

COUNCIL MEETING #23-82
NOVEMBER 16, 1982
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

David Coffin, Chairman, Bartol Island Rd
Vaughndella Curtis, ViceChairman, Pine St
Leo Valliere, 10 Park Street
John Swan, 48 Bow Street
Robert Davenport, Bartol Island Road
Hugh Phelps, Porters Landing
Edward Hindley, Wardtown Road

X		
X	-	
X		
X		
X		
X		
X		

Moved and Seconded - That the reading of the Minutes of
Meeting #22-82 held November 1, 1982 be waived and accept
the Minutes as printed.
(Councilors Swan & Hindley) (7 Ayes) (0 Nays)

Moved and Seconded - To table Item #114-82 until December 7, 1982.
(Councilors Curtis & Swan) (7 Ayes) (0 Nays)

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

Vincent & Marg Migliaccio, d/b/a
School Street Pub, 10 School Street.
(Councilors Curtis & Hindley)
(7 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Swan & Hindley) (7 Ayes) (0 Nays)

ITEM #115-82

Be It Ordered - That the Re-Application for a Malt, Spirituous and Vinous License issued to Vincent & Marg Migliaccio, d/b/a School Street Pub, 10 School Street, be approved.
(Councilors Curtis & Swan)
(7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Amendment to the Freeport Zoning Ordinance to Establish Minimum Off-Street Parking Requirements in the Village Commercial Zone be subject to Public Hearing.
(Councilors Swan & Curtis) (7 Ayes) (0 Nays)

Moved and Seconded - That the Public Hearing be closed.
(Councilors Swan & Hindley) (7 Ayes) (0 Nays)

Moved and Seconded - That the Proposed Amendment to the Freeport Zoning Ordinance be tabled until December 7, 1982.
(Councilors Swan & Curtis) (7 Ayes) (0 Nays)

COUNCIL MEETING #23-82
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ITEM #117-82

Be It Ordered - That Philip Dupont and Ted Foss be appointed, effective immediately, to the Cable TV Regulatory Board to serve for a period of three (3) years.

Be It Further Ordered - That Mr. Dupont and Mr. Foss both qualify by swearing an Oath of Office before the Freeport Town Clerk by November 30, 1982.
(Councilors Curtis & Valliere)
(7 Ayes) (0 Nays)

ITEM #118-82

Be It Ordered - That David Whitten, Katherine Christie and George Waterman be re-appointed, effective immediately, to the Conservation Commission for a period of three(3) years.

Be It Further Ordered - That Mr. Whitten, Mrs. Christie and Mr. Waterman qualify by swearing an Oath of Office before the Freeport Town Clerk by November 30, 1982.
(Councilors Swan & Valliere)
(7 Ayes) (0 Nays)

ITEM #119-82

Be It Ordered - That the Proposed Amendments to the Freeport Shellfish Conservation Ordinance be herein introduced and submitted to Public Hearing on December 7, 1982 at 7:30 P.M. in the Council Room of the Municipal Building.

Be It Further Ordered - That 30 copies of the Proposed Amendments be printed and distributed equally between the B.H. Bartol Library and the Freeport Town Clerk's Office for inspection by citizens during regular business hours.
(Councilors Hindley & Valliere)
(7 Ayes) (0 Nays)

COUNCIL MEETING #23-82
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ITEM #120-82

Be It Ordered - That the Town Manager be authorized to sign and execute a Release Deed to Lester S. Emerson, Jr. and Mary N. Emerson for property described as Map 23 Lot 59 on the Town of Freeport Property Maps, said Deed to release the Town's interest in the property resulting from undischarged tax liens for 1977 taxes.
(Councilors Phelps & Curtis)
(7 Ayes) (0 Nays)

ITEM #121-82

Be It Ordered - That the Town Manager be authorized to sign and execute a Release Deed to Natalia B. Leslie for property described as Map 25 Lot 41B4 on the Town of Freeport Property Maps, said Deed to release the Town's interest in the property resulting from undischarged tax liens for 1975 and 1976 taxes.
(Councilors Swan & Phelps)
(7 Ayes) (0 Nays)

Moved and Seconded - To waive the second reading.
(Councilors Curtis & Swan) (7 Ayes) (0 Nays)

ITEM #122-82

Be It Ordered - That the Town Manager be authorized to sign and execute a Release Deed to Robert R. Curry Contractors and Developers, Inc., and Robert R. Curry for property described as Map 19 Lot 44A on the Town of Freeport Property Maps, said Deed to release the Town's interest in the property resulting from undischarged tax liens for 1977 and 1938 taxes.
(Councilors Davenport & Swan)
(7 Ayes) (0 Nays)

COUNCIL MEETING #23-82
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Moved and Seconded - To amend this Order to include only the following parcels of land designated on the Town of Freeport Property Maps, dated April 1, 1982, as Map 21 - Lots 42B, 42A, 43A, 43B, 42E, 42D; and also to increase the Buffer Zones from fifty (50) feet to seventy-five (75) feet as described in Section 416.E.2.
(Councilors Swan & Hindley)
(7 Ayes) (0 Nays)

ITEM #109-82

The Town of Freeport Hereby Ordains-
That the Proposed Amendment to the Freeport Zoning Ordinance to Create a New Rural-Commercial Zone to Provide for Commercial Sales and Service, as submitted to Public Hearing on November 1, 1982, be adopted.

The Town of Freeport Hereby Further Ordains - That the Freeport Zoning Map, dated October 1975 and revised January 1982, be further amended to provide that: The parcels of land designated on the Town of Freeport Property Maps, dated April 1, 1982, as Map 21 - Lots 42E, 43, 45B, Easterly Half of Lot 96; Map 22 - Lots 74, 35, 34, 77, 76, 75; Map 21 - Lots 98, 97B, 42B, and all lots within the boundaries of the lots so-named be rezoned from Rural Residential I (RR-I) to Rural-Commercial, be adopted.
(Councilors Swan & Valliere)
(6 Ayes) (1 Nay, Councilor Davenport)

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Attorney James Palmer representing Mr. Arvid Magno spoke on behalf of his client and presented the Councilors with an offer to allow Mr. Magno another 17 days to remove the personal property from the property on Oak Street; Joseph Downey, Assessor, brought up the fact that the property is in fact in Mrs. Magno's name and was Council aware; Attorney Palmer was prepared to offer a check made out to the Town of Freeport in the amount of \$3,550.00 to pay the back taxes but did stress he was not prepared to accept any conditions the Town would place on this acceptance because he was only the "stand in attorney" for Mr. Magno; after discussion among the Councilors, Council Chairman Coffin stated the Council would not accept any monies and any extended time requested by Mr. Magno was denied.

Moved and Seconded - That the Council enter into an Executive Session to discuss personnel matters.
(Councilors Curtis & Valliere) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council reconvene.
(Councilors Swan & Davenport) (7 Ayes) (0 Nays)

Moved and Seconded - That the Council adjourn at 9:19 P.M.
(Councilors Swan & Curtis) (7 Ayes) (0 Nays)

The foregoing was recorded by:

Mary J. Wescott
Mary J. Wescott, Council Secretary

Distribution: Council, Town Attorney, Auditors, Town Clerk,
Supt. of Schools, Bookkeeper, Library, Police,
Highway, Codes, Assessor, Finance Director