

SELECTMEN'S MEETING MINUTES
MAY 13, 1999

Attending: Dale Witman, Brenda Charland, Willis Lord, Millard Genthner, Brenda Huntress, Bob Gobeil, Doug Foglio.

APPOINTMENTS:

Mike Curley, Recreation Director discusses with the Board the lack of applicants to the Route 5 picnic area attendants. There was discussion regarding the pay for the route 5 attendants. It is decided we will advertise again. There was also discussion regarding running an ad for the transfer station attendant. All agreed to do a combination ad for the route 5 park attendant and transfer station and this ad will be paid out of the Park's and Rec. advertising account.

Proposed changes to personnel policy tabled to next week.

OLD BUSINESS

Discussed the proposed changes to cover the hazardous waste container. Willis states he thinks we should wait until after the renovations are finished before we do this project, because we are not sure where things are going to be yet. Millard gave the idea of putting the two buildings together. It is reminded that if the project goes over \$500 or if the bldg. is larger than 100 sq. feet we will need to get a building permit. Willis reports that Randy MacMullin from DEP will be coming out on Friday to see if we can move the burn pit, and what we need to do to amend our permit for gravel pit. There was much discussion regarding the transfer station and pay per bag system and whether or not we should charge for hazardous waste disposal. Dale Witman made the motion that the vote regarding the purchase of materials to cover the hazardous waste containers. This motion is Willis Lord made the motion to hold off this project until we have a definite plan of the renovations. Brenda Charland seconded. Motion carried with a vote of 2-1-0 with Dale Witman voting against.

Letter of cooperation between Lake Arrowhead and the Towns of Waterboro and Limerick. Discussed the need to renew this agreement. Brenda objects to this letter of cooperation with other entities. It is part of Waterboro. Dale states that because of the large population, this was a collective effort orchestrated through York County Emergency Management Agency. This is a sub-plan of our Town of Waterboro EMA plan. Dale states that this agreement gets the corporation to realize the validity of the master EMA plan. Pam L'Heureux will be invited to next week's meeting to discuss this further with the Board.

Discussed extension of tax payment arrangement with Louise Williams. A letter was submitted for Selectmen signature if in agreement with the terms. All agreed and was signed.

Brenda Charland made the motion we accept the minutes of Selectmen's meeting of May 4th as read. Dale seconds. All in favor. Motion carries.

Brenda Moved to appoint Paul Gilson to the Old Home Days Committee. Willis seconded. Motion carries with a vote of 3-0-0 in favor.

Brenda made the motion that Brenda Crenner is appointed as Motor Vehicle Agent for the Town of Waterboro for the remainder of the year. Dale seconded. Vote 3-0-0 in favor. Motion carries. Brenda Charland makes the motion we appoint Brenda Crenner for the ensuing year. Willis seconds. Motion carries with a vote of 3-0-0.

OTHER

Doug Foglio and Dwayne Woodsome enter the meeting to discuss getting the application to DEP for expansion of the town's gravel pit. Patti will be directed to get the application together. A reclamation plan has to be drawn up by an engineer. The permit from DEP is one issue and the permit from the town is another issue. Willis asks if the work done for one issue can be used for both. The town requires more than DEP does. The reclamation plan must include the contour lines of the pit and then draw in the contour lines of the reclamation. Have to have the plan for reclamation on record for town conditional use permit. Have to have a hydrological survey done also required by the town. DEP does not require that study.

The 1989 and 1990 town meeting minutes will be reviewed where the articles regarding gravel pits were discussed in relation to the hearing held on May 11 where the Zoning Board overturned a decision of the Code Enforcement Officer and the Board of Selectmen. There is discussion as to who the appeal was against. Was it against Doug Foglio or the Town of Waterboro. Dale feels it is the town's obligation to appeal this hearing. Doug states it is the Zoning Ordinance that the Selectmen should defend. Dale states there are two choices. The Selectmen has 30 days to ask for a rehearing. Doug states yes but they have to rule within 30 days of the original hearing, schedule the meeting, hold a public hearing, send registered mail to all people involved. All must be done within 30 days. Brenda states she would rather see us go that route. There is discussion about the fact that the town was not represented by an attorney. Karen Lovell was representing the Zoning Board. The public hearing was closed down before rebuttals were allowed. Doug states he is not asking for a rehearing. Brenda and Willis both say the town should ask for a rehearing. Brenda states that the hearing was scheduled to be the second hearing and the first to begin at 7. This case was heard at 7 as the first hearing. The Board discussed the fact that Karen is the town's attorney and the Zoning Board should have gotten

Brenda Charland made the motion to request the Zoning Board of Appeals to reconsider the findings and conclusions (Herrle) administrative appeal of May 11, 1999, based on the fact that the Board believes that the Zoning Ordinance has been amended since the pit was originally established stipulating that mineral extraction is now a conditional use in the zone; and that numerous errors occurred in the conducting of the hearing. Willis Lord seconded. Motion carries with a vote of 2-1-0 with Dale voting against. There is further discussion on who the town should ask to represent us in this request. Patti will be asked what the procedure is to accomplish this. We need to look into getting counsel. Dale states he thinks it is appropriate that we go to superior court. Brenda thinks the town should take every step that is available to us.

Dale states we need to discuss the charge to the town property committee regarding the Lake Arrowhead lots. Willis states we are meeting on the 22nd to review the lots at 9 a.m. at the clubhouse. It is decided that because the Selectmen are part of the committee they will discuss this with the whole committee. Willis stated not to forget that Dwayne Woodsome stipulated at town meeting that this be done under the direction of a certified forester. Peter Brewett may be able to fill that.

Application for the use of the Town Hall for Grant Phillips. Willis motioned to approve. Dale seconded. Vote 3-0-0 in favor.

SIGNED

The Waterboro Board of Selectmen signed the Warrant for bills and payroll.
They also signed the following:

1. Selectmen meeting minutes for 5/4/99
2. Tax payment arrangement for Louise Williams.

ADJOURNMENT

The Board adjourned at 9:00 p.m.

APPROVED:

Date: 6-15-99

Dale A. Whit
Brenda Charland
Willis A. Lord