

A G E N D A

SPECIAL COUNCIL MEETING #15-93

FREEPORT TOWN HALL COUNCIL CHAMBERS

JUNE 29, 1993 - 6:00 P.M.

SPECIAL NOTE: This Agenda is a working Agenda that includes background information and is for the distribution to Council members only.

FROM: Dale C. Olmstead, Jr.

TO:

Kirk Goddard , Chairperson, Mast Landing Road
Edward Bradley, Flying Point Road
Andrew Arsenault, 287A U.S. Route #1
John Nelson, Church Street
Cary Veilleux, Wardtown Road
Randall Bennett, Park Street
Elizabeth Ruff, Durham Road

FIRST ORDER OF BUSINESS: To waive the reading of the Minutes of Meeting #14-93 held June 15, 1993 and accept the minutes as printed.

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

**SPECIAL COUNCIL MEETING #15-93
JUNE 29, 1993**

ITEM #148-93 TO CONSIDER ACTION RELATIVE TO APPROVING A CHARGE FOR THE ALTERNATIVE TRANSPORTATION ADVISORY COMMITTEE.

BE IT ORDERED: THAT THE PROPOSED CHARGE FOR THE ALTERNATIVE TRANSPORTATION ADVISORY COMMITTEE, BE APPROVED.

ITEM #149-93 TO CONSIDER ACTION RELATIVE TO EXTENDING THE ATLANTIC SEAL CRUISES, INC., RIGHT TO USE THE HARBOR.

BE IT ORDERED: THAT THE RIGHT OF THE ATLANTIC SEAL CRUISES, INC., TO USE THE TOWN DOCK BE EXTENDED UNTIL DECEMBER 31, 1993.

ITEM #150-93 TO CONSIDER ACTION RELATIVE TO THE APPROVAL OF A PARKING LEASE AGREEMENT.

BE IT ORDERED: THAT THE PROPOSED LEASE AGREEMENT BETWEEN THE TOWN OF FREEPORT AND BREWERS MARINE FOR LEASED PARKING AT THE TOWN HARBOR, BE APPROVED.

ITEM #130-93 TABLED JUNE 15, 1993. TO CONSIDER ACTION RELATIVE TO AN APPROPRIATION ORDINANCE FOR \$4,500 TO PROVIDE FOR IMPROVEMENTS TO THE TOWN DOCK.

BE IT ORDERED: THAT THE APPROPRIATION ORDINANCE FOR \$4,500 TO PROVIDE FOR IMPROVEMENTS TO THE TOWN DOCK, BE APPROVED.

**SPECIAL COUNCIL MEETING #15-93
JUNE 29, 1993**

ITEM #131-93 TABLED JUNE 15, 1993. TO CONSIDER ACTION RELATIVE TO AN APPROPRIATION ORDINANCE FOR \$4,500 TO PROVIDE FOR REPAIRS TO THE FIRE DEPARTMENT SQUAD TRUCK.

BE IT ORDERED: THAT THE APPROPRIATION ORDINANCE FOR \$4,500 TO PROVIDE FOR REPAIRS TO THE FIRE DEPARTMENT SQUAD TRUCK, BE APPROVED.

ITEM #133-93 TABLED JUNE 15, 1993.
TO CONSIDER ACTION RELATIVE TO A PROPOSED AMENDMENT TO THE TRAFFIC AND PARKING ORDINANCE RELATING TO RESIDENT STICKER PARKING AT THE HARBOR. (CHAPTER 48)

BE IT ORDERED: THAT THE PROPOSED AMENDMENT TO THE TRAFFIC AND PARKING ORDINANCE, AS SUBMITTED TO PUBLIC HEARING ON JUNE 15, 1993, BE APPROVED.

ITEM #134-93 TABLED JUNE 15, 1993.
TO CONSIDER ACTION RELATIVE TO A PROPOSED AMENDMENT TO THE ZONING ORDINANCE CONCERNING HOME OCCUPATIONS. (CHAPTER 21)

BE IT ORDERED: THAT THE PROPOSED AMENDMENT TO THE ZONING ORDINANCE, AS SUBMITTED TO PUBLIC HEARING ON JUNE 15, 1993, BE APPROVED.

**SPECIAL COUNCIL MEETING #15-93
JUNE 29, 1993**

ITEM #136-93 TABLED JUNE 15, 1993. TO CONSIDER ACTION RELATIVE TO AN APPOINTMENT TO THE ZONING BOARD OF APPEALS.

BE IT ORDERED: THAT DAVID SOLEY BE APPOINTED, EFFECTIVE IMMEDIATELY, TO SERVE ON THE ZONING BOARD OF APPEALS UNTIL JULY 1, 1996.

BE IT FURTHER ORDERED: THAT MR. SOLEY QUALIFY BY SWEARING AN OATH OF OFFICE BEFORE THE TOWN CLERK BY JULY 8, 1993.

ITEM #137-93 TABLED JUNE 15, 1993. TO CONSIDER ACTION RELATIVE TO A RE-APPOINTMENT TO THE ZONING BOARD OF APPEALS.

BE IT ORDERED: THAT GERALD WELCH BE RE-APPOINTED, EFFECTIVE IMMEDIATELY, TO SERVE ON THE ZONING BOARD OF APPEALS UNTIL JULY 1, 1996.

BE IT FURTHER ORDERED: THAT MR. WELCH QUALIFY BY SWEARING AN OATH OF OFFICE BY JULY 8, 1993.

OTHER BUSINESS:

Freeport Town Meeting # 15-93
Freeport Town Hall Council Chambers
June 29, 1993 - 6:00 p.m.

	Regular	Special	X	
<u>Chairperson's Call To Order</u>		<u>Present</u>	<u>Absent</u>	<u>Excused</u>
Kirk Goddard, Chairman, Mast Landing Rd.		X		
Edward Bradley, Flying Point Rd.		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 #14-93 held June 15, 1993 and accept the minutes as printed. (Councilors Nelson & Arsenault) (5 Ayes) (0 Nays) (Councilors Bennett & Bradley had not arrived.)

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

Item #148-93 To consider action relative to approving a charge for the Alternative Transportation Advisory Committee.

MOVED AND SECONDED: That the proposed charge for the Alternative Transportation Advisory Committee be approved. (Councilors Ruff & Nelson) **ROLL CALL VOTE:** (5 Ayes) (0 Nays) (Bennett & Bradley had not arrived.)

Councilor Nelson read the Alternative Transportation Advisory Committee Proposed Charges (attached) into the record.

Item #149-93 To consider action relative to extending the Atlantic Seal Cruises, Inc.'s right to use the harbor. (Delayed until later in the meeting.)

Item #150-93 To consider action relative to the approval of a Parking Lease Agreement. (Delayed until later in the meeting.)

Item #130-93 Tabled June 15, 1993. To consider action relative to an Appropriation Ordinance for \$4,500 to provide for improvements to the Town Dock.

MOVED AND SECONDED: That the Appropriation Ordinance for \$4,500 to provide for improvements to the Town Dock be approved. (Councilors Nelson & Ruff) **ROLL CALL VOTE:** (0 Ayes) (6 Nays) (Mr. Bennett arrived at 6:10 p.m.)

Item #131-93 Tabled June 15, 1993. To consider action relative to an Appropriation Ordinance for \$4,500 to provide for repairs to the Fire Department Squad Truck.

MOVED AND SECONDED: That the Appropriation Ordinance for \$4,500 to provide for repairs to the Fire Department Squad Truck be approved as amended. (Councilors Arsenault & Nelson) **ROLL CALL VOTE:** (6 Ayes) (0 Nays)

MOVED AND SECONDED TO AMEND: That the amount of \$4,500 be reduced to \$4,000. (Councilors Veilleux & Bennett) **ROLL CALL VOTE:** (6 Ayes) (0 Nays)

Item #133-93 Tabled June 15, 1993. To consider action relative to a proposed amendment to the Traffic and Parking Ordinance relating to resident sticker parking at the harbor. (Chapter 48)

MOVED AND SECONDED: That the proposed amendment to the Traffic and parking ordinance, as submitted to Public Hearing on June 15, 1993, be approved. (Councilors Bennett/Veilleux) **ROLL CALL VOTE:** (5 Ayes) (1 Nay-Goddard)

MOVED AND SECONDED TO AMEND: That the amendment to the Traffic and Parking Ordinance be reviewed by Council in one year. (Councilors Nelson & Bennett) **ROLL CALL VOTE:** (6 Ayes) (0 Nays)

Item #150-93 To consider action relative to the approval of a Parking Lease Agreement.

MOVED AND SECONDED: That the proposed lease agreement between the Town of Freeport and Brewer's Marine for leased parking at the Town Harbor be approved. (Councilors Veilleux & Bennett) **ROLL CALL VOTE:** (5 Ayes) (2 Nays-Arsenault & Bennett) (Mr. Bradley arrived at 6:30 p.m.)

Item #149-93 To consider action relative to extending the Atlantic Seal Cruises, Inc.'s right to use the harbor.

MOVED AND SECONDED: That the right of the Atlantic Seal Cruises, Inc. to use the Town Dock be extended until December 31, 1993. (Councilors Ruff & Arsenault) **ROLL CALL VOTE:** (6 Ayes) (1 Nay-Bennett)

Item #136-93 Tabled June 15, 1993. To consider action relative to an appointment to the Zoning Board of Appeals.

MOVED AND SECONDED: That David Soley be appointed, effective immediately, to serve on the Zoning Board of Appeals until July 1, 1996. **BE IT FURTHER ORDERED:** That Mr. Soley qualify by swearing an oath of office before the Town Clerk by July 8, 1993. (Councilors Nelson & Ruff) **ROLL CALL VOTE** (7 Ayes) (0 Nays)

MOVED AND SECONDED: To wave second reading. (Councilors Nelson & Ruff) (7 Ayes) (0 Nays)

Item #137-93 Tabled June 15, 1993. To consider action relative to a re-appointment to the Zoning Board of Appeals.

MOVED AND SECONDED: That Gerald Welch be re-appointed, effective immediately, to serve on the Zoning Board of Appeals until July 1, 1996. **BE IT FURTHER ORDERED:** That Mr. Welch qualify by swearing an oath of office by July 8, 1993. (Councilors Ruff & Arsenault) **ROLL CALL VOTE:** (7 Ayes) (0 Nays)

Item #134-93 Tabled June 15, 1993. To Consider action relative to a Proposed Amendment to the Zoning Ordinance concerning home occupations. (Chapter 21)

MOVED AND SECONDED: That the Proposed Amendment to the Zoning Ordinance, as submitted to Public Hearing on June 15, 1993, be approved. (Councilors Veilleux & Bennett)

MOVED AND SECONDED: That an Alternate Amendment to the Zoning Ordinance be approved as read. (A copy is attached.) (Councilors Nelson & Ruff) (6 Ayes) (1 Nay - Veilleux)

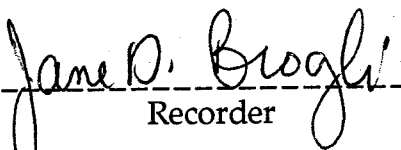
MOVED AND SECONDED TO AMEND: That "j" and "k" of the Alternate Amendment be removed and the following inserted: "j. Site plan approval shall specify the nature of the applicant's home occupation, and any changes which require amendment to the Site Plan Application and shall meet all of the conditions of this section sub-paragraph 503.8." (Councilors Nelson & Ruff)

MOVED AND SECONDED TO AMEND: To strike "j" and "k" of the Alternate Amendment. (Councilors Arsenault & Bennett)

MOVED AND SECONDED: To table Item #134-93 as amended until the next scheduled meeting on July 6, 1993. (Councilors Bennett & Veilleux) **ROLL CALL VOTE:** (4 Ayes) (3 Nays-Nelson, Bradley, and Goddard)

MOVED & SECONDED: To adjourn. at 7:50 p.m. (Councilors Nelson & Bennett) (7 Ayes) (0 Nays)

The foregoing was recorded by: Jane Brogli



Recorder