MINUTES OF ANNUAL TOWN MEETING
Saturday, May 14, 2011

89 Voters Present

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

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
Motion made by Emil Berges to close nominations
Vote: Mark Greene – 6

Town Clerk Swore in Mark Greene as Moderator

Moderator made announcements and asked voters if there would be any objection to the Selectmen motioning and seconding each of the articles – no objections.

Pledge of Allegiance.

Motion made by Jim Wilber to allow the public to speak – 2nd by Meredith Sweet
Vote: U

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 7/1/2011 to 06/30/2014.

Nomination for Bradley Brown made by Tom MacVane
Nomination for Leah Doughty made by Bob Jordan
Nomination for John Norton made by Tom Marr

1st round of voting:	**Leah Doughty – 32**	**John Norton – 30**	**Bradley Brown – 19**
2nd round of voting:	**John Norton – 40**	**Leah Doughty – 38**	**Bradley Brown – 6**
3rd round of voting:	**John Norton – 43**	**Leah Doughty – 42**	**Bradley Brown – Withdrew**

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 7/1/2011 to 06/30/2014.

Nomination for Ann Thorpe made by Lorinda Valls
Vote: Ann Thorpe - 7

Moderator swore in Selectman Elect and School Committee Elect.

Motion made by Selectman Sam Whitener to move Articles 4 through 78
2nd by Selectman Tom Hohn

Vote: U

Article 4. 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 5. 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 6. 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 2011-2012.
Vote: U

Article 7. 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.
Vote: U

Article 8. To see if the Town will vote that the Town tax is due on September 15, 2011 and is payable in two (2) installments on September 15, 2011 and March 15, 2012 and to set the interest rate to be charged for late payments 7% per year.
The Finance Committee recommends a "YES" vote.
Vote: U -1

Article 9. 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 10. 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 11. 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 provided that such grants, funds and other revenues do not require expenditure of Town funds not previously appropriated.
The Finance Committee and School Committee recommend a "YES" vote.

Vote: U

Article 12. 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 2011-2012.
The Finance Committee recommends a "YES" vote.
Vote: U

Article 13. 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 2011-2012 fiscal year.
Vote: U

Article 14. 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	$ 791
Wharves/Floats	$ 0
Public Safety	$ 0
Solid Waste	$ 1,100
Rescue Boat	$ 1,071
Assessing/Map Updates	$ 1,071
Town Clerk	$11,824
Treasurer	$12,414
Tax Collector	$11,824
Office Assistant	$ 3,244
Admin. Assistant to Selectmen	$ 2,714
Town Hall Employee Benefits	$ 2,200
Road Commissioner	$ 2,112
Code Enforcement Officer	$10,277
Animal Control Officer	$ 1,025
Harbormaster	$ 1,025
Town Meeting Moderator	$ 100
Social Services Director	$ 256
Recreation Director	$ 4,100
Payroll Taxes	$ 6,649
Island Fellow Contribution	$ 0
Municipal Assistant	$ 0
Health Officer	$
256	
TOTAL	**$83,697**

Vote: U -2

Article 15. To see what sum the Town will vote to raise and appropriate for an increase in Selectmen compensation for FY2012:

Citizen Recommends 30%: (3 @ $761 ea.)	**$ 2,283**

Motion made by Ralph Sweet to move pending question – 2nd by Bob Jordan
Vote: U

Vote on Article 15: Carries by 2/3

Article 16. To see what sum the Town will vote to raise and appropriate for an increase in Rescue Boat compensation:

Citizen Recommends 30%:	**$ 321**

Motion made by Brenda Singo to increase the recommended $321 to $1,429
2nd by Leah Doughty

Motion made by Nancy Jordan to move pending amendment – 2nd by Bill Overlock
Vote: U -4

Vote on amendment: U -3

Vote on Article 16 as amended: U

Moderator thanked outgoing School Committee Member Melissa Cleaves and outgoing Selectman Brad Brown.

Article 17. To see what sum the Town will vote to appropriate from FY2011 government surplus (Municipal Assistant Salary) for compensation retroactively for 3 Selectmen for duties performed during FY2011 in the absence of a Municipal Assistant:

Treasurer recommends: (3 @ $1,000 ea.)	**$ 3,000**

Motion made by Bill Overlock to move pending question – 2nd by Nancy Berges

Vote on Article 17: U -4

Article 18. 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	$ 8,000
Town Counsel $11,000	
Tax Assessor	$ 2,000
Additional Professional Assistance	$ 4,000
Lawn Mowing Contract	$ 5,000
LICLOC	$ 5,000
TOTAL	**$36,000**

Vote: U

Article 19. 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 **$80,450**

Vote: U

Articles 20 through 30 Authorize Expenditures in Education Cost Center Categories.

Article 20. To see what sum the Town of Long Island will authorize the School Committee to expend for **REGULAR INSTRUCTION.**
School and Finance Committees Recommend $308,033
Vote: U

Article 21. To see what sum the Town of Long Island will authorize the School Committee to expend for **SPECIAL EDUCATION.**
School and Finance Committees Recommend $41,425
Vote: U

Article 22. To see what sum the Town of Long Island will authorize the School Committee to expend for **TECHNICAL EDUCATION.**
School and Finance Committees Recommend $0
Vote: U

Article 23. To see what sum the Town of Long Island will authorize the School Committee to expend for **OTHER INSTRUCTION.**
School and Finance Committees Recommend $0
Vote: U

Article 24. To see what sum the Town of Long Island will authorize the School Committee to expend for **STUDENT AND STAFF SUPPORT.**
School and Finance Committees Recommend $2,700
Vote: U

Article 25. To see what sum the Town of Long Island will authorize the School Committee to expend for **SYSTEM ADMINISTRATION.**
School and Finance Committees Recommend $28,170
Vote: U

Article 26. To see what sum the Town of Long Island will authorize the School Committee to expend for **SCHOOL ADMINISTRATION.**
School and Finance Committees Recommend $15,525
Vote: U

Article 27. To see what sum the Town of Long Island will authorize the School Committee to expend for **TRANSPORTATION AND BUSES.**
School and Finance Committees Recommend $36,600
Vote: U

Article 28. To see what sum the Town of Long Island will authorize the School Committee to expend for **FACILITIES MAINTENANCE.**
School and Finance Committees Recommend $33,375
Vote: U

Article 29. To see what sum the Town of Long Island will authorize the School Committee to expend for **DEBT SERVICE.**
School and Finance Committees Recommend $0
Vote: U

Article 30. To see what sum the Town of Long Island will authorize the School Committee to expend for **ALL OTHER EXPENDITURES.**
School and Finance Committees Recommend $7,150
Vote: U

ARTICLES 31 AND 32 RAISE FUNDS FOR THE PROPOSED SCHOOL BUDGET

Article 31. To see what sum the Town of 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 **$383,268**) and to see what sum the Town of 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 20-A, section 15688.
The School and Finance Committees Recommend $354,827.
Vote: U

Explanation: The Town's contribution to the total cost of funding public education from Kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.

ARTICLE 32 IS REQUIRED TO HAVE AN ACCURATE RECORDED HAND COUNT

Article 32. Shall the Town of Long Island raise and appropriate **$89,710** in additional local funds, which exceeds the State's Essential Programs and Services funding model by **$81,825** as required to fund the budget recommended by the School Committee?

The School and Finance Committees recommend **$89,710** for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by **$81,825**: EPS does not fully support all the necessary costs of a K-12 educational program, such as:
(1) Special Education cost (2) transportation and bus costs and (3) escalating fuel and electricity costs.
Vote: Yes – 66 No – 0

Explanation: The additional local funds are those locally raised funds over and above the Town'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.

ARTICLE 33 SUMMARIZES THE PROPOSED SCHOOL BUDGET

Article 33. Shall the Town authorize the School Committee to expend **$472,978** for the fiscal year beginning July 1, 2011 and ending June 30, 2012 from the Town's contribution to the total cost of funding public education from Kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state funded school construction projects, additional local funds for school purposes under the 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 $472,978.

Vote: U

*Explanation: This is a summary article and approves expenditures of the proposed budget of **$472,978**. This article authorizes the School Committee to spend the money appropriated in the previous articles, plus other revenues. This article does not raise any additional money*

Article 34. To see what sum the Town will vote to raise and appropriate for the Long Island Community Library operating costs.

The Finance Committee recommends:	**$ 5,500**

Vote: U

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

The Finance Committee recommends:	
Insurance	**$ 23,307**

Vote: U

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

The Finance Committee recommends:	
Police	$ 29,580
Fire and EMS	$110,650
Rescue Boat	$ 4,750
Emergency Preparedness	$ 2,000
TOTAL	**$146,980**

Vote: U

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

The Finance Committee recommends:
Public Works **$103,399**

Vote: U

Article 38. To see what sum of money the Town will vote to raise and appropriate for Solid Waste.

The Finance Committee recommends:	
Solid Waste	**$ 89,445**

Vote: U

Article 39. 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 40. 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:	**$ 23,649**

Vote: U

Article 41. To see what sum of money the Town will vote to raise and appropriate for the Cemetery operations.

The Finance Committee recommends:	**$ 8,960**

Vote: U

Article 42. 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	**$ 53,856**

Vote: U

Article 43. To see if the Town will vote to appropriate, for the fiscal year beginning 1-July-2011 and ending 30-June-2012, all revenues, grants, fees and designated surplus, for the purpose of reducing 2011-2012 tax commitment.

The Finance Committee recommends:	
Revenues, Fees & Grants	**$147,140**
Audited 09-10 Government Surplus	**$ 70,230**

Vote: U

Article 44. To see what sum of money the Town will vote to raise and transfer to the Minimum Balance Set Aside with the condition that it be used to maintain the mil rate established at Town Meeting.

The Finance Committee recommends:	**$ 23,225**

Vote: U

Article 45. 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 46. To see if the Town will vote to authorize 2010-2011 CIP Surplus to be transferred to CIP Reserve Fund.

The Finance Committee recommends a "YES" vote.

Vote: U

Article 47. To see what sum of money the Town will vote to transfer from the CIP Reserve Fund and appropriate for 2011-2012 Capital Improvement Projects.

The Finance Committee recommends:	**$**	**0**

Vote: U

Article 48. 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:	**$**	**0**

Vote: U

Article 49. To see what sum the Town will vote to raise and appropriate for capital spending.

The Finance Committee recommends:	**$**	**17,500**

Vote: U

Article 50. To see what sum the Town will vote to raise and appropriate for a capital Improvement Project called Rescue Boat Punt.

The Finance Committee recommends:	**$**	**5,500**

Vote: U

Article 51. To see what sum the Town will vote to raise and appropriate for a Snow Plowing Reserve that can be used for snow plowing in FY 2012 should the FY2012 snowfall exceed 72". Any funds remaining in the reserve after the winter of 2012, will remain in the reserve.

The Finance Committee recommends:	**$**	**3,000**

Vote: U

Article 52. To see what sum the Town will vote to raise and appropriate for the Harbor Master Boat Reserve.

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

Vote: U

Article 53. To see what sum the Town will vote to raise and appropriate for the School Retirement Fund.

The School Committee and Finance Committee Recommend:	**$**	**1,500**

Vote: U

Motion made by Joe Oldfield to take up Article 54 after Article 57
2nd by Leah Doughty
Vote: U

Article 55. Shall the Town vote to a) approve a School Office Renovation Project at a cost not to exceed $15,000; b) appropriate a sum not to exceed $15,000 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 $15,000, 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 Finance Committee recommends a 'YES' vote.
Vote: U

FINANCIAL STATEMENT
Estimated 03/31/11

1. Total indebtedness:
   A. Bonds outstanding and unpaid:
      1. Cumberland County $ 18,831
      2. Cemetery Expansion II $ 6,306
      3. Ponce's Wharf Repairs $ 8,000
      4. Roads 2010 $ 10,000
      5. FEMA and Fire Truck $100,000
      6. Town Hall Renovations and Garage roof $ 27,800

   B. Bonds to be issued if this Article Is approved: $ 15,000

2. Costs:

At an estimated maximum interest rate of 3.6% for 3 year maturity, the estimated costs of this bond issue will be:

Principal	$ 15,000	
Interest		$ 3,000
Total New Debt Service	$ 18,000	

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

Article 56. Shall the Town vote to a) approve a Solid Waste Compactor project at a cost not to exceed $15,000; b) appropriate a sum not to exceed $15,000 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 $15,000, 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 Finance Committee recommends a "YES" vote.
Vote: U

FINANCIAL STATEMENT
Estimated 03/31/11

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

1. Cumberland County	$ 18,831
2. Cemetery Expansion II	$ 6,306
3. Ponce's Wharf Repairs	$ 8,000
4. Roads 2010	$ 10,000
5. FEMA and Fire Truck	$100,000
6. Town Hall Renovations and Garage roof	$ 27,800

   B. Bonds to be issued if this Article Is approved: $ 15,000

2. Costs:

At an estimated maximum interest rate of 3.6% for 3 year maturity, the estimated costs of this bond issue will be:

Principal	$ 15,000	
Interest		$ 3,000
Total New Debt Service	$ 18,000	

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

Article 57. Shall the Town vote to a) approve a Community Center Revitalization Project at a cost not to exceed $600,000; b) appropriate a sum not to exceed $600,000 to meet the cost; c)

and fund $450,000 of said appropriation with donations, grants and fund raisers and to fund the balance once the $450,000 has been raised 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 $150,000, 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 Finance Committee recommends a 'YES' vote.
Motion made by Bill Overlock to move pending question – 2nd by Paul Riley
Vote: U

Vote on Article 57: U

FINANCIAL STATEMENT
Estimated 03/31/11

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

1. Cumberland County	$ 18,831
2. Second Fire Truck	$ 30,000
3. Cemetery Expansion	$ 3,920
4. Roofs	$ 5,334
5. Crack Sealing	$ 3,667
6. Cemetery Expansion II	$ 6,306
7. Ponce's Wharf Repair	$ 16,000
8. Roads 2010	$ 10,000

   B. Bonds to be issued if this Article
      Is approved: $150,000

5. Costs:
At an estimated maximum interest rate of 4.0% for 10 year maturity, the estimated costs of this bond issue will be:

Principal	$150,000
Interest	$ 10,000
Total New Debt Service	$160,000

6. 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

LICA Civic Award presented to Nancy Jordan by LICA President Richard Murphy. Moderator recognized State Representative Meredith Strang Bergess

This Article was taken out of order.

Article 54. To see if the Town will vote to rescind the authorization given at the May 9, 2009 Town Meeting to 1) appropriate a sum not to exceed $12,000 for the Community Center Revitalization Project Matching Grants and 2) issue General Obligation Bonds not to exceed $12,000 to fund said appropriation.

Vote: Fails U -3

Article 58. To see if the Town will vote to accept or amend Town of Long Island Municipal Fees.

~~**Plumbing (Internal)**~~

~~Minimum Fee (1-4 Fixtures)~~	~~$ 28.00~~
~~Each Additional Fix~~	~~$ 7.00~~

~~**Plumbing (SSWD-Septic) Permits for complete disposal system**~~

~~Engineered system (incl. 1 disposal area)~~	~~$340.40~~
~~Non-engineered system~~	~~$170.20~~
~~Primitive system (incl. 1 alternative toilet)~~	~~$170.20~~
~~Separate laundry disposal field~~	~~$ 59.57~~
~~Seasonal conversion~~	~~$ 85.10~~

~~**Permits for individual components**~~

~~Alternative toilet (only)~~	~~$ 85.10~~
~~Disposal field (engineered system)~~	~~$255.30~~
~~Treatment tank (non-engineered system)~~	~~$ 85.10~~
~~Treatment tank (engineered system)~~	~~$136.16~~
~~Holding tank~~	~~$170.20~~
~~Other Components~~	~~$ 36.54~~
~~Variance (is added to permit fee)~~	~~$ 34.04~~

NOTE: The above fees are regulated by the State – not by the Municipalities and should not be part of the Municipal Fee Schedule – Effective May 14, 2011

Planning Board (Effective July 1, 2011)

Minor Site Plan Review	$350.00
Except for single & two family dwellings and changes in use	$ 60.00
Major Site Plan Review	$350.00
Except for changes in use	$ 60.00
Subdivision Fee, each lot or unit	$ 30.00
Site Plan Review Amendment	$175.00

Town VFW Hall (Effective July 1, 2011)

Non-Commercial/Community Purposes

Rental	$300 1st Day/$150 Additional Days
Cleaning	$150/Day

Wedding

Rental	$1,000 1st Two Days/$150 Additional Days
Cleaning	$250

Non-Island Users

Rental	$400/$150 Additional Days
Cleaning	$150

Commercial Users	Negotiable up to $1,000/Day
Late Cleanup Fee	$150

Street Opening Permit (Effective July 1, 2011)

Excavation for under street utilities	~~$25~~	$200

Transfer Station Fees (Effective July 1, 2011)

Household Trash	Free	
Cardboard	Free	
Zero Sort Recycle	Free	
Wood/Demo (per cy) – Resident	$30	
Wood/Demo (per cy) – Commercial	$50	
Metal/Demo (per cy) – Resident	$20	
Metal/Demo (per cy) – Commercial	$30	
Solid Fill (concrete, bricks, glass, etc.)	~~Free~~	$10 (per cy)
Commercial Solid Waste		
Island Business (per cy)	~~$15~~	$20
Waste Oil (**Delivered to Transfer Station**)	~~Free~~	$2/gal.
Contaminated with water	$5	
Hazardous flammable liquid	$10/gal.	
Appliances with freon	~~$35~~	$40
Appliances without Freon	~~$10~~	$12
Small Appliances	~~$3~~	$5
Mattresses and box spring –	~~$10~~	
Twin	$5/each	
Full	$10/each	
Queen/King	$12/each	
Furniture:		
(chairs, sofas, bed frames etc.)	$5-$10	
Sleeper sofa	$20	
Beach furniture (chairs, etc.)	$1	
Tires with rims	~~$15~~	$30
Tires without rims	~~Free~~	$5
Non-motorized items (bikes, tikes)	$5	
Motorized items:		
(motorcycles, lawn mowers, etc.)	$10	
Plastic items (~~other than #1 or #2, toys, etc.~~)		

Non recyclable	$2-$5	
Batteries Marine	~~$10~~	$20
Batteries Auto	~~$5~~	$10
Televisions	$25	
Computers	$15	
Printers	$5	
Monitors	$25	
VCR, DVD/CD players, stereos	$10	
Speakers/mouse/keyboards	$2/each	
Flourescent bulbs (including CFL's)		
24" and under	$4	
48"	$6	
96"	$9	
Propane tanks: 20# gas grill size	$25	
Torch/small cooking size	$2	
Oil based paint	$3/gal.	
Latex dry	$1/gal.	
Latex wet	$3/gal.	
Misc. household hazardous waste	Per Item	
Mercury items	$4/each	
Fuel oil tanks cut in half	$25	
Water heaters	$8	
Minimum fee for disposal	$2	
Toter rental non-Town/non-profit	$10/month	

Motion made by Mike Maloney to move pending questions – 2nd by Jim Wilber
Vote: U -1

Vote on Article 58: U -2

Article 59. Shall an ordinance entitled "Ch. 16 - Property Assessed Clean Energy (PACE)" be adopted?

Chapter 16
Property Assessed Clean Energy (PACE) Ordinance

ARTICLE 1 – PURPOSE AND ENABLING LEGISLATION

Sec. 16-1 Purpose
By and through this Chapter, the Town of Long Island declares as its public purpose the establishment of a municipal program to enable its citizens to participate in a Property Assessed Clean Energy ("PACE") program so that owners of qualifying property can access financing for energy saving improvements to their properties located in the Town. The Town declares its purpose and the provisions of this Ordinance to be in conformity with federal and State laws.

Sec. 16-2 Enabling Legislation

The Town enacts this Ordinance pursuant to Public Law 2009, Chapter 591 of the 124th Maine State Legislature—"An Act To Increase the Affordability of Clean Energy for Homeowners and Businesses," also known as "the Property Assessed Clean Energy Act" or "the PACE Act" (codified at 35-A M.R.S.A. § 10151, *et seq*.).

ARTICLE II – TITLE AND DEFINITIONS

Sec. 16-3 Title

This Ordinance shall be known and may be cited as "the Town of Long Island Property Assessed Clean Energy (PACE) Ordinance" (the "Ordinance")."

Sec. 16-4 Definitions

Except as specifically defined below, words and phrases used in this Ordinance shall have their customary meanings; as used in this Ordinance, the following words and phrases shall have the meanings indicated:

1. **Energy saving improvement.** "Energy saving improvement" means an improvement to qualifying property that is new and permanently affixed to qualifying property and that:

   A. Will result in increased energy efficiency and substantially reduced energy use and:

      (1) Meets or exceeds applicable United States Environmental Protection Agency and United States Department of Energy – Energy Star program or similar energy efficiency standards established or approved by the Trust; or

      (2) Involves air sealing, insulating, and other energy efficiency improvements of residential, commercial or industrial property in a manner approved by the Trust; or

   B. Involves a renewable energy installation or an electric thermal storage system that meets or exceeds standards established or approved by the Trust.

2. **Municipality.** "Municipality" shall mean the Town of Long Island.

3. **PACE agreement.** "PACE agreement" means an agreement between the owner of qualifying property and the Trust that authorizes the creation of a PACE mortgage on qualifying property and that is approved in writing by all owners of the qualifying property at the time of agreement, other than mortgage holders.

4. **PACE assessment.** "PACE assessment" means an assessment made against qualifying property to repay a PACE loan.

5. **PACE district.** "PACE district" means the area within which the Municipality establishes a PACE program hereunder, which is all that area within the Municipality's boundaries.

6. **PACE loan.** "PACE" loan" means a loan, secured by a PACE mortgage, made to the owner(s) of a qualifying property pursuant to a PACE program to fund energy saving improvements.

7. **PACE mortgage.** "PACE mortgage" means a mortgage securing a loan made pursuant to a PACE program to fund energy saving improvements on qualifying property.

8. **PACE program.** "PACE program" means a program established under State statute by the Trust or a municipality under which property owners can finance energy savings improvements on qualifying property.

9. **Qualifying property.** "Qualifying property" means real property located in the PACE district of the Municipality.

10. **Renewable energy installation.** "Renewable energy installation" means a fixture, product, system, device or interacting group of devices installed behind the meter at a qualifying property, or on contiguous property under common ownership, that produces energy or heat from renewable sources, including, but not limited to, photovoltaic systems, solar thermal systems, biomass systems, landfill gas to energy systems, geothermal systems, wind systems, wood pellet systems and any other systems eligible for funding under federal Qualified Energy Conservation Bonds or federal Clean Renewable Energy Bonds.

11. **Trust.** "Trust" means the Efficiency Maine Trust established in 35-A M.R.S.A. § 10103 and/or its agent(s), if any.

ARTICLE III – PACE PROGRAM

1. **Establishment; funding.** The Municipality hereby establishes a PACE program allowing owners of qualifying property located in the PACE district who so choose to access financing for energy saving improvements to their property through PACE loans administered by the Trust or its agent. PACE loan funds are available from the Trust in municipalities that 1) adopt a PACE Ordinance, 2) adopt and implement a local public outreach and education plan, 3) enter into a PACE administration contract with the Trust to establish the terms and conditions of the Trust's administration of the municipality's PACE program, and 4) agree to assist and cooperate with the Trust in its administration of the municipality's PACE program.

2. **Amendment to PACE program.** In addition, the Municipality may from time to time amend this Ordinance to use any other funding sources made available to it or appropriated by it for the express purpose of its PACE program, and the Municipality shall be responsible for administration of loans made from those other funding sources.

ARTICLE IV – CONFORMITY WITH THE REQUIREMENTS OF THE TRUST

1. **Standards adopted; Rules promulgated; model documents.** If the Trust adopts standards, promulgates rules, or establishes model documents subsequent to the Municipality's adoption of this Ordinance and those standards, rules or model documents substantially conflict with this Ordinance, the Municipality shall take necessary steps to conform this Ordinance and its PACE program to those standards, rules, or model documents.

ARTICLE V – PROGRAM ADMINISTRATION; MUNICIPAL LIABILITY

1. Program Administration.

A. PACE Administration Contract. Pursuant to 35-A M.R.S.A. § 10154(2)(A)(2) and (B), the Municipality will enter into a PACE administration contract with the Trust to administer the functions of the PACE program for the Municipality. The PACE administration contract with the Trust will establish the administration of the PACE program including, without limitation, that:

i. the Trust will enter into PACE agreements with owners of qualifying property in the Municipality's PACE district;

ii. the Trust, or its agent, will create and record a Notice of the PACE agreement in the appropriate County Registry of Deeds to create a PACE mortgage;

iii. the Trust, or its agent, will disburse the PACE loan to the property owner;

iv. the Trust, or its agent, will send PACE assessment statements with payment deadlines to the property owner;

v. the Trust, or its agent, will be responsible for collection of the PACE assessments;

vi. the Trust, or its agent, will record any lien, if needed, due to nonpayment of the assessment;

vii. the Trust or its agent on behalf of the Municipality, promptly shall record the discharges of PACE mortgages upon full payment of the PACE loan.

B. Adoption of Education and Outreach Program. In conjunction with adopting this Ordinance, the Municipality shall adopt and implement an education and outreach program so that citizens of the Municipality are made aware of home energy saving opportunities, including the opportunity to finance energy saving improvements with a PACE loan.

C. Assistance and Cooperation. The Municipality will assist and cooperate with the Trust in its administration of the Municipality's PACE program.

D. Assessments Not a Tax. PACE assessments do not constitute a tax but may be assessed and collected by the Trust in any manner determined by the Trust and consistent with applicable law.

2. Liability of Municipal Officials; Liability of Municipality.

A. Notwithstanding any other provision of law to the contrary, municipal officers and municipal officials, including, without limitation, tax assessors and tax collectors, are not personally liable to the Trust or to any other person for claims, of whatever kind or nature, under or related to a PACE program, including, without limitation, claims for or related to uncollected PACE assessments.

B. Other than the fulfillment of its obligations specified in a PACE administration contract with the Trust entered into under Article VI, § 1(A) above, a municipality has no liability to a property owner for or related to energy savings improvements financed under a PACE program.

Vote: U

ARTICLES 60, 61, AND 62 WERE BROUGHT FORTH BY PETITION SUBMITTED BY JASON HORR

Article 60. Shall an ordinance entitled "Chapter 14-Land Use, Article 3: Zoning District Standards, Section 3.2 IR-1 Island Residential Zone, Paragraph C – Conditional Uses, (2) Other, sub-paragraph 'd' " be amended:

d. Raising of domesticated animals, excluding swine and reptiles, ~~with no animals kept on less than 3 acres or closer than one hundred (100) feet to any street or lot line, and~~ provided that such use not will create any odor, noise, health or safety hazards, or any other nuisance to neighboring properties.

Vote: Fails U

Article 61. Shall an ordinance entitled "Chapter 14-Land Use, Article 3: Zoning District Standards, Section 3.3 IR-2 Island Residential Zone, Paragraph C – Conditional Uses, (2) Other, sub-paragraph 'd' " be amended:

e. Raising of domesticated animals, excluding swine and reptiles, ~~with no animals kept on less than 3 acres or closer than one hundred (100) feet to any street or lot line, and~~ provided that such use not will create any odor, noise, health or safety hazards, or any other nuisance to neighboring properties.

Vote: Fails U

Article 62. Shall an ordinance entitled "Chapter 14-Land Use, Article 3: Zoning District Standards, Section 3.9 I-B Island Business Zone, Paragraph C – Conditional Uses, ***(2) Other**," sub-paragraph '13' be added:

13. Raising of domesticated animals, excluding swine and reptiles, provided that such use not will create any odor, noise, health or safety hazards, or any other nuisance to neighboring properties.

Vote: Fails U

Clerks Note: "(2) Other" is an error within this text as it does not exist in the current ordinance Section 3.9 I-B Island Business Zone.

ARTICLES 63, 64, 65, AND 66 WERE SUBMITTED BY BOARD OF SELECTMEN

Article 63. Shall an ordinance entitled "Chapter 14-Land Use – Article 3: Zoning District Standards – Sec. 3.2 IR-1 Island Residential Zone – Para. C. Conditional Uses – (2) Other – 'd'" be amended?

d. Raising of domesticated animals, excluding swine and reptiles, with no animals kept on less than 3 acres or closer than one hundred (100) feet to any street or lot line, and provided that such use will not create any odor, noise, health or safety hazards, or any other nuisance to neighboring properties. Except domesticated fowl as regulated in Ch. 5 Animals and Fowl – Article III Keeping of Domesticated Fowl. This ordinance, to include all of the above text, does not apply to cats and dogs.

Motion made by Mike Maloney to move pending questions – 2nd by Jim Wilber
Vote: U -1

Vote on Article 58: U -2

Article 64. Shall an ordinance entitled "Chapter 14-Land Use – Article 3: Zoning District Standards – Sec. 3.3 IR-2 Island Residential Zone – Para. C. Conditional Uses (2) Other, 'd'" be amended?

d. Raising of domesticated animals, excluding swine and reptiles, with no animals kept on less than 3 acres or closer than one hundred (100) feet to any street or lot line, and provided that such use will not create any odor, noise, health or safety hazards, or any other nuisance to neighboring properties. Except domesticated fowl as regulated in Ch. 5 Animals and Fowl – Article III Keeping of Domesticated Fowl. This ordinance, to include all of the above text, does not apply to cats and dogs.

Vote: Passes

Article 65. Shall an ordinance entitled "Chapter 14-Land Use – Article 3: Zoning District Standards – Sec. 3.9 I-B Island Business Zone – Para. C. Conditional Uses (13)" be adopted?

13. Raising of domesticated animals, excluding swine and reptiles, with no animals kept on less than 3 acres or closer than one hundred (100) feet to any street or lot line, and provided that such use will not create any odor, noise, health or safety hazards, or any other nuisance to neighboring properties. Except domesticated fowl as regulated in Ch. 5 Animals and Fowl – Article III Keeping of Domesticated Fowl. This ordinance, to include all of the above text, does not apply to cats and dogs.

Vote: U -8

Article 66. Shall an ordinance entitled "Ch. 5 Animals and Fowl – Art. III Keeping of Domesticated Fowl" be adopted?

ARTICLE III. KEEPING OF DOMESTICATED FOWL

Purpose.

The purpose of this article is to provide standards for the keeping of domesticated fowl in the IR-1, IR-2 and I-B zones as a conditional use. It is intended to enable residents to keep a small number of fowl on a noncommercial basis while creating standards and requirements that ensure that domesticated fowl do not adversely impact the neighborhood surrounding the property on which the fowl are kept.

Sec. 5-21 Number and type of fowl allowed.

(a) The maximum number of fowl allowed is twenty (24) per lot regardless of how many dwelling units are on the lot.

(b) Fowl allowed include chickens, turkeys, ducks and others may be kept as well.

Sec. 5-22 Non-commercial use only.

(a) Fowl shall be kept as pets and for personal use only; eggs can be sold to off set cost but no person shall engage in fowl breeding or fertilizer production for commercial purposes.

Sec. 5-23 Enclosures.

(a) Fowl should remain on the permittees property and not be a nuisance to abutting property owners. Fowl must have access to an enclosure or fenced area (fowl pen) for protection from predators, roosting and egg laying. Enclosures must be clean, dry, and odor-free, kept in a neat and sanitary condition, at all times, in a manner that will not disturb the use or enjoyment of neighboring lots due to noise, odor or other adverse impact.

(b) Fowl shall be secured within a fowl house during non-daylight hours.

(1) Any type of fowl house shall be at least twenty-five (25) feet from any residential structure or any other premises on any adjacent lots. The structure shall be enclosed on all sides and shall have a roof and doors. Access doors must be able to be shut and latched at night. The fowl house must be well maintained.

(2) Fowl houses shall meet zoning setbacks applicable to detached accessory structures (sheds). For property where no rear yard exists, a side yard may be used as long as the setbacks for structures generally applicable in the zoning district are met. In no case may a fowl house be placed in the front yard. Fowl houses are not allowed to be located in any part of a home.

Sec. 5-24 Odor and noise impacts.

(a) Odors from fowl, fowl manure, or other fowl related substances, shall not be perceptible at the property boundaries.

(b) Perceptible noise from fowl shall not be loud enough at the property boundaries to disturb persons of reasonable sensitivity.

Sec. 5-25 Predators, rodents, insects, and parasites.

The property owner and/or fowl owner shall take all necessary action to reduce the attraction of predators, rodents and insects that could result from the presence of fowl and their enclosures. If unhealthy conditions to human habitation result from keeping of fowl, they may be removed by the Town through the Animal Control Officer, or any other designee, and the cost of the same shall be borne by the property owner and/or fowl owner.

Sec. 5-26 Feed and water.

Fowl must be provided with access to feed and clean water; such feed and water shall be unavailable to rodents, wild birds and predators.

Sec. 5-27 Waste storage and removal.

Provision must be made for the storage and removal or composting of fowl manure. Stored manure shall be covered by a fully enclosed vented container. No more than one, twenty gallon container of manure shall be stored on any one property housing fowl. Manure composting shall be done in a suitable location so as not to create a nuisance to abutting property owners. In addition, the fowl house, fowl pen and surrounding area, must be kept free from trash and accumulated droppings. Uneaten feed shall be removed in a timely manner.

Sec. 5-28 Revocation of permit.

A permit to keep fowl may be revoked where there is a risk to public health or safety or for any violation of or failure to comply with any of the provisions of this article.

Sec. 5-29 Removal of fowl.

If an order to remove fowl is issued by the Animal Control Officer, the Health Officer or the Code Enforcement Officer, the fowl must be removed within thirty (30) days of the date that the order is issued. This includes all structures related to all of the fowl.

Vote: U -6

Article 67. Shall an ordinance entitled "Chapter 14 - Land Use, Article 2 - Definitions" be amended?

Restaurant - Any food service establishment~~, as defined by section 11-16 of this Code,~~ with indoor seating capacity for ten (10) or more patrons.

Explanation: There is no section 11-16 in the Land Use Ordinance.

Vote: U

Article 68. Shall an ordinance entitled "Chapter 14 - Land Use, Article 4 - Shoreland Zoning District Standards - Section 12 – Non-conformance - Sub-section E. Non-conforming Lots" be amended?

3) Contiguous Lots - Vacant or Partially Built: If two or more contiguous lots or parcels are in single or joint ownership of record at the time of or since adoption or amendment of this Article, if any of these lots do not individually meet the dimensional requirements of this Article or subsequent amendments, and if one or more of the lots are vacant or contain no principal structure the lots shall be combined to the extent necessary to meet the dimensional requirements.

This provision shall not apply to 2 or more contiguous lots, at least one of which is non-conforming, owned by the same person or persons on ~~***July 1, 1993***~~ July 1, 1993, and recorded in the registry of deeds if the lot is served by a public sewer or can accommodate a subsurface sewage disposal system in conformance with the State of Maine Subsurface Wastewater Disposal Rules; and

(a) Each lot contains at least 100 feet of shore frontage and at least 20,000 square feet of lot area; or

(b) Any lots that do not meet the frontage and lot size requirements of Section 4.12(E)(3)(a) are reconfigured or combined so that each new lot contains at least 100 feet of shore frontage and 20,000 square feet of lot area.

~~****Per MDEP Order #12-10 (Voters will vote on this change at the 2011 Annual Town Meeting)***~~

Explanation: Making this change will lift the imposed DEP Order #12-10. The language we approved last year was specified as "the effective date of this Article". Since the previous Article 4 was repealed the "effective date" would have been the date in May 2010 that the DEP approved the newly adopted article, hence the DEP Order. July 1, 1993 was the date specified in the repealed Article 4.

Vote: U -1

Article 69. Shall an ordinance entitled "Chapter 14 - Land Use, Article 8 - Administration - Section 8.1 Administration of Permits" be amended?

A. Building Permits.

No building, structure or part thereof shall be constructed, altered, enlarged or moved unless a building permit for such action has been issued by the code enforcement officer or is otherwise exempted under other provisions of this ordinance.

A site plan showing the dimensions of the lot and of all buildings, yards and parking spaces, existing or proposed, shall accompany each application to the Code Enforcement officer for a building permit or certificate of occupancy. Site plans of all off-street loading and off-street parking, whether or not such parking is located on the same lot with the building for which it is required or which it is to serve, shall be provided.

B. Certificate of occupancy required.

~~No building or part thereof shall be constructed, altered, enlarged or moved unless a permit for such action has been issued by the code enforcement officer. Applications for building permits and certificates of occupancy required by the building code shall also serve as applications for permits required by this article.~~ After a building, structure or part thereof has been completed, altered, enlarged or moved, as authorized by a building permit, a certificate of occupancy shall be obtained for the proposed use before the same may be occupied or used. A certificate of occupancy shall also be required for any of the following:

Note: The list specified here is unchanged.

Explanation: The existing language in sub-sections 8.1.A and 8.1.B is not clear. For example, the definition of when a building permit is required is currently given in sub-section B, the certificate of occupancy section, and sub-section A only specifies what is required for a building permit application.

Vote: U

Article 70. Shall ordinances entitled "Chapter 14 - Land Use, Article 12 - Floodplain Standards "be repealed and replaced with proposed new "Chapter 14 – Land Use, Article 12 - Floodplain Development Standards"?

(Full text of the existing Article 12 as well as the proposed new Article 12 are available for viewing at Town Hall or on the Town's Website: www.townoflongisland.us. Annotated copies of the proposed Article 12 will also be available as handouts at Town Meeting.)

Explanation: These changes are required by FEMA as a condition of our continued participation in the National Flood Insurance Program. The language of the proposed article 12 is taken directly and unchanged from the State Planning Office Model Ordinance for Floodplain Standards.

Vote: U -3

Article 71. Shall an ordinance entitled "Chapter 14 - Land Use, Article 13 - Zoning Board of Appeals, Section 13.6 Conditional Uses, Sub-section B – Procedure, Item (1) – Application, Sub-item g" be amended?

> g. Where site plan approval is required by Article 10 (Site Plan Review), a ~~preliminary or final site plan~~ copy of a site plan application that has been determined by the Planning Board to be complete as defined by Article 10 (Site Plan Review).

Explanation: The existing language of this sub-item has previously been interpreted to mean that the Planning Board has to act on a site plan before the Appeals Board can act on the associated conditional use permit. This conflicts with the requirements of Article 10. 3 Part D-12 which states: "Where the approval of the Zoning Board of Appeals is required, such approval must be

obtained before the Planning Board undertakes consideration of an application for Site Plan Review."

Vote: U

Article 72. Shall an ordinance entitled "Chapter 14 - Land Use, Article 14 - Planning Board" be amended?

14.3 Fees ~~(Adopted May 9, 2009)~~

See Town Fee Schedule

~~A.~~	~~Minor Site Plan Review- - - - - -~~	~~$350.00~~
	~~Except for single and two family dwellings and changes in use~~	~~$ 60.00~~
~~B.~~	~~Major Site Plan Review- - - - - -~~	~~$350.00~~
	~~Except for changes in use - - - - -~~	~~$ 60.00~~
~~C.~~	~~Subdivision Fee, each lot or unit - - - -~~	~~$ 30.00~~
~~D.~~	~~Site Plan Review Amendment - - - -~~	~~$175.00~~

Explanation: We think all fees specified in the Land Use Ordinance should be put in the Town Fee Schedule to allow fee changes without making changes to the Land Use Ordinance. ***NOTE:*** *Any changes to the Town Fee Schedule must be approved by voters at a town meeting.*

Vote: U

Planning Board Note: *The following 5 articles deal with proposed changes to the Official Zoning Map of the Town of Long Island. Copies of the proposed map are available for viewing on the town website and also at town hall. You will also be able to view a copy of the proposed map at town meeting.*

Article 73. Shall the Official Zoning Map of the Town of Long Island be amended by redrawing the boundaries of the Shoreland Zone based on a maximum spring tide level (6.4 feet) contour derived from the 2-foot contour map of Long Island produced by FEMA as part of the floodplain map revision project?

Vote: U

Article 74. Shall the Official Zoning Map of the Town of Long Island be amended by showing the major tributary streams on Long Island?
Vote: U

Article 75. Shall the Official Zoning Map of the Town of Long Island be amended by placing the wetland drained by the stream at the northwest end of Fowlers Beach in a Resource Protection Zone.
Vote: Fails U -7

Article 76. Shall the Official Zoning Map of the Town of Long Island be amended by placing the wetland drained by the stream at the southeast end of Fowlers Beach in a Resource Protection Zone.
Vote: Fails U -8

Article 77. Shall the Official Zoning Map of the Town of Long Island be amended by placing the wetland behind South Beach in a Resource Protection Zone.
Vote: Fails U -12

Article 78. To see what sum of money the Town will vote to raise and appropriate for The Long Island Historical Society's share of the Community Center facility expenses and the Learning Center facility expenses.

The Board of Selectmen recommend:
$1,400

Vote: U

Motion made by Emil Burges to adjourn – 2nd by Brenda Singo
Meeting adjourned 1:11PM

Brenda L. Singo
Town Clerk

ATTEST: "A true copy of the Minutes of the 2011 Annual Town Meeting, May 14, 2011".

_____
Long Island Town Clerk