

FREEPORT TOWN COUNCIL MEETING #2-93

JANUARY 19, 1993 - 7:30 P.M.

COUNCIL CHAMBERS

SUMMARY AGENDA

- ITEM #13-93 TO CONSIDER ACTION RELATIVE TO AN APPLICATION FOR A FULL TIME MALT, SPIRITUOUS AND VINOUS LICENSE FOR OCEAN FARMS OF FREEPORT. (PUBLIC HEARING)
- ITEM #14-93 TO CONSIDER ACTION RELATIVE TO AN APPLICATION FOR A FULL TIME MALT, SPIRITUOUS AND VINOUS LICENSE FOR THE HARRASEKET INN. (PUBLIC HEARING)
- ITEM #15-93 TO CONSIDER ACTION RELATIVE TO AN APPLICATION FOR A FULL TIME MALT AND VINOUS LICENSE FOR THE LOBSTER COOKER. (PUBLIC HEARING)
- ITEM #16-93 TO CONSIDER ACTION RELATIVE TO PROPOSED AMENDMENTS TO THE FREEPORT ZONING ORDINANCE DEALING WITH PRIVATE PROPERTY PEDDLER REGULATIONS. (CHAPTER 21) (PUBLIC HEARING)
- ITEM #17-93 TO CONSIDER ACTION RELATIVE TO AN AMENDMENT TO THE DIRECTIONAL SIGN ORDINANCE (CHAPTER 24) PUBLIC HEARING.
- ITEM #18-93 TO CONSIDER ACTION RELATIVE TO AUTHORIZING A BILL OF SALE FOR A WATER MAIN.
- ITEM #19-93 TO CONSIDER ACTION RELATIVE TO A DONATION TO THE TOWN OF FREEPORT.

PLEASE TURN OVER

ITEM #20-93 TO CONSIDER ACTION RELATIVE TO A PROPOSED
VENDING MACHINE ORDINANCE. (CHAPTER 45)

ITEM #21-93 TO CONSIDER ACTION RELATIVE TO PROPOSED
AMENDMENTS TO THE FREEPORT ZONING ORDINANCE.
(CHAPTER 21)

OTHER BUSINESS:

1). DISCUSSION OF FUTURE PARKING LOT LEASE AGREEMENTS.

END OF AGENDA

Freeport Town Meeting # 2-93
Freeport Town Hall Council Chambers
January 19, 1993 - 7:30 P.M.

Regular X Special

<u>Chairperson's Call To Order</u>	<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Kirk Goddard, Chairman, Mast Landing			X
Edward Bradley, Flying Point	X		
Andrew Arsenault, U.S. Route #1	X		
John Nelson, Vice-Chairman, Church Street	X		
Cary Veilleux, Wardtown Road			X
Randall Bennett, Park Street	X		
Elizabeth Ruff, Durham Road	X		

FIRST ORDER OF BUSINESS:

MOVED & SECONDED: To waive the reading of the minutes of Meeting #1-93 held January 19, 1993 and accept the minutes as printed.
(Councilors Ruff & Arsenault) (5 Ayes) (0 Nays)

SECOND ORDER OF BUSINESS: Public Comment Period - 15 minutes.

No Comments.

THIRD ORDER OF BUSINESS: To take action on the following items of business as read by the Council Chairperson.

Item #13-93 To consider action relative to an application for a full time Malt, Spirituous, Vinous License for Ocean Farms of Freeport.

MOTION MADE AND SECONDED: that the following application for a Full Time Malt, Spirituous, and Vinous License be subject to Public Hearing: Jean S. MacLeod, d/b/a Ocean Farms of Freeport, Inc., 23 Main Street, Freeport.
(Councilors Bennett & Bradley) (5 Ayes) (0 Nays)

MOTION MADE AND SECONDED: That the Public Hearing be closed.
(Councilors Bennett & Bradley) (5 Ayes) (0 Nays)

MOVED AND SECONDED: That the application for a Full time Malt, Spirituous and Vinous License, issued to the above named applicant, be approved. (Councilors Bennett & Ruff) **ROLL CALL VOTE:** (5 Ayes) (0 Nays)

- Item #14-93** To consider action relative to a re-application for a full time Malt, Spirituous, and Vinous license for the Harraseeket Inn.

MOTION MADE AND SECONDED: that the following application for a Full Time Malt, Spirituous, and Vinous License be subject to Public Hearing: Richard P. Gray, d/ b/a Harraseeket Inn, 162 Main Street, Freeport. (Councilors Bradley & Bennett) (5 Ayes) (0 Nays)

MOTION MADE AND SECONDED: That the Public Hearing be closed. (Councilors Bradley & Bennett) (5 Ayes) (0 Nays)

MOVED AND SECONDED: That the application for a Full time Malt, Spirituous and Vinous License, issued to the above named applicant, be approved. (Councilors Bradley & Ruff) **ROLL CALL VOTE:** (5 Ayes) (0 Nays)

- Item #15-93** To consider action relative to a re-application for a full time Malt, Spirituous, and Vinous license for the Lobster Cooker.

MOTION MADE AND SECONDED: that the following application for a Full Time Malt, Spirituous, and Vinous License be subject to Public Hearing: Michael Marino, d/b/a The Lobster Cooker, 39 Main Street, Freeport. (Councilors Arsenault & Ruff) (5 Ayes) (0 Nays)

MOTION MADE AND SECONDED: That the Public Hearing be closed. (Councilors Arsenault & Ruff) (5 Ayes) (0 Nays)

MOVED AND SECONDED: That the application for a Full time Malt, Spirituous and Vinous License, issued to the above named applicant, be approved. (Councilors Arsenault & Ruff)
ROLL CALL VOTE: (5 Ayes) (0 Nays)

- Item #16-93** To consider action relative to proposed amendments to the Freeport Zoning Ordinance dealing with private property peddler regulations (Chapter 21).

MOVED AND SECONDED: That the proposed amendments to the Freeport Zoning Ordinance be subject to Public Hearing. (Councilors Ruff & Arsenault) (5 Ayes) (0 Nays)

Public Hearing Comments:

Chairman Nelson stated that this proposed ordinance regulating peddlers on private property is something that has been of concern to town officials for some time. The Planning Board has been working on this issue for some time and has brought forward this proposal to the Ordinance Subcommittee of the Council. It's been forwarded to the Council from the Ordinance Committee.

Tom Rumpf, Planning Committee, stated that the Town Council asked the Planning Board to look at the regulations for Peddlers on Private Property and try to develop an ordinance relative to that activity. This activity is one that has been pursued illegally under the zoning ordinance in the Town of Freeport for some time. Much concern was expressed concerning this activity. The Planning Committee had public meetings and received input on this issue. The major issues looked at were public safety relative to the right of way, public sidewalks, the roadway, the traffic issue., and also size of the activity area relative to minimizing the size of the given activity. They looked at the issue of whether to regulate the number of carts and the Planning Board chose to recommend that no regulation be levied on the numbers other than that they be limited to one per lot of record. The ordinance has some exemptions--for a one-year license, religious, charitable, educational, and other nonprofit organizations for up to 20 days of activity on their own property in a given year and 15 days of activity on private' property with permission.

Ms. Cohen stated that whether or not private peddlers were permitted or exempted is one that was discussed and it was decided that private peddlers were permitted but not regulated. This ordinance would regulate this use. Mr. Bradley asked about enforcement. He stated he would like to see permits dependent upon adherence to performance. He felt there must be clear enforcement standards to prevent a long legal process.

Mr. Arsenault asked how the number of days were determined. Mr. Rumpf stated that the organizations were asked how many days that they used -- 15-20 days was the consensus. Mr. Arsenault asked if the charitable activity to date has been a problem. Mr. Rumpf stated that it hasn't been but felt it needed to be regulated. Mr. Rumpf also stated that the concern for regulation came from the Merchants. Mr. Arsenault also asked about colors of trucks used for peddling in the ordinance. He asked how can we regulate color for trucks in the ordinance. Mr. Rumpf stated that the regulation was written to make sure the peddler would be following the same zoning regulations that other merchants must follow. Mr. Arsenault doesn't feel that regulating the color of the truck is appropriate. He asked about corner clearance as stated in the ordinance. Ms. Cohen said that the Code Enforcement Officer has given an opinion on that subject--the corner clearance is measured from the property. Mr. Arsenault asked why lighting was prohibited and felt that when peddlers are operating after dark they need some kind of lighting. Mr. Arsenault also objected to regulating dress for peddlers. He felt that this is an infringement on the private rights of individuals. He also doesn't feel that the address, name, and telephone number should be posted on the carts--especially the telephone number. Mr. Rumpf said that it was felt it was necessary to identify the peddler and how to contact him.

Mr. Bennett asked why the Planning Board should be the licensing contact and not the Codes Enforcement/Town Office. Ms. Cohen stated that peddlers located in zones that have site plan review must go before the Planning Board and that was the reasoning for suggesting the Planning Board be the licensing contact.

Mr. Bradley asked about the fees. Mr. Rumpf said the Planning Board did not address that issue.

Peter Moulton asked that the articles of this ordinance be read one by one, at some time in the process, so that each article could be discussed. (Ms. Cohen passed out more copies of the ordinance to the members of the audience.) He asked if the Merchants Association was in favor of these rules against the peddlers. Mr. Nelson stated that it was the Council that asked the Planning Board to consider this ordinance. Mr. Bradley stated that it was the business community that indicated a need to regulate the peddlers because of the traffic and safety issues. Susan Saunders stated that the Merchants Association did not take a position on this issue but many merchants individually were in favor of having an ordinance.

Patricia Pooters, First Parish Church, Freeport stated that the Church did not agree to 20 days because it has no limits--it depends on variables. She stated they could not say if they would be on the lawn of their Church 2 days, 10 days, 20 days or 50 days. She said it depends on the needs of the people of this community and how they can address them. She said the Church objects to having the town control what they do on their property as a religious organization. She also stated that the First Parish Church has been on Main Street for 204 years. She said that she is unaware of any problem they have caused the citizens, the merchants, or the townspeople or the town government. She stated that the Church polices itself, they keep things neat, and are very careful as they could be sued as well as anyone else. The Church regulates itself and does a lot for the community. In the Church budget this year was \$505 for local missions to help the citizens of this town. the Church actually spent \$1,279.95 for clothing, oil, food, and the shelter in Brunswick. She stated that she would like the Council to take out completely all reference to Churches in this ordinance. She stated that the Church was exempt under the temporary ordinance and feels that it should be under the new ordinance. The Church has sponsored the Boy Scouts for 40 years and is part of the Church family. The Boy Scouts are allowed to come on to the front lawn of the Church to raise funds for their activities. She is concerned that this activity would be limited. The Church has been approached many times by other groups to sell on their property (not charitable or religious) but the Church has always refused. She feels that Churches and Charitable Organizations should be exempt. No other towns in the area have a limit of 20 days for these organizations.

Pastor Sandy Williams, First Baptist Church, Main Street, Freeport, asked if the recommendations from the Town Attorney were available to the Public. (Copies were put on the table.) He expressed concern about the "free exercise of religion" and how it affects the ordinance. Section 526B6 limits what the Church can do on its own property--he recommended that the last 18 words that relate to the limits be eliminated

John Knizeski, representing the Lions' Club, stated that they collect hearing eye glasses & hearing aids from boxes. The Lions sell mints at various stores throughout the community. He stated that the Lions donate or turn back into the community over \$20,000. The only way they can raise this money is to run ongoing events on public and private property throughout the year. They have an annual auction in front of the Police Station every year, they sell wreaths in front of Beans, and they sell pumpkins in front of the Laundromat. The Lions need more than 15 days a year to raise this money, they need 365 days a year to be successful. Every dollar that the Lions raise from the community goes back into the community by law and by their constitution. He said that if fees were charged, it would take away from the money that goes back into the community. He feels that 15 days is much to short -- too short by 365 days.

Barbara McGiveran, public peddler, expressed concerns that this ordinance would be changed to include public peddlers without her input. This cart provides a good portion of her income.

John Rohner, public peddler, asked about enforcement -- what would happen? Mr. Bradley felt that the CEO would have the power to pull the permit but that this issue needs to be worked on. Mr. Rohner said that he agreed with Mr. Arsenault about the need for some lighting at dusk. He also agreed that the peddlers should be clean and neat. He felt that the Churches shouldn't be regulated.

Ken Mann stated that this proposal is to be adopted into Chapter 21 of the Zoning Ordinance and therefore has its basis in the Comprehensive Plan and is a land use ordinance and is subject to prosecution at the request of the Codes Enforcement Officer through the Town Manager. He said that under this ordinance the Council is only notified of this and does not have the decision process and a lawsuit may arise because of this. When you are prosecuted for violations of this ordinance, you are prosecuted for abatement of a public nuisance. He feels it is worthwhile to take a look at what a public nuisance is. He stated that a public nuisance is something that is so

bad that it is for the benefit of the entire community that regulations be passed so that the health, safety, and welfare of the community is protected. He doesn't understand how Church activities that have gone on for 200 years can be public nuisances. He feels that any section of this ordinance that deals with regulations of the churches should be stricken from the ordinance.

Ruby McDermott stated that she has concerns about the color regulations in the ordinance, the number of days, and why the Council would limit existing Churches.

Edgar Leighton felt that he could speak for many property owners. He felt that the Churches should be able to anything they want on their own property. He expressed concerns about other groups that might come into Freeport to raise charitable funds on public property. He recommended that truck color be limited to standard colors made by the manufacturer. He expressed admiration for the Council for taking up this project and said the Planning Board has performed a difficult job. He feels that the ordinance should be looked at and asked "will it benefit more than it harms?" He said that we need to have an ordinance of some kind. He expressed concerns about the Rotary Club selling Christmas Trees and how this is covered under the ordinance. The Rotary Club gives out \$8,000 a year to the community. Mr. Leighton felt that it is time to regulate peddlers on private property.

Kathy Stephens Peterson expressed her concerns that the ordinance could prevent charitable people from raising their funds. She was concerned about the phrase "buying a parking place" in the ordinance. She felt that the visitors aren't coming to Freeport to buy from the peddlers but from the stores. She expressed her concerns about the Council adding this ordinance for the right reasons.

Bob Hartnett asked if the peddlers are really a problem. He questioned whether the safety, health, and welfare of the community are in danger. He asked whether this ordinance will affect areas outside the downtown section of town. Mr. Nelson said that it would. Mr. Hartnett asked whether this would apply to children setting up lemonade stands. Ms. Cohen said it would not. Mr. Hartnett said he doesn't agree that if something is not specifically permitted it is illegal. Mr. Hartnett said that this ordinance has gone into two areas where it's never gone before. The two areas are in restricting religious activities specifically guaranteed by the constitution of this country, and regulating the dress of individuals. He would like to see the whole ordinance thrown out.

Bill Pushard stated that he is the owner of the hot pink truck used to haul his hot dog stand back and forth. He feels that the ordinance will make too many regulations to enforce. He felt that input should have been requested from the cart owners on materials, etc. for the carts. He has been on Beans property for eight to nine years and this year has made a donation to a charity for the privilege of being on that property. He feels that this is a good way to handle fees. He doesn't feel that "every crack needs to be boarded up."

Mike Houston stated that these institutions (religious groups) ought to be allowed to do whatever they want on their own property within the context of what their members want. He thought the rules should be that the activities have to be related to the Church in the same way as the I.R.S. rules.

Susan Saunders, Main Street property owner, felt that it was necessary for rules for peddlers. She stated that something like 4 million people come through Freeport. She said that we have the busiest sidewalks in the state of Maine and that there have been cases where the Peddlers, because they locate on private property, have located so close to the sidewalks that people go out into the street/traffic to get around them. Pedestrian safety is a big concern on sidewalks along with the Americans for Disabilities Act. She stated that prospective buyers are concerned that Freeport is letting too many peddlers in. The buyers feel that it gives Freeport a carnival

atmosphere and wonder why no one is paying attention to preserving and protecting one of the finest retail areas in New England. She was one of the members of the audience that urged the Council to address these issues. She felt that the religious issues were not dealt with as carefully as they could have been. She stated that she doesn't feel that Churches operating on their own property should be included in this ordinance. She stated that owners of property in Freeport have to go through a long and often arduous process through the various bodies in this town and have to pay very careful attention to the way are plants are planted and the way the buildings look. She feels that attention should be paid to what else goes on those sidewalks.

Mike Marino, owner of Gap Building, the Banana Republic Building & the Lobster Cooker and member of the Merchants Association, stated that as a member of the Merchants Association he said that most of the association feels there is a need for regulations. He stated that as a merchant and as a developer, they are regulated very highly. The Town of Freeport has set a high standard for anyone doing business in Freeport and that this should carry through to the peddlers. He feels that the peddlers are high profile people in town and should be regulated. He stated that he hoped the Council would pass this ordinance. He felt that most of the merchants in the association would not be in favor of regulating the Churches.

Phil Jones, Morse Street, passed out photos of peddlers that show people blocking the sidewalks and spilling over into the street, and blocking the vision of drivers. He feels that these photos demonstrate, even during periods there wasn't a the major influx and gridlock that stops everything, the placement and location could prove hazardous.

Richard Lee stated that he agrees with the things others have said about the freedom of churches to do whatever they wish on their own property. He said he believes that some of the congestion is caused by the stores and not the peddlers.

Paul Kelly, property owner & peddler, stated that we do need regulations for the carts. He also stated that Churches should be exempt.

Louie Corliss, owns the Freeport Laundromat and has a peddler's license on private property, stated that he does let the Lions use that property to raise funds. He is concerned about the regulation that says that one thing can be on that property at one time. He stated that as the Lions do not have their own property it makes things a little difficult and they do need a place for fund-raisers. He stated that the Lions make student loans, they give scholarships, do things with Freeport Community Services, deal with the blind, and give out money to poor people (provide glasses). The Lions' club members give hundreds of volunteer hours to the club and do not publicize this. The club has held fundraising events on his property. The Lions Club needs to be able to hold their fund-raisers without coming to the town for permits. He asked the Council to give consideration to charitable groups that don't have their own property.

Peter Moulton asked the Chairman to contact the Merchant's Association and ask if they want strict regulations.

Kathy Stephens Peterson said that the safety regulations are important and that the town should work with the peddlers to locate them in a better way. She recommended that solutions be talked about between peddlers and the Council.

Bob Hartnett stated that "The Corn Man" sets up at the junction of Mallett Drive and 136. Mr. Hartnett said he probably doesn't meet the standards for color of his truck, his sign is free-standing that he made himself (a violation of the code), he sells tomatoes and gives "good weight." Mr. Hartnett feels that this elderly gentlemen, when he shows up this fall, probably won't realize that he doesn't meet the code. He asked the audience to take home the image of "The Corn Man" when thinking about this ordinance when they go home this evening.

Councilor Ruff thanked everyone for coming. She said the reason for holding a Public Hearing is to hear from the Public and she has taken lots of notes. She stated that this was a Public Hearing for a proposal that came about in response to concerns expressed by citizens. She said irregardless of what happens to it, if we don't do anything with it, if we made some modifications to it, it will be as a result of the Council hearing from someone out there--that's why we go through this process. She said that she had not made any decisions on the ordinance. She said she has some questions on it and doesn't think it will come out as written. She said that she hopes that people will always feel comfortable coming and sharing their feelings about issues.

Amy Adams stated that many residents hate the businesses down town and never go into these businesses. She isn't aware of any other town that is fussing with peddlers. She feels that the Council should send the proposal back to the Planning Board or let it die.

Paul Bennett, life-long resident, said that he comes to town four or five times a day and has yet to see a problem with the peddlers on the street. He sees a lot of problems with pedestrians walking across the road, not in the crosswalks. He said that if everyone is so concerned about the safety and welfare and health etc., why don't we enforce the laws on jay-walking and a few other laws in this town. He doesn't feel that we should go after a few peddlers in town and doesn't feel it's a problem. He feels that the ordinance should die.

Bill Pushard wondered how many calls the Councilors received about the peddlers. He didn't see a problem in the photos passed around.

Peter Moulton asked what the process is from here (regarding the ordinance). Mr. Nelson said that it was scheduled to be brought back to Council in a workshop on February 2nd. He asked about the statement of peddlers being grandfathered. Mr. Bradley said that there is nothing in the ordinance that excludes the grandfathered clause. Councilor Bradley also said that nothing will be decided on at this meeting tonight and nothing will be done to include the peddler on public property in this ordinance. Mr. Bradley also stated that there is nothing in the ordinance proposed to exclude anyone on private property.

Edna (?) asked if this ordinance would affect a home occupation. Mr. Bradley stated that agricultural farms located on the property are exempt, also lemonade stands. She asked if you own your own property, are you a peddler on your own property. Mr. Rumpf said that a lot of this activity would be under the home occupation regulation. She asked that this issue be addressed and clarified.

Patricia Pooters thanked the people for supporting the stand of the church that they should not be included in this proposal. She reminded the audience of the fundraising of a nonprofit organization to send a band to California. She felt that that community exceeded the 15-20 days to send the group of children to a very worthwhile event. She asked the Council to consider eliminating all references to Churches as proposed in this draft document.

Dave Thompson, Planning Board, stated that the Church issue didn't come up till late in the process. He stated that the Planning Board tried to be fair and look at all the issues, leaving the political issues out of it. He recommended that Churches on private properties should not be regulated. However, nonprofit organizations operating on someone else's property should be regulated. The current proposed draft says that they can do anything they want for 15 days and after that they must be reviewed--they don't have to pay a fee for it. The Dress Code was written to make sure that people dress appropriately. The color issue is "Neon and fluorescent

colors are prohibited. The permitted colors shall be shades of the following: red, white, gray, black, yellow, maroon, green, blue, brown, beige and stainless steel." He feels that this is pretty lenient. This ordinance was written to go along with the design review ordinance and to keep with the look of the down town.

Mr. Arsenault doesn't agree with the section on dress and feels it is not necessary to regulate it. He recommended that Freeport should be considering a regulation like Portland has that deals with the health & safety issues that affect customers of the peddlers. He stated that he is totally against any regulation against any charitable, religious, or any other organization and doesn't understand why the Council would want to waste the time to regulate it. He is upset that we are not allowing to sell, people like Bob's "Corn Man", and that we've lost it as a community. He wants to throw it back to some committee and then have another public hearing.

Louie Corliss said regarding the piece of paper, issued by the city of Portland that Mr. Arsenault held up, is required by the state for anyone having a stand or restaurant. Food vendors must be inspected by the State of Maine to get a permit. He said that he was born and brought up in this town. He remembered when there were eight shoe factories which began to fail. He could see this town becoming another Richmond--just another isolated area. As the shoe industry started to go, L. L. Bean started to expand. He said that he is very very proud of L. L. Bean--I live, eat, sleep, and breath, and I never worked for the company in my life. He said at that time they had 350-400 employees and there were about 2000 jobs in the community from about 7 or 8 different shoe factories if you totaled them all together. Today L. L. Bean employs about 3,000 people. If it hadn't been for the outlets coming into Freeport, we'd be nothing but a ghost town. He stated that any person that thinks that we can survive without them (the businesses) should sit down and do some serious thinking about it. He doesn't think we could enjoy the riches that we have today without them.

Bill Spaulding, peddler, stated that he had to meet state standards in order to stay open. He said that this was his fourth year in Freeport. He said that he probably spends 20% of his day giving information to tourists such as locations of stores, where the best restaurant is located, etc. He spends a lot of time giving directions and feels it is a valuable service. He said that this ordinance is another regulation that is not needed -- they are over-regulated now.

Tom Rumpf said that this ordinance would not prohibit "The Corn Man" from operating but he would have to conform to some of the regulations. Ms. Cohen said that "The Corn Man" would not be regulated on private property.

Mr. Nelson said that the normal process from here would be to take this to public workshop but the February 2nd workshop is very loaded already. One option would be to schedule it for another workshop. Councilor Ruff suggested starting the workshop next Tuesday at 6:30 for this item and the regular workshop at 7:30.

MOVED AND SECONDED: That the Public Hearing be closed. (Councilors Bradley & Bennett) (5 Ayes) (0 Nays)

MOVED AND SECONDED: That the proposed amendments be tabled until February 2, 1993. (Councilors Ruff & Arsenault) (5 Ayes) (0 Nays)

Item #17-93 To consider action relative to an amendment to the Directional Sign Ordinance. (Chapter 24)

MOVED AND SECONDED: That the proposed amendment to the Directional Sign Ordinance be subject to Public Hearing. (Councilors Bennett & Ruff)
(5 Ayes) (0 Nays)

MOVED AND SECONDED: That the PublicHearing be closed. (Councilors Bennett & Ruff) (5 Ayes) (0 Nays)

MOVED AND SECONDED: That the proposed amendment to the Directional Sign Ordinance be tabled until February 2, 1993. (Councilors Bennett & Ruff)
(5 Ayes) (0 Nays)

Item #18-93 To consider action relative to authorizing a bill of sale for a water main.

MOVED AND SECONDED: That the Bill of Sale for the Water Main, that will service the new Public Works Facility, be approved. (Councilors Ruff & Bennett) **ROLL CALL VOTE:** (5 Ayes) (0 Nays)

Item #19-93 To consider action relative to a donation to the Town of Freeport.

MOVED AND SECONDED: That a donation of \$319 from the Freeport Sports Boosters for the purpose of a VCR to be used for Cable 7 purposes be accepted. (Councilors Bradley & Bennett) **ROLL CALL VOTE:** (5 Ayes) (0 Nays)

Item #20-93 To consider action relative to a proposed vending machine ordinance (Chapter 45).

MOVED AND SECONDED: That a Public Hearing be scheduled for February 2, 1993 at 7:30 p.m. in the Town Hall Council Chambers to discuss a proposed Vending Machine Ordinance. **BE IT FURTHER ORDERED:** That 30 copies be distributed equalloy between the Town Clerk's Office and the B. H. Bartol Library for inspection by citizens. (Councilors Bennett & Arsenault) **ROLL CALL VOTE:** (5 Ayes) (0 Nays)

Item #21-93 To consider action relative to proposed amendments to the Freeport zoning ordinance (Chapter 21).

MOVED AND SECONDED: That a Public Hearing be scheduled for February 2, 1993 at 7:30 p.m. in the Town Hall Council Chambers to discuss proposed amendments to the Freeport Zoning Ordinance. **BE IT FURTHER ORDERED:** That 30 copies be distributed equally between the Town Clerk's Office and the B. H. Bartol Library for inspection by citizens. (Councilors Arsenault & Bennett) **ROLL CALL VOTE:** (5 Ayes) (0 Nays)

OTHER BUSINESS:

1. Discussion of future Parking Lot Lease Agreements.

Mr. Bradley asked that this item be postponed for discussion until Mr. Olmstead is back and all the appropriate people are present.

2. Appointments Committee.

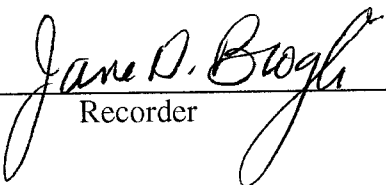
Mr. Nelson reported that the Appointments committee met and voted to recommend to the Council that the Design Review Committee be expanded to seven people. There was a consensus of the Council to support this recommendation (For: Bennett, Bradley, Ruff, Nelson. Against: Arsenault)

MOVED AND SECONDED: To introduce an item not on the agenda.
(Councilors Bradley & Ruff) (4 Ayes) (1 Nay - Arsenault)

MOVED AND SECONDED: To increase the membership of the Design Review Committee from five to seven people and schedule for Public Hearing on February 2, 1993. **BE IT FURTHER ORDERED:** That 30 copies be distributed equally between the Town Clerk's Office and the B. H. Bartol Library for inspection by citizens. (Councilors Bradley & Ruff) (4 Ayes) (1 Nay - Arsenault)

MOVED & SECONDED: To adjourn at 11:15 p.m. (Councilors Ruff & Arsenault) (7 Ayes) (0 Nays)

The foregoing was recorded by: Jane D. Brogli


Recorder