

Barbara Dailey, Chair
John Daley, Vice Chair
Richard Dolliver
Gary Latulippe
Robert Winn, Jr.



AGENDA
MEETING OF THE OGUNQUIT SELECT BOARD
TUESDAY, MARCH 21, 2017

- 1.0 **CALL TO ORDER - 6:00PM**
- 1.1 Pledge of Allegiance

- 2.0 **TOWN MANAGER'S REPORT**

- 3.0 **APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS**

- 4.0 **PUBLIC INPUT**

- 5.0 **PUBLIC HEARING - LICENSE APPLICATIONS**
- 5.1 Gypsy Sweethearts - Malt, Spirituous & Vinous Liquor License Renewal Application
- 5.2 Leavitt Theatre - Malt, Spirituous & Vinous Liquor License Renewal Application
- 5.3 Leavitt Theatre - Amusement License Renewal Application
- 5.4 Roberto's Restaurant- Malt, Spirituous & Vinous Liquor License Renewal Application
- 5.5 Smokey B's Gin Mill, LLC - New Application for a Malt, Spirituous & Vinous Liquor License

- 6.0 **PUBLIC HEARINGS & PRESENTATIONS**
- 6.1 Select Board Mid-Year Report for 2016-2017 - Barbara Dailey, Select Board Chair
Public Comment & Questions regarding the 20126-2017 Select Board Mid-Year Report
- 6.2 Proposed Change to Title XVII - Private Use Helicopter Ordinance - Scott Heyland, Code Enforcement Officer
Public Comment & Questions regarding a Proposed Change to Title XVII - Private Use Helicopter Ordinance

- 7.0 **ADMINISTRATIVE ITEMS - UNFINISHED BUSINESS**
- 7.1 Update on Town Manager Search Committee - Barbara Dailey, Select Board Chair

- 8.0 **ADMINISTRATIVE ITEMS - NEW BUSINESS**
- 8.1 Ogunquit Music in the Park - Boriana Dolliver, Parks & Recreation Committee Chair
Select Board Review and Action on the Request from the Parks & Recreation Committee to Hold Summer Concerts in the Dorothea Jacobs Grant Common Park
- 8.2 Proposed Amendments to the Ogunquit Zoning Ordinance - Scott Heyland, Code Enforcement Officer

Select Board Review and Action on the Request from the Planning Board for the Placement of Proposed Amendments to be Placed on the Warrant for the June 2017 Annual Town Meeting

8.3 Acceptance of Centralized Voting Components & Accessible Voting System Equipment - Mark O'Brien, Acting Town Manager

Select Board Review and Action on the Acceptance of a Donation from the State of Maine for Centralized Voting Components and Accessible Voting System Equipment

8.4 Select Board Action on Request for Funding of Recruiting Retainer - Barbara Dailey, Select Board Chair

9.0 OTHER BUSINESS

10.0 MISCELLANEOUS BUSINESS - ORAL & WRITTEN COMMUNICATIONS - FOLLOW-UP

10.1 Public Input

10.2 Select Board

11.0 ADJOURNMENT



PUBLIC HEARING

Liquor
& Amusement
Licenses

MARCH 2, 2017

@ 10:00am

OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW <input type="checkbox"/>	RENEWAL <input checked="" type="checkbox"/>	FOR THE YEAR: <u>2017</u>
CURRENT LICENSE EXPIRATION DATE: <u>5/7/17</u>		

BUSINESS NAME: Gypsy Sweethearts
 APPLICANT: Judith Clayton Anthony Tarleton
 EMAIL: cattfish@maine.rr.com
 BUSINESS REG #: 2017-180 ISSUE DATE: 02/21/17 MAP: 6 LOT: 40A
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 144 146 up & down

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patina L. Rossaudini</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	03-06-2017
Fire Chief	<i>Mark Brown</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	3-7-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	3-13-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

Judith Clayton
 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: <u>\$200</u>	Date Paid: <u>2/22/17</u>	Check/Cash: <u> </u>	Check #: <u> </u>
Background Check Fee: <u>\$42.00</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: <u>\$150.00</u>	Paid prior to Liquor Application? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
TOTAL PAID WITH APPLICATION: \$ <u>242.00</u>		Received by: <u><i>JM</i></u> (Town Clerk's Office)	
DATE POSTED: <u> </u>	DATE HEARD: <u> </u>	APPROVED: <u> </u>	DENIED: <u> </u>

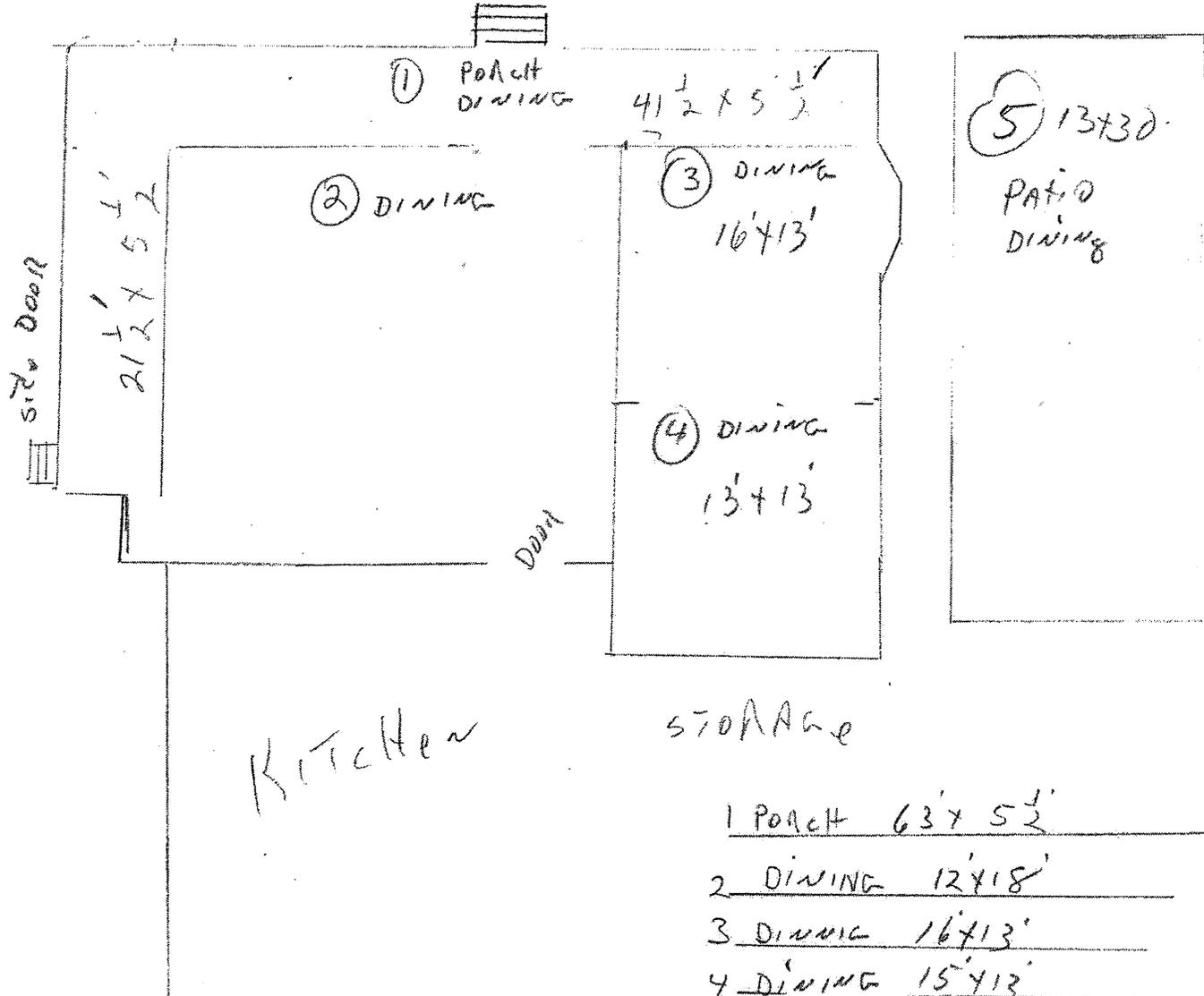
Gypsy Sweethearts

1st FLOOR

SHARED ↑

1/10/2015

FRONT DOOR



KITCHEN

STORAGE

- 1 PORCH 63' x 5 1/2'
- 2 DINING 12' x 18'
- 3 DINING 16' x 13'
- 4 DINING 15' x 13'
- 5 PATIO 13' x 30'
- 6 LOUNGE 10' x 15' 750^{sq} ft
- 7 LOUNGE 382^{sq} ft
- 8 DECK 484^{sq} ft

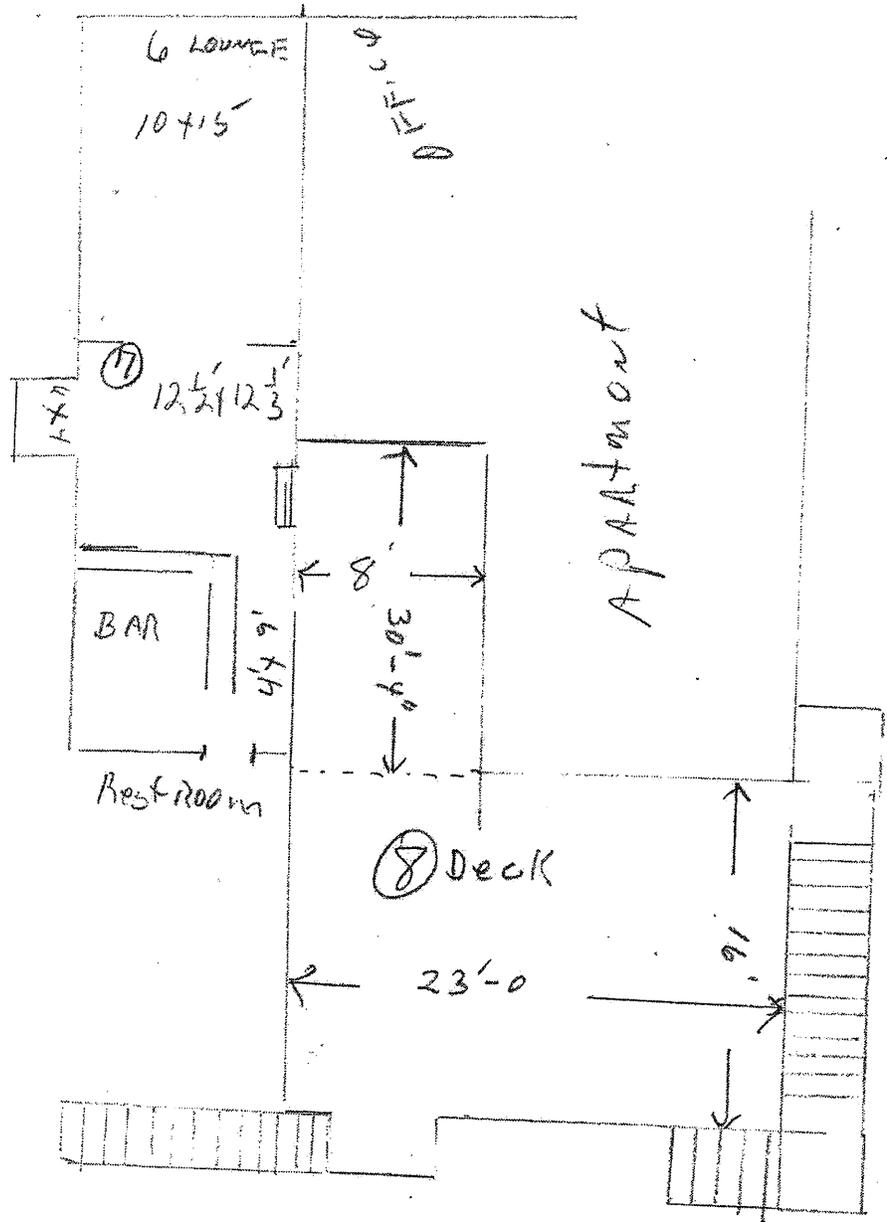
2169^{sq} ft CAP 144
 PER FIRE DEPARTMENT

Epsy Sweethearts

2nd Floor

SHORE ROAD ↗

1/10/15



OGUNQUIT

Beautiful Place by the Sea

3/14/2017
@ 9:00am

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2017
 CURRENT LICENSE EXPIRATION DATE: 5/30/17

BUSINESS NAME: Leavitt Theatre
 APPLICANT: Max Clayton
 EMAIL: Leavitttheatre@gmail.com
 BUSINESS REG #: 2017-210 ISSUE DATE: 03/09/17 MAP: 7 LOT: 9
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 600

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia L. Renaudin</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	03-14-2017
Fire Chief	<i>Mark Ober</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	3-16-17
Code Officer	<i>JH</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	3-14-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

Max Clayton
 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200 Date Paid: 03/09/17 Check/Cash: Check #: 6781
 Background Check Fee: \$ 21.00 (\$21.00 per person listed on application)
 Business Reg. Fee: \$150.00 Paid prior to Liquor Application? YES NO
 TOTAL PAID WITH APPLICATION: \$ 471.00 Received by: *CCW*
 (Town Clerk's Office)
 DATE POSTED: _____ DATE HEARD: _____ APPROVED: _____ DENIED: _____

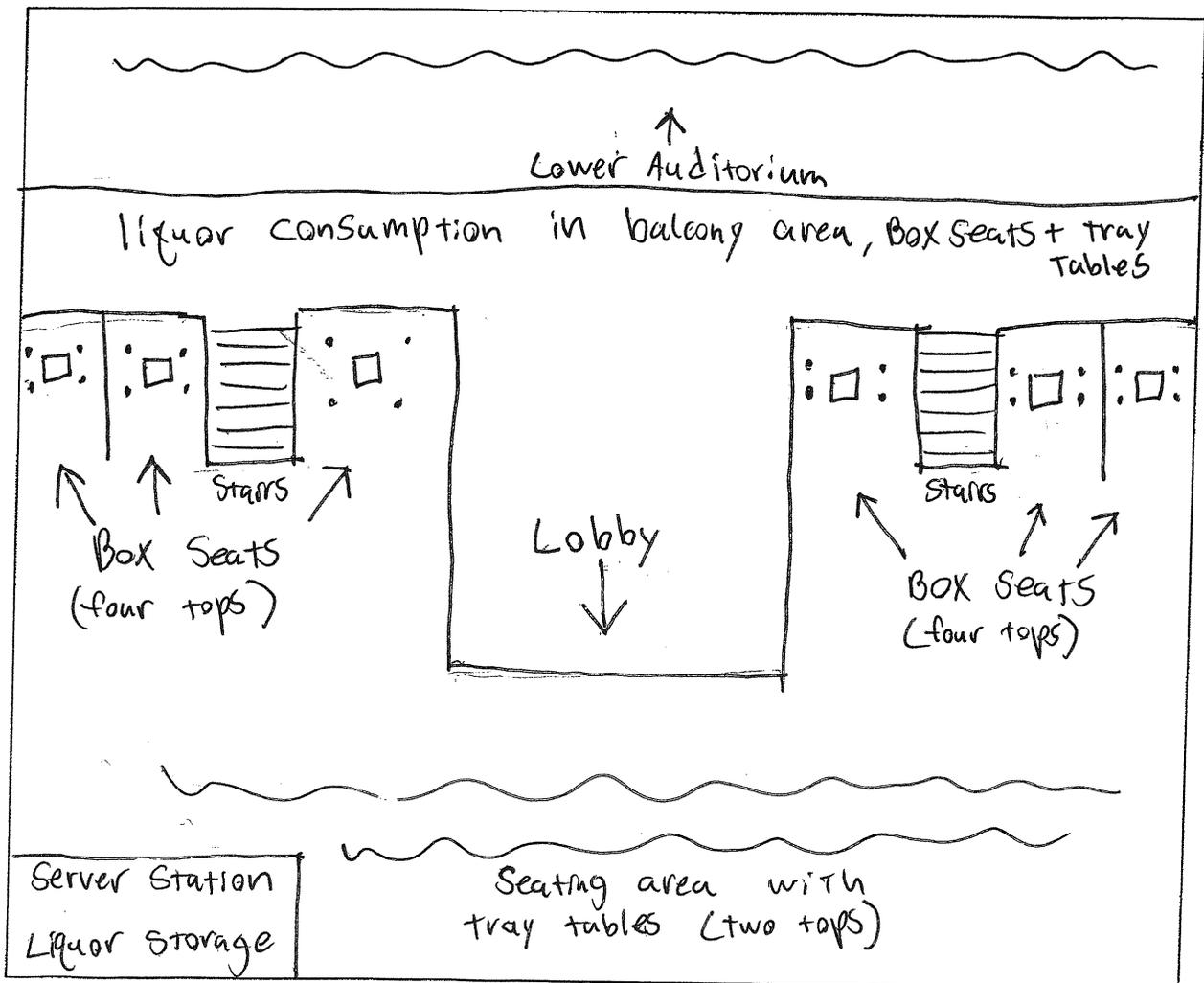
Bureau of Alcoholic Beverages and Lottery Operations
 Division of Liquor Licensing & Enforcement
 8 State House Station, Augusta, ME 04333-0008
 10 Water Street, Hallowell, ME 04347
 Tel: (207) 624-7220 Fax: (207) 287-3434
 Email Inquiries: MaineLiquor@maine.gov

DIVISION USE ONLY	
<input type="checkbox"/>	Approved
<input type="checkbox"/>	Not Approved
BY:	

ON PREMISE DIAGRAM

In an effort to clearly define your license premise and the area that consumption and storage of liquor is allowed. The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, restrooms, function rooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2017
BUSINESS NAME: Leavitt Theatre
BUSINESS ADDRESS: 259 Main St. North
BUSINESS PHONE # 207 646 3123 HOME PHONE # 207 363 2067
BUSINESS REG # 2017-210 ISSUE DATE: 03/09/17 MAP: 7 LOT: 9
(Business Registration)

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 600

NATURE OF BUSINESS: Motion Pictures and Shows

FORM OF ENTERTAINMENT: (Please be specific)

Motion pictures (current and classic) and live shows

APPLICANT: Max S. Clayton ADDRESS: 86 Ledge Rd. Ogunquit, ME

HAS YOUR LICENSE TO CONDUCT THIS BUSINESS EVER BEEN DENIED, SUSPENDED OR REVOKED?

YES NO

If, YES, please explain:

HAVE YOU, ANY PARTNERS OR CORPORATE OFFICERS EVER BEEN CONVICTED OF A FELONY?

YES NO

If, YES, please explain:

NOTE - SPECIAL ATTENTION

APPLICATION MUST BE SUBMITTED NINETY DAYS (90) PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

Please consult Title IX, Chapter 3 of the Ogunquit Municipal Code for all provisions applicable to this license. "Entertainment" is defined as follows in said Code:

"Entertainment shall include dancing by and for patrons, any music, videogames, devices, machines and any other amusement, performance, exhibition, diversion or other activity with an entertainment value whether provided for or used by patrons, independent contractors, employees or proprietors.

Entertainment shall not include televisions or radios nor shall it include "background music" meaning music not involving live performers and not used for dancing and which music is only incidental to the primary activity offered."

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business since _____

(Insert date when change was made)

Peter P. Costa
PROPERTY OWNER'S SIGNATURE

Max Costa
APPLICANT'S SIGNATURE

THE FOLLOWING MUST BE SUBMITTED WITH THIS APPLICATION:

1. All applications shall be accompanied by two (2) scale drawings at a scale of one (17") inch to ten (10') feet depicting the floors of the building in which the entertainment is to be located, all entrances and exits and all areas open to patrons indicating in each area the use made by patrons and indicating the floors and areas for which the applicant seeks a license.
2. Applicants for video game entertainment shall present, to scale, floor plans depicting the location and floor area of these devices and the location of the supervisor(s). Machines shall be listed by function and serial number.
3. Applicants for patron dancing entertainment shall present to scale floor plans depicting the location and size of the dance floor(s).
4. Each application shall constitute a new application and all required information must be included. **Licenses expire on May 31st of each year.**

FOR OFFICE USE ONLY

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		Yes	No	Yes	No	
Police Chief	<u>Patricia L. Almeida</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>03-14-2017</u>
Fire Chief	<u>Mark Bin</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>3-16-17</u>
Code Officer	<u>[Signature]</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>3-14-17</u>

Received by: Cum Fee \$ 100.00 Date Paid 03/09/17
(Town Clerk's Office)

Check / Cash CL 6781
Filed with Liquor License Application

Date posted: _____ Date Heard: _____ Date Approved: _____ Date Denied: _____

OGUNQUIT BOARD OF SELECTMEN

3/9/2017 @ 11:00am

P81

OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2017
 CURRENT LICENSE EXPIRATION DATE: 4/6/2017

BUSINESS NAME: Cammarota Associates dba
 APPLICANT: Robertos Restaurant
 EMAIL: Kathy.robertos@yahoo.com
 BUSINESS REG #: 273 ISSUE DATE: 03/06/17 MAP: 006 LOT: 112
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 110

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	03-14-2017
Fire Chief	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	3-10-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	3-16-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

[Signature]
 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200
 Background Check Fee: \$ 21.00
 Business Reg. Fee: \$150.00
 Date Paid: 03/10/17 Check/Cash Check #: 1526
 (\$21.00 per person listed on application)
 Paid prior to Liquor Application? YES NO
 TOTAL PAID WITH APPLICATION: \$ 371.00 Received by: *[Signature]*
 (Town Clerk's Office)

DATE POSTED: _____ DATE HEARD: _____ APPROVED BY: _____

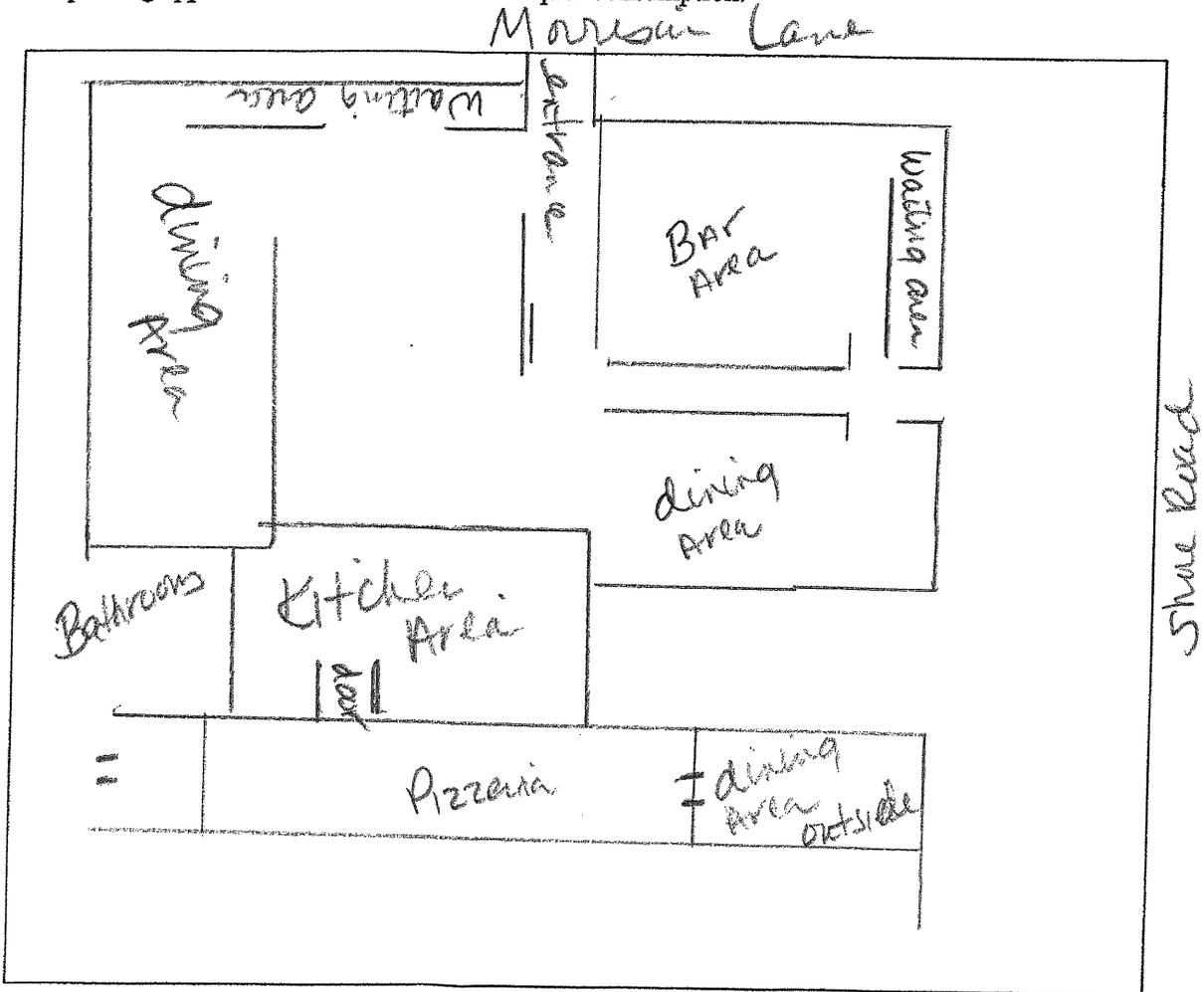
Bureau of Alcoholic Beverages and Lottery Operations
 Division of Liquor Licensing & Enforcement
 8 State House Station, Augusta, ME 04333-0008
 10 Water Street, Hallowell, ME 04347
 Tel: (207) 624-7220 Fax: (207) 287-3434
 Email Inquiries: MaineLiquor@maine.gov

DIVISION USE ONLY	
<input type="checkbox"/>	Approved
<input type="checkbox"/>	Not Approved
BY:	

ON PREMISE DIAGRAM *Robertas Restaurant*

In an effort to clearly define your license premise and the area that consumption and storage of liquor is allowed. The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, restrooms, function rooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



OGUNQUIT

Beautiful Place by the Sea

3/3/2017
@ 2:00pm

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW RENEWAL [] FOR THE YEAR: 2017
CURRENT LICENSE EXPIRATION DATE: _____

BUSINESS NAME: Smoky B's Gin Mill LLC
APPLICANT: Krista Brown
EMAIL: Krisjoshchance@yahoo.com
BUSINESS REG #: 408 ISSUE DATE: 2/24/17 MAP: 8 LOT: 24

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 35 inside - 5 outside = 40 total

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia P. Desjardins</i>	<input checked="" type="checkbox"/>	[]	<input checked="" type="checkbox"/>	[]	03-14-2017
Fire Chief	<i>Mark Obier</i>	<input checked="" type="checkbox"/>	[]	<input checked="" type="checkbox"/>	[]	3-17-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	[]	[]	<input checked="" type="checkbox"/>	3-14-2017

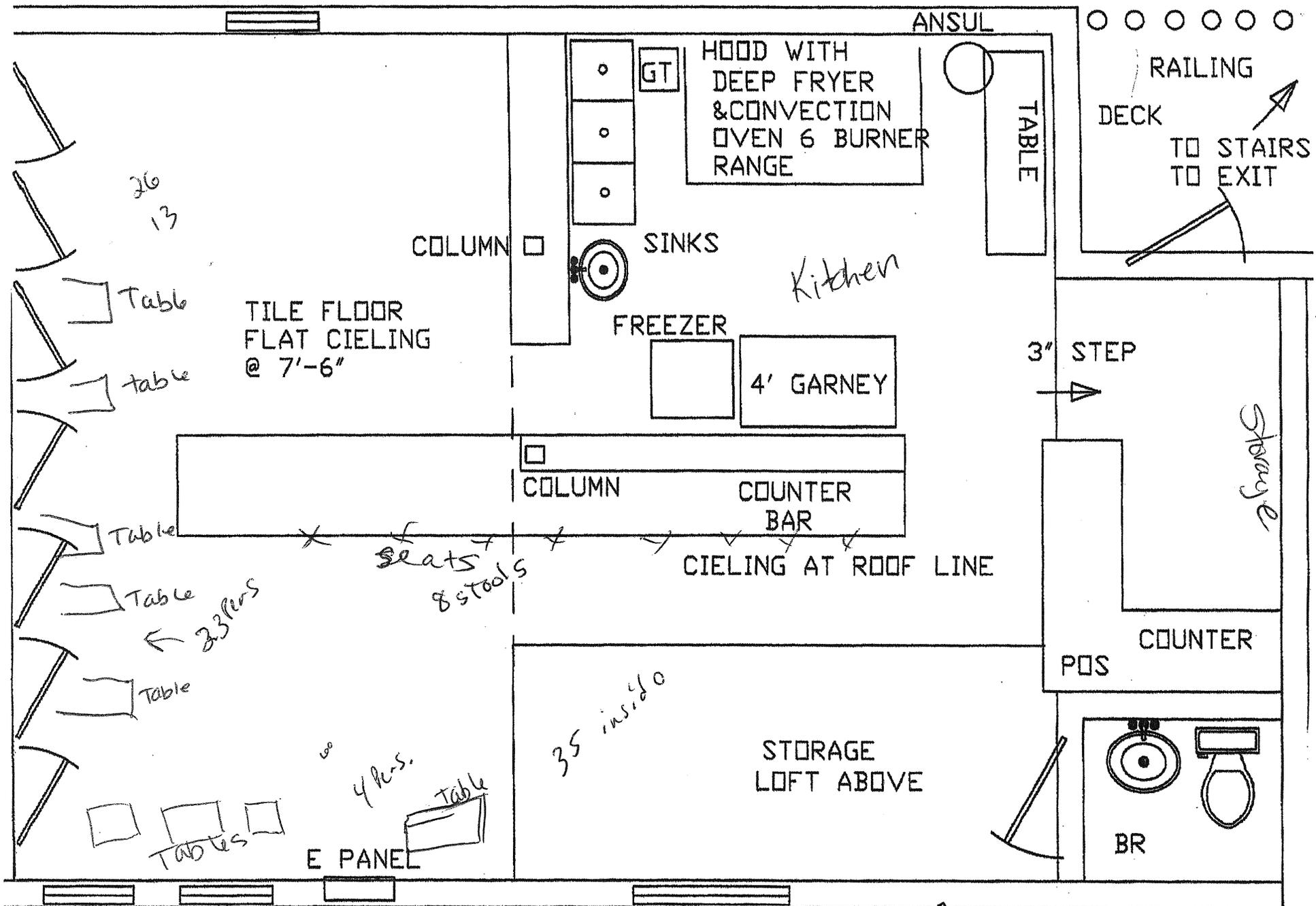
ATTENDANCE AT PUBLIC HEARING IS REQUIRED PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

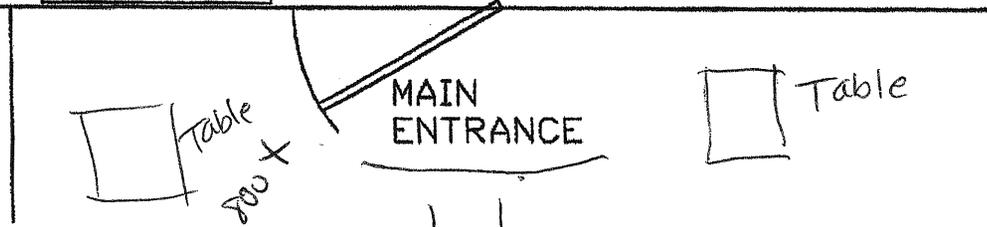
Krista Brown
APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200
Background Check Fee: \$ 42.00
Business Reg. Fee: \$150.00
Date Paid: 02/28/17 Check/Cash Check #: 00
(\$21.00 per person listed on application)
Paid prior to Liquor Application? YES NO
TOTAL PAID WITH APPLICATION: \$ 242.00 Received by: *CLM*
(Town Clerk's Office)
DATE POSTED: 3/1/2017 DATE HEARD: _____ APPROVED: _____ DENIED: _____



TOTAL INTERIOR AREA APPR 800 SFD
 TOTAL OVERALL AREA APPR 980 SF
 SCALE 1/4" = ONE FOOT 40 Seats





PUBLIC
HEARINGS
&
PRESENTATIONS

OGUNQUIT

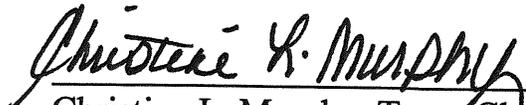
Beautiful Place by the Sea

PUBLIC NOTICE

Ogunquit Select Board

“State of Ogunquit”

Pursuant to Article III, Section 310.16 of the Town Charter, there will be a public forum for questions and comments on the Selectmen’s Annual (Mid-Year) Report during the next meeting of the Select Board, scheduled for Tuesday, March 21, 2017, at 6:00pm in the Auditorium of the Dunaway Community Center.


Christine L. Murphy, Town Clerk

Posted: March 14, 2017
Dunaway Community Center
Ogunquit Post Office
Ogunquit Transfer Station
WOGT - TV

**February 2017 Ogunquit Select Board Mid-Year Report
Pursuant to Ogunquit Town Charter Section 310.16**

June 16 2016 Annual Town Meeting:

Newly Elected officials:

Richard A Dolliver: Select Board

Carole Aaron: Budget Review Committee

Boriana Dolliver: WOCSD Trustee

Town Warrant Articles:

\$200,000 was approved and expended from the undesignated fund balance for a court approved settlement of a legal action by a former town employee - matter resolved.

Animal control ordinances changed in relation to dates dogs are allowed on Ogunquit Beach and new fees and penalties related to animal offal.

Business registration application and process modified.

\$225,000 approved and expended from the undesignated fund balance for a real estate and personal property revaluation.

\$40,000 approved for planning of Main Beach, Beach St and lower lot drainage.

\$43,650 approved and expended for Police cruiser.

\$82,000 approved and expended for final payment on ten (10) replacement air packs for Fire & Rescue Dept.

\$12,000 approved for purchase of new overhead door openers with remotes for the Fire & Rescue Dept.

\$30,000 approved and expended for the resurfacing of the Fire Station floor.

\$65,000 approved and expended for purchase of pickup truck with plow and sander for Public Works Dept.

\$55,000 approved and expended for purchase of a beach cleaning surface rake for Public Works Dept.

\$145,000 approved for paving of municipal roads.

\$68,000 approved for repairs and maintenance to the Dunaway Community Center for the Administrative Services Dept.

\$13,000 approved for a heating system upgrade (Phase 1) to the Dunaway Community Center for the Administrative Services Dept.

\$150,000 approved for replacement of Jacobs Lot Bathhouse for the Administrative Services Dept.

November 8 2016 Special Town Meeting

Fluoride no longer added to the town water supply.

An ordinance to restrict the use of private helicopters to approved heliports west of route 95 only was approved

Various amendments and modifications to the Town Charter were adopted.

\$120,000 approved and expended for the replacement of mooring chains and / or repairs to the footbridge at Perkins Cove.

Other Business

Route One Project completed!

Joint project between KK&W and Ogunquit Sewer District on water and sewer line replacement on Shore Rd. started; project expected to be complete by late Spring 2017.

Footbridge Bridge Beach replacement started, expected to be completed by end of May 2017

Code of Ethics for Ogunquit Select Board adopted

Update of Town of Ogunquit Comprehensive Plan started

State of Maine Dept. of Environmental Protection grant agreement for non point source water pollution control project approved.

Amendment for Title V, Motor Vehicle Traffic & Parking Ordinance to allow parking between Town Office & Fire Dept to residential parking during evenings and weekends adopted.

Plowing and Sanding Easements of specific private roads pursuant to the Town of Ogunquit Public Easement Road Policy adopted.

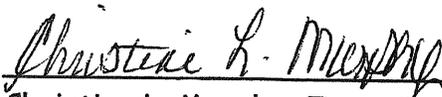
Personnel

The Select Board addressed the issues arising from the charges filed against the Town Manager in August 2016. This personnel matter was resolved by the Town Manager executing a Resignation and Release Agreement on February 7, 2017.



**TOWN OF OGUNQUIT
PUBLIC HEARING**

The Municipal Officers of the Town of Ogunquit will conduct a Public Hearing at 6:00PM on Tuesday, March 21, 2017 in the Auditorium of the Dunaway Community Center, 23 School Street, to consider a proposed change to Title XVII - Private Use Helicopters Ordinance.



Christine L. Murphy, Town Clerk

Posted by: 

Patricia Arnaudin, Police Chief

Posted: March 14, 2017
WOGT
Ogunquit Town Office
Ogunquit Transfer Station
Ogunquit Post Office

Admin

From: Scott Heyland [ceoogt@townofogunquit.org]
Sent: Thursday, March 16, 2017 11:41 AM
To: 'Admin'; 'Christine Murphy'; townmanager@townofogunquit.org
Subject: Helicopter Ordinance
Attachments: Helicopter ordinance (revd 3-14-2017).docx

Here is the Helicopter Ordinance that was drafted by Natalie Burns. This is a Town wide ban excluding emergency related landings. My recommendation is to forward this version to the voters in June.

***Scott Heyland
CEO/ Town Planner
Town of Ogunquit***

I am using the Free version of SPAMfighter.
SPAMfighter has removed 5674 of my spam emails to date.

Do you have a slow PC? Try a free scan!

Title XVII (Private Use Helicopters) is hereby repealed and replaced with the following language:

Title XVII
Private Use Helicopters

Section 101. Purpose

The purpose of this Ordinance is to restrict the landing of private use helicopters in order to prevent the impacts of such landings on neighboring property uses.

Section 102. Definitions

102.01 Helicopter.

An aircraft whose lift is derived from the aerodynamic forces acting on one or more powered rotors turning about substantially vertical axes.

102.02 Heliport.

A heliport (used privately or commercially) is an identifiable area on land, water, or a structure, including any building or facilities thereon, used or intended to be used for the landing and take-off of helicopters.

Section 103. Landing of Helicopters Prohibited.

No area within the incorporated boundaries of the Town of Ogunquit shall be used for the landing of helicopters except as provided in Section 104 of this Ordinance.

Section 104. Emergency Landings by Specified Agencies

Military, Coast Guard or law enforcement landings or takeoffs may occur at any time for emergency purposes at specified locations, with appropriate notification to the Fire and Police Departments. Use of helicopters for medical emergency purposes may also occur with prior notification to the Fire and Police Departments. Such landings shall be on an emergency basis only. Helicopter landings and takeoffs associated with public safety training exercises shall be allowed anywhere with prior notification to the Police and Fire Departments.

An exception may be made for the Governor of Maine, with prior notification of the Fire and Police Departments.

Section 105. Violations

Any person who violates any provision of this ordinance shall be subject to a civil penalty of five thousand dollars (\$5,000.00). Each day a violation continues to exist and each individual landing shall constitute a separate offense. A Uniform Summons and Complaint shall be issued for any violation of this Ordinance.

Section 106. Waiver/Payment of Fines

Waiver/Payment of Fines: Any person charged with a violation of this section, shall be allowed to pay a waiver fee of \$2,500 to the Town in satisfaction of the violation. Such amount must be paid within twenty (20) days of issuance of the Uniform Summons and Complaint. If the waiver fine is paid, no appearance before a District Court Judge or other judicial officer shall be required. If the offender pays the waiver fee, the matter will be closed in the Ogunquit Police Records system.

If the offender chooses not to pay the waiver fine, s/he shall appear in court on the specified date to answer for the ordinance violation. If the offender is found by the court to have committed the offense, the Town shall seek the full amount of the applicable fine amount, and shall be entitled to recover its costs of prosecution, including court costs and attorney's fees.

Section 107. Conflict with Other Regulations.

Where a conflict exists between any of the provisions of this Ordinance and any other applicable regulations, the more stringent provision shall govern and prevail.

Section 108. Severability

In the event that any section, subsection or any portion of this Ordinance shall be declared by any court of competent jurisdiction to be invalid for any reason, such decision shall not be deemed to effect the validity of any other section, subsection or other portion of this Ordinance; to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 109. Effective Date

Notwithstanding the provisions of 1 M.R.S.A. Section 302 or any other law to the contrary, this Ordinance shall apply to any applications for permits or approvals required under the prior provisions of Title XVII or any other ordinance or code that were not pending before any officer, board, or agency of the Town as of December 6, 2016.



New Business

Ogunquit Music in the Park Summer Schedule

January 20, 2017



June 5, 2017

Wells/Ogunquit High School Band



July 3, 2017

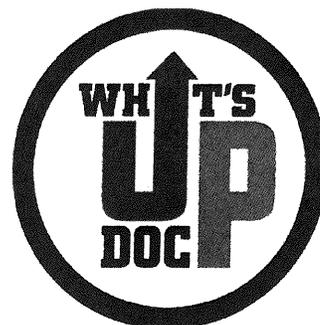
Lex and Joe

<http://www.lexandjoe.com>

July 10, 2017

What's Up Doc

David Bardsley



www.whatsup-doc.com

July 17, 2017

Ian Black Band

4 piece band (Beatles 60/70/ and today)

www.reverbnation.com



July 24, 2017

After Hours Band

George Kondos

16 piece swing band

July 31, 2017

Elvis Band

Charles Denault

<https://m.youtube.com/watch?v=c8fazML0Ydg>



August 7, 2017

Just Doc

Solo Songs of Today!!



August 14, 2017

On Tap Band

<http://ontapband.com>

4-member band played at Mike Clam Shack



August 21, 2017

Something in the Water

2 Female singers

August 28, 2017

Jim Dozet

www.jimdozetmusic.com

Guitar Solo performs at Hooks OGT



Sept. 4, 2017

Windmills Band

www.windmillsband.com

Lisa Mills with Joe from Lex and Joe

Disclosure

Bands are subject to change



OGUNQUIT

Beautiful Place by the Sea

MUNICIPAL OFFICES

23 SCHOOL STREET • P.O. BOX 875
OGUNQUIT, MAINE 03907-0875

(207) 646-5139 General Offices

(207) 646-9326 Land Use

(207) 646-9546 Town Clerk

E-mail: townofogt@maine.rr.com

March 14, 2017

To the Town of Ogunquit Select Board,

re: Proposed amendments to the Ogunquit Zoning Ordinance.

On March 13, 2017 the Ogunquit Planning Board unanimously voted to submit the attached proposed Zoning Ordinance Amendments to you, along with a request that said amendments be presented to the voters at the June 13, 2017 Town Meeting.

These proposed amendments were discussed by the Planning Board on:

* February 27, 2017 and March 13, 2017 at Public Hearings which were open for public input. (Notice of the Public Hearings was posted at four locations in Ogunquit – Town Hall, U.S. Post Office, Town of Ogunquit Website, and WOGT on January 10, 2017; and notice was published in the Portland Press Herald on January 23, 2017, January 30, 2017, and February 17, 2017.

The Planning Board hereby respectfully requests that the proposed, enclosed amendments to the Ogunquit Zoning Ordinance be included on the warrant for the June 13, 2017 Town Meeting.

Respectfully,



Steve Wilkos

Planning Board Chair

pc: Acting Town Manager (w/ enclosures)
Christine Murphy, Ogunquit Town Clerk (w/ enclosures)



MUNICIPAL OFFICES
23 SCHOOL STREET • P.O. BOX 875
OGUNQUIT, MAINE 03907-0875
(207) 646-5139 General Offices
(207) 646-9326 Land Use
(207) 646-9546 Town Clerk
E-mail: townofogt@maine.rr.com

**OGUNQUIT PLANNING BOARD
ORDINANCE AMENDMENT
PUBLIC HEARINGS**

**February 27 and March 13, 2017
6:00 p.m. on both nights
DUNAWAY CENTER AUDITORIUM**

The Ogunquit Planning Board will hold three Public Hearings at the above dates, times, and location regarding the following proposed Zoning Ordinance amendments:

Article 2 – Definitions – “Bureau” and “Forest Management Activities”

Table 702.1 – Land Uses for “Forest Management Activities” and “Timber Harvesting”, and associated notation regarding “Reviewing Authority”

Article 9.21 – Forest Management Activities.

Article 2 – Definitions:

Vending or Buyer Operated Retail Device

...pay telephones, and automated multispace parking meters, are exempted from this definition, and therefore are not regulated by section 9.19.

Article 8.7.D and E - Lighting

D. All lighting shall be steady and not contain any intermittent or flashing light source, excluding traffic control devices.

E. These guidelines shall apply to all residential and non-residential properties.

Copies of the proposed Ordinance Amendments are available on the Town of Ogunquit Website (www.townofogunquit.org), and are posted in the Dunaway Center and the Ogunquit Post Office.

Do not hesitate to call the Land Use Office at Tel. 207 646-9326, or visit us at 23 School Street if you have any questions.

Posted: January 10, 2017 and February 14, 2017 - Dunaway Center / Post Office/ WOGT/Town of Ogunquit Website.

Published: January 23, 2017 and January 30, 2017 in the Portland Press Herald and February 17, 2017.

Article 2 - Definitions
An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Bureau (as referred to in Shoreland Zoning provisions)

State of Maine Department of ~~Conservation's Bureau of Forestry~~ Maine
Forest Service ****

Article 2 - Definitions
An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Forest management activities

**** other similar or associated activities, ~~exclusive of~~ timber harvesting and the construction, creation or maintenance of roads. ****

Table 702.1 Land Uses Permitted in Zoning Districts
An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Reviewing Authority

MFS BFP- Permitted use with permit from the Contact Maine Forest Service
Bureau of Forest Protection

Table 702.1 Land Uses Permitted in Zoning Districts
 An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Table 702.1 – Timber Harvesting

Timber harvesting*	€	€	€	€	NP	NP	NP	NP	€	BFP	NP	NP	NP	BF P	BFP
-------------------------------	---	---	---	---	----	----	----	----	---	-----	----	----	----	-------------------------------	-----

Article 9.21 Forest Management Activities
An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout~~ line. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Article 9.21 – Forest Management Activities:

FOREST MANAGEMENT ACTIVITIES ~~Timber Harvesting Outside of the Shoreland Zone.~~

Forest management activities ~~Timber harvesting operations~~ outside of the Shoreland Zone shall meet the following standards:

- ~~A. Outside of the Shoreland or Resource Protection Districts, no permit is required for timber harvesting involving the cutting and removal of up to 10 cords of wood for personal use in any calendar year. Any other timber harvesting shall either require a permit, or shall not be permitted, as indicated in Table 702.1.~~
 - ~~B. Within the Shoreland and Resource Protection Districts, the provisions of section 9.15.L, of this Ordinance, as amended by section 1.8.C, shall apply to any timber harvesting.~~
 - ~~C. No slash or other debris shall remain on the ground within the right-of-way or within a distance of 50 feet from the nearest edge of the right-of-way of any public road for more than 15 days after accumulation.~~
 - ~~D. No slash or other debris shall remain on the ground within a distance of 25 feet from the boundary of land of another for more than 15 days after accumulation.~~
 - ~~E. No timber harvesting operations or stockpiling will take place in the Town right-of-way.~~
- FA. Within the public right-of-way of any new or proposed entrance onto a public way a culvert approved by the Road Commissioner may be required to ensure that the natural flow of drainage water will not be interrupted and to protect the shoulder of the public road.

~~G~~B. Where yarding and loading operations are conducted within 50 feet of the right-of-way, all debris remaining after such operations shall be removed and the ground restored to its original contour.

C. Notification must be made to the Maine Forest Service by the owner if applicable.

D. Whenever provisions of this ordinance are less stringent than the corresponding provisions of applicable federal, state, or municipal law or regulations, the more stringent provisions apply.

~~J. The timber harvester shall conduct the operations in such a way to minimize soil erosion and sedimentation of surface waters. Operations shall conform to guidelines outlined in the book, Best Management Practices for Forestry: Protecting Maine's Water Quality, 2004, prepared by the Maine Forest Service.~~

~~K. Timber harvesting shall conform to all applicable state laws and regulations, unless local ordinances are more restrictive.~~

Article 2 - Definitions
An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Article 2 – Definitions:

Vending or Buyer Operated Retail Device

...pay telephones, and automated multispace parking meters, are exempted from this definition, and therefore are not regulated by section 9.19.

Article 2 - Definitions
An Ordinance to Amend the Ogunquit Zoning Ordinance

(Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “* * * * *” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown, in order to save space.)

Article 8.7.D and E - Lighting

D. All lighting shall be steady and not contain any intermittent or flashing light source, excluding traffic control devices.

E. These guidelines shall apply to all residential and non-residential properties.

OGUNQUIT

Beautiful Place by the Sea

MUNICIPAL OFFICES

23 SCHOOL STREET • P.O. BOX 875
OGUNQUIT, MAINE 03907-0875

Website: www.townofogunquit.org
E-mail: info@townofogunquit.org

(207) 646-5139 General Offices
(207) 646-9326 Land Use
(207) 646-9546 Town Clerk
(207) 646-5920 Fax

TO: Select Board
FROM: Chris Murphy, Town Clerk
DATE: March 1, 2017
RE: Donation



The Secretary of State, Elections Division, is initiating a final disposition of obsolete property through transfer of ownership as a donation from the state to municipalities for Centralized Voting components and Accessible Voting System equipment.

Below is a list of donated items from the Secretary of State to the Town of Ogunquit and the status of each component:

ITEM	CONDITION	SERIAL #	STATUS
Dell CPU	Good	WCAMC2488156	Storage
Dell 17" flat-screen monitor	Good	60805408NQ02	WOGT
Dell Printer	Good	H5BX071	Deputy Town Clerk
DYMO Label Writer 400	Good	93176-2008782	Land Use Secretary
Fujitsu flatbed scanner	Good	103542	Town Clerk
Wasp bar code scanner	Good	WLP-417050734759	Town Clerk
Panasonic Laser Fax	Good	6DAWD305048	Town Clerk
Ameriphone analog phone	Good	266680	Destroyed
Capability switch	Good	47911-AVS-CSI-1	Destroyed
Big Yellow Button device	Good	47911-AVS-BYB-1	Destroyed
ADA-compliant Table	Good	Lost/Replaced	Town Clerk
Rubbermaid bin	Good	47911-AVS-BIN-1	Town Clerk
Heavy duty 50' extension cord	Good	N/A	Town Clerk
CyberPower surge protector	Good	N/A	Town Clerk
HP 30 Headphones	Good	N/A	WOGT
3-sided privacy screen	Good	N/A	Town Clerk

The Board would need to make the following motion to accept the donation:

I move that we accept the Centralized Voting components and Accessible Voting System equipment as listed from the Secretary of State.

Thank you