

M I N U T E S

FREEPORT TOWN COUNCIL MEETING #15-91

FREEPORT HIGH SCHOOL GYM

JUNE 4, 1991 - 7:30 P.M.

Regular X Special —

Chairman's Call to Order	Present	Absent	Excused
Edward Bradley, Chairman Flying Point	X		
Vaughndella Curtis, Vice-Chairman Pine Street	X		
Kirk Goddard, Mast Landing	X		
Robert Stevens Porter's Landing	X		
Edward Campbell, Gay Drive	X		
William Grady, Elm Street Extension	X		
Andrew Arsenault, US Route 1	X		

Moved and Seconded - To waive the reading of the Minutes of Meeting #14-91 held May 21, 1991 and accept the Minutes as printed.

(Councilors Campbell & Goddard) (7 Ayes) (0 Nays)

ITEM #90-91

MOVED & SECONDED: That the Council adjourn and the Licensing Board convene:

Roll Call of Members: **Present** **Absent** **Excused**

Edward Bradley	X		
Vaughndella Curtis	X		
Robert Stevens	X		
William Grady	X		
Kirk Goddard	X		
Edward Campbell	X		
Andrew Arsenault	X		
Dale Olmstead	X		
Mary Lou Halla	X		
(Councilors Curtis & Campbell) (7 Ayes) (0 Nays)			

MOVED & SECONDED: That the following applications for Victualer's Licenses be subject to Public Hearing.

1). Howard Greenlaw, d/b/a Ed's Deli, 128 Main Street, Peddler/Private Property.

2). Shannon Ryan, d/b/a The Isaac Randall House, 5 Independence Drive (Bed & Breakfast).
(Councilors Curtis & Campbell) (9 Ayes) (0 Nays)

MOVED & SECONDED: That the Public Hearing be closed.
(Councilors Curtis & Campbell) (9 Ayes) (0 Nays)

BE IT ORDERED: That the applications for Victualer's Licenses issued to the above named applicants be approved.
(Councilors Curtis & Stevens) (9 Ayes) (0 Nays)

MOVED & SECONDED: That the Licensing Board adjourn and the Council reconvene.
(Councilors Curtis & Stevens) (9 Ayes) (0 Nays)

ITEM #91-91

MOVED & SECONDED: That the proposed vacating of Chapter 36 of the Municipal Code be subject to Public Hearing.
(Councilors Stevens & Curtis) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the Public Hearing be closed.
(Councilors Campbell & Curtis) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the proposed vacating of Chapter 36 of the Municipal Code be tabled until June 18, 1991.
(Councilors Stevens & Curtis) (7 Ayes) (0 Nays)

ITEM #92-91

MOVED & SECONDED: That the proposed Appropriation Ordinance be subject to Public Hearing.
(Councilors Campbell & Curtis) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the Public Hearing be closed.
(Councilors Stevens & Curtis) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the proposed Appropriation Ordinance be tabled until June 18, 1991
(Councilors Stevens & Curtis) (7 Ayes) (0 Nays)

ITEM #93-91

MOVED & SECONDED: That the proposed Municipal and School Budgets for Fiscal Year 1992 be subject to Public Hearing.
(Councilors Stevens & Curtis) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the Public Hearing be closed.
(Councilors Curtis & Grady) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the proposed Municipal and School Budgets be tabled until June 18, 1991.
(Councilors Curtis & Grady) (7 Ayes) (0 Nays)

ITEM #94-91

BE IT ORDERED: That a Public Hearing be scheduled for June 18, 1991 at 7:30 p.m. in the Town Hall Council Chambers to discuss an application for a Wharfing Out Permit for Frederick M. and Winifred H. Low.

BE IT FURTHER ORDERED: That abutting property owners be notified of the Public Hearing.
(Councilors Grady & Curtis) (7 Ayes) (0 Nays)

ITEM #95-91

BE IT ORDERED: That, in accordance with Section 2.13 of the Freeport Town Charter, the proposed Emergency Amendment to the Peddlers Ordinance, be approved.
(Councilors Grady & Stevens) (5 Ayes) (2 Nays Curtis & Campbell)

ITEM #96-91

BE IT ORDERED: That a Public Hearing be scheduled for June 18, 1991 at 7:30 p.m. in the Town Hall Council Chambers to discuss a proposed amendment to the Peddlers Ordinance.

BE IT FURTHER ORDERED: That 30 copies be made and distributed equally between the Town Clerk's Office and the B.H. Bartol Library for inspection by citizens. (Councilors Campbell & Curtis) (7 Ayes) (0 Nays)

ITEM #97-91

BE IT ORDERED: That the Town Manager be authorized to sign, on behalf of the Town of Freeport, an Administrative Consent Agreement and Enforcement Order between Regional Waste Systems, Inc., the Town of Falmouth, the Town of Yarmouth, the Town of Freeport, Russell Stull Company, Inc., and Russell Stull concerning violations of sections of the Freeport Town Code. (Councilors Arsenault & Goddard) (7 Ayes) (0 Nays)

Note: The Council asked the Chairperson and Manager to review the securities of the Stull Company that have been attached.

ITEM #82-91

attached amendments

BE IT ORDERED: That the proposed Amendments to the Coastal Waters Ordinance, as submitted to Public Hearing on May 21, 1991, be approved as amended* (Councilors Stevens & Campbell) (6 Ayes) (1 Nay Goddard)

MOVED AND SECONDED: That Item #82-91 be amended as follows: *Change word "resident" to read "recreational" and to add "This amendment shall expire effective November 1, 1991". (Councilors Stevens & Grady)(6 Ayes)(1 Nay - Goddard)

Note: The Council agreed that they would stay the litigation with Thomas Ring and asked the Manager to instruct the Town Attorney accordingly.

ITEM #83-91

attached amendments

BE IT ORDERED: That the proposed amendments to the Traffic & Parking Ordinance, as submitted to Public Hearing on May 21, 1991, be approved. (Councilors Grady & Curtis) (6 Ayes) (1 Nay Arsenault).

COUNCIL MINUTES #15-91

JUNE 4, 1991

OTHER BUSINESS:

1). The Council received copies of the final proposed Draft Comprehensive Plan. It was suggested that copies of the plan be made more available to the public upon request.

2). A review of the Draft RFP for Waste Hauling Services was held. No consensus was reached on sending out an RFP on Waste Hauling Services. The Council deadlocked three in favor, three against and 1 abstain.

ITEM # 98-91

MOVED & SECONDED: That the Council enter into Executive Session to discuss potential litigation.
(Councilors Campbell & Grady) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the Council reconvene.
(Councilors Campbell & Grady) (7 Ayes) (0 Nays)

MOVED & SECONDED: That the Council adjourn at 12:35 a.m.
(Councilors Arsenault & Goddard) (7 Ayes) (0 Nays)

Recorded by,

Mary Lou Halla
Council Secretary

subcommittee 5/21/99
Approved June 4, 1999

MOTION: To amend Item #82-91 to read as follows:

Article VI Town Wharf & Floats

7. E. Tie-ups at the outer face of the Town floats shall be subject to the following time restrictions:
Thirty (30) minutes for ^{*recreational} ~~resident~~ boat traffic
and the vessel known as the Atlantic Seal, and
forty-five (45) minutes for cargo vessels. The
Harbor Master may extend the time limits if conditions
permit.

* amended
June 4, 1991

** this amendment shall expire effective November
1, 1991.

* added
June 4, 1991

PH 5/21/91

Approved June 4, 1991 Item #82-91
~~PROPOSED~~

AMENDMENT TO THE COASTAL WATERS ORDINANCE.
(Chapter 31)

Article VI Town Wharf and Floats.

2. No boat, regardless of whether or not it is attended, shall be secured at the Town floats for a period longer than four hours without the consent of the Harbormaster/ except that no boat shall be secured at the outer face of the floats for a period longer than fifteen (15) to thirty (30) minutes.

PH 5/21/91

Approved June 4, 1991 Item #83-91
~~PROPOSED~~

AMENDMENTS TO THE TRAFFIC & PARKING ORDINANCE
(Chapter 48)

Section 48-301 No Parking Provision

33. On the east side of Main Street from Davis Avenue extending one hundred seventy feet (170') in a southerly direction to School Street.

Section 48-305 Thirty Minute Parking Zones

4. On the east side of Main Street beginning 320 feet northerly of the school and Main Street intersection extending 100 feet in a northerly direction.

Section 48-311 Handicapped Parking

2. On the east side of Main Street in front of Wallét/Works (Map 13, Lot 18) the most southerly parking space. (One space)

On the west side of Main Street in front of Freeport Medical Associates (Map 12, Lot 28).

Public Hearing 6/4/91
Defeated
6/18/91

APPROPRIATION ORDINANCE FOR PROVIDING FOR A
TOWNWIDE REVALUATION AND EQUALIZATION PROGRAM.

The Town of Freeport Hereby Ordains That a sum not to exceed \$36,000 is hereby appropriated for the purpose of providing for a Townwide Revaluation and Equalization Program and to meet said appropriation, the Chairman of the Town Council and the Town Treasurer are authorized to issue general obligation securities of the Town of Freeport in a total principal amount not to exceed \$36,000 with discretion to fix the date, place of payment, forms, and other details of the securities, and providing the sale thereof delegated to the Chairman of the Town Council and the Town Treasurer.