

SELECTMEN'S MEETING MINUTES
MAY 17, 1994

Regular meeting of the Waterboro Board of Selectmen.

PRESENT: Frank R. Allen, Jr., Dennis G. Abbott and John C. Monteith.

Also present: Selectmen's Assistant Dwayne Morin, Finance Committee member Dale Witman, Cable TV Rep. Richard Bateman, Parks & Rec. Chm. Bob Gobeil, and Road Commissioner Glenn Bean, Sr.

REPORT OF STANDING COMMITTEES:

PARKS & RECREATION COMM: A bill was received for Parks & Rec. new mower. This bill included the trade in for the vacuum unit towards the new mower with a pull behind deck. Instead of the trade in going towards the mower deck, a new spreader was purchased. The credit was to carry over until the new fiscal year. It is in next years budget, to be voted on in June, for Parks & Rec. to purchase a new mower. There was no purchase order made out for the spreader. Sel. Abbott explained to Bob Gobeil, that the Board voted to trade the vacuum towards the mower with a pull behind deck. Sel. Abbott asked Bob what permission was given for purchasing the spreader. Board also informed Bob that Parks & Rec. had no authority to spend the money. Bob told the Board the F M Abbott has taken delivery of the new mower. Sel. Abbott asked if Parks & Rec. could have bought the spreader out of their own accounts. Bob told the Board that they probably could. The Board agreed to take the money out of Parks & Rec. accounts to pay for the spreader and the credit to go towards the mower as was previously voted on. bob discussed with the Board the summer program. To start the program up \$600. is need. Parks & Rec. would like the money to come from the Rte 5 account. Board approved to allow \$600. to come from the Rte 5 account to pay for the start up of the summer program.

GLENN BEAN, SR.: Board reviewed the road accounts. Some have possible overdrafts. Only has one more week for money left in Road & Bridges. Still has some money left in the ditching account. Glenn told the Board that he has not come up with a paving program as of yet, only road that he knows will get paved is the Clarks Bridge Road.

DWAYNE MORIN: Dwayne discussed several issues with the Board. Presented the insurance bid package for the Board's approval. Board approved and will send package to four companies, Batchelder Bros., Kasprzak Ins., Clarks Assoc. Ins. and MMA. Area Selectmen's Meeting has been set for Wednesday, May 24th. Hollis agreement: Board reviewed the revised agreement and approved the changes to the capacitors will need to be removed from the white goods and the one half salary for the weekend attendant. Dwayne has talked to CMP about making the transfer station electrified. CMP told him that the nearest 3 phase is at Grave's and the line would have to run from there. Would need additional information. Sel. Abbott asked if CMP couldn't review it and give a recommendation to the Town. Dwayne will check with CMP.

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Tires: several people have brought in more then four tires. Board agreed to send a letter stating they have met the tire disposal free limit and any tires disposed of in the future will need to be charged \$1.00 per unmounted and \$5.00 mounted.

NEW BUSINESS:

THE NATURE CONSERVANCY: Nancy Sferra, Southern Maine Preserves Manager was in to update the Board on plans for the barrens. Would like to have a sign and a reservation box with maps available for the public. Presented the Board with a draft brochure that will be available. Also showed preserve map. Roads will be numbered for the fire dept. Presented the plan for the parking lot, located on the Northern end of Buff Brook Road, just inside of the preserve westerly side of the road. Maximum limit will be 15 cars. Will have a hiking trail coming off the parking lot. Have contacted Steve Dunnells and he will be inspecting to see about cutting vegetation along the road and where the parking lot will be. Sel. Abbott asked if the road was ditched, and Nancy told him no but when the excavating company comes in to do the parking lot will check to see if a culvert is needed. The preserve will be open for day time use only. Would like to limit vehicle usage on the preserve. Have concerns over ATV's without spark arrestors, trash being left, and also a problem with people partying at the old dam. Considering opening several roads to vehicle traffic. Hunting will be allowed. The preserve is open to anyone who will use it within their guidelines. Chm. Allen asked about mountain bikes. Nancy told the Board that they would like to keep mountain bikes out due to going where there are no trails and afraid of accidents with ATV's. Chm. Allen told her that he feels mountain bikers are the most sensible riders that ATV riders. The issue dogs could be a problem, not allowed in other lands owned by the Conservancy. Questions have been raised if hunting is allowed, how can hunt birds and rabbits without dogs. Possibly will allow dogs during hunting season. There are reasons why dogs aren't allowed, dogs leave scent, scare wildlife, disturb wildlife and leave scat for people to walk in and also could contain seeds that could cause something else to grow that shouldn't be there. There will be no additional Public Hearing,

LARRY WAITE: Larry was in to discuss a zoning violation with the Board. Map 44 Lot A363. He waived his right to go before the Zoning Board of Appeals. He has a 13 foot sideline setback violation. CEO, Van Foglio was in to explain the situation with the Board. Van was told by the Planning Board in 1984-1985 that the front setback is the front door, now has changed. Even has had attorney tell one thing and then changed. Mr. Waite bought the house in 1989, from the builder/owner. No Class D survey was done when he purchased it. Sel. Abbott explained how a consent decree works. Sel. Abbott made the motion to issue a consent decree for a front yard setback violation of 13 feet with a fine of \$200.00. Sel. Monteith seconded, voted passed.

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DAN GODIN: Sel. Abbott, abstain and left the meeting at this time. Dan was in to discuss a zoning violation. Map 11 Lot 81. Van explained to the Board that when Mr. Godin's neighbor came in last June 15th and paid a \$1,500. fine, the CEO office sent a letter to Mr. Godin to let him know that there is a zoning violation that needs to be taken care of so as not to wait until closing when there isn't enough time. Was told in the letter could go before the Zoning Board of Appeals. Mr. Godin stated that he would take care of it when he gets ready, he is a friend of Sel. Abbott and will be taken care of. Mr. Godin told the Board that he didn't take care of it earlier due to not having the money to pay the fine. Chm. Allen asked if a Class D Survey has been done yet, and Mr. Godin told him no. Dwayne told him that will need to get the correct figures on the setback could not just issue a blanket consent decree. Chm. Allen asked if they knew what their neighbors paid for a fine and be aware could be at

least the same. Mrs. Godin told the Board that she has a problem with that. A occupancy permit was issued by the Dep. CEO, who also has told them that he knew there was a violation because he drives by everyday. Chm. Allen explained how a consent decree works and they were notified a year ago of the problem. Dwayne told them that they do have the option to go before the Zoning Board of Appeals. Mr. Godin told the Board that his situation is different than his neighbors, he was not involved with building the house and has a real problem with the Dep. CEO telling him that he knows there is a violation because he drives by every day when he signed the occupancy permit. He has measured and it looks like the house has a setback of 30 feet when it should be 75 feet. Board told them to get a Class D survey done and then come back before the Board.

JERRY & LINDA MCCOY: Sel. Abbott re-entered the meeting at this time. Was represented by Sam & Lucille Woodsome for a zoning violation of Map 42 Lot A145. In the process of selling the house when the violation was picked up by a Class D survey. Did get Planning Board approval on May 14, 1986 for the back line. The house was built in 1986. Feels there was a miscommunication. Sel. Abbott made the motion to issue a consent decree for a sideline setback violation of 7 feet with a fine of \$200.00. Chm. Allen seconded, voted passed.

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SIGNED:

The Board signed the warrant for payment of bills and payroll.

The Board signed the warrant for Annual Town Meeting, SAD 57 budget vote, the Primary Election.

ADJOURNMENT:

The motion for adjournment was made at 9:30 p.m.

approved: _____
