



# Town of York

186 York Street  
York, Maine 03909-1314

## BOARD OF SELECTMEN'S MEETING AGENDA

6:30/7:00PM MONDAY, MARCH 9, 2015  
YORK LIBRARY

Town Manager/  
Selectmen  
(207)363-1000

Town Clerk/  
Tax Collector  
(207)363-1003

Finance/  
Treasurer  
(207)363-1004

Code Enforcement  
(207)363-1002

Planning  
(207)363-1007

Assessor  
(207)363-1005

Police Department  
(207)363-1031

Dispatch  
(207)363-2557

York Beach Fire  
Department  
(207)363-1014

York Village Fire  
Department  
(207)363-1015

Public Works  
(207)363-1011

Harbor Master  
(207)363-1000

Senior Center/  
General Assistance  
(207)363-1036

Parks and  
Recreation  
(207)363-1040

Fax  
(207)363-1009  
(207)363-1019

www.yorkmaine.org

**6:30PM:** Executive Session – Pursuant to MRSA Title 1, Section 405.6. C; Real Estate – Davis Property

### Call to Order

### Opening Ceremonies

A. Minutes

B. Chairman's Report

C. Manager's Report

D. Awards

E. Reports

1. Winter Maintenance Budget – Dean Lessard, Director of Public Works
2. Think Again – Joan and Marshall Jarvis
3. York Community Auditorium – Dr. Debra Dunn, School Superintendent

F. Citizens' Forum – The Citizens' Forum is open to any member of the audience for comments on items listed on this meeting agenda. All comments should be respectful in tone and should be directed to the Chair. Comments should be brief and to the point. Questions that require extended answers or that cannot be readily answered will be referred to the Town Manager for follow-up. Anyone who wishes to submit a written request for future agenda items can do so on the form available at this meeting or may obtain the form through the Town Manager's Office.

G. Approval of Warrant #36

H. Public Hearings

I. Endorsements

Business Licenses: Dockside Restaurant, Foster's Downeast Clambake, Greenleaves Chinese Restaurant, Lobster Cove, Stage Neck Inn, and York Village Emporium

**J. Old Business**

1. Discussion and Possible Action: Request to Change Restrictions Imposed on Property at 8 Gunnison Road
2. Discussion and Possible Action: Establish a Charter for a new Cliff Walk Committee
3. Discussion and Possible Action: Route One Maintenance

**K. New Business**

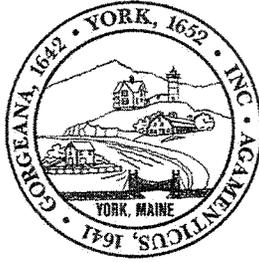
1. Discussion Regarding Goodrich Park Management
2. Discussion and Possible Action: Appoint 2 Board Members to meet with First Parish Church Officials to Discuss Future Town Hall Expansion
3. Discussion and Possible Action: New Selectmen's Policy About Timing of Referendum-related Requests
4. Discussion: May Referenda Preparations
  - a. Sewer District Properties
  - b. Traffic Signal Ballot Question
  - c. Gift of Land at 21 Field Avenue
5. Discussion: Ordinance Amendment Preparations
  - a. Zoning Amendment to Allow for Greater Residential Density in the York Beach Village Center Zone
  - b. Artisanal Food and Beverage Ordinance
  - c. Amend Ordinance Fines in 21 Town Ordinances
6. Preview of May Budget Referendum and May Special General Referendum

**L. Future Agendas**

**M. Other Business**

**N. Citizens' Forum**

**Adjourn**



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015	<input checked="" type="checkbox"/> ACTION
DATE ACTION REQUESTED: March 9, 2015	<input type="checkbox"/> DISCUSSION ONLY
SUBJECT: Business License Applications (6)	

DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD: All appropriate departments have given approval; See "Department Approvals" on page two of the application.

RECOMMENDATION: Approve the Business License(s) attached.

PROPOSED MOTION: I moved to approve the following licenses: *Harris Island Corporation DBA: Dockside Restaurant for Food Service, Liquor, Special Amusement and Innkeeper located at 22 Harris Island Road; Kevin Tacy DBA: Foster's Downeast Clambake for Food Service, Liquor and Special Amusement located at 5 Axholme Road; Qing Wen Wand DBA: Greenleaves Chinese Restaurant for Food Service and Liquor located at 647 US Route One Unit 3; The Goldenrod DBA: Lobster Cove for Food Service, Liquor and Special Amusement located at 765 York Street; W. Mark Foster DBA: Stage Neck Inn, Inc. for Food Service, Liquor, Special Amusement and Innkeeper located at 8 Stage Neck Road; Art and Scott Berger DBA: York Village Emporium for Food Service located at 241 York Street subject to taxes, fees and inspections being current and compliant with the usual noise stipulations.*

FISCAL IMPACT:

DEPARTMENT LINE ITEM ACCOUNT:

BALANCE IN LINE ITEM IF APPROVED:

PREPARED BY: Melissa M. Avery REVIEWED BY: [Signature]

Melissa M. Avery, Assistant to the Town Manager

THE TOWN OF

# YORK, MAINE

186 York Street, York, Maine 03909

## BUSINESS LICENSE APPLICATION

NOTE: Business Licenses are not transferable to another person, business or location.

Business Name: Dockside Restaurant

Street Address: 22 Harris Island Rd

Business Owner: Harris Island Corp Business Manager: Phil Lusty

Mailing Address: 22 Harris Island Rd Mailing Address: 22 Harris Island Rd

Phone Number: 207 363 2722

Phone Number: 207 363 2722

E-mail Address: SAME

E-mail Address: philip@docksideGP.co

Please indicate who is to be the Primary Contact with the Town:  OWNER or  MANAGER

Is the Business Owner same as the prior year?  YES  NO

Please indicate which Licenses or Local Approvals you seek:

### Lodging:

Bed and Breakfast License (C/F)

Innkeeper License (C/F)

Number of Rooms:       

### Food and Beverage:

Food Service License (C/F)

Liquor License (F/P)

Bottle Club License (F/P)

Number of Seats:       

### Entertainment:

Special Amusement License (F/P)

Dance Hall License (F/P)

Bowling Alley License (F)

Coin-Operated Amusement License (P)

Bingo, Beano and Games of Chance

### Miscellaneous:

Transient Seller's License

Flea Market License

Junkyard, Auto Graveyard/Recycling License

Other:       

C - Code Enforcement Inspection Required F - Fire Department Inspection Required P - Police Department Inspection Required

Code Enforcement: (207) 363-1002

Police Department: (207) 363-1031

Village Fire Department: (207) 363-1015

Beach Fire Department: (207) 363-1014

FEES: Each application will incur a \$60 fee, plus \$30 for each license after the first. All NEW applications will have an additional \$50 fee, and all license amendments will have a \$25 fee. All fees are to be paid at time of submittal and shall be non-refundable. Cash or Check only; Please make check payable to Town of York.

Provide the following information about any relevant State licenses:

STATE LICENSE INFORMATION		
ID Number(s):	04-0283505	
Expiration Date(s):		
Classification(s):		

Please read the following and sign to complete your application:

I understand that a license is required before operating or conducting any business or activity governed by the Town's Business Licensing Ordinance and that ongoing compliance with the provisions of the Town's Business Licensing Ordinance and other applicable Town codes is required throughout the entire license period.

I understand that this Business License Application must be filled out completely, all fees must be paid, and all necessary department inspections must be completed and passed before the license(s) will be considered by the Board of Selectmen.

Business Owner: PK  
Signature

Have you ever been convicted of a Felony? YES /  NO

Business Manager: PK  
Signature

Have you ever been convicted of a Felony? YES /  NO

(If either person has a Felony conviction, please attach an explanation of the circumstances)

**FOR OFFICE USE ONLY**

FEES		Amount	Map - Lot: <u>0063 - 0002</u>
Application and First License (\$60)		<u>60.00</u>	Processed By: <u>mmavery</u>
Subsequent Licenses (\$30 each)		<u>90.00</u>	Received Date: <u>2/17/2015</u>
New License Fee (\$50)		<u>—</u>	Amount Received: \$ <u>150.00</u>
License Amendment (\$25)		<u>—</u>	Check # <u>1362</u> or Cash <input type="checkbox"/>
Other: _____		<u>—</u>	LICENSE #: _____ - _____
TOTAL DUE		\$ <u>150.00</u>	
Department Approvals		Date of Approval	Special Conditions (Attached if Necessary)
Code Enforcement	<u>—</u> N/A	<u>2/18/2015 K. Newell</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Fire	<u>—</u> N/A	<u>2/25/2015 P. Argar</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Police	<u>—</u> N/A	<u>2/23/2015 O. Davis</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Tax Collector	<u>—</u> N/A	<u>2/18/2015 M. Szeniewski</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Board of Selectmen _____ Town Manager for the Board of Selectmen _____ Date _____			YES <input type="radio"/> NO <input type="radio"/>

THE TOWN OF

# YORK, MAINE

186 York Street, York, Maine 03909

## BUSINESS LICENSE APPLICATION

NOTE: Business Licenses are not transferable to another person, business or location.

Business Name: Fosters Downeast Clambake

Street Address: 5 Axholme Rd. York, Maine 03909

Business Owner: Kevin Tacy Business Manager: \_\_\_\_\_

Mailing Address: PO Box 486 Mailing Address: \_\_\_\_\_  
York Harbor, ME 03911

Phone Number: 207 363 3255 Phone Number: \_\_\_\_\_

E-mail Address: kevin@fostersclambake.com E-mail Address: \_\_\_\_\_

Please indicate who is to be the Primary Contact with the Town:  OWNER or  MANAGER

Is the Business Owner same as the prior year?  YES  NO

Please indicate which Licenses or Local Approvals you seek:

### Lodging:

\_\_\_ Bed and Breakfast License (C/F)

\_\_\_ Innkeeper License (C/F)

Number of Rooms: \_\_\_

### Food and Beverage:

Food Service License (C/F)

Liquor License (F/P)

\_\_\_ Bottle Club License (F/P)

Number of Seats: 400

### Entertainment:

Special Amusement License (F/P)

\_\_\_ Dance Hall License (F/P)

\_\_\_ Bowling Alley License (F)

\_\_\_ Coin-Operated Amusement License (P)

\_\_\_ Bingo, Beano and Games of Chance

### Miscellaneous:

\_\_\_ Transient Seller's License

\_\_\_ Flea Market License

\_\_\_ Junkyard, Auto Graveyard/Recycling License

Other: \_\_\_\_\_

C - Code Enforcement Inspection Required F - Fire Department Inspection Required P - Police Department Inspection Required

Code Enforcement: (207) 363-1002

Police Department: (207) 363-1031

Village Fire Department: (207) 363-1015

Beach Fire Department: (207) 363-1014

FEES: Each application will incur a \$60 fee, plus \$30 for each license after the first. All NEW applications will have an additional \$50 fee, and all license amendments will have a \$25 fee. All fees are to be paid at time of submittal and shall be non-refundable. Cash or Check only; Please make check payable to Town of York.

Provide the following information about any relevant State licenses:

STATE LICENSE INFORMATION			
ID Number(s):	5726		
Expiration Date(s):	4/27/15		
Classification(s):	Class 1 (liquor license)		

Please read the following and sign to complete your application:

I understand that a license is required before operating or conducting any business or activity governed by the Town's Business Licensing Ordinance and that ongoing compliance with the provisions of the Town's Business Licensing Ordinance and other applicable Town codes is required throughout the entire license period.

I understand that this Business License Application must be filled out completely, all fees must be paid, and all necessary department inspections must be completed and passed before the license(s) will be considered by the Board of Selectmen.

Business Owner: \_\_\_\_\_

*[Signature]*  
Signature

Have you ever been convicted of a Felony? YES /  NO

Business Manager: \_\_\_\_\_

*[Signature]*  
Signature

Have you ever been convicted of a Felony? YES / NO

(If either person has a Felony conviction, please attach an explanation of the circumstances)

**FOR OFFICE USE ONLY**

FEES	Amount	Map - Lot: 0050 - 0081
Application and First License (\$60)	60.-	Processed By: mmavery
Subsequent Licenses (\$30 each)	60.-	Received Date: 1/12/2015
New License Fee (\$50)	—	Amount Received: \$ 120.00
License Amendment (\$25)	—	Check # 7517 or Cash <input type="checkbox"/>
Other: _____	—	LICENSE #: _____ - _____
TOTAL DUE \$ 120.00		

Department Approvals		Date of Approval	Special Conditions (Attached if Necessary)
Code Enforcement	— N/A	1/15/2015 K. Newell	YES <input checked="" type="radio"/> NO
Fire	— N/A	2/27/2015 D. Appgar	YES <input checked="" type="radio"/> NO
Police	— N/A	1/13/2015 O. Davis	YES <input checked="" type="radio"/> NO
Tax Collector	— N/A	1/12/2015 M. Szeniaowski	YES <input checked="" type="radio"/> NO
Board of Selectmen _____ Town Manager for the Board of Selectmen _____ Date _____			YES NO

THE TOWN OF

# YORK, MAINE

186 York Street, York, Maine 03909

## BUSINESS LICENSE APPLICATION

*NOTE: Business Licenses are not transferable to another person, business or location.*

Business Name: Greenleaves Chinese Restaurant, Inc.

Street Address: 647 US RT. 1 - Unit #3

Business Owner: Qing Wen Wang Business Manager: \_\_\_\_\_

Mailing Address: 3 Sparrow Lane Mailing Address: \_\_\_\_\_  
York, ME 03909

Phone Number: (207) 363-2025 Phone Number: \_\_\_\_\_

E-mail Address: \_\_\_\_\_ E-mail Address: \_\_\_\_\_

Please indicate who is to be the Primary Contact with the Town:  OWNER or  MANAGER

Is the Business Owner same as the prior year?  YES  NO

*Please indicate which Licenses or Local Approvals you seek:*

### Lodging:

Bed and Breakfast License (C/F)

Innkeeper License (C/F)

Number of Rooms: \_\_\_\_\_

### Food and Beverage:

Food Service License (C/F)

Liquor License (F/P)

Bottle Club License (F/P)

Number of Seats: 50

### Entertainment:

Special Amusement License (F/P)

Dance Hall License (F/P)

Bowling Alley License (F)

Coin-Operated Amusement License (P)

Bingo, Beano and Games of Chance

### Miscellaneous:

Transient Seller's License

Flea Market License

Junkyard, Auto Graveyard/Recycling License

Other: \_\_\_\_\_

*C - Code Enforcement Inspection Required F - Fire Department Inspection Required P - Police Department Inspection Required*

Code Enforcement: (207) 363-1002

Police Department: (207) 363-1031

Village Fire Department: (207) 363-1015

Beach Fire Department: (207) 363-1014

FEES: Each application will incur a \$60 fee, plus \$30 for each license after the first. All NEW applications will have an additional \$50 fee, and all license amendments will have a \$25 fee. All fees are to be paid at time of submittal and shall be non-refundable. Cash or Check only; Please make check payable to Town of York.

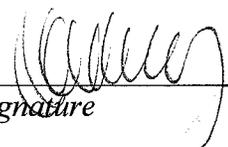
Provide the following information about any relevant State licenses:

STATE LICENSE INFORMATION			
ID Number(s):	557 ✓		
Expiration Date(s):	3/24/2015		
Classification(s):	CLASS A		

Please read the following and sign to complete your application:

I understand that a license is required before operating or conducting any business or activity governed by the Town's Business Licensing Ordinance and that ongoing compliance with the provisions of the Town's Business Licensing Ordinance and other applicable Town codes is required throughout the entire license period.

I understand that this Business License Application must be filled out completely, all fees must be paid, and all necessary department inspections must be completed and passed before the license(s) will be considered by the Board of Selectmen.

Business Owner:   
Signature

Have you ever been convicted of a Felony? YES  NO

Business Manager: \_\_\_\_\_  
Signature

Have you ever been convicted of a Felony? YES / NO

(If either person has a Felony conviction, please attach an explanation of the circumstances)

**FOR OFFICE USE ONLY**

FEES	Amount	Map - Lot: 0091 - 0008-W
Application and First License (\$60)	60.-	Processed By: <u>mmayer</u>
Subsequent Licenses (\$30 each)	30.-	Received Date: <u>1/29/2015</u>
New License Fee (\$50)	—	Amount Received: \$ <u>90.00</u>
License Amendment (\$25)	—	Check # _____ or Cash <input type="checkbox"/>
Other: _____	—	
TOTAL DUE \$ <u>90.00</u>		LICENSE #: _____ - _____

Department Approvals		Date of Approval	Special Conditions (Attached if Necessary)
Code Enforcement	— N/A	<u>2/20/2015 K. Newell</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Fire	— N/A	<u>2/24/2015 D. Appgar</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Police	— N/A	<u>2/25/2015 O. Davis</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Tax Collector	— N/A	<u>3/4/2015 M. Szeniowski</u>	YES <input type="radio"/> NO <input checked="" type="radio"/>
Board of Selectmen _____ Town Manager for the Board of Selectmen Date			YES NO

THE TOWN OF

# YORK, MAINE

186 York Street, York, Maine 03909

## BUSINESS LICENSE APPLICATION

NOTE: Business Licenses are not transferable to another person, business or location.

Business Name: Lobster Cove

Street Address: 765 York St York Harbor ME 03911

Business Owner: The Goldenrod Business Manager: David Peck

Mailing Address: PO Box 1140 Mailing Address: PO Box 1140

York Beach ME 03910 York Beach ME 03910

Phone Number: 207-363-2621 Phone Number: 207-351-1100

E-mail Address: rboston@thegoldenrod.com E-mail Address: dpeck@maine.rr.com

Please indicate who is to be the Primary Contact with the Town:  OWNER or  MANAGER

Is the Business Owner same as the prior year?  YES  NO

Please indicate which Licenses or Local Approvals you seek:

### Lodging:

- Bed and Breakfast License (C/F)
  - Innkeeper License (C/F)
- Number of Rooms: \_\_\_\_\_

### Food and Beverage:

- Food Service License (C/F)
  - Liquor License (F/P)
  - Bottle Club License (F/P)
- Number of Seats: \_\_\_\_\_

### Entertainment:

- Special Amusement License (F/P)
- Dance Hall License (F/P)
- Bowling Alley License (F)
- Coin-Operated Amusement License (P)
- Bingo, Beano and Games of Chance

### Miscellaneous:

- Transient Seller's License
- Flea Market License
- Junkyard, Auto Graveyard/Recycling License
- Other: \_\_\_\_\_

C - Code Enforcement Inspection Required F - Fire Department Inspection Required P - Police Department Inspection Required

Code Enforcement: (207) 363-1002

Police Department: (207) 363-1031

Village Fire Department: (207) 363-1015

Beach Fire Department: (207) 363-1014

FEES: Each application will incur a \$60 fee, plus \$30 for each license after the first. All NEW applications will have an additional \$50 fee, and all license amendments will have a \$25 fee. All fees are to be paid at time of submittal and shall be non-refundable. Cash or Check only; Please make check payable to Town of York.

Provide the following information about any relevant State licenses:

STATE LICENSE INFORMATION			
ID Number(s):	7347	5019	
Expiration Date(s):	4/11/2015	3/31/2015	
Classification(s):	Liquor	State	

Please read the following and sign to complete your application:

I understand that a license is required before operating or conducting any business or activity governed by the Town's Business Licensing Ordinance and that ongoing compliance with the provisions of the Town's Business Licensing Ordinance and other applicable Town codes is required throughout the entire license period.

I understand that this Business License Application must be filled out completely, all fees must be paid, and all necessary department inspections must be completed and passed before the license(s) will be considered by the Board of Selectmen.

Business Owner:  Have you ever been convicted of a Felony? YES / NO  
*Signature*

Business Manager:  Have you ever been convicted of a Felony? YES / NO  
*Signature*  
 (If either person has a Felony conviction, please attach an explanation of the circumstances)

**FOR OFFICE USE ONLY**

FEES	Amount	Map - Lot: 0040 - 0062
Application and First License (\$60)	60.-	Processed By: <u>mmavery</u>
Subsequent Licenses (\$30 each)	60.-	Received Date: <u>1/12/2015</u>
New License Fee (\$50)		Amount Received: \$ <u>120.00</u>
License Amendment (\$25)		Check # <u>6216</u> or Cash <input type="checkbox"/>
Other: _____		LICENSE #: _____
TOTAL DUE	\$ <u>120.-</u>	

Department Approvals	Date of Approval	Special Conditions (Attached if Necessary)
Code Enforcement <u>  N/A  </u>	<u>1/16/2015 K. Newell</u>	YES <u>NO</u>
Fire <u>  N/A  </u>	<u>1/5/2015 D. Apgar</u>	YES <u>NO</u>
Police <u>  N/A  </u>	<u>2/25/2015 O. Davis</u>	YES <u>NO</u>
Tax Collector <u>  N/A  </u>	<u>1/13/2015 M. Szeniewski</u>	YES <u>NO</u>
Board of Selectmen	_____ <i>Town Manager for the Board of Selectmen</i> _____ <i>Date</i>	YES    NO



Provide the following information about any relevant State licenses:

STATE LICENSE INFORMATION			
ID Number(s):	4026	4990	
Expiration Date(s):	3/31/2015	12/28/2015	Eating and Lodging
Classification(s):	1101 - Class 1 - Spirit, Vinous, and Malt - Hotel		

Please read the following and sign to complete your application:

I understand that a license is required before operating or conducting any business or activity governed by the Town's Business Licensing Ordinance and that ongoing compliance with the provisions of the Town's Business Licensing Ordinance and other applicable Town codes is required throughout the entire license period.

I understand that this Business License Application must be filled out completely, all fees must be paid, and all necessary department inspections must be completed and passed before the license(s) will be considered by the Board of Selectmen.

Business Owner: [Signature]  
Signature

Have you ever been convicted of a Felony? YES / NO

Business Manager: [Signature]  
Signature

Have you ever been convicted of a Felony? YES / NO

(If either person has a Felony conviction, please attach an explanation of the circumstances)

**FOR OFFICE USE ONLY**

FEE'S	Amount	Map - Lot: 0058 - 0010
Application and First License (\$60)	60.00	Processed By: mmawen
Subsequent Licenses (\$30 each)	90.00	Received Date: 2/18/2015
New License Fee (\$50)	-	Amount Received: \$ 150.00
License Amendment (\$25)	-	Check # 24990 or Cash <input type="checkbox"/>
Other: _____	-	
<b>TOTAL DUE</b>	<b>\$ 150.00</b>	<b>LICENSE #:</b> _____ - _____

Department Approvals		Date of Approval	Special Conditions (Attached if Necessary)
Code Enforcement	__ N/A	2/20/2015 K. Newell	YES <u>NO</u>
Fire	__ N/A	2/25/2015 D. Apgar	YES <u>NO</u>
Police	__ N/A	2/23/2015 O. Davis	YES <u>NO</u>
Tax Collector	__ N/A	2/19/2015 M. Szeniawski	YES <u>NO</u>
<b>Board of Selectmen</b> _____ Town Manager for the Board of Selectmen Date			YES NO

Rec'd w/check for \$60

THE TOWN OF

# YORK, MAINE

186 York Street, York, Maine 03909

## BUSINESS LICENSE APPLICATION

NOTE: Business Licenses are not transferable to another person, business or location.

Business Name: YORIC VILLAGE EMPORIUM

Street Address: 241 YORK ST YORK ME

Business Owner: SCOTT & ART BERGER Business Manager: SCOTT BERGER

Mailing Address: 241 YORK ST Mailing Address: SAME

Phone Number: 207-363-4070 Phone Number: 207-363-4070

E-mail Address: SAB3964@AOL.COM E-mail Address: —

Please indicate who is to be the Primary Contact with the Town:  OWNER or  MANAGER

Is the Business Owner same as the prior year?  YES  NO

Please indicate which Licenses or Local Approvals you seek:

### Lodging:

Bed and Breakfast License (C/F)

Innkeeper License (C/F)

Number of Rooms:       

### Food and Beverage:

Food Service License (C/F)

Liquor License (F/P)

Bottle Club License (F/P)

Number of Seats:       

### Entertainment:

Special Amusement License (F/P)

Dance Hall License (F/P)

Bowling Alley License (F)

Coin-Operated Amusement License (P)

Bingo, Beano and Games of Chance

### Miscellaneous:

Transient Seller's License

Flea Market License

Junkyard, Auto Graveyard/Recycling License

Other:       

C - Code Enforcement Inspection Required F - Fire Department Inspection Required P - Police Department Inspection Required

Code Enforcement: (207) 363-1002

Police Department: (207) 363-1031

Village Fire Department: (207) 363-1015

Beach Fire Department: (207) 363-1014

FEES: Each application will incur a \$60 fee, plus \$30 for each license after the first. All NEW applications will have an additional \$50 fee, and all license amendments will have a \$25 fee. All fees are to be paid at time of submittal and shall be non-refundable. Cash or Check only; Please make check payable to Town of York.

Provide the following information about any relevant State licenses:

STATE LICENSE INFORMATION			
ID Number(s):			
Expiration Date(s):			
Classification(s):			

Please read the following and sign to complete your application:

I understand that a license is required before operating or conducting any business or activity governed by the Town's Business Licensing Ordinance and that ongoing compliance with the provisions of the Town's Business Licensing Ordinance and other applicable Town codes is required throughout the entire license period.

I understand that this Business License Application must be filled out completely, all fees must be paid, and all necessary department inspections must be completed and passed before the license(s) will be considered by the Board of Selectmen.

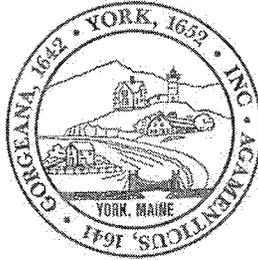
Business Owner: Scott A Bey Signature Have you ever been convicted of a Felony? YES / NO

Business Manager: Scott A Bey Signature Have you ever been convicted of a Felony? YES / NO

(If either person has a Felony conviction, please attach an explanation of the circumstances)

**FOR OFFICE USE ONLY**

FEES		Amount	Map - Lot: <u>0050 - 0031</u>
Application and First License (\$60)		<u>60.-</u>	Processed By: <u>mmainery</u>
Subsequent Licenses (\$30 each)		<u>-</u>	Received Date: <u>2/25/2015</u>
New License Fee (\$50)		<u>-</u>	Amount Received: \$ <u>60.00</u>
License Amendment (\$25)		<u>-</u>	Check # <u>2165</u> or Cash <input type="checkbox"/>
Other: _____		<u>-</u>	LICENSE #: _____ - _____
TOTAL DUE		\$ <u>60.00</u>	
Department Approvals		Date of Approval	Special Conditions (Attached if Necessary)
Code Enforcement	<u>-</u> N/A	<u>2/26/2015 K. Newell</u>	YES <u>NO</u>
Fire	<u>-</u> N/A	<u>2/27/2015 D. Apgar</u>	YES NO
Police	<input checked="" type="checkbox"/> N/A		YES NO
Tax Collector	<u>-</u> N/A	<u>2/25/2015 M. Szeniawski</u>	YES <u>NO</u>
Board of Selectmen _____ Town Manager for the Board of Selectmen _____ Date _____			YES NO



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015	<input type="checkbox"/> ACTION
DATE ACTION REQUESTED: March 9, 2015	<input checked="" type="checkbox"/> DISCUSSION ONLY
SUBJECT: 8 Gunnison Road	

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD: AMENDMENT TO MEMO:** Board of Selectmen letter dated July 21, 1994, placed conditions limiting expansion or change of use for 8 Gunnison Road because the structure and septic were installed without permits and neither met State nor Town code requirements with regards to wetland setbacks. Property owner's Land Use Consultant has submitted a letter requesting the BOS to absolve conditions placed on structure.

**RECOMMENDATION:** Conditions remain in place, unless property owners contractually agree to Town Sewer hookup, and submit engineer's report. Foundation replacement per Section 8.3.11.4.e. could occur if the aforementioned conditions are met.

**PROPOSED MOTION:** Motion to keep conditions in place unless property owners connect to public utilities, submit engineer's report, and must obtain a building permit from the Code Office.

FISCAL IMPACT: NA

DEPARTMENT LINE ITEM ACCOUNT:

BALANCE IN LINE ITEM IF APPROVED:

PREPARED BY: Amber Harrison, CEO/LPI/LHO

REVIEWED BY:

A handwritten signature in black ink, appearing to be 'Amber Harrison', written in a cursive style.

\_\_\_\_\_



# Town of York

186 York Street  
York, Maine 03909-1314

## MEMO AMENDMENT

**TO:** Steve Burns, Town Manager and Board of Selectmen  
**FROM:** Amber L. Harrison, CEO  
**DATE:** March 6, 2015  
**RE:** 8 Gunnison Road (Map 30 Lot 8-H)

Town Manager/  
Selectmen  
(207)363-1000

Town Clerk/  
Tax Collector  
(207)363-1003

Finance/  
Treasurer  
(207)363-1004

Code Enforcement  
(207)363-1002

Planning  
(207)363-1007

Assessor  
(207)363-1005

Police Department  
(207)363-1031

Dispatch  
(207)363-2557

York Beach Fire  
Department  
(207)363-1014

York Village Fire  
Department  
(207)363-1015

Public Works  
(207)363-1011

Harbor Master  
(207)363-1000

Senior Center/  
General Assistance  
(207)363-1036

Parks and  
Recreation  
(207)363-1040

Fax  
(207)363-1009  
(207)363-1019

After discussions with Land Use Consultant Tim DeCoteau regarding the conditions placed on 8 Gunnison Road (M30 L8-H), my recommendations from the February 19, 2015 Memo must be amended. Upon submittal of satisfactory water testing report and septic inspection/pumping records to the Code Enforcement Office, the property can remain on well water and pump/crush the septic in place rather than removing the septic (once tied into Town Sewer). After reviewing property card records it appears the structure is year round and will not require a seasonal conversion permit. Regarding the building permit, an engineer's report will be required if the property owners choose to elevate the structure without replacing the foundation. Upon completion of the project, the owners must submit an engineer's report attesting that section 8.3.11.4.e. and the conditions of these Memos have been met.

I recommend the property owner or their agent inform the Board of Selectmen if they can meet the aforementioned conditions suggested by the Code Officer. If the property owner feels they can meet the conditions suggested, then the Board of Selectmen can amend the conditions from the 1994 letter to include the CEO's new conditions. Once this is accomplished, it is suggested that the property owner schedules an appointment with the CEO to create an action plan and timeline to obtain some relief from the Board of Selectmen's 1994 conditions while adhering to all current State and Town Zoning Ordinances.

Amber L. Harrison  
Code Enforcement Officer, Local Plumbing Officer, Local Health Officer



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015

ACTION

DATE ACTION REQUESTED: March 9, 2015

DISCUSSION ONLY

SUBJECT: Charter for Cliff Path Committee

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD:** At its January 26, 2015 work session, the Board of Selectmen directed staff to prepare a draft Charter to guide the formation and efforts of a Cliff Path Committee to represent the interests of the Town and its citizens in keeping the Cliff Path open for use by the public and insure that the Path is safe and properly maintained. The draft Charter before you responds to that charge. It establishes a standing Committee, defines the purpose and size of the Committee, process and terms of appointment, the framework for public meetings, including executive sessions, preparation and storage of Committee minutes, periodic meetings with the Board, and the method of amending the Charter.

Based on the Charter, it is assumed that the Committee will conduct its business with the purpose of representing the Town's interest in maintaining public access to the Path; however, it is also assumed that the Committee will meet with the Board, at least twice annually, to update the Board on the Committee's efforts and to recommend strategic action in support of its Mission. It is also assumed that, on occasion, the Committee may need to meet in executive session to discuss sensitive legal or property-related matters. Executive sessions, as well as all public meetings will be conducted in accordance with Maine's Freedom of Access Law (Title 1, Ch 13) and Robert's Rules of Order.

The Board may choose to approve, reject, amend and approve, or table action on the draft Charter.

Approval of the draft Charter will initiate the process of establishing a Cliff Path Committee. Establishment of the Committee is a way to bring a group of volunteers, who have been working on issues related to the Path for a number of years, under the umbrella of Town government. It will also leverage volunteer effort to relieve the Board of the some of the time required for both routine and higher level thinking about how to ensure that the Path remain open and safe for public use.

Rejection of the draft Charter will terminate discussion of creating a Town appointed Cliff Path Committee for now, leaving the Town without a formal committee to work on Cliff Path issues.

The Board may also amend the draft Charter, prior to adoption, to adjust any of the provisions that may give the Board concern.

**RECOMMENDATION:** Discuss and approve the draft Charter to create and charge the Cliff Path Committee with assisting the Board in representing Town and citizen interests in keeping the Cliff Path open for use by the public and ensuring that the path is safe and properly maintained.

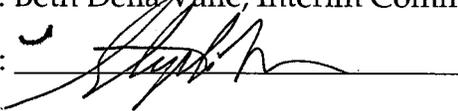
**PROPOSED MOTION:** Approve the proposed Charter to establish a Cliff Path Committee and, in consultation with the Board, to guide efforts to represent the interests of the Town and its citizens in keeping the Path open for use by the public and ensuring that the path is safe and properly maintained.

**FISCAL IMPACT:** None

**DEPARTMENT LINE ITEM ACCOUNT:**

**BALANCE IN LINE ITEM IF APPROVED:**

**PREPARED BY:** Beth Della Valle, Interim Community Development Director

**REVIEWED BY:** 

## Cliff Path Committee – Committee Charter

Adopted by the Board of Selectmen – [add date], 2015

**Standing Committee.** The Cliff Path Committee is a standing committee created by and answerable to the Board of Selectmen.

**Membership.** The Committee shall be comprised of seven voting members and one <sup>non-voting</sup> member of the Board of Selectmen. The Board of Selectmen shall appoint members of the Committee. A quorum for purposes of voting shall require a minimum of three members present and voting, and decisions shall be by majority vote. Appointments shall be for four year terms, but the initial appointments shall be for staggered terms such that not more than three appointments expire in any given year. Consideration shall be given to appointing representatives of the Friends of the Cliff Walk Steering Committee and property owners abutting the Cliff Path.

**Meetings.** All meetings of the Committee shall be public meetings, which shall be conducted in conformance with the Maine Freedom of Access Law (Title 1, Ch 13) and Robert's Rules of Order. A notice of the meeting, which may be simply the meeting agenda, shall be posted publicly in advance of each meeting. When dealing with legal or property-specific issues, meetings in executive session are authorized if they are in conformance with Title 1, Ch 13, §405.

**Minutes.** Minutes shall be taken at each meeting in accordance with Robert's Rules of Order. Approved minutes shall be provided to the Town Clerk for archiving.

**Mission.** The mission of the Committee is to represent the interests of the Town and its citizens in keeping the Cliff Path open for use by the public and ensuring that the path is safe and properly maintained. Efforts of the Committee may include recommendations to the Board of Selectmen regarding changes in protocols for the management, operation, security, and maintenance of the Cliff Path to preserve and, as appropriate, expand public access to the Cliff Path while addressing the concerns of abutters.

**Periodic Meetings with the Board of Selectmen.** In recognition of the fact that the Board of Selectmen is responsible for setting municipal policy and executing legally binding agreements, the Committee will meet with the Board of Selectmen, at least twice annually, to recommend strategic action in support of its Mission, make budget recommendations, and update the Board on the Committee's efforts.

**Modification of Committee Charter.** Any time after its formation, the Committee may propose to the Board of Selectmen any modification of its Charter believed necessary to enhance the ability to achieve its mission. The Board of Selectmen may accept, modify, or reject proposed changes to the Committee Charter.



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015

ACTION

DATE ACTION REQUESTED: March 9, 2015

DISCUSSION ONLY

SUBJECT: Route One Maintenance

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD:** Dean Lessard and I will preview our analysis of the stretch of Route One in question. Senator Hill has arranged our meeting with MDOT staff for Friday, March 13th. At that meeting will discuss not only the factual basis for our objection to the State's proposed actions, but will also put on the table the fact that certain other roads do not meet the statutory criteria for inclusion in the Urban Compact and ask that they be removed from the Urban Compact by MDOT. Route One south of the York River, Route 91 and Shore Road do not appear to us to meet the statutory criteria. Beech Ridge Road does, so we'll need to retain that one.

I am not looking for any Board action at this time. If we are not able to succeed in our efforts then I will be back to the Board in the near future to outline options.

Included with this Action Form at small-scale maps showing the building density along the stretches of road in question. Dean will have larger maps at the meeting. I have included these simply to hint at the type of information we've generated to make our case. I greatly appreciated the excellent analytical work completed by Dean and Brett.

RECOMMENDATION: discussion only - no action required at this time.

PROPOSED MOTION: n.a.

PREPARED BY: \_\_\_\_\_

REVIEWED BY: \_\_\_\_\_

<b>MAINE'S TRANSPORTATION SYSTEMS</b>
<a href="#">Community Services Homepage</a>
<a href="#">Maine Local Roads Center</a>
<a href="#">Local Road Assistance Program (LRAP)</a>
<a href="#">Municipal Sand and Salt Building Program</a>
<b>Maine's Transportation System</b>
<a href="#">Highway Systems Classification of Highways</a>
<a href="#">Federal Urban Areas</a>
<a href="#">Public Road Mileage by County</a>
<a href="#">Route Number Designations</a>
<a href="#">State Urban Compact Municipalities</a>
<a href="#">General Information</a>
<a href="#">Adopt-A-Highway Program</a>
<a href="#">Maine's Labor and Private Equipment Rates</a>
<a href="#">Community Services Staff</a>

Home > [Maine's Transportation Systems](#) > **State Urban Compact Municipalities**

### State Urban Compact Municipalities

Urban Compact Municipalities are those in which the population according to the last United States census;

1. Exceeds 7,500 inhabitants, or
2. Is less than 7,500 inhabitants but more than 2,499 inhabitants, and in which the ratio of people whose place of employment is in a given municipality to employed people residing in that same municipality is 1.0 or greater, and when the municipality has not exercised the opt-out provision of this section.

"Compact" or "Built-up sections" means a section of the highway where structures are nearer than 200 feet apart for a distance of 1/4 of a mile, unless otherwise defined; reference [MRSA 23 sub-section 754, revised July 1, 1999](#)

Presently there are 47 State Urban Compact Municipalities. The data from the 2010 US Census created four additional towns (Ellsworth, Gray, Buxton, and Waterboro) that became compact on July 1, 2012 because of population numbers over 7500. Pursuant to state law, each of these 47 municipalities have maintenance responsibilities within their defined compact areas.

To view the latest state urban compact boundary description, click on the municipality's name.

**The State Urban Compact areas that meet one of the two definitions noted above:**

- [Auburn \(PDF\)](#)
- [Bangor \(PDF\)](#)
- [Biddeford \(PDF\)](#)
- [Brunswick \(PDF\)](#)
- [Caribou \(PDF\)](#)
- [Ellsworth \(PDF\)](#)
- [Freeport \(PDF\)](#)
- [Gorham \(PDF\)](#)
- [Kittery \(PDF\)](#)
- [Lisbon \(PDF\)](#)
- [Old Town \(PDF\)](#)
- [Portland \(Word\) \(PDF\)](#)
- [Rockland \(Word\) \(PDF\)](#)
- [Sanford \(Word\) \(PDF\)](#)
- [Skowhegan \(Word\) \(PDF\)](#)
- [Standish \(Word\) \(PDF\)](#)
- [Augusta \(Word\) \(PDF\)](#)
- [Bath \(PDF\)](#)
- [Brewer \(PDF\)](#)
- [Buxton \(PDF\)](#)
- [Cape Elizabeth \(PDF\)](#)
- [Falmouth \(PDF\)](#)
- [Gray \(PDF\)](#)
- [Kennebunk \(PDF\)](#)
- [Lewiston \(PDF\)](#)
- [Old Orchard Beach \(PDF\)](#)
- [Orono \(PDF\)](#)
- [Presque Isle \(Word\) \(PDF\)](#)
- [Saco \(Word\) \(PDF\)](#)
- [Scarborough \(Word\) \(PDF\)](#)
- [South Portland \(Word\) \(PDF\)](#)

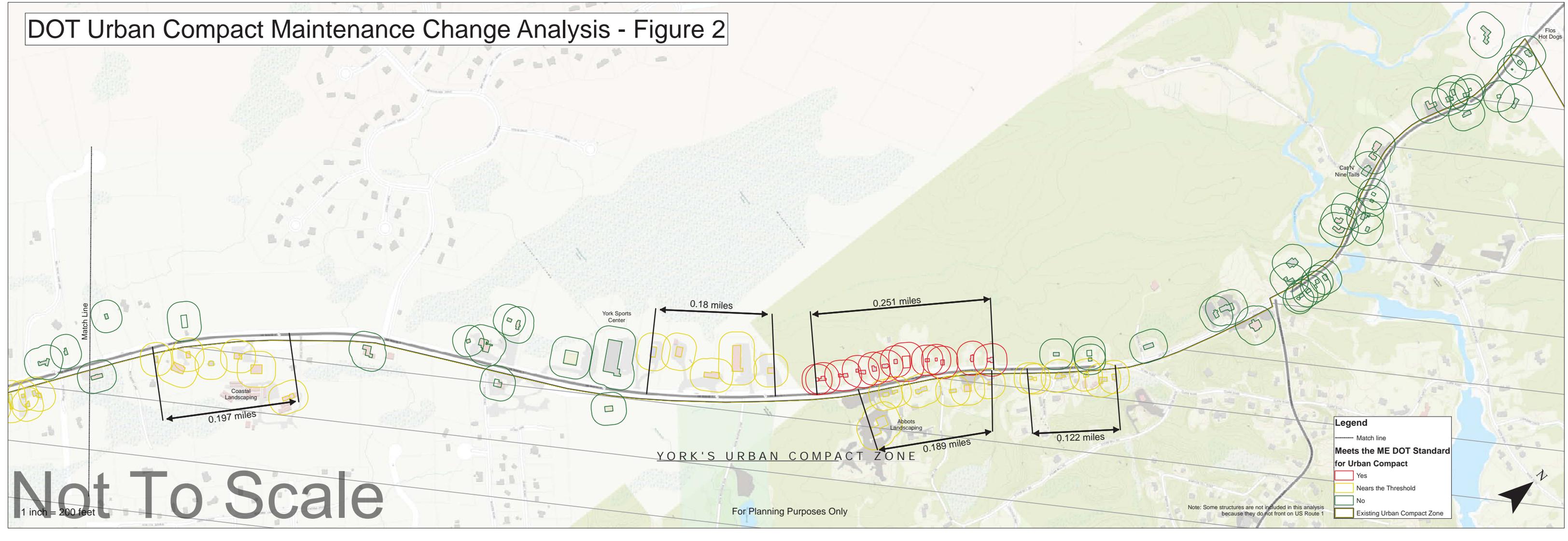
**FREE DOCUMENT READERS**

[Adobe PDF Reader](#)

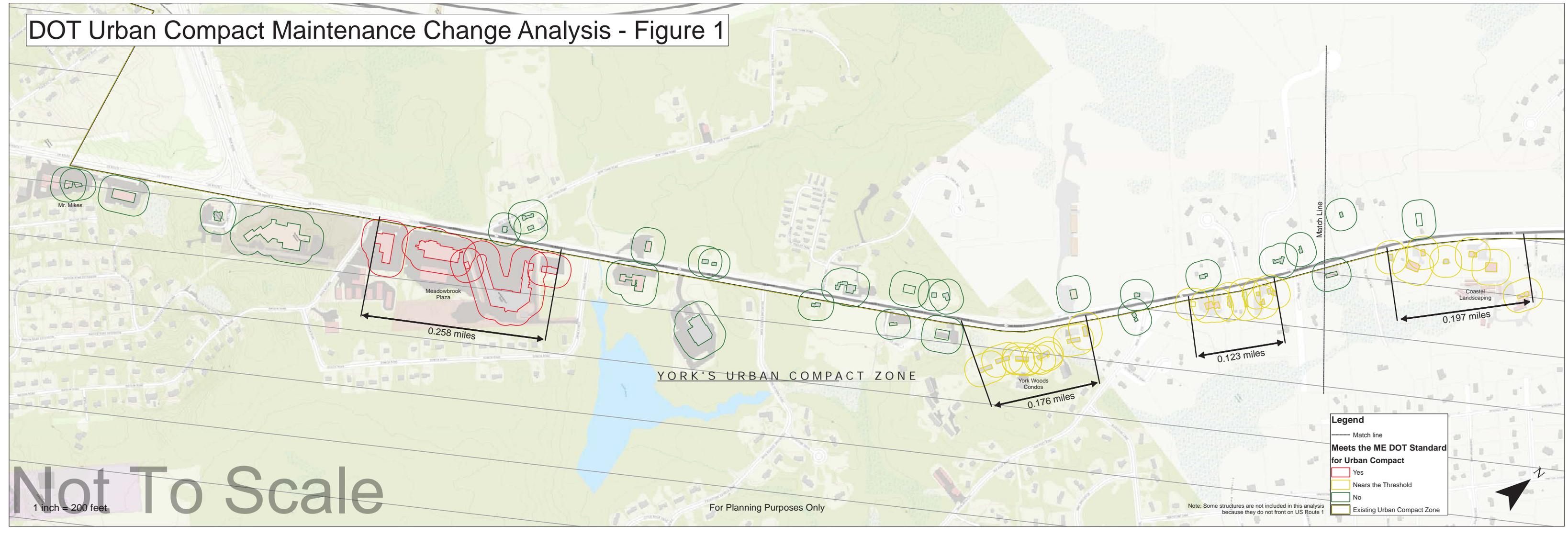
[MS Word Reader](#)

If your web browser or screen reader cannot view the documents that are listed on this page, please visit the [Contact Page](#).

# DOT Urban Compact Maintenance Change Analysis - Figure 2



# DOT Urban Compact Maintenance Change Analysis - Figure 1



Mr. Mikes

Meadowbrook Plaza

0.258 miles

YORK'S URBAN COMPACT ZONE

York Woods Condos

0.176 miles

0.123 miles

Coastal Landscaping

0.197 miles

Match Line

**Legend**

- Match line
- Meets the ME DOT Standard for Urban Compact**
  - Yes
  - Nears the Threshold
  - No
- Existing Urban Compact Zone

Not To Scale

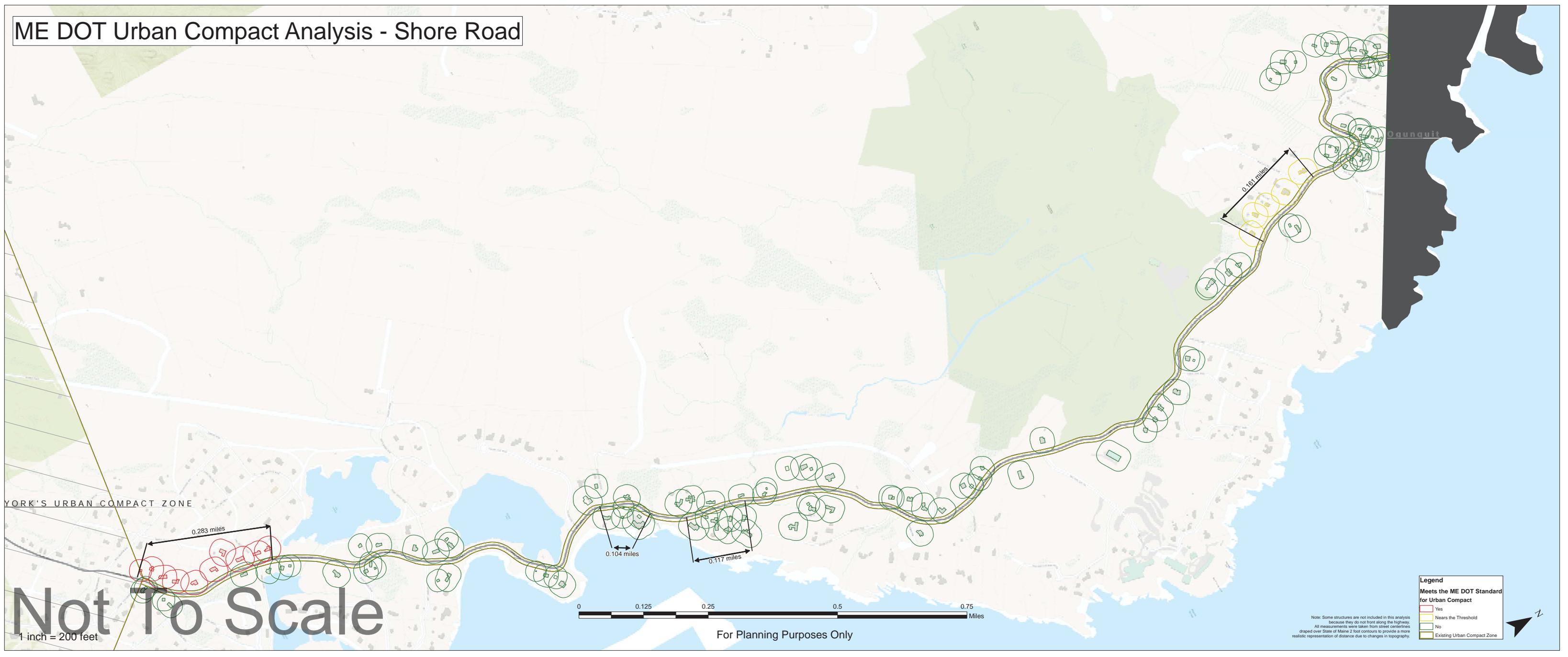
1 inch = 200 feet

For Planning Purposes Only

Note: Some structures are not included in this analysis because they do not front on US Route 1



# ME DOT Urban Compact Analysis - Shore Road



YORK'S URBAN COMPACT ZONE

Ogunquit

Not To Scale  
1 inch = 200 feet



For Planning Purposes Only

**Legend**  
Meets the ME DOT Standard for Urban Compact

- Yes
- Nears the Threshold
- No
- Existing Urban Compact Zone

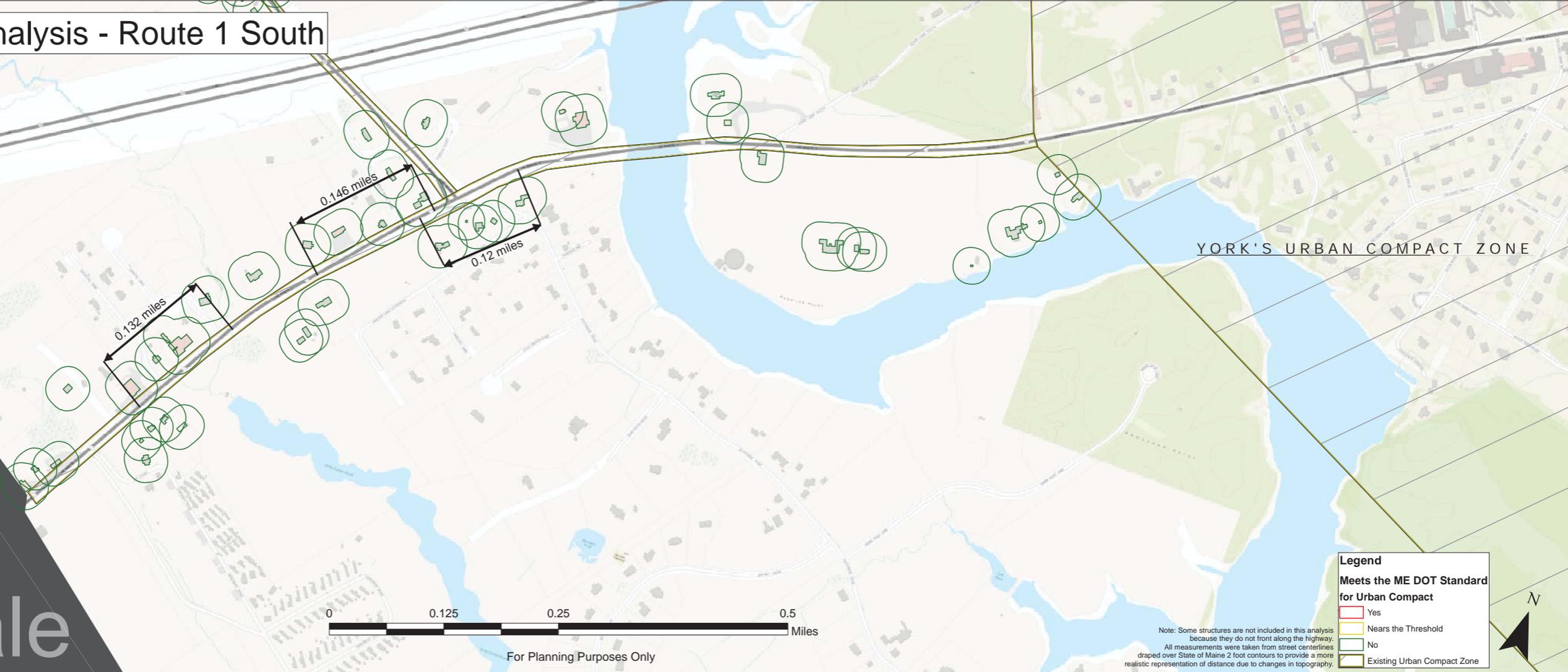
Note: Some structures are not included in this analysis because they do not front along the highway. All measurements were taken from street centerlines draped over State of Maine 2 foot contours to provide a more realistic representation of distance due to changes in topography.



# ME DOT Urban Compact Analysis - Route 1 South

# Not To Scale

1 inch = 200 feet



Kittery

YORK'S URBAN COMPACT ZONE

**Legend**

**Meets the ME DOT Standard for Urban Compact**

- Yes
- Nears the Threshold
- No
- Existing Urban Compact Zone

Note: Some structures are not included in this analysis because they do not front along the highway. All measurements were taken from street centerlines draped over State of Maine 2 foot contours to provide a more realistic representation of distance due to changes in topography.

For Planning Purposes Only

# ME DOT Urban Compact Analysis - Route 91

# Not To Scale

1 inch = 200 feet



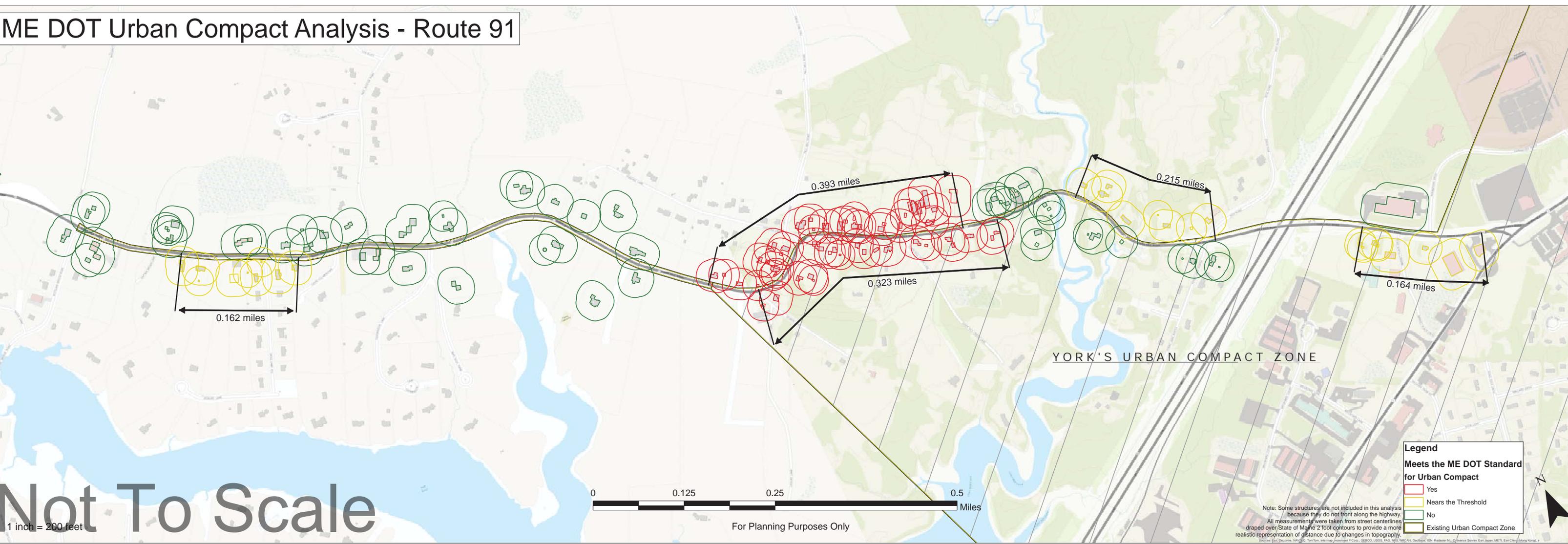
For Planning Purposes Only

YORK'S URBAN COMPACT ZONE

**Legend**  
Meets the ME DOT Standard for Urban Compact

- Yes (Red outline)
- Nears the Threshold (Yellow outline)
- No (Green outline)
- Existing Urban Compact Zone (Yellow outline)

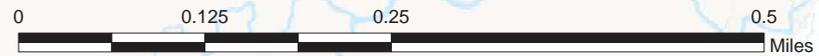
Note: Some structures are not included in this analysis because they do not front along the highway. All measurements were taken from street centerlines draped over State of Maine 2 foot contours to provide a more realistic representation of distance due to changes in topography.



# ME DOT Urban Compact Analysis - Beech Ridge Rd

# Not To Scale

1 inch = 200 feet

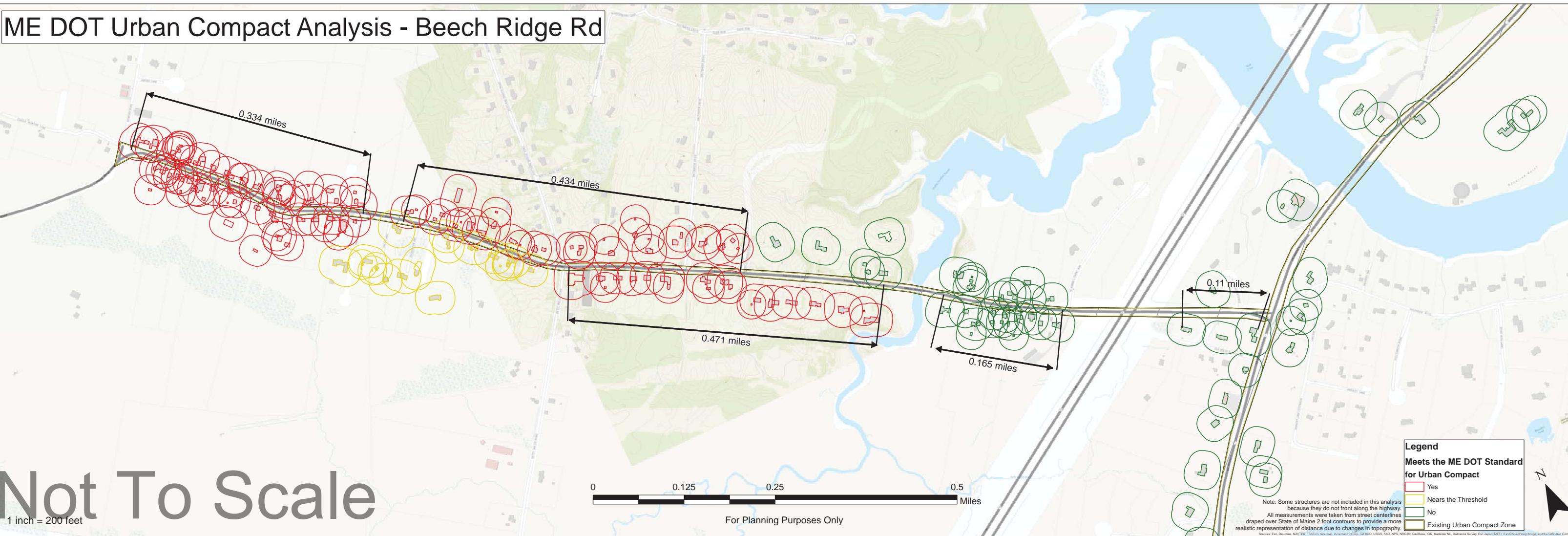


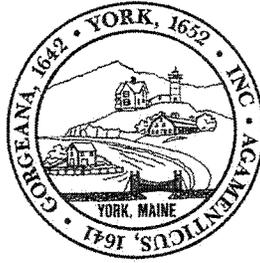
For Planning Purposes Only

### Legend

- Meets the ME DOT Standard for Urban Compact
- Yes (Red outline)
- Nears the Threshold (Yellow outline)
- No (Green outline)
- Existing Urban Compact Zone (Green outline)

Note: Some structures are not included in this analysis because they do not front along the highway.  
All measurements were taken from street centerlines draped over State of Maine 2 foot contours to provide a more realistic representation of distance due to changes in topography.





## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015

ACTION

DATE ACTION REQUESTED: March 9, 2015

DISCUSSION ONLY

SUBJECT: Route One Maintenance

DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD: Dean Lessard and I will preview our analysis of the stretch of Route One in question. Senator Hill has arranged our meeting with MDOT staff for Friday, March 13th. At that meeting will discuss not only the factual basis for our objection to the State's proposed actions, but will also put on the table the fact that certain other roads do not meet the statutory criteria for inclusion in the Urban Compact and ask that they be removed from the Urban Compact by MDOT. Route One south of the York River, Route 91 and Shore Road do not appear to us to meet the statutory criteria. Beech Ridge Road does, so we'll need to retain that one.

I am not looking for any Board action at this time. If we are not able to succeed in our efforts then I will be back to the Board in the near future to outline options.

Included with this Action Form at small-scale maps showing the building density along the stretches of road in question. Dean will have larger maps at the meeting. I have included these simply to hint at the type of information we've generated to make our case. I greatly appreciated the excellent analytical work completed by Dean and Brett.

RECOMMENDATION: discussion only - no action required at this time.

PROPOSED MOTION: n.a.

PREPARED BY: \_\_\_\_\_

REVIEWED BY: \_\_\_\_\_

<b>MAINE'S TRANSPORTATION SYSTEMS</b>
<a href="#">Community Services Homepage</a>
<a href="#">Maine Local Roads Center</a>
<a href="#">Local Road Assistance Program (LRAP)</a>
<a href="#">Municipal Sand and Salt Building Program</a>
<b>Maine's Transportation System</b>
<a href="#">Highway Systems</a>
<a href="#">Classification of Highways</a>
<a href="#">Federal Urban Areas</a>
<a href="#">Public Road Mileage by County</a>
<a href="#">Route Number Designations</a>
<a href="#">State Urban Compact Municipalities</a>
<a href="#">General Information</a>
<a href="#">Adopt-A-Highway Program</a>
<a href="#">Maine's Labor and Private Equipment Rates</a>
<a href="#">Community Services Staff</a>

[Home](#) > [Maine's Transportation Systems](#) > **State Urban Compact Municipalities**

### State Urban Compact Municipalities

Urban Compact Municipalities are those in which the population according to the last United States census;

1. Exceeds 7,500 inhabitants, or
2. Is less than 7,500 inhabitants but more than 2,499 inhabitants, and in which the ratio of people whose place of employment is in a given municipality to employed people residing in that same municipality is 1.0 or greater, and when the municipality has not exercised the opt-out provision of this section.

**"Compact" or "Built-up sections"** means a section of the highway where structures are nearer than 200 feet apart for a distance of 1/4 of a mile, unless otherwise defined; reference MRS-A 23 sub-section 754, revised July 1, 1999.

Presently there are 47 State Urban Compact Municipalities. The data from the 2010 US Census created four additional towns (Ellsworth, Gray, Buxton, and Waterboro) that became compact on July 1, 2012 because of population numbers over 7500. Pursuant to state law, each of these 47 municipalities have maintenance responsibilities within their defined compact areas.

To view the latest state urban compact boundary description, click on the municipality's name.

**The State Urban Compact areas that meet one of the two definitions noted above:**

- Auburn ([PDF](#))
- Bangor ([PDF](#))
- Biddeford ([PDF](#))
- Brunswick ([PDF](#))
- Caribou ([PDF](#))
- Ellsworth ([PDF](#))
- Freeport ([PDF](#))
- Gorham ([PDF](#))
- Kittery ([PDF](#))
- Lisbon ([PDF](#))
- Old Town ([PDF](#))
- Portland ([Word](#)) ([PDF](#))
- Rockland ([Word](#)) ([PDF](#))
- Sanford ([Word](#)) ([PDF](#))
- Skowhegan ([Word](#)) ([PDF](#))
- Standish ([Word](#)) ([PDF](#))
- Augusta ([Word](#)) ([PDF](#))
- Bath ([PDF](#))
- Brewer ([PDF](#))
- Buxton ([PDF](#))
- Cape Elizabeth ([PDF](#))
- Falmouth ([PDF](#))
- Gray ([PDF](#))
- Kennebunk ([PDF](#))
- Lewiston ([PDF](#))
- Old Orchard Beach ([PDF](#))
- Orono ([PDF](#))
- Presque Isle ([Word](#)) ([PDF](#))
- Saco ([Word](#)) ([PDF](#))
- Scarborough ([Word](#)) ([PDF](#))
- South Portland ([Word](#)) ([PDF](#))

**FREE DOCUMENT READERS**

[Adobe PDF Reader](#)

[MS Word Reader](#)

If your web browser or screen reader cannot view the documents that are listed on this page, please visit the [Contact Page](#).



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015

ACTION

DATE ACTION REQUESTED: March 9, 2015

DISCUSSION ONLY

SUBJECT: Grant House and Goodrich Park

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD:** I received a complaint from a neighbor about the Parks & Recreation Department's the use of Goodrich Park. I believe the members of the Board of Selectmen have also received this complaint. A copy of the materials received is attached.

At the meeting I have asked Mike Sullivan to briefly review the history of the Town's acquisition of the property, and the history of his Department being moved from the Beach to Kittery to its current location. I've asked Mike to provide a description of his Department's operations at Goodrich Park, and a copy of that write-up is attached.

My concern as Town Manager is three-fold. First, I want to ensure the Town honors the spirit of the donor of this property, Mrs. Patterson. Second, I want to ensure the Town is a responsible neighbor. Third, I want to ensure the operation of this Department is efficient and doesn't get unreasonably impacted in seeking quick fixes for problems that may be readily and appropriately addressed over a multi-year span.

I believe it is important for the Board to review the attached information, and to hear from the Parks & Recreation Director, then have a site visit when we can see the site without the snowpack. We can then reconvene to discuss ideas for the future of this Park. I think discussion of the complaint in isolation is a mistake. I think the Board needs to consider Goodrich Park and Grant House in a holistic manner, and in context with other properties and projects.

Regarding ideas for the Park, I would like to see the trails along the high tide line re-opened. I think a universally-accessible trail (similar to our new trail on the summit of Mount A) leading through the vacant lot to the north of the parking lot could be a wonderful attraction for this Park. I already plan to add a placeholder for this trail in next year's Capital Program for FY21. I'm not clear on what other sorts of things might be appropriate here. I don't envision the Town getting back into the business of renting out the house for weddings and similar functions, but similar uses are certainly a possibility. A process of public engagement would be appropriate.

Regarding reduced impacts, we are awaiting the results of a Federal Grant and voter funding for

improvements to the Bog Road fields site, which would, in part, create a new garage and have a secure location to store vehicles and equipment. Some of the uses of the Park that are objectionable to our neighbor would be transferred to that location as a result. On May 16th we'll know the results of these matters. Similarly, I think the issue of housing the Department here at all hinges on the outcome of our planning for a new Community Center. That is scheduled for voter consideration in FY21 with a \$4M anticipated cost.

In summary, I think the Board should visit the site and have a clear idea about our long-term plans before getting into the weeds in developing a short-term response to this complaint.

**RECOMMENDATION:** I recommend the Board conduct a site visit at a time after the snow is off the ground.

**PROPOSED MOTION:** I move to direct the Town Manager to schedule a site visit sometime in April, after the snow is gone, and to place this topic on the agenda of the April 27th meeting of the Board of Selectmen.

PREPARED BY: \_\_\_\_\_



REVIEWED BY: \_\_\_\_\_

## Stephen H. Burns

---

**From:** dan@danhartigan.com  
**Sent:** Friday, December 19, 2014 11:10 AM  
**To:** Stephen H. Burns  
**Subject:** [FWD: Condition of Goodrich Park in 2014]  
**Attachments:** York Board of Selectmen Goodrich Park Letter.docx; GOODRICH PARK ATTACHMENTS.pdf

Steve:  
Thanks for talking this morning. I agree it is all about doing the right thing in honoring Mrs. Patterson's intent for Goodrich Park. A February agenda item for the select board would give enough time for the proper use of the park by summer 2015. Here is the document I sent with attachments I sent to Robert and Jon.

Thanks

Danny

----- Original Message -----  
Subject: Condition of Goodrich Park in 2014  
From: <[dan@danhartigan.com](mailto:dan@danhartigan.com)>  
Date: Wed, December 17, 2014 3:13 pm  
To: [jonathanspeers@yahoo.com](mailto:jonathanspeers@yahoo.com), [rpalmer3@maine.rr.com](mailto:rpalmer3@maine.rr.com)

Jon and Robert:

I am writing this email to you in your capacity of members of the board of selectmen. I do not have the other members email, so please share. The issue and solutions I have provided in the attached documents are on the current state of Goodrich Park. The deed and intent of Mrs. Patterson was quite clear when she made the gift. It also can be quickly remedied with proper focus and management oversight from the board. The Old York Library has an extensive file including landscape drawings and every news clipping from the initial gift.

Thanks for your attention to this matter.

Danny

---

December 17, 2014

Gentlemen:

My goal in writing this email and providing the accompanying documents is to insure that the intent and restrictions of the gift outlined in the deed by Mrs. Patterson are followed for the benefit of generations in the future. Goodrich Park was set up to be a jewel utilized for the enjoyment of the Inhabitants of York as a park. Steedman Woods is a perfect local model. If one visits Goodrich Park today, you will see trails that have been neglected and allowed to become overgrown. The stairs to the York River's water's edge are covered in poison ivy. It is a very unwelcoming site. It has an appearance of a maintenance yard versus a river side park.

As background, over the years, I have driven by Goodrich Park and wondered why it was being used as a maintenance and dumping ground for the Parks and Recreation equipment, dumpsters, trash barrels, lifeguard stands, kayaks etc. Here at our home, we have a treasure trove of Mrs. Patterson's writings and aerial pictures of the land. In these documents I found the deed giving the land with all the restrictions on the use of the land and buildings. The property was to be used for the enjoyment of the Inhabitants of York. The intent in the deed is quite clear and direct on its purpose and use. Over the years, it seems the 38 acre gift to the Inhabitants of York has gone awry. The property was accepted and is required to be perpetually maintained for the enjoyment of all. The Grant House as office space and community rooms is in line with the gift but the land and park environs have been terribly neglected.

I visited the library at Old York and Town Hall. I was able to see the long history of the Grant House and Goodrich Park through all the newspaper clippings over the years as the Park and Grant House were saved from demolition. The Old York library has the original warrant article voted on in 1971 and it has the drawings of the trails and landscape that were never executed. It seems a lot of hard work went into saving the house but the land and Park piece needs some renewed focus. With effort and focus, the park can be used by residents this spring as originally intended.

I made my concerns known and met with Mike Sullivan in July. I was told that he understood and shared the concern I and others had in the condition of Goodrich Park. He requested time to find a spot for all the items that has been dumped at the park for summer and winter storage. The park today still has the look and feel of a maintenance yard. The lifeguard stands are gone but the park is an eyesore. I am not sure, if within the town management structure Mike Sullivan has the authority to accomplish the task of restoring the park.

During the summer of 2014, the park had five dumpsters, barrels, work trucks and other equipment present. A solution to this is to utilize the DPW on Chases Pond for these types of vehicles and dumpsters. In winter, the recycling center can be used for long term storage. I believe that is where the lifeguard stands went this winter. Most towns use public works, recycling centers and other spaces for trash not beautiful parks. Mike Sullivan shared that he currently has a team that works on trails on Mt. Agamenticus. This group could spend a few days this winter and Goodrich Park would have its trails restored and ready for spring.. I never met Mrs. Patterson. However, I appreciate her foresight in thinking and the detail in language she used in the deed to ensure her intent that the gift be used appropriately. The deed is very clear.

I think of how well Steedman Woods is cared for and utilized by members of the community. My hope is that the Goodrich Park gift to the community be utilized in the same manner. I envision wonderful trails restored along the scenic York River with picnic benches and a space to rest for kayakers or canoeists as they navigate or stand along the shore.

Please share this information with your fellow board members. I think it is prudent for the Select Board to discuss and give the proper departments directions to restore Goodrich Park.

Thanks,

Dan Hartigan

## GOODRICH PARK ATTACHMENTS

1. Mary Marvin Breckinridge Patterson Deed donating Goodrich Park to Inhabitants of Town of York. Page 2 outlines conditions for Goodrich Park
2. Town of York Warrant meeting document dated December 20, 1971
3. Aerial View of Goodrich Park looking north in early 70's showing trees that existed on the property at time of gift with acreage land map
4. Photo of Goodrich Park 2014
5. News clippings on Goodrich Park from archives at Old York. Mrs. Marvin Breckinridge Patterson quote on her vision for the donated land " it would be nice for people to take their children or their dog for a walk, a pleasant place to be"

## **ATTACHMENT 1**

**Mary Marvin Breckinridge Patterson Deed donating  
Goodrich Park to Inhabitants of Town of York. Page  
2 outlines conditions for Goodrich Park**

WHEREAS I, MARY MARVIN BRECKINRIDGE PATTERSON, of St. Leonard, Calvert County, Maryland, on the twenty-fourth day of November A.D. 1971, did in writing signify to the INHABITANTS OF THE TOWN OF YORK, MAINE, my intention to give to said Inhabitants certain land more particularly described herein as a public park subject to certain restrictions set forth in said letter of intent, and further

WHEREAS the Inhabitants of said Town at a special town meeting held at the Town Hall in the Town of York, County of York and State of Maine, on the twentieth day of December A.D. 1971, voted unanimously to accept said parcel of land in perpetual trust;

NOW THEREFORE, I, MARY MARVIN BRECKINRIDGE PATTERSON, in consideration of One Dollar, do hereby give, grant, sell and convey to the INHABITANTS OF THE TOWN OF YORK, two certain lots or parcels of land as follows:

PARCEL NO. 1:

A certain lot or parcel of land situate in the Town of York, County of York and State of Maine, more particularly described as follows, to wit:

Beginning at a concrete bound marked "Davis Engr. Dover, N.H." in the northerly sideline of U.S. Route No. 1 at a point two hundred fifty (250) feet, more or less, from the high-water mark of the York River, and running thence South eighty-seven degrees fifty-five minutes West (S 87°55' W) one hundred sixty-five and no tenths (165.0) feet to the northwesterly sideline of Ferry Lane South; thence running North fifty-two degrees no minutes East (N 52°00' E) one thousand fifty-eight (1,058) feet, more or less, by and along the westerly sideline of said Ferry Lane to a stone Post at land of Ola M. Rowe and Dora Hammon; thence running North thirty-nine degrees twenty minutes West (N 39°20' W) four hundred sixty-five (465) feet by and along a wire fence and land of said Rowe and Hammon to an iron pipe in the southeasterly sideline of U.S. Route No. 95; thence running southwesterly by and along said U.S. Route No. 95 to the low-water mark of the York River; thence running southerly by

and along the low-water mark of the York River to a point, said point being the northwesterly corner of Parcel No. 2 hereinafter described; thence running South seventy-four degrees thirty-three minutes East (S 74°33' E) to a concrete bound marked "Davis Engr. Dover, N.H."; thence continuing the same course one hundred ninety and sixty-three hundredths (190.63) feet to another concrete bound marked as aforesaid; thence running South ten degrees thirty-four minutes East (S 10°34' E) two hundred sixty-one and eighty-six hundredths (261.86) feet to the point of beginning.

## PARCEL NO. 2:

A certain lot or parcel of land situate in said York, more particularly described as follows, to wit:

Beginning at the point of beginning for Parcel No. 1 and running thence North ten degrees thirty-four minutes West (N 10°34' W) two hundred sixty-one and eighty-six hundredths (261.86) feet to a concrete bound marked "Davis Engr, Dover, N.H."; thence running North seventy-four degrees thirty-three minutes West (N 74°33' W) one hundred ninety and sixty-three hundredths (190.63) feet to another concrete bound marked as aforesaid; thence continuing the same course to the low-water mark of the York River; thence running southerly by the low-water mark of the York River to the northerly sideline of U.S. Route No. 1; thence running by and along the northerly sideline of said U.S. Route No. 1 to the point of beginning. See Plan of Goodrich Park by G.L. Davis and Associates to be recorded.

These parcels being a portion of the premises described in a certain warranty deed recorded at the York County Registry of Deeds in Book 710, Page 40.

The premises described herein are conveyed in perpetual trust as a public park as a memorial to my grandmother, MARY MARVIN GOODRICH, my mother ISABELLA GOODRICH BRECKINRIDGE, and my uncle, CHARLES CROSS GOODRICH, to be known as "GOODRICH PARK", which conveyance is hereby made subject to the following conditions, to wit:

1. The park shall be perpetually maintained for the enjoyment of the inhabitants of York and due regard shall be given to the preservation of the natural beauty and wildlife in the park, provided, however:
  - A. That an adequate parking area, comfort station and picnic areas may be constructed in a manner consonant with preservation of the natural ecology of said park, said parking area and comfort station shall not be located any closer than one

hundred (100) feet from U.S. Route No. 1 and the high-water mark of the York River, and that access to said parking area shall be from Ferry Lane or through the existing roadway located on Parcel No. 2.

B. A small wharf and float may be maintained for access to the park from small boats, with access to said wharf limited to pedestrian travel only.

2. No boat launching ramps shall be built upon any portion of the premises described herein.
3. No signs, other than directional signs relative to said park, shall be permitted upon the premises described herein.
4. No person shall be permitted to camp or occupy a mobile home, camper-trailer or vehicle intended for living purposes during the hours between sunset and sunrise.
5. No snowmobiles shall be permitted within the premises herein described.

In the event that the Selectmen of the Town of York shall deem it advisable, Parcel No. 2 may be sold and the proceeds used to maintain Goodrich Park, provided, however, that any sale of said Parcel No. 2 shall be subject to the following restrictions, to wit:

1. The use of Parcel No. 2 shall be limited to residential use, and only one single-family dwelling shall be permitted on the premises.
2. No further structures or signs of any nature shall be erected or placed on said Parcel No. 2 except a structure located on the site of an existing structure damaged or destroyed by accident or disaster.

In the event that any of the conditions set forth in this Deed of Trust shall be violated, the title to the premises herein conveyed shall revert to the Donor or her heirs and assigns.

TO HAVE AND TO HOLD the aforegranted and bargained premises in perpetual trust subject to the conditions contained herein;

IN WITNESS WHEREOF, I, the said Mary Marvin Breckinridge Patterson, grantor, and Jefferson Patterson, husband of the said Mary Marvin Breckinridge Patterson, relinquishing our rights by descent and all other rights in the above described premises, have hereunto set our hands and seals this 28th day of December A.D. 1971.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF

James K. Jeakins Mary Marvin Breckinridge Patterson  
James K. Jeakins Jefferson Patterson

DISTRICT OF COLUMBIA, ss. December 28, 1971

Personally appeared the above named Mary Marvin Breckinridge Patterson and Jefferson Patterson, her husband, and acknowledged the foregoing instrument to be their free act and deed.



Before me,  
Helen M. Osborne  
Notary Public

York, ss.  
Received JAN 4 1972 at 9:22 a.m. A.M. My commission expires:  
and recorded from the original.

July 14, 1974

## **ATTACHMENT 2**

**Town of York Warrant meeting document dated  
December 20, 1971**

---

WARRANT FOR SPECIAL TOWN MEETING

December 20, 1971

TO ALBERT E. MOULTON, Esquire, of the Town of York, York County, greetings:

In the name of the State of Maine, you are required to notify and warn the voters of the Town of York, qualified by law to vote in town affairs, to assemble in the Lower Hall of the Town House in said Town of York on Monday, December 20, nineteen hundred and seventy-one at 7:30 o'clock in the evening to act on the following, to wit:

FIRST--To choose a moderator to preside at said meeting.

\*  
SECOND--To see if the Town will vote to accept a gift of land and buildings in trust from Mary Marvin Breckinridge Patterson, to be known as "Goodrich Park" as specified in her letter of intention dated November 24, 1971. Said land and buildings are to be given in memory of Mary Marvin Goodrich, Isabella Goodrich Breckinridge and Charles Cross Goodrich, and consists of approximately thirteen acres of woodland and eight acres of marshland bounded by Ferry Lane, U.S. Highway No. 1, The York River, U.S. Highway No. 95 and land of Heirs of J. P. Norton. The Park shall be perpetually maintained for the enjoyment of the Inhabitants of the Town of York and for the preservation of natural beauty and wildlife.

THIRD--To see if the Town will vote to accept so-called Huckins Avenue 800 feet long, as a town accepted Road. Recorded at the York County Registry of Deeds, December 30, 1969, Book 51, page 12 on petition of Paul Huckins and others.

FOURTH--To see if the Town will vote to change the name of the present Recreation Advisory Board to a permanent York Recreation Commission to be composed of seven (7) members to hold office 1, 2, and 3 years respectively and after the first year select annually a member for three years in place of one whose term expires, and authorize said Commission to have jurisdiction over Town recreation facilities and recreation activities which it sponsors.

FIFTH--To see if the Town will vote to change the term of Office of Road Commissioner, Tax Collector and Town Clerk to a term of three years.

Dated at York this second day of December in the year of our Lord nineteen hundred and seventy-one. *D* *///*

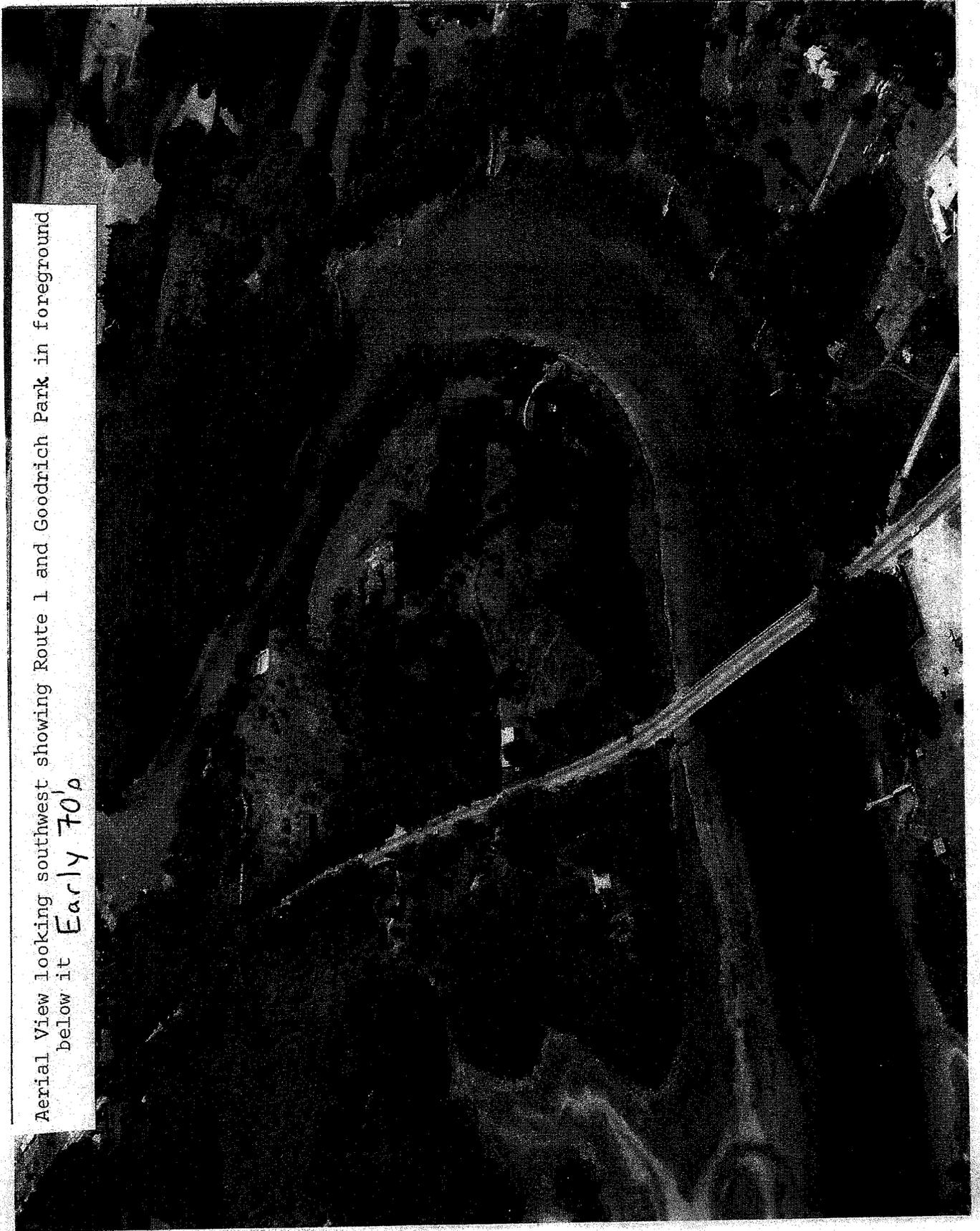
## ATTACHMENT 3

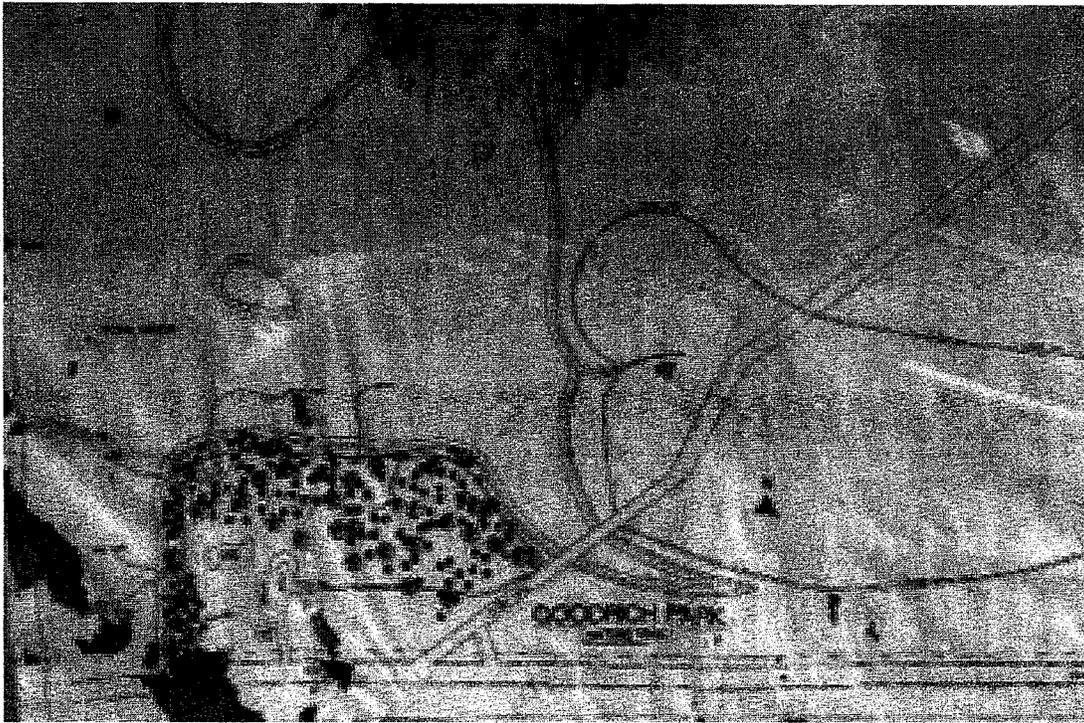
Aerial View of Goodrich Park looking north in early  
70's showing trees that existed on the property at  
time of gift with acreage land map



Aerial View looking southwest showing Route 1 and Goodrich Park in foreground

below it Early 70's

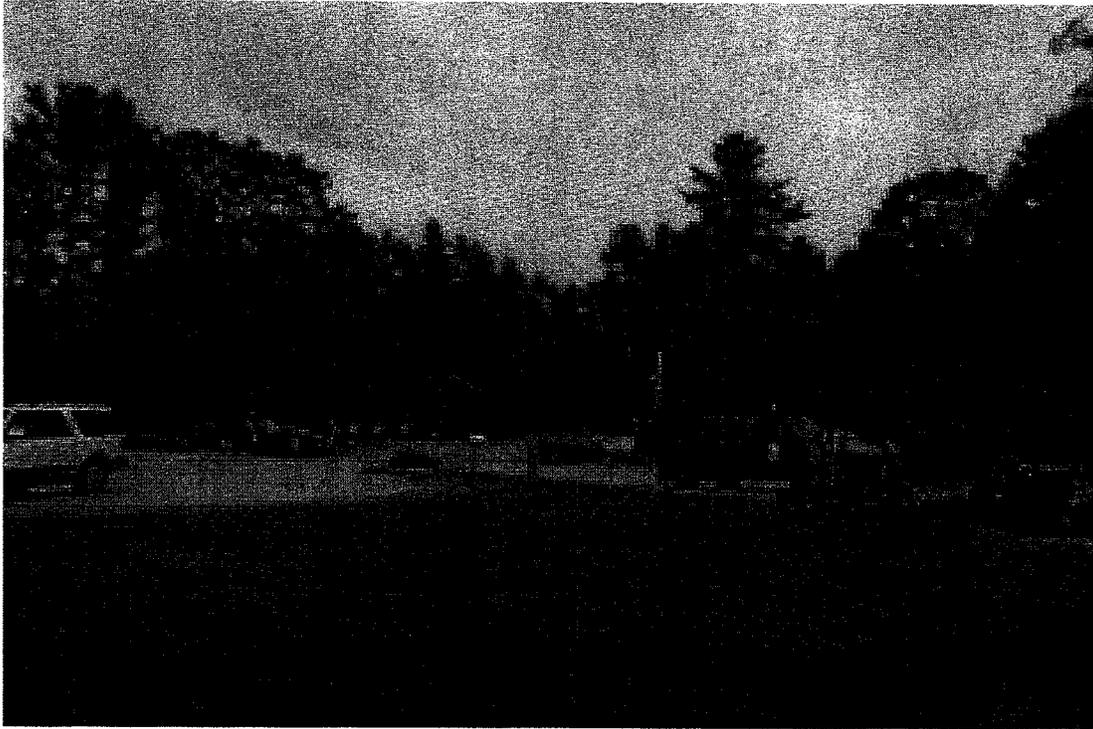




Trail Map Currently Behind Grant House

# **ATTACHMENT 4**

**Photo of Goodrich Park 2014**



Summer 2014

Dumpsters / Trash Cans & Trucks



Goodrich Park Dec 15, 2014



Goodrich Park Dec. 15, 2014



Goodrich Park Dec 15, 2014

## ATTACHMENT 5

News clippings on Goodrich Park from archives at Old York. Mrs. Marvin Breckinridge Patterson quote on her vision for the donated land " it would be nice for people to take their children or their dog for a walk, a pleasant place to be"

By **ROBERT A. FOSTER**  
Staff Writer

**Y**ORK — A sign in a bed of begonias announces Goodrich Park on the west side of Route 1, just north of the York River.

Behind the sign are an 18th-century farmhouse and barn, a road that once bore travelers to and from a ferry crossing at the river, and little else but forest.

But now, more than 20 years after the granddaughter of B.F. Goodrich gave these 37 acres to the town, there is promise of new life for the park.

A citizens' committee envisions a restored farmhouse, nature trails, a picnic area, a play yard, gardens, a canoe ramp and maybe a bandstand and softball field.

The town's Parks and Recreation Board has empowered the committee to prepare a master plan and start raising money for any improvements the town decides to make.

Several committee members were leaders in building the welcome center completed last summer at Solhier Park, opposite Nubble Light on Cape Neddick. That effort raised \$80,000 worth of cash, materials and labor, and got the center built in a year at no cost to the town.

Verna Rundlett, who led that effort, is now spokeswoman for the Goodrich Park Committee. She says there's no doubt that a similar wonder can be worked at Goodrich park "Give us five years," she says.

Goodrich park, bounded by Route 1 on the southeast and Interstate 95 on the northwest, is in a section of town that was among the earliest to have English settlers, in the 1640s.

The area was deeded to a man named James Grant in 1662, according to research by Tom Hinkle, a York builder who has agreed to oversee restoration of the farmhouse that Grant's descendants built between 1725 and 1750.

## PARK BENEFITS

The citizen committee preparing a plan for Goodrich Park in York has two summer fund-raising events lined up.

A program by an Elvis Presley impersonator is scheduled for 8 p.m. June 27 in Ellis Park pavilion at Short Sands Beach.

York Old Home Day, an 1800s costume picnic, will be held from noon to 7 p.m. Aug. 9 at the park.

THE GRANT HOUSE, a white Greek Revival structure, stands vacant today near what was a York River crossing from the 1690s to 1805.

The area was bought by heirs of the rubber industrialist B.F. Goodrich in the early 1900s and added to the family's River House property on Goodrich Point.

The 37 acres west of Route 1 were given to the town in December 1971 by Mary Marvin Breckinridge Patterson, granddaughter of B.F. Goodrich and a summer resident of River House.

Patterson says she made the gift because she thought "it would be nice for people to take their children or their dog for a walk, a pleasant place to be."

Three veterans of the Solhier Park project — Rundlett, Donna-Lee Woods and Cynthia Raymond — organized the Goodrich Park Committee last winter and convinced Mike Sullivan, parks and recreation director, to let them form a preliminary plan for Goodrich Park.

Stuart Dawson, a summer resident, whose firm designed Monument Square in Portland and Christopher Columbus Park in Boston, is preparing a site plan for Goodrich Park, based on discussions with many York residents.

Dawson hopes to have a plan completed this summer, but says the process is complicated by uncertainty over whether a new power line will pass over the I-95 edge of the park.

That edge would become a cleared area with a power line atop two towers, one 110 feet tall and the other 60 feet tall.

Dawson says the cleared area might be used for parking at a softball field, if one is desired. He says a bandstand could be built nearby.

He adds that it is likely most of the park will remain wooded and be given over to nature trails and a picnic area.

DAWSON'S WIFE, Ellen, and two other committee members, Cynthia Raymond and Pam Stuppy, all gardeners, are considering ways to develop and maintain gardens in the park.

David Bacon, a structural engineer, has found Grant House to be "basically sound" and fit for restoration. Phil Tambling, the architect who designed the Solhier Park welcome center, has agreed to draw plans for remodeling the Grant House interior.

Donna-Lee Woods, Tambling's wife, says the aim will be to make the building self-supporting from rents paid for office and meeting space. Many local clubs and town agencies have shown interest, she says.

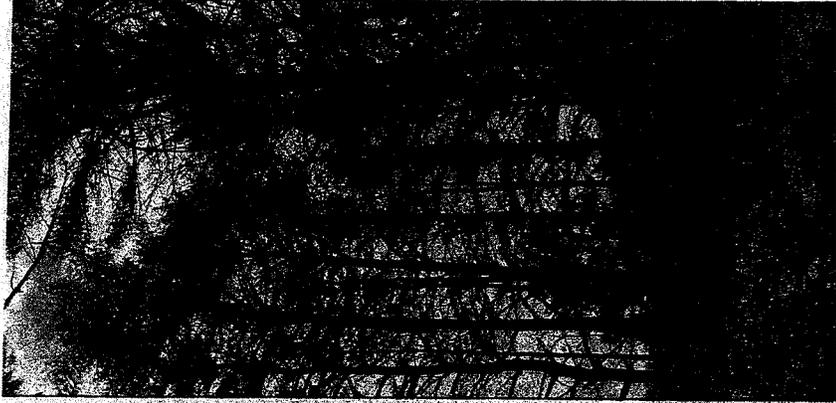
The interior will likely include a large meeting room in the basement, another with a kitchen on the first floor, three offices on the second floor, and an office and caretaker's suite on the third floor.

Rundlett says a federal grant will probably be needed to cover the substantial cost of the restoration. A town meeting vote May 9 specified that any money CMP pays York for a power-line easement may be spent only on the park itself, not Grant House.

Parks and Recreation Director Sullivan says that, because of Solhier Park, Rundlett and her many volunteers have "great credibility" as fund raisers and hard workers.

But he says he wants to be sure they aren't overmatched by the much bigger Goodrich Park.

"There's romance to a lighthouse," he says. "People from all over the



Tall pines dot the 37-acre park, a bequest to York from Mary Marvin Breckinridge Patterson.

country contributed to the Solhier Park project. It may be harder to raise money for Goodrich Park."

Sullivan says he wants to be sure the master plan the committee writes is what townspeople want.

Rundlett agrees. "If we're going to do this project, we want to do it right," she says.

Residents will get feedback beginning with the opening fund-raiser June 27 at the Short Sands pavilion. Donna-Lee Woods will speak on plans for the park.

ORIGINAL IN OLD YORK LIBRARY Inten

Drawing Design For Park - Located at Old York  
TRAILS ETC

363-3078  
Vanna

Dear

A group of concerned citizens from the Town of York, under the auspices of the Parks and Recreation Commission, are undertaking the development of Goodrich Park and Grant House on the York River.

The Park was donated to the town 20 years ago by Mrs. Jefferson Patterson and has lain idle without either restoration of the Grant House or any clearing of the 34 acres. This is a beautiful site with wetlands, salt marshes, a small island and fine trees - located between the bridges of Route #1 and #95, on the East side of the river.

We have been most fortunate to have Mr. Stuart Dawson of Sasaki Associates, Inc., say that he will lay out a site plan for the area for nature walks, bird sanctuary and children's playground.

Drawings  
at Old York  
Library

The Grant House dates back to the early 18th century which is to be restored for use as an office for the Parks and Recreation Department, for the Town of York.

As all of this is to be a community project in which we hope to attract local individuals to help us, we must also ask for organizations such as yourselves to guide us toward the ultimate development of our ideals.

We are anxious to be able to accommodate various organizations, clubs and groups within the town for a meeting space. To plan for this we appeal to you to indicate to us how your club or group would use Grant House - i.e. numbers of people who would attend meetings - storage space for your club's equipment, etc.

We anticipate being able to have 2 meeting rooms on the main floor, entry hall, lavatories and wheel chair access.

Grant House will be managed by the Parks and Recreation Commission who will be able to have their offices there as well.

Please be kind enough to fill in the form attached outlining the needs of your organization.

We would be happy to meet with you to discuss this. Our meeting are held on Wednesday the 8th and 22nd of April at the York Police Station, and every two weeks after that. Our meetings are open to the public and we would be glad to welcome you. So that we may know your needs, please return the above questionnaire.

Sincerely,

Goodrich Park Committee

## **Parks Dept. Operations at Goodrich Park**

The Parks Dept. is responsible for maintaining all beaches, public restrooms, buildings, town and school athletic fields, school grounds, parks, green spaces, traffic islands and veteran/ancient cemeteries. The Parks Dept. consists of 3 full time employees and 20 seasonal positions. Employees report to work at the Grant House, and the majority of our operations occur daily from the Grant House Barn.

### **Grant House Barn:**

This 30 x 40 structure is the main maintenance headquarters for our operations. It houses 5 commercial mowers, 2 tractors, infield groomer, 3 push mowers, numerous amounts of handheld and portable equipment (i.e. chainsaws, blowers, trimmers, generators, sod-cutters, sweepers, hand tools etc.) It also serves as our main storage facility for everything that we do (i.e. custodial supplies, athletic field supplies, storage of pallets of materials, recreation and sports equipment and program and special events equipment.) We perform all of our own equipment maintenance out of this building as well, breakdowns to equipment must be repaired immediately (outsourcing repairs to dealers and shops can take weeks to get fixed). The barn houses a small mechanics work-area with tool and parts storage.

### **Goodrich Park:**

Currently, Goodrich Park serves as our staging area for our maintenance operations. We have a lot of bulk supplies and amenities that need to be stored during the offseason when not in use (i.e. goals, lifeguard stands, benches, trash receptacles, trailers, tractor and groomer attachments etc.) The Parks Dept. has 6 town vehicles that are parked on site, and 5 trailers that are used for many different maintenance applications. We keep (5) 10 yd. dumpsters on site during the busy summer season for trash removal from public trash receptacles, dropping back to (2) dumpster's spring and fall, and only (1) during the winter months.

### **Employee Operations:**

All employees report to work and park their vehicles at Goodrich Park/Grant House. The Parks Dept. works 3 daily shifts, 7 days a week during the busy tourist season, so not every employee works every workday. There are typically 3-4 employees off on any particular day. Employees start their morning shifts at 6am, getting to work, starting a truck, stocking the truck with supplies, and then heading to the beaches for maintenance, trash removal and opening of restroom facilities.

Maintenance vehicles are constantly coming and going from Goodrich Park. During the course of a day, materials are picked up, supplies are brought out to restrooms, equipment swapped out and crews change directions from one task to another frequently. 3-4 trash runs to the beaches are performed every day in the summer, each one lasting 2-3 hours. The trash is brought to Goodrich Park and disposed of in one of the 5 dumpsters on site (these dumpsters are emptied 3 times a week).

- Daily maintenance roll call/task assignments from Foreman to crew
- Employees on site vital to the communication between crew and management/administration
- Monday morning vehicle inspections performed out of Parks Barn
- Morning beach maintenance starts at 6am, and time is of the essence when stocking bathrooms and making sure they are open by 7am. Trash removal is optimally completed by 7:30 am, any

later than that and vehicular traffic, pedestrians and parking become an issue. It is imperative that employees get to work timely, are assigned a vehicle, stock the vehicle with supplies, receive directions and assignments from the foreman and get moving towards the beaches as soon as possible.

- The Parks Maintenance staff works closely with all full time management and administration at the Parks and Recreation Office. Paperwork, payroll, work logs, training, staff meetings and daily work assignments are performed out of the administration office. Communication is key, and daily conversations between management, crew, recreation programs and camps, lifeguards and the department as a whole is crucial to our success.



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015	<input checked="" type="checkbox"/> ACTION
DATE ACTION REQUESTED: March 9, 2015	<input type="checkbox"/> DISCUSSION ONLY
SUBJECT: Town Hall Expansion	

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD:** The new Capital Program has a placeholder for future expansion of Town Hall in FY19 – four years from now. The Town Hall is not large enough to meet current or future needs. Past attempts to approve construction of a new Town Hall have been defeated multiple times – in the 90s at or near the site of the York Public Library; in the early 2000s at the corner of Routes 1 & 91; and later on the land behind Coventry Hall (twice). It seems like the next option worth investigating is an expansion of the existing building.

The land on which the Town Hall sits is owned by the First Parish Church. The Town and Church have a long standing symbiotic relation, helping each other in a positive spirit. To expand Town Hall, however, permission must first be obtained from the Church.

This request would have the Board appoint two of its members to open a dialogue with the Church, initially through its Board of Assessors. Starting this dialogue 4 years early will allow for a thoughtful process unencumbered by a sense of urgency.

**RECOMMENDATION:** I recommend the Board appoint two members of its choosing to engage with representatives of the First Parish Church to discuss the possibility of future expansion of Town Hall.

**PROPOSED MOTION:** I move to appoint \_\_\_\_\_ and \_\_\_\_\_ to engage in a dialogue with the First Parish Church about the possibility of future expansion of Town Hall.

PREPARED BY:

REVIEWED BY: \_\_\_\_\_

## TOWN HALL LEASE

Town Clerk's Record Books 1864-1877, Page 197

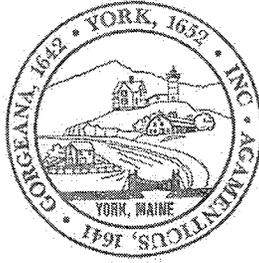
The following is a typed record of the handwritten original.

At a legal meeting of the Inhabitants of the First Parish in York holden at the vestry in said parish on Monday, the 14th day of April A.D. 1873, voted that we, the free holders and inhabitants of the First Parish in York qualified to vote in parish meeting, being duly and legally assembled this 14th day of April 1873, do now vote, grant and agree that the land on which the Town House stands and enough in front of the same on which to build a portico or piazza, be granted to the Town of York so long as said house shall be used for a Town House.

And for the purpose of giving publicity and perpetuity to the proceedings, it is further voted that the Parish Clerk, make out and deliver to the Clerk of said Town of York, a copy of this vote and transaction.

Attest, Charles W. Walker, Clerk of First Parish in York

Attest, Charles O. Clark, Town Clerk



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015	<input type="checkbox"/> ACTION
DATE ACTION REQUESTED: March 9, 2015	<input type="checkbox"/> DISCUSSION ONLY
SUBJECT: Timing of Referendum-Related Requests	

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD:** This year I have found it very difficult to deal with a number of requests for ordinance amendments that were received very late in our process. I know this is a concern of the Board members as well. We need to ensure we have enough time to work through things before rushing to action. That said, I propose a new Selectmen's Policy that spells out rules for getting materials to the Board earlier in the process. It is perhaps a bit rigid, but I think it's workable and I believe brings matters to the attention of the Board much earlier in the process. This would apply to proposals coming from staff, other boards, and the public.

**RECOMMENDATION:** I recommend the Board review, amend and adopt the proposed new Selectmen's Policy

**PROPOSED MOTION:** I move to adopt the proposed Selectmen's Policy entitled, "Timing of Referendum-Related Requests," with the following changes: \_\_\_\_\_.

PREPARED BY:  REVIEWED BY: \_\_\_\_\_

## **DRAFT Selectmen's Policy**

### **Timing of Referendum-Related Requests**

All municipal matters put to the voters at a General or Special General Referendum are put on the ballot by the Board of Selectmen. Good practice calls for ample opportunity for public consideration and input, and ample time for Board discussion and deliberation.

Based on these considerations, all requests for matters to be placed on a referendum ballot shall be submitted to the Board of Selectmen in accordance with the following:

1. All matters shall be submitted for workshop discussion by the Board.
2. Requests shall be submitted a minimum of 6 months prior to the anticipated date of voting, and a lead time of a year or more is not unreasonable for longer, more complex or more controversial proposals.
3. The Board shall decide what to send forward for public hearings and for voter consideration. Nothing gets a public hearing without an affirmative vote of the Board.
4. Every proposal that would enact, amend or repeal an ordinance shall have 2 public hearings by the Board of Selectmen prior to submittal to the Town Clerk for inclusion on a ballot. Further, if such proposals are forwarded by another Town board, committee or commission, that body shall conduct at least one hearing of its own prior to forwarding the proposal to the Board of Selectmen. This is in addition to the workshop discussion referenced above.
5. Because there may be unusual circumstances that would justify exceptions to this rule, the Chair may authorize scheduling or procedures that do not follow these rules to the letter. When this happens, the Chair shall notify all other members of the Board prior to the next meeting of the Board, and all subsequent action on that matter by the Board shall be by unanimous affirmative vote of the members present and voting.

**DRAFT Date: March 6, 2015**

# Timeline for November 2015 General Referendum

February 24, 2015

## Last Possible Workshop for Ordinance and Comp Plan Amendments - Planning Board

April 23, 2015 7:00 PM

## Public Hearing - 1st ORDINANCES - Planning Board

May 28, 2015 7:00 PM

May 7th		decide if additional notifications are required
May 8th		e-mail hearing notice to newspaper for both legal ads
May 13th	14+ days	post hearing notice at Town Hall, and distribute for posting around Town
May 13th	14+ days	post hearing notice and draft amendments on the Web
May 13th	14+ days	give hearing notice and draft amendments to the Town Clerk
May 13th	13+ days	mail to water districts if required per 30-A Sec 4352(9)(E)
May 13th	13+ days	send to SMRPC if required per 30-A Sec. 2342(7)
May 13th	13+ days	send property owner notice if required per 30-A Sec. 4352(10)
May 13th	12+ days	1st legal notice published in York Weekly
May 20th	7+ days	2nd legal notice published in York Weekly

## Joint Meeting - Board of Selectmen & Planning Board

June 8, 2015

## Last Meeting Date to Discuss Ordinance Amendments Before Posting - Board of Selectmen

June 22, 2015

## Public Hearing - 1st COMP PLAN - Planning Board

June 25, 2015 7:00 PM

May 15th		e-mail hearing notice to newspaper for legal ad
May 20th	30+ days	post hearing notice at Town Hall, and distribute for posting around Town
May 20th	30+ days	post hearing notice and draft amendments on the Web
May 20th	30+ days	give hearing notice and draft amendments to the Town Clerk
May 20th	30+ days	send to SMRPC for review per 30-A Sec. 2342(4)
May 20th	30+ days	required legal notice published in York Weekly

## Public Hearing - 2nd ORDINANCES - Planning Board

June 25, 2015 7:00 PM

June 4th		decide if additional notifications are required
June 5th		e-mail hearing notice to newspaper for both legal ads
June 10th	14+ days	post hearing notice at Town Hall, and distribute for posting around Town
June 10th	14+ days	post hearing notice and draft amendments on the Web
June 10th	14+ days	give hearing notice and draft amendments to the Town Clerk
June 10th	13+ days	mail to water districts if required per 30-A Sec 4352(9)(E)
June 10th	13+ days	send to SMRPC if required per 30-A Sec. 2342(7)
June 10th	13+ days	send property owner notice if required per 30-A Sec. 4352(10)
June 10th	12+ days	1st legal notice published in York Weekly
June 17th	7+ days	2nd legal notice published in York Weekly

## Public Hearing - 2nd COMP PLAN - Planning Board

July 23, 2015 7:00 PM

July 10th		e-mail hearing notice to newspaper for legal ad
July 10th	7+ days	post hearing notice at Town Hall, and distribute for posting around Town
July 10th	7+ days	post hearing notice and draft amendments on the Web
July 10th	7+ days	give hearing notice and draft amendments to the Town Clerk
July 10th	7+ days	send to SMRPC for review per 30-A Sec. 2342(4)
July 10th	7+ days	required legal notice published in York Weekly

## Public Hearing - 3rd ORDINANCES - Board of Selectmen

July 27, 2015 7:00 PM

July 1st		decide if additional notifications are required
July 2nd		e-mail hearing notice to newspaper for both legal ads
July 8th	14+ days	post hearing notice at Town Hall, and distribute for posting around Town
July 8th	14+ days	post hearing notice and draft amendments on the Web
July 8th	14+ days	give hearing notice and draft amendments to the Town Clerk
July 8th	13+ days	mail to water districts if required per 30-A Sec 4352(9)(E)
July 8th	13+ days	send to SMRPC if required per 30-A Sec. 2342(7)
July 8th	13+ days	send property owner notice if required per 30-A Sec. 4352(10)
July 8th	12+ days	1st legal notice published in York Weekly
July 15th	7+ days	2nd legal notice published in York Weekly

## Public Hearing - 4th ORDINANCES - Board of Selectmen

August 24, 2015 7:00 PM

July 30th		decide if additional notifications are required
July 31st		e-mail hearing notice to newspaper for both legal ads
August 5th	14+ days	post hearing notice at Town Hall, and distribute for posting around Town
August 5th	14+ days	post hearing notice and draft amendments on the Web
August 5th	14+ days	give hearing notice and draft amendments to the Town Clerk
August 5th	13+ days	mail to water districts if required per 30-A Sec 4352(9)(E)
August 5th	13+ days	send to SMRPC if required per 30-A Sec. 2342(7)
August 5th	13+ days	send property owner notice if required per 30-A Sec. 4352(10)
August 5th	12+ days	1st legal notice published in York Weekly
August 12th	7+ days	2nd legal notice published in York Weekly

## WARRANT & REFERENDUM

### Planning Board Preference Votes

August 27, 2015

### Selectmen's Public Hearing on Warrant and Preference Votes

September 14, 2015

### Submittal Deadline

September 18, 2015

Deadline: 45 days in advance of Referendum

### Special General Referendum

November 3, 2015



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015

ACTION

DATE ACTION REQUESTED: March 9, 2015

DISCUSSION ONLY

SUBJECT: May Special General Referendum Prep – routine business and one matter relating to the Police Station/Connector Road project

DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD: There are a few business matters that I need to introduce to the Board that relate to the May Special General Referendum. A couple of these are routine. One relates to the Police Station

1. Sewer District Properties. There are 3 properties owned by the York Sewer District that will require voter authorization for acceptance. Two are the properties along Bay Haven Road across the street from the sewer treatment plant – to be donated once we hammer out a drainage liability agreement associated with the Main Street reconstruction project. One is the parcel purchased by the District to facilitate utility access from Caddy's Way to the new Police Station site. The cost of that parcel will be charged to the project as a sewer cost so no new money is required, but the Sewer District doesn't want to retain ownership.

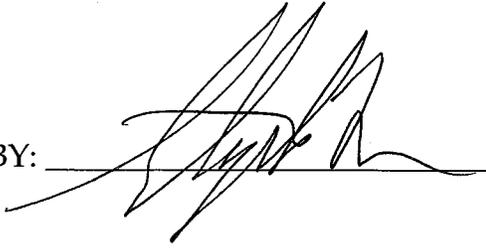
2. Traffic Signal Ballot Question. I have directed Dean Lessard to apply for a Municipal Partnership Grant from MDOT, with funds to be used to construct a traffic signal and related improvements at the intersection of Route One and the new connector road from the Police Station site. A traffic signal is required per the Planning Board approval. Local match would be provided by bringing in the road construction project under budget. This has been discussed in the past by the Board. I am proposing a different approach. I do not believe a traffic signal can be installed at this intersection without approval of the voters, even if no additional money is requested. I base this on the fact that, in May 2013 at the Budget Referendum, voters rejected question 48 – "Shall the Town (1) approve a Traffic Signal and Road Improvements on Route 1 at the proposed police station connector road; and 92) appropriate a sum not to exceed \$525,000 and appropriate \$4,988 from taxation for the first year cost of interest and cost of debt for this project..." This failed by a wide margin – 1,184 for vs. 1,722 against. In part the voters said no money, but they also said no signal. I propose a vote that simply splits off the question of constructing a new signal without any funding issues. If we don't do this, or if the voters reject this proposal, I believe the connector road project will be done.

3. Land Gift Adjacent to Coastal Ridge Elementary School. Zak Harding notified me that an owner has offered a gift of land adjacent to Coastal Ridge. The School Department folks have been handling this, but we need to get voter approval to accept the property so it must appear on the ballot.

RECOMMENDATION: none required.

PROPOSED MOTION: n.a.

PREPARED BY: \_\_\_\_\_

A handwritten signature in black ink, consisting of several overlapping, stylized strokes, positioned over the signature line.

REVIEWED BY: \_\_\_\_\_



**CONTINUE VOTING ON CARD 7**

YES 1704  
 NO 1191  
 Board of Selectmen recommends approval (3-2).  
 School Committee recommends approval (5-0).  
 Budget Committee recommends approval (6-1).  
 S/ Margaret M. McIntosh, Town Treasurer

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

Total estimated project costs including debt service: \$126,800

---

S/ Margaret M. McIntosh, Town Treasurer  
 Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

Total estimated project costs including debt service: \$121,880

---

S/ Margaret M. McIntosh, Town Treasurer  
 Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

Total estimated project costs including debt service: \$121,880

**FINANCIAL STATEMENT**

A. Bonds outstanding and unpaid	\$ 28,582,749
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	525,000
<b>Total</b>	<b>\$ 29,107,749</b>

At an estimated interest rate of 2% for a fifteen (15) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 525,000
Interest	83,300
<b>Total Debt Service</b>	<b>\$ 608,300</b>

**Total estimated project costs including debt service: \$608,300**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer  
 Budget Committee recommends approval (6-1).  
 Board of Selectmen recommends approval (3-2).  
 YES 1184  
 NO 1722

**ARTICLE FORTY-NINE**

Shall the Town (1) approve for the Village Elementary School Road Project; and (2) appropriate a sum not to exceed \$10,000 and appropriate \$989 from taxation for the first-year cost of interest and cost of debt for this project; and (3) fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$100,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment thereof, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen?

Statement of Fact: This project will fund replacement of 6,200 square feet of ballasted roof; an engineering study to determine the load capacity of the remaining 36,000 square feet of roof; design and bid specifications; and contingency to cover insulation replacement if needed, and design work if structural upgrades are required. The following financial statement reflects total projected cost.

**FINANCIAL STATEMENT**

A. Bonds outstanding and unpaid	\$28,582,749
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	100,000
<b>Total</b>	<b>\$28,682,749</b>

At an estimated interest rate of 2% for a twenty (20) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 100,000
Interest	21,880
<b>Total Debt Service</b>	<b>\$ 121,880</b>

**Total estimated project costs including debt service: \$121,880**

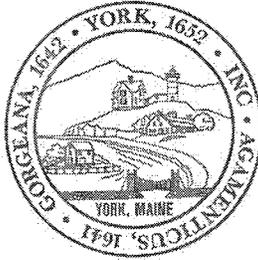
Statement of Fact: This project represents phase two of a multi-year plan developed to keep our driveways, parking surfaces and sidewalks safe and in good overall condition. The areas identified for this year's funding include the York High School's Robert Stevens Drive from the Long Sands entrance and walkways around the building, including leveling structures and manhole covers and catch basin grills) and striping of the pavement. The following financial statement reflects total projected cost.

**FINANCIAL STATEMENT**

A. Bonds outstanding and unpaid	\$28,582,749
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	115,000
<b>Total</b>	<b>\$28,697,749</b>

At an estimated interest rate of 2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 115,000
Interest	11,300
<b>Total Debt Service</b>	<b>\$ 126,300</b>



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015	<input type="checkbox"/> ACTION
DATE ACTION REQUESTED: March 9, 2015	<input checked="" type="checkbox"/> DISCUSSION ONLY
SUBJECT: Last Minute Ordinance Reviews	

**DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD:** I have listed three proposed ordinance amendments to be reviewed at this meeting. All 3 are posted for a public hearing on March 23rd, but it would be helpful to review them prior to. These include:

1. Increasing Density in the York Beach Village Center zone. This relates to a request from the owners of the Kearsarge House, who plan to demo and rebuild that property. They have been working on this for some time though their request for a zoning change came to the Board of Selectmen late in the process. Attached is a letter from the property owners and a letter from the Chair of the HDC, which supports this request moving forward. Dylan Smith will speak to this proposal and can relay the perspective of the Planning Board as well.
2. Artisanal Food & Beverage. The Board has seen this before, and the Planning Board and its subcommittee have been hard at work on this since we last saw it. Dylan Smith will speak to this proposal.
3. Amendments to Ordinance Fines. The Police Department is trying to bring 21 Town ordinances fine structures into compliance with a new set of procedures being introduced into the State court system. Chief Bracy and Sergeant Davis will speak to this proposal.

**RECOMMENDATION:** This is strictly prep time, and time for questions and answers prior to the public hearing. No action can be taken.

**PROPOSED MOTION:** n.a.

PREPARED BY:  REVIEWED BY: \_\_\_\_\_

Michael L. Morgillo  
Elaine B. Morgillo  
P.O. Box 2098  
57 Freeman Street  
York Beach, ME 03910

March 6, 2015

To the Board of Selectmen:

Last Thursday the planning board voted unanimously to forward to you an amendment to Zoning Ordinance 5.4.11.a , which addresses density requirements for mixed use buildings in the York Beach Village Center District. As the owners of the Kearsarge House at 6 Railroad Avenue and the building and parking lot at 4 Main Street, we are writing to respectfully request that you include this amendment on the May, 2015 ballot.

Public evaluation of this issue began long before now. Submission of this proposed amendment is actually the overdue implementation of a 2011 recommendation in the Comprehensive Plan. (Volume I, Page 96, Recommendation #6 for the York Beach Village Center, **Immediate Priority: *“Existing density requirements identified in the Zoning Ordinance should be adjusted to allow additional condominium development in the area.”***)

Our request for an amendment to the zoning ordinance is the result of nearly three years’ research and analysis that began immediately after purchasing the properties.

- We introduced ourselves to the community development director to gain a perspective on the issues we were likely to face and we explained our desire to contribute to the revitalization of York Beach;
- We hired a structural engineer who determined that the structural integrity of the Kearsarge building was severely compromised, and we obtained test results from a soil analysis that reported the extremely poor condition of the earth beneath the building;
- We hired CLD Consulting Engineers to provide us with technical guidance regarding our regulatory requirements and to assist us through the approval process;
- We presented our preliminary hotel concept to the planning board;
- We met with local hotel owners, hotel management companies, hospitality consultants and the president of the Maine Innkeepers Association to help us analyze occupancy statistics and develop financial projections for a hotel operation;
- We obtained preliminary construction estimates from several builders;
- We addressed a multitude of deferred maintenance issues;
- We painted the exteriors of both buildings;
- We developed expansion plans for the parking lot and presented them to the planning board and the Maine Department of Environmental Protection;
- We conducted an extensive analysis on a variety of potential uses for the Kearsarge building.

The culmination of our research led us to the conclusion that the development of the property as a hotel would be too risky. Since we knew it would be too challenging for a 40-room hotel located in such a seasonal area to generate sufficient revenue to cover the debt service for approximately \$6 million of construction costs, we began to evaluate the viability of fractional ownership vacation residences. We began a market test last summer, and by fall we had collected contact information from nearly 900 individuals who expressed strong interest in purchasing either a fractional share or whole vacation residence at the Kearsarge. We immediately began the process to request the zoning amendments that would be necessary for us to proceed.

It is critical that we be allowed to begin reconstruction of the new Kearsarge building this fall. If the proposed zoning amendment is postponed until the November ballot, completion of our project will likely be delayed by an entire year because of the prohibition on construction equipment in York Beach during the summer months. It is essential for the first floor businesses to be able to operate next summer. The building continues to deteriorate despite our best efforts to keep it together. It is already a constant struggle to stop leaks and make necessary repairs to keep the building safe, and we are being especially vigilant this winter because of the risk of even more serious damage due to the extreme snow conditions we have experienced. Recognizing that the building is not salvageable, the Historic District Commission voted unanimously this week that it needs to be demolished. The image of York Beach has already been somewhat tarnished by closed businesses and buildings in long disrepair, and we are doing our best to avoid contributing to additional negative perceptions.

During the three years we have owned these properties we've faced a number of unexpected challenges but we've made tremendous progress as well. We are designing a beautiful building that will enhance the image of York Beach and will add more than \$100,000 per year to property tax revenue; we have developed a business plan that will benefit all of the businesses in the area by bringing more visitors to York Beach. We're gratified by the support and encouragement we've received from town officials, the planning board, our fellow business owners, local residents and visitors. Please help us keep that momentum moving.

Sincerely,

Michael & Elaine Morgillo

March 6, 2015

Board Of Selectmen,

The York Historic District Commission had the unfortunate task of reviewing an application to tear down the Kearsarge Building in York Beach. It was clear at our meeting that the current owners had begun the project with the hope of preserving the building as it is such a landmark property in town. However, it was plain for all members of the HDC to see that, despite the owners best efforts, the building was not in a condition that it would be economically feasible to do so.

What they do propose to do now that we approved the building demolition, is to build a new building which will meet Town Codes and further design a building that will resemble the "Kearsarge" in the style that is of the character of Old York Beach.

All members of the Historic District Commission would urge you to do all within your power to accommodate the rebuild of the "Kearsarge" by not delaying a vote which the owners have requested.

Respectfully Submitted on behalf of the HDC

  
Robert Cutts Chairman



## REQUEST FOR ACTION BY BOARD OF SELECTMEN

DATE SUBMITTED: March 6, 2015	<input type="checkbox"/> ACTION
DATE ACTION REQUESTED: March 9, 2015	<input checked="" type="checkbox"/> DISCUSSION ONLY
SUBJECT: Preview of May Budget Referendum and May Special General Referendum	

DISCUSSION OF OPTIONS AVAILABLE TO THE BOARD: The DRAFT May Budget Referendum and May Special General Referendum attached require no action at this point. They are just simply a preview of what is going to be on the Warrants for the May election so you can start thinking about preference votes and any feedback or changes that you have. I am waiting on the wording of the Statements of Fact for the Town's Capital Projects; Highlighted areas within the draft is material that will certainly be changed before the final draft.

RECOMMENDATION:
PROPOSED MOTION:

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

PREPARED BY: Melissa M. Avery REVIEWED BY: [Signature]  
Melissa M. Avery, Assistant to the Town Manager

**TOWN OF YORK  
BUDGET REFERENDUM WARRANT  
ARTICLES TO BE ACTED UPON AT THE BUDGET REFERENDUM  
YORK, MAINE                      MAY 16, 2015**

TO: Douglas P. Bracy, Constable of the Town of York, Maine

Greetings:

In the name of the State of Maine, you are hereby required to notify and warn the voters of the Town of York, in said County, qualified by law to vote in Town affairs, to meet at the **Robert E. Butler Gymnasium at York High School on Saturday, May 16, 2015** between the hours of 8:00 o'clock in the forenoon and 8:00 o'clock in the evening, then and there to act on Articles **One through Fifty-Five**, said Articles being set out below to wit:

**ONE:** To elect the following:

**Two (2) Selectmen and Overseers of the Poor – Three-Year Term**

**Three (3) Members Budget Committee – Three-Year Term**

**Two (2) Members Superintending School Committee – Three-Year Term**

**One (1) Trustee for York Water District – Five-Year Term**

**One (1) Trustee for York Sewer District – Five-Year Term**

**One (1) Town Clerk and Tax Collector – Three-Year Term**

**TWO:** Shall the Town require the first payment of taxes (1/2 of taxes) to be paid not later than forty-five days from date of mailing; second payment (1/2 of taxes) to be paid by February 5, 2016. Taxes not paid by these dates shall be charged interest at the rate of 7% per annum.

Board of Selectmen recommends approval **(0-0)**.

YES \_\_\_\_ NO \_\_\_\_

**THREE:** Shall the Town set an interest rate of 3% per annum to reimburse taxpayers for taxes determined in FY2016 to have been overpaid or abated?

Board of Selectmen recommends approval **(0-0)**.

YES \_\_\_\_ NO \_\_\_\_

**MUNICIPAL OPERATING BUDGET FISCAL YEAR 2016**

Preface: The Municipal Operating Budget presented here has been approved by the Budget Committee and reviewed by the Board of Selectmen. Their recommendations are shown separately under each article.

**IF THE MAJORITY OF VOTERS VOTE IN THE NEGATIVE ON AN ARTICLE, THE BUDGET AMOUNT WILL REVERT EITHER TO THE FY2015 APPROPRIATION OR TO \$0.**

**FOUR:** Shall the Town raise and appropriate a sum not to exceed **\$2,345,892** for the **Town Manager's Department, Finance Department, Information Technology, Human Resources, Assessor's Department, Community Development Department, Town Clerk/Tax Collector's Department, Elections, Town Hall Operations and Maintenance, Municipal Separate Storm Sewer, Earned Account, Circuit Breaker, and Contingency**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Department</u>	<u>FY2014</u>	<u>FY2015</u>
Town Manager's Department	\$ 292,073	\$ 270,824
Finance Department	\$ 235,172	\$ 273,125
Information Technology	\$ 198,366	\$ 186,385
Human Resources	\$ 79,756	\$ 87,902
Assessor's Department	\$ 302,098	\$ 315,900
Community Development	\$ 408,078	\$ 403,456
Town Clerk/Tax Collector	\$ 375,640	\$ 394,032
Elections	\$ 25,673	\$ 48,480
Town Hall Operations/Maintenance	\$ 169,397	\$ 191,148
Municipal Separate Storm Sewer	\$ 95,100	\$ 94,640
Earned Account	\$ 30,000	\$ 30,000
Contingency	\$ 50,000	\$ 50,000
<b>Total</b>	<b>\$2,261,353</b>	<b>\$2,345,892</b>

**Statement of Fact:** Contingency funds may be used in FY2016 only and may therefore not be available as a carryforward to FY2017.

Budget Committee recommends approval (7-0).

Board of Selectmen recommends approval **(0-0)**.

A **YES** vote authorizes an expenditure of **\$2,345,892**.

A **NO** vote authorizes the previous year's appropriation of **\$2,261,353**.

YES \_\_\_\_ NO \_\_\_\_

**FIVE:** Shall the Town raise and appropriate a sum not to exceed **\$2,014,560** for **Debt Service**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).

Board of Selectmen recommends approval **(0-0)**.

A **YES** vote authorizes an expenditure of **\$2,014,560**.

A **NO** vote authorizes an expenditure of **\$1,977,437**.

YES \_\_\_\_ NO \_\_\_\_

**SIX:** Shall the Town raise and appropriate a sum not to exceed **\$5,000** for **Unemployment Costs**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** The Town is self-insured and pays unemployment claims as they arise. Any unspent funds from this account may be carried forward to future years because expenditures are unpredictable.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$5,000**.

A **NO** vote authorizes the previous year's appropriation of **\$5,000**.

YES \_\_\_ NO \_\_\_

**SEVEN:** Shall the Town raise and appropriate a sum not to exceed **\$403,261** for **Property, Health Contingency, Liability and Workers' Compensation Insurance**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** The Town of York has seen an increase in both frequency and severity of claims during the look back period of 36 months, ending June 30, prior to the January 1 policy year. As a result of the relatively small size of the York group, even a single large claim can have a substantial impact on the Town's experience modification rate which in the metric utilized to determine annual premium increases.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$403,261**.

A **NO** vote authorizes the previous year's appropriation of **\$410,903**.

YES \_\_\_ NO \_\_\_

**EIGHT:** Shall the Town raise and appropriate a sum not to exceed **\$4,153,199** for the **Police Department, Communications, Animal Control and Harbor Management and to authorize the Selectmen to expend any revenues received for dispatching and other Public Safety Services**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Department</u>	<u>FY2015</u>	<u>FY2016</u>
Police	\$3,256,127	\$3,394,826
Communications	\$ 637,430	\$ 652,532
Animal Control	\$ 46,970	\$ 47,712
Harbor Management	\$ 55,727	\$ 58,129
<b>Total</b>	<b>\$3,996,254</b>	<b>\$4,153,199</b>

**Statement of Fact:** The Town of York provides PSAP (Public Safety Answering Point) E911 service for several surrounding towns, for which the Town will receive approximately \$116,427. These revenues are reflected in the budget request shown in this article.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$4,153,199**.

A **NO** vote authorizes the previous year's appropriation of **\$3,996,254**.

YES \_\_\_ NO \_\_\_

**NINE:** Shall the Town raise and appropriate a sum not to exceed **\$78,000** for the **Vehicle Replacement Account for Police Vehicles**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Budget Item</u>	<u>FY2015</u>	<u>FY2016</u>
Police Vehicles	\$ 78,000	\$ 78,000
<b>Total</b>	<b>\$ 78,000</b>	<b>\$ 78,000</b>

**Statement of Fact:** Police vehicles are replaced by utilizing a replacement guideline that provides the flexibility to allow purchases to be made at the most opportune times and to get the best prices.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$78,000**.

A **NO** vote authorizes the previous year's appropriation of **\$78,000**.

YES \_\_\_ NO \_\_\_

**TEN:** Shall the Town raise and appropriate a sum not to exceed **\$980,168** for the **York Village and York Beach Fire Departments**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Department</u>	<u>FY2015</u>	<u>FY2016</u>
Village Fire Department	\$480,808	\$482,860
York Beach Fire Department	\$467,796	\$497,308
<b>Total</b>	<b>\$948,604</b>	<b>\$980,168</b>

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$980,168**.

A **NO** vote authorizes the previous year's appropriation of **\$948,604**.

YES \_\_\_ NO \_\_\_

**ELEVEN:** Shall the Town raise and appropriate a sum not to exceed **\$1,010,748** for **Hydrants for Fire Protection**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$1,010,748**.

A **NO** vote authorizes the previous year's appropriation of **\$902,611**.

YES \_\_\_ NO \_\_\_

**TWELVE:** Shall the Town raise and appropriate a sum not to exceed **\$12,624** for **Cable TV Operations**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** This is the only funding that provides for stipends for cameramen and repairs and maintenance of broadcast equipment.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$12,624**.

A **NO** vote authorizes the previous year's appropriation of **\$12,663**.

YES \_\_\_ NO \_\_\_

**THIRTEEN:** Shall the Town raise and appropriate a sum not to exceed **\$40,000** for a **One-Year Contract with the York Ambulance Association**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** The Board of Directors of the York Ambulance Association has contracted with the Town to offset operating expenses for the York Ambulance Association.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$40,000**.

A **NO** vote authorizes the previous year's appropriation of **\$40,000**.

YES \_\_\_ NO \_\_\_

**FOURTEEN:** Shall the Town raise and appropriate a sum not to exceed **\$3,141,850** for **General Highway Maintenance, Tree Care, Streetlights and Signals, Traffic Lights, White Goods Disposal, Solid Waste Disposal, and Household Hazardous Waste Disposal and expend any revenues received**. Furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Department</u>	<u>FY2015</u>	<u>FY2016</u>
General Highway Maintenance	\$1,312,420	\$1,377,009
Tree Care	\$ 27,800	\$ 29,000
Streetlights and Signals	\$ 135,000	\$ 145,000
Traffic Lights	\$ 2,100	\$ 2,100
White Goods Disposal	\$ 77,953	\$ 84,471
Solid Waste Disposal	\$1,450,000	\$1,475,000
Household Hazardous Waste Disposal	\$ 29,000	\$ 29,000
<b>Total</b>	<b>\$3,034,273</b>	<b>\$3,141,580</b>

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$3,141,850**.

A **NO** vote authorizes the previous year's appropriation of **\$3,034,273**.

YES \_\_\_ NO \_\_\_

**FIFTEEN:** Shall the Town raise and appropriate a sum not to exceed **\$1,271,709** for **FY2016 Winter Maintenance and Snow Removal and to authorize the Board of Selectmen and Treasurer to transfer an amount not to exceed \$100,000 from the unappropriated Fund Balance in the event winter weather conditions necessitate an over-expenditure of budgeted funds for the purpose of Winter Maintenance**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$1,271,709**.

A **NO** vote authorizes the previous year's appropriation of **\$1,199,482** and \$100,000 from the unappropriated Fund Balance in the event winter weather conditions necessitate an over-expenditure of budgeted funds for the purpose of winter maintenance.

YES \_\_\_ NO \_\_\_

**SIXTEEN:** Shall the Town raise and appropriate a sum not to exceed **\$10,000** for the **Continuation of Improvements to the Cliff Path/Fisherman's Walk**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$10,000**.

A **NO** vote authorizes the previous year's appropriation of \$0.

YES \_\_\_ NO \_\_\_

**SEVENTEEN:** Shall the Town raise and appropriate a sum not to exceed **\$550,000** for the **Paving of Town Roads**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$550,000**.

A **NO** vote authorizes the previous year's appropriation of **\$512,409**.

YES \_\_\_ NO \_\_\_

**EIGHTEEN:** Shall the Town raise and appropriate a sum not to exceed **\$144,024** for the **Maintenance of School Grounds and**

**Athletic Fields**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$144,024**.

A **NO** vote authorizes the previous year's appropriation of **\$139,004**.

YES \_\_\_ NO \_\_\_

**NINETEEN:** Shall the Town raise and appropriate a sum not to exceed **\$698,306** for the **Maintenance of Town Buildings, Grounds and Beaches**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$698,306**.

A **NO** vote authorizes the previous year's appropriation of **\$631,158**.

YES \_\_\_ NO \_\_\_

**TWENTY:** Shall the Town raise and appropriate a sum not to exceed **\$38,573** for **Maintenance of the Short Sands Park Bathhouse**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$38,573**.

A **NO** vote authorizes the previous year's appropriation of **\$37,573**.

YES \_\_\_ NO \_\_\_

**TWENTY-ONE:** Shall the Town raise and appropriate a sum not to exceed **\$504,373** for the **Operation of the Library**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$504,373**.

A **NO** vote authorizes the previous year's appropriation of **\$483,102**.

YES \_\_\_ NO \_\_\_

**TWENTY-TWO:** Shall the Town raise and appropriate a sum not to exceed **\$320,078** for the **Senior Citizens' Center and General Assistance Program**, and furthermore, shall the Board of Selectmen

adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Department</u>	<u>FY2015</u>	<u>FY2016</u>
Senior Center	\$269,667	\$277,927
General Assistance	\$ 38,688	\$ 42,159
<b>Total</b>	<b>\$308,355</b>	<b>\$320,078</b>

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$270,086**.

A **NO** vote authorizes the previous year's appropriation of **\$308,355**.

YES \_\_\_ NO \_\_\_

**TWENTY-THREE:** Shall the Town raise and appropriate a sum not to exceed **\$39,320** for **Social Services and authorize the Board of Selectmen to reduce this amount if recommended by the Municipal Social Service Review Board**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Agency</u>	<u>Amount Recommended by the Social Services Committee</u>
AIDS Response Seacoast	\$ 1,500
American Red Cross of Southern Maine	\$ 1,000
Biddeford Free Clinic	\$ 150
Caring Unlimited/A Safe Place	\$ 3,750
Cross Roads House	\$ 1,000
Ethel's Tree of Life, Inc.	\$ 375
Home Health/Visiting Nurses of So. Maine	\$ 2,000
Kids Free to Grow	\$ 1,200
LifeFlight of Maine	\$ 1,000
Maine Behavioral Healthcare	\$ 2,800
Sexual Assault Response Services	\$ 500
Southern Maine Agency on Aging	\$ 10,000
Sweetser	\$ 1,045
Table of Plenty	\$ 1,500
York County Community Action	\$ 6,000
York County Food Rescue	\$ 2,000
York County Shelter Programs, Inc.	\$ 3,500
<b>Total</b>	<b>\$ 39,320</b>

**Statement of Fact:** The Board of Selectmen appointed a Municipal Social Service Review Board to review all of the Social Service requests from agencies serving York residents. This list is a compilation of the committee's recommendations.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$39,320**.

A **NO** vote authorizes an appropriation of **\$0**.

YES \_\_\_ NO \_\_\_

**TWENTY-FOUR:** Shall the Town raise and appropriate a sum not to exceed **\$82,005** for the **Board of Selectmen, Veterans' Graves**

and Ancient Burial Grounds, Cemeteries, Cable TV Regulatory Commission, Conservation Commission, Historic District Commission, Recycling Committee, Shellfish Commission, Appeals Board, Budget Committee, and Planning Board. Furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

<u>Committee</u>	<u>FY2015</u>	<u>FY2016</u>
Board of Selectmen	\$ 25,644	\$ 26,882
Veterans' Graves/Ancient Burials	\$ 16,696	\$ 25,270
Cemetery	\$ 5,000	\$ 5,000
Cable TV Regulatory Comm.	\$ 400	\$ 400
Conservation Commission	\$ 2,830	\$ 2,830
Energy Efficiency Committee	\$ 0	\$ 3,000
Historic District Commission	\$ 1,040	\$ 4,000
Recycling Committee	\$ 1,000	\$ 0
Shellfish Commission	\$ 1,725	\$ 1,725
Appeals Board	\$ 6,535	\$ 3,998
Budget Committee	\$ 100	\$ 100
Planning Board	\$ 8,800	\$ 8,800
<b>Total</b>	<b>\$ 69,770</b>	<b>\$ 82,005</b>

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$82,005**.

A **NO** vote authorizes the previous year's appropriation of **\$69,770**.

YES \_\_\_\_ NO \_\_\_\_

**TWENTY-FIVE:** Shall the Town raise and appropriate a sum not to exceed **\$140,895** for the **Recreation Department** and authorize the **Selectmen to expend all revenues generated by the Recreation Programs**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** This Article represents that portion of the Recreation Department budget supported by tax appropriations, which fund the 1.5 full-time positions necessary for administration of the program.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote: 1) authorizes a tax appropriation of **\$140,895** as proposed by the Budget Committee; and 2) authorizes the expenditure of all revenues generated by the Recreation Programs in FY2016, which are estimated to be \$530,000.

A **NO** vote: 1) authorizes the previous year's tax appropriation of **\$138,439**; and 2) authorizes the expenditure of all FY2016 revenues generated by the Recreation Programs.

YES \_\_\_\_ NO \_\_\_\_

**TWENTY-SIX:** Shall the Town appropriate **all revenues generated by the Grant House at Goodrich Park and Sohier Park, which are estimated to be \$488,400, for the operation and maintenance of the aforementioned properties**, and furthermore, shall the Board

of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** This request represents no expenditure of tax dollars.

Budget Committee recommends approval (0-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the expenditure of all revenues generated in FY2016, which are estimated to be **\$488,400**.

A **NO** vote authorizes the expenditure of all FY2016 revenues.

YES \_\_\_\_ NO \_\_\_\_

**TWENTY-SEVEN:** Shall the Town appropriate **all revenues generated by Mount Agamenticus, which are estimated to be \$87,423, for the operation and maintenance of the aforementioned property**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** This request represents no expenditure of tax dollars.

Budget Committee recommends approval (0-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the expenditure of all revenues generated in FY2016, which are estimated to be **\$87,423**.

A **NO** vote authorizes the expenditure of all FY2016 revenues.

YES \_\_\_\_ NO \_\_\_\_

**TWENTY-EIGHT:** Shall the Town appropriate **9.5% of the revenues generated by parking ticket collections and parking permits to pay the cost of cleaning and maintaining the bathhouse at Harbor Beach**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** The Town maintains the bathhouse at Harbor Beach and this article allows those costs to be covered by beach revenues rather than by tax appropriation.

Budget Committee recommends approval (0-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the expenditure of 9.5% of the revenues generated by parking ticket collections and parking permits in FY2016, which are estimated to be **\$22,000**.

A **NO** vote authorizes the expenditure of 9.5% of revenues generated by parking ticket collections and parking permits in FY2016.

YES \_\_\_\_ NO \_\_\_\_

**TWENTY-NINE:** Shall the Town fund **the Beach Reserve Account with 14% of the revenues generated by parking meter collections, and 4.5% of revenues generated by parking permits and parking**

**ticket collections**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget as proposed by the Budget Committee?

**Statement of Fact:** The Board of Selectmen determined that revenues collected from parking meters can only be expended for qualified projects, and therefore the Beach Reserve Account will be funded by 14% of revenues generated by parking meter collections, and 4.5% of revenues generated by parking permits and parking ticket collections, estimated to be \$40,000 and does not include any tax appropriation. Future expenditures will be authorized by a budget referendum warrant article.

Budget Committee recommends approval (0-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the collection of 14% of the revenues generated by parking meter collections, and 4.5% of revenues generated by parking permits and parking ticket collections in FY2015, which are estimated to be **\$40,000**.

A **NO** vote authorizes the collection of 14% of revenues generated by parking meter collections and 4.5% of revenues generated by parking permits and parking ticket collections in FY2016.

YES \_\_\_ NO \_\_\_

**THIRTY:** Shall the Town raise and appropriate a sum not to exceed **\$40,000 for the purpose of conducting a Mosquito Control Program for FY2016**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget as proposed by the Budget Committee?

**Statement of Fact:** This is a community-based program conducted to reduce mosquito-borne and tick-borne diseases, and is designed to minimize human risk by utilizing various prevention strategies.

Budget Committee recommends approval (6-1).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an expenditure of **\$40,000**.

A **NO** vote authorizes the previous year's appropriation of **\$40,000**.

YES \_\_\_ NO \_\_\_

**THIRTY-ONE:** Shall the Town authorize the use of up to **\$100,000 from the Town's fund balance for the Supplementary Contingency Account if deemed necessary by the Board of Selectmen**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** If approved by voters, up to \$100,000 from the Town's fund balance will be available by majority vote of the Board of Selectmen to be used only for emergencies and opportunities which are unknown to the Board at the time of budget preparation and which are recognized as Town responsibilities or are deemed by the Board to be in conformity with the Comprehensive Plan or latest Capital Plan.

Examples include (but are not limited to):

- A down payment or earnest money for securing unusual buying opportunities for parcels of land, buildings, or significant capital assets; to hold such potential purchase under contract until the next viable opportunity to offer the choice to the voters in a referendum;
- Unforeseen and therefore unbudgeted environmental or weather related repairs or precautions;
- Unusual or unpredicted spikes in the costs of materials or goods regularly purchased by the Town and declared essential by the Board.

In an uneventful year, it would be expected that none of the available money would be expended.

Budget Committee recommends approval (0-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the expenditure from the fund balance of up to **\$100,000**, if necessary, to cover supplementary contingencies.

A **NO** vote authorizes the previous year's authorization to use up to **\$100,000** from the fund balance, if necessary, to cover supplementary contingencies.

YES \_\_\_ NO \_\_\_

**THIRTY-TWO:** Shall the Town raise and appropriate a sum estimated to be **\$4,434,800 consisting of the estimated revenues listed below for FY2016, and apply such funds to the FY2016 Tax Commitment?**

Auto Excise	\$ 2,860,000
Appeals Board Fees	\$ 3,500
Bad Check Charges	\$ 500
Boat Excise	\$ 29,000
Cable TV Franchise Fees	\$ 193,000
Ellis Park	\$ 27,000
General Assistance Reimbursement	\$ 12,000
Investment Interest	\$ 33,000
Lien Administrative Fees	\$ 2,400
Local Roads Subsidy	\$ 175,000
Meter Collections	\$ 215,000
Miscellaneous Income	\$ 74,200
Ordinance Fines	\$ 2,000
Parking Stickers	\$ 100,000
Photocopies	\$ 1,500
Plumbing Permits	\$ 39,000
R/E Interest	\$ 148,000
Refrigerant Disposal Fee	\$ 300
State Revenue Sharing	\$ 269,400
Tickets/Meter Fines	\$ 115,000
Town Clerk Fees	\$ 100,000
Transfer Station Permits	\$ 35,000
<b>Total</b>	<b>\$ 4,434,800</b>

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the use of the listed revenues, estimated to be **\$4,434,800**, to reduce the tax commitment.

A **NO** vote authorizes the use of the listed revenues, estimated to be **\$4,434,800**, to reduce the tax commitment.

YES \_\_\_\_ NO \_\_\_\_

**THIRTY-THREE:** Shall the Town appropriate **\$600,000 from the Fund Balance and apply these funds to the FY2016 Tax Commitment as a reduction in the amount to be raised from taxation**, as proposed by the Board of Selectmen?

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes an appropriation from the fund balance of **\$600,000** to reduce the tax commitment.

A **NO** vote authorizes the previous year's appropriation from the fund balance of **\$650,000**.

YES \_\_\_\_ NO \_\_\_\_

**THIRTY-FOUR:** Shall the Town authorize the Board of Selectmen to **accept grants, donations and aid from State and Federal Agencies, as well as private sources, such as Foundations, Trusts and Individuals**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget, as proposed by the Budget Committee?

Board of Selectmen recommends approval (0-0).

YES \_\_\_\_ NO \_\_\_\_

**THIRTY-FIVE:** Shall the Town authorize the Board of Selectmen to **make one of the following decisions for each Tax Lien Acquired Property?**

1. To dispose of the property by allowing the immediate former owner, or the immediate former owner's estate, to buy back title to the property from the Town. Buy-back of the property shall require: payment of all taxes due plus interest and lien costs; payment of all other costs; and an amount determined by the Board of Selectmen of up to ten (10%) percent of the then current assessed valuation as set by the Tax Assessor; and satisfaction of all other conditions established by the Board of Selectmen.
2. To dispose of the property by public sealed bid, auction or other public process.
3. To dispose of the property by conducting a limited public sale among the parties who own property that directly abuts this property.
4. To hold Town title to the property.

The decision of the Board of Selectmen to use any of the above options shall adhere to the Board of Selectmen Procedural Policy for the Disposition of Foreclosed Property.

Board of Selectmen recommends approval (0-0).

YES \_\_\_\_ NO \_\_\_\_

**THIRTY-SIX:** Shall the Town authorize the Town Treasurer to **waive foreclosure of any tax lien during the 2015 and 2016 calendar years**, said waiver requiring approval of the Board of Selectmen? The Board of Selectmen shall grant said approval only in circumstances where foreclosures would prove injurious to the Town of York, such as, but not limited to, the presence of hazardous waste upon the property, or the presence on the property of one or more substandard structure(s) for which the cost of removal or repair would exceed the value of the property?

Board of Selectmen recommends approval (0-0).

YES \_\_\_\_ NO \_\_\_\_

**THIRTY-SEVEN:** Shall the Town raise and appropriate a sum not to exceed **\$5,000** for a **Grantor/Grantee Index**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget?

**Statement of Fact:** The Board of Selectmen seeks funds to begin the process of systematically inventorying and creating an official record of Town-Owned properties.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the expenditure of **\$5,000**.

A **NO** vote authorizes an appropriation of **\$0**.

YES \_\_\_\_ NO \_\_\_\_

**THIRTY-EIGHT:** Shall the Town raise and appropriate a sum not to exceed **\$20,000** for the purpose of establishing a **legal fund to defend public access to the Cliff Path**, and furthermore, shall the Board of Selectmen adopt this line item of the Town Budget?

**Statement of Fact:** If approved, this warrant article would provide funding for a legal fund which would be used, if necessary, to pay legal expenses associated with defending the public's right to use the entire Cliff Path.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote authorizes the expenditure of **\$20,000**.

A **NO** vote authorizes an appropriation of **\$0**.

YES \_\_\_\_ NO \_\_\_\_

**MUNICIPAL AND SCHOOL CAPITAL PLAN**

**THIRTY-NINE:** Shall the Town (1) approve **the PARKS 2500 GMC PICK UP**; (2) appropriate a sum not to exceed **\$34,000 for the cost of this project**; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the

date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (6-1).  
Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY: Shall the Town (1) approve the PARKS 2WD PICKUP (USED); (2) appropriate a sum not to exceed \$18,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.****

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0

C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY-ONE: Shall the Town (1) approve funding for DPW PLOW TRUCK; (2) appropriate a sum not to exceed \$205,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.****

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (6-0).

YES \_\_\_ NO \_\_\_

**FORTY-TWO:** Shall the Town (1) approve **DPW BUCKET TRUCK**; (2) appropriate a sum not to exceed \$94,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

**Total estimated project costs including debt service: \$448,400**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY-THREE:** Shall the Town (1) approve the York Community Auditorium building project at York High School; (2) appropriate a sum not to exceed \$10,465,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$10,465,092 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$1,100 from taxation, which is the estimated first-year cost of interest and cost of debt.**

**Statement of Fact:** This article would approve funding for the proposed York Community Auditorium building project at York High School. The new 750 seat Community Auditorium building is designed to fit the needs of the entire school district and the community of York. The new construction will replace the current space and connect the music instructional wing, foreign language wing, gymnasium and cafeteria. The new space will serve the educational and programming needs of the school department and be a venue for other town functions when available. The design fits within the existing available space without impacting the parking lot or traffic flow.

The proposed project includes a new auditorium that is capable of seating the entire student population plus staff, a larger stage with wing space, dressing rooms, storage and workshop, full fly gallery, state of the art lighting, sound and technology systems, air conditioning for year round use, new toilet rooms and concessions, a separate multi-purpose room and is fully ADA compliant.

The current auditorium is original to the high school and has not been updated in 38 years. Deficiencies include limited seating, small stage, no support space, out of date lighting, sound and technology systems, poor acoustics and sight-lines, inadequate toilet rooms, inefficient mechanical and electrical systems and lack of ADA accessibility.

The estimated first-year costs of operations related to this project include the cost of one custodian at \$50,000 and utility expenses of \$39,612.

The following financial statement reflects total projected cost:

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$28,761,957
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	<u>10,465,000</u>
Total	\$39,226,957

**Costs:**

At an estimated interest rate of 3.0% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$10,465,000
-----------	--------------

Interest	3,307,500
Total Debt Service	\$13,772,500

**Total estimated project costs including debt service: \$13,772,500**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

School Committee recommends approval (0-0).  
 Budget Committee recommends approval (5-2).  
 Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY-FOUR: Shall the Town (1) approve security upgrades for all schools in the York School Department; and (2) appropriate a sum not to exceed \$163,000 for the cost of this project? This article appropriates \$34,857 from taxation, which is the estimated first- year cost of principal and interest.**

**Statement of Fact:** Funding for this project will be amortized over a 5-year period. The first-year cost estimated at \$34,857 is included in the York School Department Operating Budget for fiscal year 2016. **This article does not authorize issuance of General Obligation Bonds.**

The following financial statement reflects total projected cost:

**FINANCIAL STATEMENT**

**Costs:**

At an estimated interest rate of 3.0% for a five (5) year maturity, the estimated cost of the bond issue will be:

Principal	\$163,000
Interest	11,283
Total Debt Service	\$174,283

**Total estimated project costs including debt service: \$174,283**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

School Committee recommends approval (0-0).  
 Budget Committee recommends approval (7-0).  
 Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY-FIVE: Shall the Town (1) approve MOUNT AGAMENTICUS TRAIL PHASE 2; (2) appropriate a sum not to exceed \$125,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.****

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

**Total Town Indebtedness:**

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
 Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY-SIX: Shall the Town (1) approve MOUNT AGAMENTICUS TRAIL PHASE 3 AND 4; (2) appropriate a sum not to exceed \$46,000 for the cost of this project and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the**

Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).

Board of Selectmen recommends approval (0-0).

YES \_\_\_\_\_ NO \_\_\_\_\_

**FORTY-SEVEN: Shall the Town (1) approve BOG ROAD FIELDS PHASE 2; (2) appropriate a sum not to exceed \$61,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.****

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (6-1).

Board of Selectmen recommends approval (0-0).

YES \_\_\_\_\_ NO \_\_\_\_\_

**FORTY-EIGHT: Shall the Town (1) approve upgrades to the wireless and connected networks in all York School Department buildings; (2) appropriate a sum not to exceed \$200,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$200,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$6,000 from taxation, which is the estimated first-year cost of interest and cost of debt.****

**Statement of Fact:** This project funds upgrades to the wireless and connected networks throughout the York School Department. This project represents the final phase of a network upgrade which will bring high speeds from our local Wide Area Network (WAN) installed four years ago, to the classrooms within our schools and all of its mobile and wired users. It also funds the core backbone to upgrading the phone systems to a Voice Over Internet Phone (VoIP) plan. The areas identified for this year's funding include; Village Elementary School, Coastal Ridge Elementary School, York Middle School, York High School and the York School Department's Central Office buildings.

The following financial statement reflects total projected cost:

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$28,761,957
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	200,000
Total	\$28,861,957

**Costs:**

At an estimated interest rate of 3.0% for a five (5) year maturity, the estimated cost of the bond issue will be:

Principal	\$200,000
Interest	<u>18,000</u>
Total Debt Service	\$218,000

**Total estimated project costs including debt service: \$218,000**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

School Committee recommends approval (0-0).  
 Budget Committee recommends approval (7-0).  
 Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FORTY-NINE: Shall the Town (1) approve TOWN IT INFRASTRUCTURE; (2) appropriate a sum not to exceed \$61,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact: In the process of writing a Statement of Fact**

**FINANCIAL STATEMENT**

**Total Town Indebtedness:**

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	<u>0</u>
Total	\$ 0

**Costs:**

**At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:**

Principal	\$ 0
Interest	<u>0</u>
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from

the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
 Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FIFTY: Shall the Town (1) approve VILLAGE FIRE DEFIBRILLATOR; (2) appropriate a sum not to exceed \$61,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact: In the process of writing a Statement of Fact**

**FINANCIAL STATEMENT**

**Total Town Indebtedness:**

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	<u>0</u>
Total	\$ 0

**Costs:**

**At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:**

Principal	\$ 0
Interest	<u>0</u>
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
 Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FIFTY-ONE:** Shall the Town (1) approve **VILLAGE FIRE TWO OUTBOARD MOTORS**; (2) appropriate a sum not to exceed \$61,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FIFTY-TWO:** Shall the Town (1) approve **POLICE – MOVE PSAP SYSTEM**; (2) appropriate a sum not to exceed \$61,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen? **This**

article appropriates \$0 from taxation for first-year cost of interest and cost of debt.

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FIFTY-THREE:** Shall the Town (1) approve **POLICE – RADIO DISPATCH CONSOLE**; (2) appropriate a sum not to exceed \$61,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chairman of the Board of Selectmen to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$400,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chairman of the Board of Selectmen **This article appropriates \$0 from taxation for first-year cost of interest and cost of debt.**

**Statement of Fact:** In the process of writing a Statement of Fact

**FINANCIAL STATEMENT**

Total Town Indebtedness:

A. Bonds outstanding and unpaid	\$ 0
B. Bonds authorized and un-issued	0
C. Bonds to be issued if the Article is approved	0
Total	\$ 0

**Costs:**

At an estimated interest rate of 2.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 0
Interest	0
Total Debt Service	\$ 0

**Total estimated project costs including debt service: \$0**

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Margaret M. McIntosh, Town Treasurer

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

YES \_\_\_ NO \_\_\_

**FIFTY-FOUR:** Shall the Town raise and appropriate a sum not to exceed \$44,000 for Bond Financing Costs, and furthermore, shall the Board of Selectman adopt this line item of the Town Budget, as proposed by the Budget Committee?

**Statement of Fact:** The issuance of bonds carries with it legal and financial review costs of approximately \$44,000. With multiple proposed bondable projects it is not feasible to spread this cost over the various articles given that approval of all articles is not guaranteed and there would not be sufficient funds to cover these costs. If the funds are not needed they would revert to the general fund balance.

Budget Committee recommends approval (7-0).  
Board of Selectmen recommends approval (0-0).

A **YES** vote will authorize an expenditure of \$44,000.

A **NO** vote authorizes an appropriation of \$0.

**FIFTY-FIVE:** Shall the Town approve raising the levy limit of the Town of York Municipal Budget for the purpose of funding all of the preceding articles of the municipal budget approved by the voters hereunder?

**Statement of Fact:** The State law known as LD 1 requires an affirmative vote to allow a municipality to raise the property tax limit higher than allowed under LD 1. Under LD 1 the maximum property tax levy for the Town of York municipal budget is \$12,219,617. If all articles contained herein concerning the municipal budget are approved, the amount appropriated will be \$12,378,259.

S/ Margaret M. McIntosh, Town Treasurer

Board of Selectmen recommends approval (0-0).

A **YES** vote will allow the appropriation of all voter-approved articles.

A **NO** vote may result in an appropriation less than what has been approved.

YES \_\_\_ NO \_\_\_

\*\*\*\*\*  
Dated at York this \_\_\_\_ day of \_\_\_\_\_ Two Thousand Fifteen:

**BOARD OF SELECTMEN**

\_\_\_\_\_  
Mary Andrews, Chairman

\_\_\_\_\_  
Robert E. Palmer, Jr., Vice Chairman

\_\_\_\_\_  
Torbert Macdonald

\_\_\_\_\_  
Jonathan O. Speers

DRAFT

**NOTICE OF INTENT  
TO PROCESS ABSENTEE BALLOTS**

**Title 21-A, Section 759**

I certify that pursuant to State of Maine, Title 21-A, Section 759, absentee ballots will be processed commencing at **8:00 A.M.** at the Budget Referendum to be held at the York High School Robert E. Butler Gymnasium on:

**DATE: MAY 16, 2015**

Dated at York this \_\_\_\_ day of \_\_\_\_\_ Two Thousand Fifteen:

\_\_\_\_\_  
Mary Andrews, Chairman

\_\_\_\_\_  
Robert E. Palmer, Jr., Vice-Chairman

\_\_\_\_\_  
Torbert Macdonald

\_\_\_\_\_  
Jonathan O. Speers

**BOARD OF SELECTMEN**



**Statement of Fact:** The purpose of this amendment is to provide a reasonable standard for Town approved gateway signs that communicate an identifiable village or area within the Town of York.

Planning Board recommends approval (0-0)  
Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**SIX:** The Town hereby ordains amendment of the **Zoning Ordinance** to define a new principal use for craft manufactures of food and beverage products, and to establish where this new use is allowed or prohibited, specifically amending Article 2, Definitions, Article 4, Use Regulations, Article 8, Shoreland Overlay District and Article 10-G, Farm Enterprise Overlay District.

**Statement of Fact:** The purpose of this amendment is to facilitate the growth and diversification of the town’s food and beverage-based businesses and to enhance the Town’s hospitality attractions with regard to artisan crafted food and drink, specifically allowing a new use called, “Artisanal Food and/or Beverage Facility.” The definition is similar to one that was adopted by the Town of Kittery in recent years. It is intended to allow for manufacturing, sales, distribution and/or on-site consumption of artisanal food and beverage products that are produced on site. Types of businesses could include, but are not limited to, a brew pub, micro-brewery, distillery, coffee roaster, bakery or other such facilities. The use would be allowed in York Village, York Beach, in most sections of the Route One corridor, and in most areas of the General Development zones.

Planning Board recommends approval (0-0)  
Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**SEVEN:** The Town hereby ordains amendment of the **Zoning Ordinance** to revise the density provision applicable to the York Beach Village Center (YBVC) District under article 5.4.11.a regarding the allowed density of dwelling units in a mixed use building within the YBVC District.

**Statement of Fact:** The purpose of this amendment is to expand the re-development options for mixed-use buildings in the YBVC District. This amendment is fully consistent with the Comprehensive Plan’s Recommendation #6 for the York Beach Village Center: “Density requirements identified in the Zoning Ordinance should be adjusted to allow additional condominium development in the area.”

Planning Board recommends approval (0-0)  
Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**EIGHT:** Do you favor authorizing the Town of York to accept a proposed gift of a lot or parcel of land, consisting of approximately 4 acres adjoining Coastal Ridge Elementary School and to be used for school purposes, said lot or parcel of land being shown on the records of the Town Assessor as owned by the Heirs of Janice B. Armstrong and being located at **21 Field Avenue** in the Town of York, Maine (Tax Map 0044, Lot 0027-A)?

**Statement of Fact:** If approved, the Town would be able to accept this gift of land located on Field Avenue. This has been offered to the Town at no cost. The Town Assessor has valued this property at \$14,600.

Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**NINE: Single-Use Bag Ordinance Single-Use Bag Ordinance?**

**Statement of Fact:** To be Completed.

Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**TEN:** The Town hereby ordains amendment of the following ordinances listed here to **standardize the fine system.** Specific ordinances include the following: **Animal Control Ordinance, Beach Ordinance, Business Licensing Ordinance, E-911 Ordinance, Emergency Management Ordinance, Firearms Safety Ordinance, Fireworks Ordinance, Harbor Ordinance, Littering Ordinance, Noise Ordinance, Ordinance for Yard and Barn Sales, Ordinance Prohibiting Obscenity for Commercial Gain, Shellfish Conservation Ordinance, Skate Board Ordinance, Sohler Park Ordinance, Ordinance Regulating Solid Waste Collection, Recycling and Disposal, Street Opening and Culvert Ordinance, Ordinance Regulating the use of the Cliff Path and Fisherman’s Walk, Vehicles for the Sale of Food Ordinance and the Wheeler Wildlife Refuge Ordinance.**

**Statement of Fact:** The purpose of this amendment is to replace minimum-to-maximum range fines with fixed fines in 21 Town ordinances. The court system in the State of Maine is moving towards a new unified court docket system to streamline their workloads, and these changes make Town polices mesh with the State’s new system. In addition to helping manage the court system’s workload, this approach allows violators to simply pay the fines and avoid the necessity of making a court appearance.

Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**ELEVEN:** Shall the Town vote to accept a certain parcel of land from the York Sewer District located at 24 Bay Haven Road (Tax Map 0020 Lot 0030-P) and an adjacent lot with unknown ownership in York, Maine?

**Statement of Fact:** If approved, the Town would be able to accept this gift of land located on Bay Haven Road. This has been offered to the Town at no cost. The Town Assessor has valued this property at \$66,300.

Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

**TWELVE:** Shall the Town vote to accept a parcel of land from the York Sewer District located at 410 Ridge Road (Tax Map 0094 Lot 0084-B) in York, Maine?

**Statement of Fact:** If approved, the Town would be able to accept this gift of land located on Ridge Road. This has been offered to the Town at no cost. The Town Assessor has valued this property at \$22,400.

Board of Selectmen recommends approval (0-0)

YES \_\_\_\_ NO \_\_\_\_

\*\*\*\*\*

Dated at York this \_\_\_\_ day of \_\_\_\_\_ Two Thousand Fifteen:

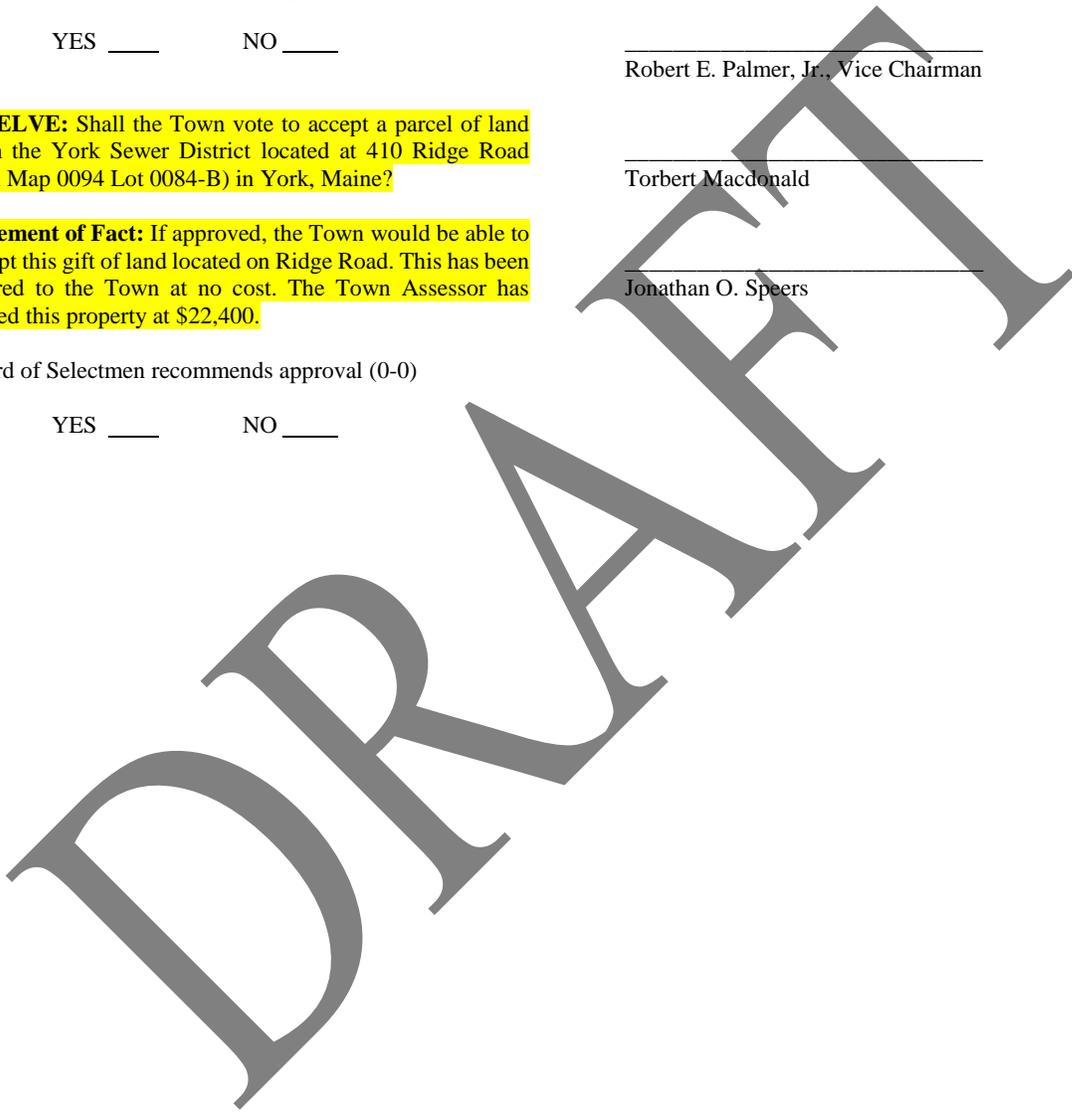
**BOARD OF SELECTMEN**

\_\_\_\_\_  
Mary Andrews, Chairman

\_\_\_\_\_  
Robert E. Palmer, Jr., Vice Chairman

\_\_\_\_\_  
Torbert Macdonald

\_\_\_\_\_  
Jonathan O. Speers



**NOTICE OF INTENT  
TO PROCESS ABSENTEE BALLOTS**

**Title 21-A, Section 759**

I certify that pursuant to State of Maine, Title 21-A, Section 759, absentee ballots will be processed commencing at **8:00 A.M.** at the Special General Referendum to be held at the York High School Robert E. Butler Gymnasium on:

**DATE: MAY 16, 2015**

Dated at York this \_\_\_\_ day of \_\_\_\_\_ Two Thousand Fifteen:

\_\_\_\_\_  
Mary Andrews, Chairman

\_\_\_\_\_  
Robert E. Palmer, Jr., Vice-Chairman

\_\_\_\_\_  
Torbert Macdonald

\_\_\_\_\_  
Jonathan O. Speers

**BOARD OF SELECTMEN**