)

Moved and Seconded - That the following Application for a Vinous and Malt Liquor License be subject to Public Hearing:

Elaine Polakewich d/b/a Maggie's General Store, corner Route 1 & I-95.

(Councilors Pushard & Ruff) (7 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed.

(Councilors Swan & Ruff) (7 Yes) (0 No)

ITEM #55-79 Be It Ordered - That the Application for a Vinous and Malt Liquor License be granted to Elaine Polakewich d/b/a Maggie's General Store, corner Route 1 & I-95.
(Councilors Pushard & Ruff) (7 Yes) (0 No)

ITEM #56-79 Be It Ordered - That Bruce Lewis be appointed, effective immediately, as a Trustee to the Freeport Sewer District to serve until March 10, 1980.

Be It Further Ordered - That Mr. Lewis qualify by swearing an oath of office before the Freeport Town Clerk by May 15, 1979.
(Councilors Curtis & Ruff) (7 Yes) (0 No)

ITEM #57-79 Be It Ordered - That David Thompson, David Coffin and Robert Palmer be appointed, effective immediately, to the Freeport Planning Board to serve until May 1, 1982.

Be It Further Ordered - That the above named qualify by swearing an oath of office before the Freeport Town Clerk by May 15, 1979.
(Councilors Ormsby & Curtis) (7 Yes) (0 No)

ITEM #58-79 Be It Ordered - That Herman Downs, Leland Arris, Thomas Maier and William Lunt be appointed, effective immediately, to the Freeport Recreation Committee.

Be It Further Ordered - That Herman Downs, Leland Arris and Thomas Maier serve to September 1, 1981 and William Lunt serve to September 1, 1979.

Be It Further Ordered - That the above named qualify by swearing an oath of office before the Freeport Town Clerk by May 15, 1979.
(Councilors Ruff & Curtis) (7 Yes) (0 No)

ITEM #59-79 Be It Ordered - That James G. Palmer be reappointed as Area Representative to the Area Development Council.
(Councilors Pushard & Ruff) (7 Yes) (0 No)

Moved and Seconded - That the following Amendment be made to Section 414.D. of the Proposed Amendment to the Freeport Zoning Ordinance.

D. Space Standards

1. Maximum structure height: 20 Feet
2. Minimum set back: shore: 75 Feet
side: 50 Feet

(Councilors Willett & Pushard) (3 Yes, Councilors Pushard, Willett & Ormsby) (4 No)

Council Chairman declared a two minute recess.

Moved and Seconded - That the following Amendment be made to Section 414.D. of the Proposed Amendment to the Freeport Zoning Ordinance.

D. Space Standards

1. Maximum structure height: 20 Feet
2. Minimum set back: shore: 125 Feet
side: 50 Feet

(Councilors Swan & Curtis) (6 Yes) (1 No, Councilor Bonney)

Moved and Seconded - That the following Amendment be made to Section 414. Island District "Is." of the Proposed Amendment to the Freeport Zoning Ordinance.

E. Restrictions

2. No dwellings or other structures may be erected on the following islands, which are deemed unsuitable for such use because of their size, exposure to the elements, critical wildlife habitat, thin and unstable soils, and/or scenic importance: Bowman, Crab, Googins, Indian, Little Bustins, Little French, French's Ledge, Pound of Tea, Pumpkin Knob, Sister's Ledge, and Sow and Pigs. Once destroyed or removed, any structures currently existing on one of these islands may not be reconstructed or replaced unless accomplished within eighteen (18) months thereafter. The location of a replaced structure may differ from the location of the original structure.

(Councilors Pushard & Swan) (6 Yes) (1 No, Councilor Bonney)

ITEM #38-79 The Town of Freeport Hereby Ordains - That the Proposed Amendments to the Freeport Zoning Ordinance as introduced on April 3, 1979 and submitted to Public Hearing on April 17, 1979 be adopted.
(Councilors Swan & Ruff) (4 Yes) (3 No,
 Councilors Ruff, Curtis & Bonney)

ITEM #38-79 The Town of Freeport Hereby Ordains - That the Proposed Amendment to Section 411.C. of the Freeport Zoning Ordinance as introduced on April 3, 1979 and submitted to Public Hearing on April 17, 1979 be adopted.
(Councilors Swan & Ruff) (7 Yes) (0 No)

ITEM #39-79 The Town of Freeport Hereby Ordains - That the Proposed Indemnity Clause Amendment to the Freeport Administrative Code as introduced on April 3, 1979 and submitted to Public Hearing on April 17, 1979 be adopted.
(Councilors Ruff & Swan) (7 Yes) (0 No)

Moved and Seconded - That the Council adjourn and the Winslow Park Trustees convene. (Councilors Swan & Ruff) (7 Yes)(0 No)

ITEM #41-79 Be It Ordered - That Section 8 of the Rules for Camping Areas, Winslow Park, as amended be further amended to provide:

8. Camping shall be limited to a period of fourteen (14) consecutive nights at one lot site, excepting that the Park Superintendent may rent lot sites for up to thirty (30) consecutive days, when such sites are available, during the month of June with completion of all or a portion of the thirty (30) day period ending on July 1, and during the month of September until the Park closes and excepting that the Park Superintendent may authorize the renewal of camping on the same lot for up to an additional fourteen (14) consecutive days during the months of July and August if no other request is received for said lot in the twenty-four (24) hours immediately following the request to renew such camping.
(Trustees) Curtis & Ormsby) (7 Yes) (0 No)

Moved and Seconded - That the Council reconvene. (Trustees Swan & Ormsby) (7 Yes) (0 No)

Council Chairman Bonney appointed Councilors Pushard & Swan to work with himself plus the Town Manager to resolve the Cookson/Mann problem.

The FY '80 Budget was presented to the Council by the Town Manager.

Liaison Reports were given -

Councilor Ormsby on the School Committee Budget.

Councilor Curtis on the Harbor Commission.

Councilor Swan on the April Executive Committee of C.O.G.

Councilor Ruff stated that the Library Trustees meeting was upcoming.

Councilor Bonney on the Planning Board.

Councilors Willett & Pushard had nothing to report.

Councilors Curtis, Pushard & Ruff are in charge of the 4th of July Council Float.

Councilors Swan & Willett are to work with the Town Manager on "language" to honor Mrs. L.M.C. Smith.

Moved and Seconded - That the Council adjourn at 10:24 P.M.
(Councilors Swan & Ruff) (7 Yes) (0 No)

The foregoing was recorded by:

Mary D. Wescott
Mary D. Wescott
Council Secretary

Distribution: Council, Atty. Frinsko, Supt. of Schools, Town Clerk, Bookkeeper, Police, Library, Highway, Auditors