

COUNCIL MEETING #18-81  
OCTOBER 6, 1981  
7:30 P.M. Council Room

M I N U T E S  
TOWN OF FREEPORT  
MEETING OF THE FREEPORT TOWN COUNCIL

- ☐ Regular  
☐ Special

Chairman's Call to Order

Present Excused Absent

John Swan, Chairman, 48 Bow Street  
Hollis Willett, Vice Chairman, Lower Flying Pt  
Leo Valliere, 10 Park Street  
William Lunt, Webster Road  
David Coffin, Bartol Island Road  
Vaughndella Curtis, Pine Street  
Edward Hindley, Wardtown Road

X		
X		
X		
X		
X		
X		
X		

Moved and Seconded - That the reading of the Minutes of Meeting  
#17-81 held September 15, 1981 be waived and accept it as printed.  
(Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

COUNCIL MEETING #18-81  
OCTOBER 6, 1981

Moved and Seconded - That the Proposed Appropriation Ordinance Authorizing Issuance of Bonds for Morse Street Elementary School Construction Project be subject to public hearing.  
(Councilors Valliere & Willett) (7 Ayes) (0 Nays)

Moved and Seconded - That the public hearing be closed.  
(Councilors Willett & Lunt) (7 Ayes) (0 Nays)

Council Chairman Swan declared a 5 minute recess.

Moved and Seconded - That we waive the second reading of this item.  
(Councilors Lunt & Willett) (7 Ayes) (0 Nays)

ITEM #98-81

Be It Ordered - That the Tax Rate of \$21.00 per \$1,000 of valuation as set by the Town Assessor for the Municipal Fiscal Year July 1, 1981 to June 30, 1982 be confirmed.

Be It Further Ordered - That one-half of the Fiscal Year 1982 Committed Taxes for Real Estate be payable on December 15, 1981, with interest at the rate of 1.5% per month or 18% per annum to be charged from November 1, 1981 on any first half balance remaining unpaid after December 15, 1981; and that the second-half of the Fiscal Year 1982 Committed Taxes for Real Estate shall be payable on June 15, 1982, with interest at the rate of 1.5% per month or 18% per annum to be charged from May 1, 1982 on any second half balance remaining unpaid after June 15, 1982.

Be It Further Ordered - That the Fiscal Year 1982 Committed Taxes for Personal Property be payable on December 15, 1981, with interest at the rate of 1.5% per month or 18% per annum, to be charged from November 1, 1981 on any balance remaining unpaid after December 15, 1981.

(Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

Moved and Seconded - That the second reading of this item be waived.  
(Councilors Lunt & Coffin) (7 Ayes) (0 Nays)

ITEM #99-81

The Town of Freeport Hereby Ordains - That the following Emergency Ordinance be adopted, effective immediately:

That the following Amendment be made to Article IV, Section 401 of the Freeport Shellfish Gathering Ordinance, and that said Amendment has been approved by the Commissioner of Marine Resources and shall become effective in accordance with the Freeport Town Charter, provided a certified copy of the Ordinance is filed with the Commissioner within seven (7) days of its adoption.

Section 401.7 It shall be unlawful to dig, take or possess shellfish from the shores, flats and waters of the Little River Northerly of the Burnett Road Bridge.

Section 401.8 It shall be unlawful to dig, take or possess shellfish from the shores, flats and waters off Recompense Point between a red painted post located at Recompense Camp Site 155 and a red painted post located at Recompense Camp Site 162 at the stairway, an area approximately one-thousand (1,000) feet wide and extending from said Point to low water in a Southwesterly direction, said area to be marked and outlined by tires and stakes.

(Councilors Willett & Valliere) (7 Ayes) (0 Nays)

Moved and Seconded - That the second reading of this item be waived.  
(Councilors Lunt & Willett) (7 Ayes) (0 Nays)

ITEM #100-81

The Town of Freeport Hereby Ordains - That the following Emergency Amendment be adopted, effective immediately:

Section 411. Industrial District I "I-I"

C. Special Exceptions

1. Non-Retail Trade
2. Public Utilities
3. Restaurant
4. Retail Trade
5. Commercial Recreation, Indoor
6. One Single Family Dwelling Per Lot of Record as of October 6, 1981.

(Councilors Coffin & Willett) (6 Ayes) (1 Abstain, Councilor Swan) (0 Nays)

COUNCIL MEETING #18-81  
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ITEM #101-81

Be It Ordered - That Martha Brogan and Sandra Mann be appointed as members of the Community Education Advisory Committee, effective immediately, to serve until September 1, 1982.

Be It Further Ordered - That the above named qualify by swearing an oath of office before the Freeport Town Clerk by October 26, 1981. (Councilors Hindley & Coffin) (7 Ayes)(0 Nays)

ITEM #102-81

Be It Ordered - That Stephen G. York be appointed a member of the Shellfish Conservation Commission, effective immediately, to serve until July 1, 1984.

Be It Further Ordered - That the above named qualify by swearing an oath of office before the Freeport Town Clerk by October 23, 1981. (Councilors Hindley & Curtis) (7 Ayes)(0 Nays)

ITEM #103-81

Be It Ordered - That Horace P. Rowe be appointed a member of the Planning Board, effective immediately, 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 October 19, 1981. (Councilors Hindley & Coffin) (7 Ayes)(0 Nays)

COUNCIL MEETING #18-81  
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ITEM #91-81

The Town of Freeport Hereby Ordains - That the Proposed Amendment to the Freeport Zoning Ordinance to Provide Residential Construction as Special Exception in the Industrial District I Zone as introduced on September 1, 1981 and submitted to public hearing on September 15, 1981 be adopted.  
(Councilors Coffin & Lunt) (7 Ayes)(0 Nays)

Town Manager Benway stated to the Council that he was awaiting word from the owner of the Holden Block as to what he was planning to do. A police investigation has been conducted; the building is back in the hands of the owner. The Town's preliminary concern is a matter of safety plus opening the Main Street back to business. If Mr. Holden procrastinates, then Mr. Benway will proceed to seek an injunction through the court to resolve the problem. Mr. Holden will advise Mr. Benway in the morning of his decision.

Mr. Benway stated that plans for the curbing project are completed. The documents will be opened on the 18th and Mr. Benway will request permission to sign them; there will be no cost to the Town.

Council Chairman Swan stated that at the next council workshop a discussion will follow regarding the task forces.

Moved and Seconded - That the Council adjourn at 8:56 P.M.  
(Councilors Willett & Lunt) (7 Ayes) (0 Nays)

The foregoing was recorded by:

*Mary D. Wescott*  
Mary D. Wescott  
Council Secretary

Distribution: Council, Town Attorney, Auditor, Bookkeeper, Police, Town Clerk, Highway, Library, Codes Enforcement, Assessor, Supt. of Schools