MINUTES OF ANNUAL TOWN MEETING
Saturday, May 10, 2008
And
Monday, May 19, 2008

139 Voters Present

Town Clerk brought meeting to order at 8:00AM.

No Announcements were made – Town Clerk read the Warrant and Return on Warrant.

Article 1. To choose a moderator by written ballot to preside at said meeting.

Nomination for Mark Greene made by Robert Jordan
Nomination for Ralph Sweet made by Emily Jacobs

Vote: Mark Greene – 74 Ralph Sweet – 25

Town Clerk Swore in Mark Greene as Moderator

Pledge of Allegiance.

Motion made by Jim Wilber to allow the public to speak – 2nd by Chris Papkee
Vote: U -1

Moderator requested that the reading of the warrant would be acceptable as accepting the articles as read and as a 2nd on each article – **Vote: U**

Moderator announced guests.

Article 2. To elect by written ballot a Selectman to serve on the Board of Selectmen (those elected shall also serve as the assessors and overseers of the poor) for a term of three years, effective from 7/1/2008 to 06/30/2011.

Nomination for Ruth Peterson made by Emil Berges
Nomination for Emily Jacobs made by Helen Kay
Nomination for James Thibault made by Jane Conley
Nomination for Brad Brown made by Florence Brown

Vote: Ruth Peterson – 35 Emily Jacobs – 6 James Thibault – 32 Brad Brown - 59
(51% of votes not met - Emily Jacobs and James Thibault withdrew)

Vote: Ruth Peterson – 56 Brad Brown - 76

Article 3. To elect by written ballot a School Committee member to serve on the School Committee for a term of three years, effective from 7/1/2008 to 06/30/2011.

Nomination for Thomas Hohn made by Melissa Brown

Vote: 10

Motion made by Don MacVane to take Article 66 out of order – 2nd by Carol MacVane
Motion made by Brad Brown to amend that if motion passes, to take Article 66 after Article 4 – 2nd by Don MacVane

Vote on amendment: U
Vote on motion as amended: Motion Fails

The following (Article 4) is a petitioned article brought forward by Leah M. Doughty and was honored by the Board of Selectmen to be placed on this warrant for the voter's consideration. (Please note that the wording on any petitioned articles cannot be amended.)

Article 4. "Shall the Town of Long Island vote to authorize that Town Clerk, Town Tax Collector and Town Treasurer positions be elected by the Town rather than appointed by the Selectmen: The first elections to be held at the 2009 Annual Town Meeting."

Motion made by Leah M. Doughty to have this vote taken by written ballot – 2nd by Chris Papkee.
Vote: U -4

Motion made by Donna Rockett to move the pending question – 2nd by Tom Hohn
Vote: Carries by 2/3
Vote on Art. 4: Fails (No: 74 – Yes: 43)

Helen Kay presented the "Francis 'Tiny' Murphy Civic Award" with a standing ovation to Warren 'Dout' Brayley.

Article 5. To see if the Town will vote to authorize the Board of Selectmen to make final determinations regarding the closing or opening of roads to winter maintenance pursuant to 23 M.R.S.A. {2953.
Vote: U

Article 6. To see if the Town will vote to authorize the Board of Selectmen, on behalf of the Town, to procure a loan or loans in anticipation of taxes, such loan or loans (principal and interest) to be repaid during the municipal year out of money raised from municipal year taxes.
The Finance Committee recommends a "YES" vote.
Vote: U

Article 7. To see if the Town will vote to authorize and direct the Board of Selectmen to screen and approve or appoint Sheriff's Deputies and/or Constables for the fiscal year 2008-2009.
The Selectmen recommend a "YES" vote.
Vote: U

Article 8. To see if the Town will vote to authorize the Board of Selectmen, on behalf of the Town, to enter into a contract with a waste hauler for solid waste hauling, for a period not to exceed three years.
The Selectmen recommend a "YES" vote.
Vote: U

Article 9. To see if the Town will vote that the Town tax is due on September 15, 2008 and is payable in two (2) installments on September 15, 2008 and March 15, 2009 and to set the interest rate to be charged for late payments 11% per year.
The Finance Committee recommends a "YES" vote.
Vote: U -2

Article 10. To see if the Town will vote to authorize the Tax Collector to accept tax money in advance of receiving the tax commitment from the assessors. The Town will pay no interest on these advance payments.
The Finance Committee recommends a "YES" vote.
Vote: U

Article 11. To see if the Town will vote to authorize the Board of Selectmen and the School Committee to accept, on behalf of the Town: gifts, donations and contributions in the form of money, personal services and materials. Said gifts will be for the benefit of the Town, its government including legal departments and public facilities thereof, for the purpose of aiding and enhancing the delivery of public services. Said gifts to be without conditions and not require the voters to raise additional maintenance monies.
The Finance Committee and School Committee recommend a "YES" vote.
Vote: U

Article 12. To see if the Town will authorize the Board of Selectmen and the School Committee, on behalf of the Town, to secure grants, funds and other available revenues from the state, federal and other agencies and sources and authorize the expenditure of said dedicated funds.
The Finance Committee and School Committee recommend a "YES" vote.
Vote: U

Article 13. To see if the Town will vote to authorize the Selectmen to borrow or appropriate from un-appropriated surplus as they deem advisable to meet unanticipated expenses and emergencies that occur during fiscal year 2008-2009.
The Finance Committee recommends a "YES" vote.
Vote: U

Article 14. To see if the Town will vote to set the interest rate to be paid by the Town on abated taxes at 5% for the 2008-2009 fiscal year.
Vote: U

Article 15. To see what sum of money the Town will vote to raise and appropriate for compensation for Town Officers and/or Appointees.

The Finance Committee recommends:	
Selectmen (3 at $2,538)	$ 7,614
(Chair)	$ 2,030
Parklands/Beaches	$ 772
Wharves/Floats	$ 2,000
Public Safety	$ 1,045
Solid Waste	$ 1,045
Rescue Boat	$ 1,045
Assessing/Map Updates	$ 1,045
Town Clerk	$11,305
Treasurer	$11,869
Tax Collector	$11,305
Office Assistant	$ 3,244
Admin. Assistant to Selectmen	$ 2,440
Town Hall Employee Benefits	$ 2,200
Road Commissioner	$ 2,060
Code Enforcement Officer	$10,026
Animal Control Officer	$ 1,000
Harbormaster	$ 1,000
Town Meeting Moderator	$ 100
Social Services Director	$ 250
Recreation Director	$ 4,000
Payroll Taxes	$ 7,160
Island Fellow Contribution	$ 1,500
TOTAL	**$86,055**

Vote: U -4

Article 16. To see what sum of money the Town will vote to raise and appropriate for professional assistance.

The Finance Committee recommends:	
Town Accountant	$ 1,000
Town Annual Audit	$ 6,800
Town Counsel	
$12,000	
Tax Assessor	$ 2,000
Additional Professional Assistance	$ 5,500
Lawn Mowing Contract	$ 3,568
TOTAL	**$30,868**

Vote: U

Article 17. To see what sum of money the Town will vote to raise and appropriate for Town government administration.

The Finance Committee recommends:
Town Government Administration **$68,775**

Vote: U

Articles 18 through 27 Identify the cost Centers of the Proposed School Budget pursuant to 20-A M.R.S.A. § 1485.

Article 18. To see what sum Long Island School will be authorized to expend for **REGULAR INSTRUCTION.**
School and Finance Committees Recommend $324,212
Vote: U

Article 19. To see what sum Long Island School will be authorized to expend for **SPECIAL EDUCATION.**
School and Finance Committees Recommend $19, 600
Vote: U

Article 20. To see what sum Long Island School will be authorized to expend for **CAREER AND TECHNICAL EDUCATION.**
School and Finance Committees Recommend $0
Vote: U

Article 21. To see what sum Long Island School will be authorized to expend for **OTHER INSTRUCTION.**
School and Finance Committees Recommend $0
Vote: U

Article 22. To see what sum Long Island School will be authorized to expend for **STUDENT AND STAFF SUPPORT.**
School and Finance Committees Recommend $2,700
Vote: U

Article 23. To see what sum Long Island School will be authorized to expend for **SYSTEM AND SCHOOL ADMINISTRATION.**
School and Finance Committees Recommend $32,185
Vote: U

Article 24. To see what sum Long Island School will be authorized to expend for **TRANSPORTATION.**
School and Finance Committees Recommend $33,500
Vote: U

Article 25. To see what sum Long Island School will be authorized to expend for **FACILITIES MAINTENANCE.**
School and Finance Committees Recommend $30,050
Vote: U

Article 26. To see what sum Long Island School will be authorized to expend for **DEBT SERVICE.**
School and Finance Committees Recommend $0
Vote: U

Article 27. To see what sum Long Island School will be authorized to expend for **ALL OTHER EXPENDITURES.**
School and Finance Committees Recommend $3,350
Vote: U

Articles 28 and 29 Raise Funds for the Proposed School Budget

Article 28. To see what sum Long Island will appropriate for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act (Recommend $249,516) and to see what sum Long Island will raise as its contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Act in accordance with Maine Revised Statues, Title 2-A, section 15688.
The School and Finance Committees Recommend $230,176.
Explanation: Long Island's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Services and Programs Funding Act is the amount of money determined by State law to be the minimum amount that Long Island must raise in order to receive the full amount of State dollars.
Vote: U

THE FOLLOWING ARTICLE (#29), MUST HAVE AN ACCURATE RECORDED HAND COUNT

Article 29. Shall Long Island raise and appropriate $188,781 in additional local funds, which exceeds the State's Essential Programs and Services funding model by $169,441. **The School Committee and the Finance Committee recommend $188,781 for the following reasons:** *Long Island School operation costs exceed the State's Essential Program and Services Model in most school budget areas including, operation and maintenance of plant; supplies and equipment; system administration and instruction.*

Explanation: The additional local funds are those locally raised funds over and above Long Island's local contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Program and Services Funding Act that will help achieve Long Island's budget for educational programs.

Vote: Yes – 87 No – 0
Article Carries

Article #30 Summarizes and authorizes the proposed school expenditures.

Article 30. To see what sum Long Island will authorize the School Committee to expend for the fiscal year beginning July 1, 2008 and ending June 30, 2009 from Long Island's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Act, additional local funds for school purposes under Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, State subsidy and other receipts for the support of schools.
The School and Finance Committees Recommend $445,597.

Summary of School Budget Funding Articles 28 to 30

$249,516 – Local and State EPS
188,781 – Local Optional
7,300 – Surplus and Misc. Income
$445,597 – Total Budget

Vote: U

Article 31 is required by State Law 20-A M.R.S.A. § 1486, to be voted on by a secret ballot – as noted in the greeting of this warrant, the election will take place Monday, May 19, 2008 at Town Hall – Polls will be open from 10:00AM – 8:00PM. Absentee Ballot Applications are available after Town Meeting and the Absentee Ballots will be available Monday, May 12, 2008.

Article 31. Do you favor approving the Town of Long Island's school budget for the upcoming school year that was adopted at the latest Town meeting and that includes locally raised funds that exceed the required local contribution as described in the Essential Programs and Services Funding Act?

A 'YES' vote allows additional funds to be raised for K-12 public education.

A 'NO' vote means additional funds cannot be raised for K-12 public education.

Election Results Posted by Moderator on May 19, 2008: Yes – 111 No – 29 Blank – 1
Article Carries

Article 32. To see what sum the Town will vote to raise and appropriate for the Long Island Community Library operating costs.

The Finance Committee recommends:	**$ 5,000**

Vote: U

Article 33. To see what sum of money the Town will vote to raise and appropriate for insurance.

The Finance Committee recommends:	
Insurance	**$19,500**

Vote: U

Article 34. To see what sum of money the Town will vote to raise and appropriate for Public Safety.

The Finance Committee recommends:	
Police Protection	$31,159
Fire Protection $49,900	
EMS Expense $14,880	
Rescue Boat Expense	$ 4,640
Emergency Preparedness	$ 2,000
Stipends & Payroll Costs	$27,378
TOTAL	**$129,957**

Vote: U

Article 35. To see what sum of money the Town will vote to raise and appropriate for Public Works.

The Finance Committee recommends:
Public Works **$89,861**

Vote: U -1

Article 36. To see what sum of money the Town will vote to raise and appropriate for Solid Waste.

The Finance Committee recommends:	
Solid Waste	**$88,567**

Vote: U

Article 37. To see what sum of money the Town will vote to raise and appropriate for Social Services.

The Finance Committee recommends:	
Social Services	**$ 2,500**

Vote: U

Article 38. To see what sum of money the Town will vote to raise and appropriate for the Recreation Committee, including Community Center operation.

The Finance Committee recommends:	**$27,514**

Vote: U

Article 39. To see what sum of money the Town will vote to raise and appropriate for the Cemetery operations.

The Finance Committee recommends:	**$ 7,750**

Vote: U

Article 40. To see what sum of money the Town will vote to raise and appropriate for Capital Debt Service.

The Finance Committee recommends:
Capital Debt Service **$58,800**

Vote: U

Article 41. To see if the Town will vote to accept the categories of funds listed below as provided by the Maine State Legislature. Funds to be expended pursuant to M.S.R.A. by municipal legislative body. The amount of each category is an estimate only.

Beach (State Park Revenue Sharing)	$ 4,500
Civil Emergency Funds	unknown
General Assistance Reimbursement	$ 0
Local Road Assistance	$10,744
Municipal Revenue Sharing	$10,000
Registration Refund	unknown
Property Tax Relief	unknown
Public Library State Aid per Capital	unknown
Public Library Stipend	$ 0
Special Ed. Entitlement	$ 0
State Gen. Purpose Aid to Education $16,122	
ECIA Title I	$ 0
ECIA Title II	$ 0
School Lunch Reimbursement and miscellaneous	$ 1,000
Cert. Block Grant	unknown
Tree Growth	$ 0
Veteran's Exemption Reimbursement	$ 50

The Finance Committee recommends a "YES" vote.
Vote: U

Article 42. To see if the Town will vote to appropriate, for the fiscal year beginning 1-July-2008 and ending 30-June-2009, all revenues, grants, fees and designated surplus, for the purpose of reducing 2008-2009 tax commitment.

The Finance Committee recommends:	
Revenues, Fees & Grants	$120,305
Audited 06-07 Government Surplus	$135,217

Vote: U

Article 43. To see what sum of money the Town will vote to raise and transfer to the Minimum Balance Set Aside with the condition that the Town authorize the Selectmen to reduce or increase that amount to stabilize the mil rate.

The Finance Committee recommends:	**$ 5,600**

Vote: U

Article 44. To see what sum of money the Town will vote to raise and appropriate for Social Service Referrals.

The Finance Committee recommends:	
Social Service Referrals	**$ 0**

Vote: U

Article 45. To see if the Town will vote to authorize 2007-2008 CIP Surplus to be transferred to CIP Reserve Fund.

The Finance Committee recommends a "YES" vote.

Vote: U

Article 46. To see what sum of money the Town will vote to transfer from the CIP Reserve Fund and appropriate for 2008-2009 Capital Improvement Projects.

The Finance Committee recommends:	**$ 20,000**

Vote: U

Article 47. To see what sum of money the Town will vote to raise and appropriate for the Capital Improvement Project Reserve Fund.

The Finance Committee recommends:	**$ 1,000**

Vote: U

Article 48. To see what sum the Town will vote to raise and appropriate for capital spending.

The Finance Committee recommends:	**$ 28,000**

Vote: U

Article 49. To see if the Town will vote to appropriate funds for the Town's share of the FEMA Logging Project completed in November 2007 and to fund said appropriation by first using any balance in the FY08 Selectmen Contingency and then by transferring funds from the Minimum Balance Set Aside for the remaining amount.

The Fin. Com. & Selectmen recommend:	**$ 27,578**

Motion made by Emily Jacobs to move the pending question – 2nd by Steve Train
Vote: U -1
Vote on Art. 49: U-1

Article 50. To see if the Town will vote to a) approve a Cemetery Improvement project at a cost not to exceed $13,000; b) appropriate a sum not to exceed $13,000 to meet the cost; c) and fund the said appropriation by authorizing the Treasurer and Chairman of the Board of Selectmen to issue general obligation securities of the Town of Long Island, Maine (including temporary notes in anticipation of the sale thereof), in an aggregate principal amount not to exceed $13,000, and the discretion to fix the date(s), maturity(ies), calls for redemption, place(s) of payment, form and other details of said securities, including execution and delivery of said

securities on behalf of the Town of Long Island, and to provide for the sale thereof, is hereby delegated to the Treasurer and Chairman of the Board of Selectmen.
The Board of Selectmen and the Finance Committee recommend a 'YES' vote.

FINANCIAL STATEMENT
Estimated 03/20/2008

1. Total indebtedness:
   A. Bonds outstanding and unpaid:

1. Cumberland County	$ 57,400
3. Tennis Court	$ 7,151
4. Asbestos Removal	$ 6,792
5. Second Fire Truck	$ 90,000
6. Cemetery Expansion	$ 11,700
7. Roofs	$ 16,000
8. Crack Sealing - I	$ 11,000

   B. Bonds to be issued if this Article is approved: $ 13,000

2. Costs:
   At an estimated maximum interest rate of 5.25% for 3 year maturity, the estimated costs of this bond issue will be:

Principal	$ 13,000
Interest	$ 2,395
Total New Debt Service	$ 15,395

3. Validity:
   The validity of the bonds and of 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 bonds 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/ Nancy Jordan
Nancy Jordan, Treasurer

Vote: U

Article 51. Shall the Town vote to a) approve a project to repair Ponce's Wharf at a cost not to exceed $54,000; b) appropriate a sum not to exceed $54,000 to meet the cost; c) to fund the said appropriation in 2 ways: first by accepting a grant from the state SHIP program in the amount of 30,000 and second, by authorizing the Treasurer and Chairman of the Board of Selectmen to issue general obligation securities of the Town of Long Island, Maine (including temporary notes in anticipation of the sale thereof), in an aggregate principal amount not to

exceed $24,000, and the discretion to fix the date(s), maturity(ies), calls for redemption, place(s) of payment, form and other details of said securities, including execution and delivery of said securities on behalf of the Town of Long Island, and to provide for the sale thereof, is hereby delegated to the Treasurer and Chairman of the Board of Selectmen.
The Board of Selectmen recommend a 'YES' vote.

FINANCIAL STATEMENT
Estimated 03/20/2008

2. Total indebtedness:
   A. Bonds outstanding and unpaid:

1. Cumberland County	$ 57,400
3. Tennis Court	$ 7,151
4. Asbestos Removal	$ 6,792
5. Second Fire Truck	$ 90,000
6. Cemetery Expansion	$ 11,700
7. Roofs	$ 16,000
8. Crack Sealing - I	$ 11,000

   B. Bonds to be issued if this Article is approved: $ 24,000

2. Costs:
   At an estimated maximum interest rate of 5.25% for 3 year maturity, the estimated costs of this bond issue will be:

Principal	$ 24,000
Interest	$ 4,790
Total New Debt Service	$ 28,790

3. Validity:
   The validity of the bonds and of 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 bonds 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/ Nancy Jordan
Nancy Jordan, Treasurer
Vote: U

Article 52. To see if the Town will vote to refund any excise tax credit remaining after a vehicle registration transfer is processed.
(This Article is required by the Maine Revenue Department.)
Vote: U

Motion made by Tom Hohn to take Article 53 out of order – 2nd by Anne Marie Train

Vote: U (Art. 53 follows Art. 63)

Motion made by Anne Marie Train to take Article 54 out of order – 2nd by Jean Healy
Vote: U (Art. 54 follows Art. 63 & 53)

Article 55. Shall an ordinance entitled "Chapter 14 – Land Use, Article 3 – Zoning District Standards, Section 3.7 – Recreation and Resort Zoning District, Paragraph E – Standards for Campgrounds, and Paragraph F – Standards for Individual Private Campsite", be amended?

E. Standards for Campgrounds.

(1) Campgrounds may contain multiple campsites. Campsites may be located anywhere within a campground so long as all setback standards are complied with. The number of campsites allowed on a parcel is determined by dividing the qualifying land area of the parcel by 5,000. Areas on a parcel that are not owned in fee simple, the area under buildings or other structures, parking areas, roads, driveways and land supporting wetland vegetation and land below the maximum spring ~~high~~ tide ~~line~~ level is not to be included in the qualifying land area of the parcel for this density calculation.

(2) All campsites shall be set back a minimum of seventy-five (75) feet from the maximum spring ~~high~~ tide ~~line~~ level.

F. Standards for Individual Private Campsites.

(1) Owners of parcels in existence before the date these provisions are adopted may develop a single individual private campsite if all other applicable set back and bulk and space criteria can be met even if the lot size of their property is less than thirty thousand (30,000) square feet. Individual private campsites may otherwise be developed on each separate parcel with a density no greater than one campsite per thirty thousand (30,000) square feet of land included in the parcel.

(2) All individual private campsites shall be set back a minimum of seventy-five (75) feet from the maximum spring ~~high~~ tide ~~line~~ level.

Vote: U

Article 56. Shall an ordinance entitled "Chapter 14 – Land Use, Article 5 – General Provisions, Section 5.6", be amended?

5.6 For purposes of these land use ordinances the ~~mean high tide mark~~ maximum spring tide level shall be considered the shoreline lot line.

Vote: U

Article 57. Shall an ordinance entitled "Chapter 14 – Land Use, Article 10 – Site Plan Review, Section 10.4 – Submission Requirements, Paragraph B-13", be amended?

13. If the property is within two hundred fifty (250) feet of shoreland areas the Location of Maximum Spring ~~High~~ Tide ~~Line~~ Level and elevations as may be required to demonstrate the suitability of the property or proposed project under floodplain management and shoreland zoning regulations.

Vote: U

Motion made by Ruth Peterson to take Article 58 out of order – 2nd by John Wary
Vote: U (Art. 58 follows Art. 63, 53 and 54)

Motion made by John Wary to take Article 59 out of order – 2nd by Emily Jacobs
Vote: U (Art. 59 follows Art. 63, 53, 54 and 58)

Article 60. Shall an Ordinance entitled "Chapter 14 – Land Use, Article 7 – Townwide Performance Standards, Section 7.2 Abutter Notification Requirements for SSWD Permit, Paragraph C. (2)", be amended?

C. For purposes of this section, abutting property owners shall be sent the following information:
   (1) A letter from the applicant/owner describing the reason for requesting a permit.
   (2) A copy of the Subsurface Wastewater Disposal Permit Application. ~~if the permit application has been completed. If the SSWD application is not completed at the time when notification is being sent, a plot plan clearly showing the potential locations shall be included.~~
   (3) The applicant/owner shall clearly indicate to the property owner(s) being sent notice that they must contact Long Island Town Hall in writing within fourteen (14) days of the notice being sent if they object to the permit being issued by the Town.
   (4) Current days and hours of regular Town Hall operation including address, FAX and telephone number.
   (5) A copy of this Section 7.2 of the Long Island Use Ordinance.

Vote: U

Article 61. Shall an ordinance entitled "Chapter 14 – Land Use, Article 7 – Townwide Performance Standards, Section 7.16 Septic Inspection Required at Time of Property Title Transfer, Paragraph D", be amended?

7.16 Septic Inspections required at time of property title transfer. (Adopted May 5, 2001)

A. Prior to any title transfer of ownership of a lot containing a Subsurface Wastewater Disposal (SSWD) system or a structure connected to a SSWD system, the present owner of the property shall comply with the standards established in this section. A licensed Site Evaluator (SE) shall be hired, not at public expense, to test the SSWD system. The SSWD system will be

tested with a standard die test, and the system evaluated to determine if it meets the standards in the Maine SSWD rules. The SE shall issue a written report of the findings, and a full copy of the report shall be forwarded to the Town within two weeks of the title transfer.

B. If the SE determines that the SSWD system is malfunctioning then the structure shall not be occupied until the system has been brought into conformance with the Maine SSWD Rules. In the event that the proposed title transfer is to occur between November and May and an adequate test is not able to be performed, the agreement between the present owner and the proposed owner shall ensure that funding sufficient to correct a malfunctioning system will be available.

C. The present owner may not transfer, sell or offer to transfer/sell, any lot containing a SSWD or structure connected to a SSWD system without advising the transferee/buyer of this requirement.

D. Noncompliance of this ordinance will result in an assessed fine of no less than $500 to the seller or current owner of the property. Assessment of fine does not release the seller or current owner from the requirements of Sections "A" and "B" of this section 7.16.
Vote: U

The following are two Articles (#62 & #63) brought forward by John Wary and were honored by the Board of Selectmen to be placed on this warrant for the voter's consideration. As required by the Petitioner, voters will cast their ballots at a "Secret Ballot Referendum" to take place on Monday, May 19, 2008 @ Town Hall. Polls will be open from 10:00AM–8:00PM.

(Please note that the wording on any petitioned articles or ordinance article's, cannot be amended.)

Article 62: Shall the Town vote to amend the provision of Chapter 14, Land Use Ordinance, Article 6, Section 6.1B to read as follows:

Nothing within this section shall be construed to permit an increase in the number of dwellings units in a building except as expressly provided herein. In addition to the other provisions set forth in this Article 6, a building or structure on a conforming or non-conforming lot, in any zone, may be used for or converted for residential use, including a Multi-family Dwellling if permitted within such zone. The number of bedrooms allowed for such residential use shall be based upon the capacity of any lawfully existing wastewater treatment system in place as of the date of an application for such use or conversion notwithstanding the limitations imposed by Section 3.9.E(1)(iii).

Election Results Posted by Moderator on May 19, 2008: Yes – 31 No – 105 Blank – 6 Article Fails

Article 63: Shall the town vote to adopt the following provision to the Town Zoning ordinance:

Before any proposed zoning change that restricts the use or development of property, the town will have a professional study and report describing the effect of such change, which study and report shall be presented for public comment at a hearing held at least 7 months before the Town votes on the change.

Election Results Posted by Moderator on May 19, 2008: Yes – 49 No – 92 Blank – 1
Article Fails

RESUME ARTICLES 53, 54, 58 AND 59

Article 53. To see if the Town will vote to have the Selectmen create the position of a Town Administrator, to be funded in FY 2009-2010.
The Board of Selectmen recommend a 'YES' vote.

Motion made by Will Tierney to move the pending question – 2nd by Ruth Peterson
Vote: Carries by 2/3
Vote on Art. 53: Carries (Yes: 48 – No: 27)

Article 54. Shall an ordinance entitled "Chapter 14 – Land Use, Article 2 – Definitions, Off-street parking", be enacted?

Off-street parking: A parking space provided no less than four (4) feet beyond a public way, street, and road .

(Please note that the following information is for reference only, not part of the ordinance to be voted on. "Off-street parking" is referenced in the following sections of Chapter 14, Land Use Ordinance:
Article 3 – Section 3.2 – Page 16
Article 3 – Section 3.8 – Page 26
Article 3 – Section 3.9 – Page 26
Article 3 – Section 3.9 – Page 28
Article 5 – Section 5.2 – Page 39
Article 6 – Section 6.1 – Page 41
Article 7 – Section 7.4 – Page 47
Article 8 – Section 8.1 – Page 57
Article 10 – Section 10.5 – Page 68
Article 10 – Section 10.5 – Page 70
Article 11 – Section H – page 85
Again you can find these references within Chapter 14 Land Use Ordinances – available for viewing at Town Hall or on line at: townoflongisland.us.)

Motion made by Nancy Jordan to move the pending question – 2nd by Rod Jacobs
Vote: Carries by 2/3

Vote on Art. 54: U -11

Article 58. Shall an ordinance entitled "Chapter 14 – Land Use, Article 4 – Shoreland Zoning District Standards, Section 4.17 – Shoreland Zone Performance Standards, Paragraph M – Lot Standards, Subsection 2.i and 2.ii – Minimum Shore Frontage", be amended?

2. Minimum Shore Frontage:

i. Residential Development adjacent to tidal areas: one hundred and fifty (150) feet per dwelling unit.

ii. Commercial/Industrial Development adjacent to tidal areas: two hundred (200) feet per principal structure.

Motion made by Dave Ramey to move the pending question – 2nd by Will Tierney
Vote: Carries by 2/3
Vote on Art. 58: Fails U -11

Article 59. Shall an ordinance entitled "Chapter 14 – Land Use, Article 6 – Non-Conforming Structures, Uses and Lots, Section 6.1 – Generally, Paragraph B", be amended?

6.1 Generally.

A. Any lawful use of buildings, structures, premises or parts thereof that existed prior to the date of the adoption of this chapter and amendments, and made nonconforming by the provisions of this article or any amendment thereto, may be continued. The property nonconforming as to use may also be sold or transferred and the new owner can continue the nonconforming use. This ordinance allows the normal upkeep and maintenance of nonconforming uses and structures.

~~B. Nothing within this section shall be construed to permit an increase in the number of dwelling units in a building.~~

C. Nonconformity as to off-street parking. A building or structure which is nonconforming as to the requirements for off-street parking shall not be enlarged or altered unless required off-street parking is provided for such addition or enlargement.

(Note that if passed, 6.1.C will become 6.1.B)

Vote: U -3

Moderator request Ralph Sweet, Volunteer Moderator to step in (2:30PM)

Article 64. To see if the Town will vote to authorize the Selectmen to allow a transfer of Lot #256 owned by the Town of Long Island to Gilbert H. & Cheryl A. Gordon and at the same time accept for Town of Long Island/Year Round Housing Corporation ownership of Lot #254 currently owned by Gilbert H. & Cheryl A. Gordon. All costs of this transfer to be borne by the Year Round Housing Corporation.
Vote: U

Article 65. To see if the Town will vote to authorize the Selectmen to lease parcel #626, 811, plus parcels #305, #306, and #307 (contiguous lots to be merged), of Town owned or tax

acquired property for an annual fee of no less than, but not to exceed the amount that would otherwise be collected as tax revenue if the property were privately owned. This land will, if suitable following study, be made available for homestead housing under guidelines developed by the Year Round Housing Corporation.
Vote: U

Moderator resumes

Article 66. Shall the Comprehensive Plan dated 2008 be adopted by the Town?
The Board of Selectmen recommend a 'YES' Vote.

Motion made by Leah Doughty to move the pending question – 2nd by Anne-Marie Train
Vote: Carries by 2/3
Vote on Art. 66: Fails (Yes: 30 No: 32)

MODERATOR ADJOURNS MEETING TO MAY 19, 2008, 10:00AM AT THE LONG ISLAND TOWN HALL TO VOTE ON ARTICLES 31, 62 AND 63 BY SECRET BALLOT.

Motion made by Melissa Brown to adjourn – 2nd by Brenda Singo
Meeting adjourned 9:00PM

Brenda L. Singo
Town Clerk

ATTEST: "A true copy of the Minutes of the 2008 Annual Town Meeting, May 10th & May 19th".

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Long Island Town Clerk