

COUNCIL MEETING #1-80
JANUARY 2, 1980
Time: 7:30 P.M.
Place: Council Room

M I N U T E S

TOWN OF FREEPORT
MEETING OF THE FREEPORT TOWN COUNCIL

X Regular
-
Special

<u>Chairman's Call to Order</u>	Present	Excused	Absent
Edward Bonney, Chairman, Nathan Hye Street	X	-	-
Vaughndella Curtis, Vice Chairman, Fine St	X	-	-
John Swan, 40 Bow Street	X	-	-
Elizabeth Ruff, Durham Road	X	-	-
Hollis Willett, Lower Flying Point	-	X	X
William Fushard, Lunt Road	X	-	-

Moved and Seconded - That the reading of the Minutes of Meeting
#26-79 held December 18, 1979 be waived and accept them as printed.
(Councilors Swan & Curtis) (5 Yes) (0 No)

COUNCIL MEETING #1-80
JANUARY 2, 1980

Moved and Seconded - That the Proposed Amendment to the Administrative Code to create a Coastal Waters Commission be subject to Public Hearing. (Councilors Ruff & Swan) (5 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed. (Councilors Swan & Curtis) (5 Yes) (0 No)

Moved and Seconded - That ITEM #1-80 be tabled until January 15, 1980. (Councilors Swan & Curtis) (5 Yes) (0 No)

Moved and Seconded - That the Proposed Amendments to the Freeport Shellfish Gathering Ordinance (to establish a residency requirement) be subject to Public Hearing. (Councilors Curtis & Pushard) (5 Yes) (0 No)

Moved and Seconded - That the Public Hearing be closed. (Councilors Pushard & Curtis) (5 Yes) (0 No)

Moved and Seconded - That ITEM #2-80 be tabled until January 15, 1980. (Councilors Pushard & Curtis) (5 Yes) (0 No)

Vice Chairman Curtis is appointed Chairman Pro Tem for the rest of this Agenda.

COUNCIL MEETING #1-80
JANUARY 2, 1980

Moved and Seconded - That the second reading of this Item be waived.
(Councilors Swan & Ruff) (5 Yes) (0 No)

ITEM #3-80

WHEREAS, - There is a need to provide adequate regulatory controls to protect the clam flats, and

WHEREAS - The License Expiration Date in the current Freeport Shellfish Gathering Ordinance is at Midnight on December 31 of the year of issue, and

WHEREAS - Current residency requirements are inadequate in protecting the Freeport clam flats for Freeport residents only, now

THEREFORE, BE IT RESOLVED - That the following Emergency Amendments to the Freeport Shellfish Gathering Ordinance is necessary to protect the Freeport clam flats for Freeport residents only, and to provide equality during 1980 for all potential Shellfish Gathering Licenses.

The Town of Freeport Hereby Ordains - That the following Amendments be made to Sections 103.3 and 301.1 of the Freeport Gathering Ordinance, and that said Amendments have been approved by the Commissioner of Marine Resources, and shall become effective, upon adoption by the Freeport Town Council and, upon filing a certified copy of the Amendments with the Commissioner within seven (7) days, and shall remain in effect for a period of sixty (60) days following adoption.

Section 103.3 Resident - The word "resident" when it applies to this Municipality means a person who has ~~satisfied the legal qualifications for being admitted in the Town~~ resided in the State of Maine for at least six (6) months next prior to the time his claim of such residence is made, and who has resided in this Municipality for at least three (3) months next prior to the time his claim of such residence is made.

Section 301.1 Contents of Application - The application must contain the applicant's name, current address, birth date, height, weight, and signature/ and whatever other information the Municipal Officers may from time to time require.

(Councilors Ruff & Swan) (5 Yes) (0 No)

COUNCIL MEETING #1-80
JANUARY 2, 1980

Moved and Seconded - That the second reading be waived. (Councilors
Bonney & Ruff) (5 Yes) (0 No)

ITEM #4-80

WHEREAS, The Freeport School Committee and Freeport School Building Committee plan to submit to the State of Maine an application for funding the construction of an addition to the Morse Street School to replace the Grove Street School, and

WHEREAS, The School Committee has requested if the Town Council has any plans for future use of the Grove Street School, and

WHEREAS, The Town Council has submitted the School Committee's request to Ted Wengren acting as a municipal facilities architect, and

WHEREAS, Mr. Wengren has recommended no future use of the Grove Street School for a municipal function, therefore

Be It Resolved - That the Freeport Town Council has no plans for a future use of the Grove Street School.

Be It Further Resolved - That the Freeport School Committee submit to the Town Council any plans that may be developed for a future use of the Grove Street School.

(Councilors Swan & Bonney) (5 Yes) (0 No)

COUNCIL MEETING #1-80
JANUARY 2, 1980

ITEM #5-80

Be It Ordered - That a Proposed Appropriation Ordinance for Purchasing a Computer System be herein introduced and submitted to Public Hearing on January 15, 1980 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens. (Councilors Bonney & Puff) (5 Yes) (0 No)

ITEM #6-80

Be It Ordered - That a Proposed Appropriation Ordinance for Solid Waste Construction be herein introduced and submitted to Public Hearing on January 15, 1980 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens. (Councilors Pushard & Ruff) (5 Yes) (0 No)

ITEM #7-80

Be It Ordered - That a Proposed Appropriation Ordinance to Construct a Sidewalk be herein introduced and submitted to Public Hearing on January 15, 1980 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Ordinance be printed and distributed equally between the B.H. Bartol Library and the Municipal Building for pick-up by citizens. (Councilors Swan & Ruff) (5 Yes) (0 No)

COUNCIL MEETING #1-30
JANUARY 2, 1980

ITEM #8-80

Be It Ordered - That Frederick White be appointed, effective immediately, to the Board of Appeals to serve until July 1, 1981.

Be It Further Ordered - That Mr. White qualify by swearing an Oath of Office before the Freeport Town Clerk by January 21, 1980.
(Councilors Ruff & Swan) (5 Yes) (0 No)

ITEM #9-90

Be It Ordered - That duties of the Recreation Committee as described in the Administrative Code be suspended, effective immediately.

Be It Further Ordered - That the Community Education Advisory Committee be responsible for completing the duties of the Recreation Committee.
(Councilors Pushard & Ruff) (5 Yes) (0 No)

Moved and Seconded - That we waive the second reading. (Councilors Bonney & Ruff) (5 Yes) (0 No)

Moved and Seconded - That we strike out the wording "Site Review" from the first paragraph, fourth line. (Councilors Bonney & Swan)
(5 Yes) (0 No)

ITEM #184-79

Be It Ordered - That the Proposed Rules of Order and Procedure for the Freeport Planning Board including Schedule for Major Subdivision Review, Site Review and Permit to Change a Non-Conforming Use and Administrative Procedures Checklist for use in Subdivision Plan Review be adopted and made a part of the Administrative Manual of the Town.

Be It Further Ordered - That the Proposed Procedures including Technical Submissions for Special Exception Review, Format for the Conduct of a Special Exception Public Hearing, Special Exception Use Application for Hearing and Special Exception Use Permit be adopted for use by the Board of Appeals and made a part of the Administrative Manual of the Town.
(Councilors Swan & Ruff) (5 Yes) (0 No)

COUNCIL MEETING #1-80
JANUARY 2, 1980

A report on the Proposed Charter Amendment was given by the Town Manager. A "public information meeting" is to be scheduled for January 29, 1980 at the High School.

A status report by Town Manager Benway was given regarding improving shellfish operations.

Moved and Seconded - That the Council adjourn at 8:46 P.M.
(Councilors Swan & Ruff) (5 Yes) (0 No)

The foregoing was recorded by:

Mary D. Wescott
Mary D. Wescott
Council Secretary

Distribution: Council, Town Attorney, Town Clerk, Bookkeeper, Police, Highway, Library, Auditor, Development Coordinator, Community Education Committee, Supt. of Schools, Codes Enforcement Officer, Clam Warden