

SHELLFISH CONSERVATION ORDINANCE
Article X, Section 6.5.2
(Final Draft)

*Note: Language on ballot will only be that which is in **bold font**

6.5.2 Application Procedure: Any person may apply to the town clerk for the license required by this ordinance on forms provided by the municipality.

- a. Contents of Application: The application must be in the form of an affidavit and must contain the applicant's name, current address, birth date, height, weight, signature, proof that the applicant has completed his or her annual twenty (20) hours of conservation work, as verified by the designee of the shellfish committee, and whatever information the municipality may require. [6-08]
- b. Conservation Time: **Commercial Shellfish License applicants shall complete conservation time by May 15 of each year. The conservation period starts May 16 and runs until May 15 of the following year. [6-11]**
- c. Misrepresentation: Any person who gives false information on a license application will cause said license to become invalid and void.

Downtown Business and Residential District Amendment
Article VI, Section DD.1 & EE.1
(Final)

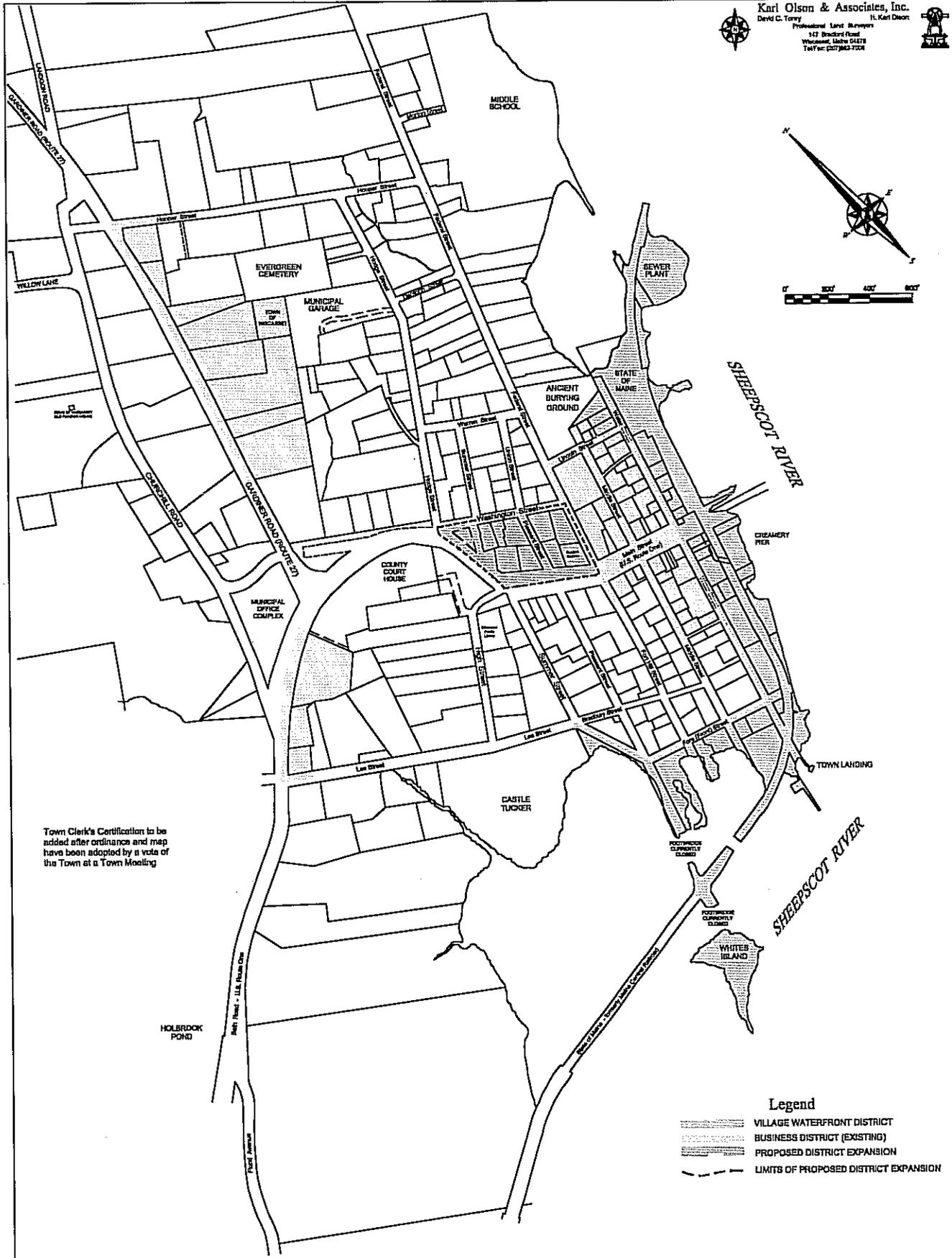
DD. RESIDENTIAL DISTRICT

DD.1 Beginning at the Sheepscot River and the southeast corner of land of Gerald Sherman (U-3-30) westerly to its intersection with the property line of R. King (U-3-23), thence northerly to the northeast corner of property of F. Hussey (U-3-22), thence westerly along the Hussey/Sherman property line extended to the center line of Federal Street, thence northwesterly along the center line of Federal Street and Route 218 to its intersection with the center line extended of Langdon Road, thence southwestwesterly along the center line of Langdon Road extended to its intersection with the southern property line of land formerly of L. Shea (R-6-25), thence westerly to the center line of the Gardiner Road; thence southerly along the center line of the Gardiner Road to its intersection with the center line extended of Churchill Street, thence southerly along the center line of Churchill Street to its intersection with the center line of Willow Lane extended; thence westerly along the center line of Willow Lane to the property line extended of K. Bridgham and the New England Forestry Foundation (R-6-36); thence southerly to the western property line of G. Fowles (U-5-9A), thence westerly along G. Fowles property line to its intersection with the E. Johnson (R-6-37), thence southerly to the property line of A. Thompson (U-5-4A), thence southerly along the western property line of P. Groetzinger (U-7-16B), A. Thompson, C. Hurd (U-7-16A), M. Sharrigan(U-7-18), and L. Cloutier (U-7-17), extended across Bradford Road to the joint property line of J. Pendleton (U-7-2) and R. Spinney (U-7-1); thence easterly along the southern boundary of R. Spinney, N. Stone (U-6-6), L. Mihalos (U-6-5), N. Bonang (U-6-4A), G. Dowling (U-6-4), B. Blackman (U-6-3), R. Brewer (U-6-2) J. Rafter (U-6-1), and M. Rafter (U-6-24) extended to its intersection with the center line of Route One, thence southerly to its intersection with the property line extended of Heard (U- 6-22), thence westerly and southerly along Heard to the intersection of J. Bruce with Rafter Heirs; thence southerly along J. Bruce, S. Johnson(U-6-20) and D. Holbrook (U-6-19) to its intersection with the northerly property line of Holbrook Heirs (U-9-16) thence westerly along Holbrook Heirs and D. Holbrook (U-9-15) property line to its intersection with M. Rafter property (U-9-14), thence southerly along D. Holbrook extended to the center line of the Old Bath Road, thence easterly along the center line of Old Bath Road extended to its intersection with the center line of Route One, thence northerly to the southern property line extended of H. Ferne, thence southeasterly along the line of Ferne to the Sheepscot River, thence by the shore of the Sheepscot River to the point of beginning, including all islands and ledges within the Town of Wiscasset which lie within the easterly extensions of the north and south boundary lines of the above described District; excluding, however, from the above those areas designated **Commercial and Downtown Business District** as described in Article VI, **Section EE** of the Town of Wiscasset Ordinances and Bylaws.

EE. BUSINESS DISTRICT

EE.1 **Downtown Business District:** Commencing at the center of Water Street and its intersection with Lincoln Street, continuing in a westerly direction along the center of Lincoln Street to the extension of the easterly boundary of Map U-2, Lot 52, thence northerly along the easterly boundaries of Map U-2, Lots 52 and 56, thence westerly along the northerly boundaries of Map U-2, Lots 56 and 50, ~~Wiscasset Sewage Disposal Plant, continuing in a southwestwesterly direction to the center of Water Street; thence along the center of~~

~~Water Street in a southerly direction to the extension of the northerly boundary of Hammond; thence westerly to the Town property; thence southerly along the westerly boundary of Lot 50 to the center of Lincoln Street; thence northwesterly along the center of Lincoln Street to the center of Federal Street; thence southerly along the center of Federal Street to its intersection with Washington Street; thence northwesterly along the center of Washington Street to its intersection with the center of Hodge Street; thence southerly by the center of Hodge Street to the center of Main Street (US Route 1); thence southerly and southeasterly along the center of Main Street (US Route 1) to its intersection with Fort Hill Street; thence southerly along the center of Fort Hill Street to the extension of the southwesterly boundary property line of Macurda-House-Corporation Map U-1, Lot 94; thence following the Macurda-House-Corporation Map U-1, Lot 94 southerly boundary property line easterly to its intersection with the Holbrook Map U-1, Lot 106 boundary property line; thence northerly along the Lot 94 boundary to the boundary of property of Nadeau Map U-1, Lot 93; thence easterly along the southerly boundary extension of Nadeau Map U-1, Lot 93 property line to its intersection with the center of Middle Street; thence southerly along the center of Middle Street southerly boundary of the Town property to its intersection with the property line of Pels and Kellogg; thence southerly along the extension of the property lines of Pels and Kellogg (??) and Haggett (??) to its intersection with the center of Big Foot Alley; thence southeasterly along the center of Big Foot Alley to its intersection with the center of Water Street; and continuing in that direction to the waterfront; thence northerly along the center of Water Street waterfront to the point of beginning. All Tax Map and Lot designations refer to the Town of Wiscasset Property Maps as prepared by John E. O'Donnell & Associates and revised thru April, 2010.~~



Town Clerk's Certification to be added after ordinance and map have been adopted by a vote of the Town at a Town Meeting



Notes:
 This map is for general planning purposes only and is not a substitute for site specific evaluation to determine the exact location of the resources to be protected.
 The inland boundaries of the the Zoning Districts shown are defined by property boundaries and the centerlines of the traveled way of the streets.

PROPOSED
Town of Wiscasset
Zoning Change
Downtown Business District

April 5, 2011

Temporary Business Ordinance
Article IX, Section 1.4
(Final)

1.4 **TEMPORARY BUSINESS ~~SALES~~ ORDINANCE**

- 1.4.1 Purpose. It is the intent of this ordinance to regulate temporary **business sales** activities so that temporary stands, concessions and exhibits are allowed only upon meeting certain minimum regulations.
- 1.4.2 Definitions.
- a. Temporary Business Activity: ~~Temporary business activity is defined as~~ Any activity, stand, concession, carnival, road show, trade show, fair or public exhibition, taking place from a temporary structure and/or temporary location, whose purpose is to advertise, display, or offer goods for sale **for no more than ninety (90) consecutive days during a three hundred sixty-five (365) day period.**
 - b. Temporary Business License: ~~A temporary business license is~~ A document obtained from the Wiscasset **Code Enforcement Officer** ~~Town Manager~~ that grants the applicant permission to conduct a temporary business activity in the Town of Wiscasset.
- 1.4.3 Permits. It shall be unlawful for any individual, person, firm, corporation, partnership, or other business entity to conduct temporary business activities in the Town of Wiscasset without first applying for and obtaining a temporary business license.
- a. The applicant for a temporary business license shall obtain a temporary business license from the Wiscasset **Code Enforcement Officer** ~~Town Manager~~ **prior to before** engaging in any activities associated with this section. The **Code Enforcement Officer** ~~Town Manager~~ shall have the authority to approve or deny any temporary business license pursuant to this ordinance.
 - b. A **single** temporary business license shall be valid for a **maximum of thirty (30) ninety (90) consecutive calendar days during a three hundred sixty-five (365) day period**, beginning on the ~~date of license approval~~ **commencement of the temporary business activity.**
 - c. **The temporary business license fee shall be established by the Selectmen.** ~~There shall be no fee for a temporary business license.~~
- 1.4.4 Appeals. Any application to conduct a temporary business activity that has been denied **in writing, has been suspended or revoked, may, within thirty days of the denial, suspension or revocation, appeal the decision to the Wiscasset Board of Appeals as defined in Article I, Section 5.** ~~be appealed to the Wiscasset Board of Selectmen. All appeals must be made by submitting a formal written request of an appeal to the Town of Wiscasset Town Manager.~~

1.4.5 Regulations. Each licensee shall meet all of the requirements listed below. Failure to meet any of the requirements listed herein shall constitute grounds for non-issuance or revocation of a temporary business license.

- a. No temporary business activity ~~will~~ **shall** create hazardous traffic conditions.
- b. No temporary business activity shall obstruct or act as a cause of obstructing any sidewalk, street or highway within the Town of Wiscasset.
- c. Each licensee shall be required to clean up its site, **repair any related damages** and remove all materials associated with its temporary business activity within twenty-four (24) hours of license **or event expiration, whichever occurs first**. Failure to remove ~~will~~ **shall** result in the Town removing materials at the expense of said licensee and shall constitute a violation of this ordinance.
- d. Temporary licenses shall be conspicuously displayed at the place of business.
- e. **Signs shall comply with the applicable provisions of the Wiscasset Sign Ordinance, Article III.**
- f. **Adequate toilet facilities shall be provided as determined by the Wiscasset Local Plumbing Inspector.**
- g. **Secure written permission from the land owner before applying for a temporary business license.**

1.4.6 Exemptions. The following ~~activities are held~~ is exempt under this ordinance:

- a. Private garage or yard sales conducted on the seller's owned or leased property.
- b. Temporary **business activities occurring on town or school property**, ~~associated with the Main Street Pier. any recreational activities that are permitted by law and for other activities which a license or permit by the town is necessary; such as, but not limited to: School Department sporting events, 4th of July parade, Main Street Pier activities, etc.~~
- c. Temporary activities involving craft fairs, flea markets and yard sales that are sponsored by churches, civic organizations and nonprofit organizations that are tax exempt under the provisions of the Internal Revenue Code.
- d. **Temporary business activities shall not be considered in determining the minimum lot size requirements for the use or uses made of any lot.**

~~1.4.7 Violations. Any individual, person, firm, corporation, partnership or other business entity violating the provisions of this ordinance shall be punished by: 1). 1st offense shall be a warning; 2). For each and every offense thereafter a payment of a fine of not less than fifty~~

~~dollars (\$50.00) nor more than three hundred dollars (\$300.00). Each day of a continuing violation shall be deemed a separate offense. The Wiscasset Police Department and Code Enforcement Officer shall be responsible for the enforcement of this ordinance~~

- 1.4.7 **Violation.** Any individual, person, firm, corporation, partnership or other business entity violating the provisions of this ordinance shall receive a warning for the first offense. For each and every offense thereafter a fine of not less than fifty dollars (\$50.00) nor more than three hundred dollars (\$300.00) shall be levied. Each day of a continuing violation after the issuance of a written notice of violation shall be deemed a separate offense. The Wiscasset Police Department and Code Enforcement Officer shall be responsible for the enforcement of this ordinance.

Temporary or Seasonal Businesses Amendment
Article II, Section 2.17
(final)

~~2.17 — TEMPORARY OR SEASONAL BUSINESSES~~

~~Temporary or seasonal businesses shall not be considered in determining the minimum lot size requirements for the use or uses made of any lot provided that the temporary or seasonal business:~~

~~2.17.1 Complies with all other laws and ordinances (such as, for example, those pertaining to victualers and to parking); [3-95]~~

~~2.17.2 Does not create a traffic hazard by blocking traffic vision; and [3-95]~~

~~2.17.3 Has written permission from the landowner. [3-95]~~

Glossary

~~TEMPORARY OR SEASONAL BUSINESSES: Those for profit and not for profit activities in Wiscasset which operate and set up less than six months out of the year.~~

SIGN ORDINANCE
Article III
(Final Draft)

1. Purpose

The purpose of regulating signs is to promote and protect the public health, safety and welfare by regulating existing and proposed signs of all types; to protect property values; enhance and protect the physical appearance of Wiscasset; to provide non-residential properties with opportunities to advertise while providing a more enjoyable and pleasing community; to reduce sign or advertising distractions and obstructions that may contribute to traffic accidents; to reduce hazards that may be caused by signs overhanging or projecting over public right of ways; and to create and foster a more stable and attractive roadside environment.

2. Applicability

No person shall erect any sign that is visible from a public way, other than an official traffic sign, except in conformance with this ordinance.

3. Permit and Permit Fees

3.1 The erection, placement or installation of any sign, excepting Exempted Signs noted in this Ordinance (Section 7), requires a sign permit from the Sign Control Officer. A permit is required for each new sign.

3.2 When applying for a Sign Permit, the applicant shall pay a sign permit fee established by the Selectmen. The fee shall be noted on the sign permit application.

4. Definitions

Advertising Sign: A sign the primary purpose of which is to make known a product, service or other marketable goods available on the premises.

Applied Sign: A sign painted or applied to the exterior building surface, including all lettering and symbols and background coloring other than the color of the building.

Awning Sign: A sign affixed to or part of an awning which directs attention to a business, industry, profession or service conducted on the premises where the sign is displayed.

Banner: A sign of temporary construction made of vinyl, canvas, or similar flexible material.

Business Directional Signs: A sign erected and maintained in accordance with this Ordinance and Title 23 MRSA § 1901-1925, to indicate to the traveling public the route and distance to public accommodations, facilities, commercial services, and points of scenic, historical, cultural, recreational, educational, and religious interest.

Canopy Sign: A sign mounted on, detached or integral to a permanent, horizontal cover over a freestanding structure.

Decorative Banners, Flags and Pennants: An outdoor banner, flag or pennant that is ornamental and complementary to a property and does not include letters, words or numbers.

Directory Board: A wall sign affixed to a building containing name identification for two (2) or more activities or businesses located in a single building or group of buildings.

Electronic Message Display Board: A message board in which one or more illuminated characters in a display may be changed by electronic means.

Free-Standing Sign: An outdoor sign which is directly and permanently supported and physically separated from any other structure.

Flag “Open”: A flag that has only the word “open” and no other lettering or numbering.

Iconic Signs: Those signs which are traditionally accepted pictorial symbols conveying the nature of the business, such as barber poles, eyeglasses, boots, and mortar and pestle. They are normally constructed in heavy relief or are three-dimensional.

Marquee Sign: A sign on or attached to a permanent overhanging shelter that project from the face of the building, such as a theatre or business, and is supported entirely or partially by the building.

Neon Sign: Tubing using neon, another gas, or a technology simulating neon such as light emitting diodes (LED), to spell the name of a business, promote a product or convey information.

Off-Premises Sign: Directs attention to a business, industry, profession or service not conducted on the premises where the sign is displayed.

On-Premises Sign: Directs attention to a business, industry, service or profession conducted on the premises where the sign is displayed.

Parallel Sign/Flush Mounted Sign: A wall-mounted sign parallel to the exterior building surface, extending not more than six inches from that surface.

Pennant: An all-weather device constructed of lightweight plastic, fabric, or other material, which may or may not contain text, suspended from a rope, wire, or string, usually in series, designed to move in the wind.

Permanent Sign: A sign permanently attached to the ground or a structure or permanently painted or marked on a structure, and intended to remain for the foreseeable future.

Portable Sign: A sign not designed or intended to be permanently affixed into the ground or a structure.

Projecting Sign: A sign that is wall-mounted, and extends more than six (6) inches from the building surface.

Public Notice Sign: A sign the primary purpose of which is to display information of a civic, social, or religious nature. Such a sign may have a surface which allows the use of removable letters.

Roof Sign: A sign erected or constructed wholly upon or over the roof of any building with the principal support on the roof structure.

Shopping Center: A group of two (2) or more retail stores and/or offices which share adjacent off-street parking facilities.

Sign: An object, device, display or structure or part thereof that is used to advertise, identify, display, direct, or attract attention to an object, person, institution, organization, business, project, service, location, or event by any means including words, letters, figures, designs, symbols, fixtures, colors, or projected image.

Sign Area: Sign area includes all lettering, wording and accompanying design symbols, together with the background on which they are displayed. Painted or applied sign area includes any background color of a different color than the color of the building or transparent surface. Where lettering and/or symbols of an applied sign are painted or applied on the surface of a building or glass, the area is considered to be that area within a line drawn around the outside of all letters and symbols. Only one side of a sign shall be counted when determining the size of two sided signs.

Temporary Advertising Sign: A sign relating to a specific sale of products or other similar advertising announcements such as the opening of a new business. This includes signs mounted to the interior or exterior of windows and glass doors.

Temporary Sign (for Temporary Businesses): A sign that may be moved without structure alteration or with minimal ground disturbance. It includes portable signs and signs that may be quickly placed on the ground with minimal ground disturbance.

Traffic Control Sign or Device: An official route marker, warning sign, sign directing traffic to or from a community, bridge, ferry or airport, or sign regulating traffic, which has been erected by officers having jurisdiction over the public way.

Wall Signs: An outdoor sign which is attached flat, painted on, or extends less than six (6) inches from the building surface.

Window Sign: A sign placed, painted, or affixed to the interior or exterior window or the glazed portion of a door that is visible from the building exterior.

5. Non Conformance (Existing Signs)

- 5.1 The use of any sign lawfully in existence at the time of adoption of this Ordinance may continue for no more than three (3) years although the sign does not conform to the provisions of this Ordinance. All signs shall be brought into conformance with this within three (3) years from the date of adoption of this ordinance.
- 5.2 Normal maintenance and repairs are permitted, but the sign shall not be altered, enlarged or rebuilt except in conformance with this Ordinance. See Section 17 of this Ordinance, Maintenance and Removal.

6. Prohibited Signs

- 6.1 The following signs shall not be permitted:
 - A. Off premises signs, except for Business Directional Signs and Temporary Signs.
 - B. Signs which prevent free ingress and egress from any door, window, fire escape or interfere with pedestrian and vehicular movement.
 - C. Signs on trees, utility poles, on fences or on official traffic control signs or devices.
 - D. Signs that by reason of size, location, content, coloring or manner of illumination, obstruct the vision of drivers or obstruct or detract from the visibility or effectiveness of any traffic sign or control device on public streets and roads.
 - E. Except for official traffic control signs or devices, signs that make use of words as "Stop," "Look," "One Way," "Danger," or any similar words, phrases, symbols, lights or characters in such a manner as to interfere with, mislead, or confuse traffic.
 - F. An obsolete sign which ceases to advertise a bona fide business conducted or a product sold on the premises after six (6) months of a business closure or six (6) months after a product is no longer sold.

7. Exempted Signs

7.1 The following signs do not require a permit and are permitted in all zoning districts:

- A. Yard sale/garage sale signs provided they do not interfere with pedestrian and vehicular movement, do not exceed four (4) square feet in sign area and are erected for no more than five (5) days. Yard sale/garage sale signs shall be removed by the person posting the sign within twenty-four (24) hours of the final day of the sale.
- B. Signs placed upon work under construction or renovation to be removed within thirty (30) days of completion of the job.
- C. Real estate signs not exceeding eight (8) square feet in sign area per lot which advertise the sale, rent or lease of the premises upon which they are located.
- D. Sign bearing the name of property owner/tenant, house/apartment number or other identification in conformance with the Wiscasset Street Naming and Addressing Ordinance, without any commercial or business advertising connotations.
- E. Governmental identification, informational, directional, and public safety signs.
- F. Traffic control signs or devices.
- G. Signs relating to trespassing or hunting, not exceeding two (2) square feet in sign area for each sign.
- H. Political signs provided they conform to state requirements.
- I. Signs solely indicating entrance or exit not exceeding three (3) square feet in sign area and containing no advertising material.
- J. Trail markers, historic, preservation, or cultural signs as approved by the Wiscasset Sign Control Officer.
- K. Signs indicating open, closed and hours not exceeding two (2) square feet in sign area.
- L. Community, Charitable/Non-Profit fundraising event signs provided the sign is erected for no more than fifteen (15) days before the event and does not exceed thirty-two (32) square feet in sign area. Community, Charitable/Non-

Profit fundraising event signs shall be removed within twenty-four (24) hours of the final day of the event.

- M. Flags of any nation or governmental subdivision.
- N. Religious symbols.
- O. Signs painted on or affixed to a vehicle which is related to the business. Such vehicles must have legal, up to date registration to the business or business owner.
- P. Signs which provide direction or instruction and are located entirely on the property to which they pertain, such as restroom, parking entrances, exit signs, and bearing no commercial matter.
- Q. Merchandise for sale in the form of a sign.
- R. Flags that state "open" (no more than one per business).
- S. Vending machine signs.
- T. Signs located on fuel pumps displaying the price of fuel.
- U. Decorative banners, flags and pennants that are not permanently affixed to a building or structure or permanently secured to the ground and do not exceed forty (40) square feet in combined total allowable sign area. Except in the Downtown Sign District they shall not exceed twenty (20) square feet in combined total allowable sign area. Banners, flags and pennants that include letters, words or numbers, except those that state "open", are not exempt.

8. Regulations Applicable to Signs in all Districts

- 8.1 No sign, except exempted signs, shall be erected before obtaining a permit.
- 8.2 All signs must be stationary and permanently installed except where exempted or otherwise noted by this Ordinance. No sign may be erected or maintained on trees or painted or drawn upon rocks or other natural features.
- 8.3 No sign may have any animated or moving parts, except barber poles and clocks.
- 8.4 Illumination of Signs
 - A. No sign shall be illuminated by intermittent light.
 - B. Externally Illuminated Signs
 - i. Light fixtures illuminating signs shall be carefully located,

aimed, and hooded or shielded to prevent direct illumination of public streets or abutting properties.

- ii. Light fixtures illuminating signs shall be of a type such that the light source (bulb) is hooded or shielded and not directly visible from adjacent public or private streets or properties
- iii. To the extent practicable, fixtures used to illuminate signs shall be top mounted and directed downward (i.e. below the horizontal).

C. Internally Illuminated Signs

- i. In order to prevent internally illuminated signs from becoming light fixtures, such signs shall consist of light lettering or symbols on a dark background. The lightness or darkness is a function of the luminous transmittance of the translucent surface material, and the light source. The higher the luminous transmittance, the lighter the color.

- 8.5 Projecting signs shall maintain minimum height clearance of 8 feet above ground level.
- 8.6 Free standing signs located within thirty (30) feet of street corners, and set upon the ground, shall be no more than three (3) feet in height or if set on posts shall be supported by not more than two posts.
- 8.7 On-premise signs shall be located within one-thousand (1,000) feet of the principal building where the business or facility is carried on or practiced or within one-thousand (1,000) feet of the point of interest. Storage areas, warehouses and other auxiliary structures and fixtures are not deemed to be buildings where the business, facility or point of interest is carried on or practiced.
- 8.8 Wall signs shall not alter or obscure architectural details or obstruct openings.
- 8.9 Only one free standing sign is permitted per lot.

9. Off-Premises Business Directional Signs

- 9.1 All Business Directional Signs within the Downtown Sign District shall meet the following specifications:
 - i. Size: 31 inches long by 7 inches wide including a top and bottom frame.
 - ii. Lettering: not more than two inches or less than one inch high in Block, Roman or Old English.
 - iii. Base: 1/2 inch or 3/4 inch board or overlaid plywood.

- iv. Color: Black letters on white background.
- v Appearance: Neatly lettered and with a professional appearance.

9.2 All other Business Directional Signs shall comply with the Maine Department of Transportation regulations 17-227-200 pertaining to Official Business Directional Signs and 23 MRSA Sections 1901-1925, as the same may be amended from time to time.

9.3 Placement

- A. No business is permitted more than one Business Directional Sign at any one intersection approach.
- B. Each place of business is permitted a maximum of four (4) Business Directional Signs. Double-sided signs with equal and parallel faces may be considered as one sign. No more than two (2) Business Directional Signs per business are allowed in the Downtown Sign District.
- C. Business Directional Signs shall be located so as to avoid conflict with other signs and to have the least possible impact on the scenic environment.

9.4 Installation and Maintenance

- A. All Business Directional Signs shall be provided by the business owner or applicant, and shall be installed by the applicant at locations approved by the Board of Selectmen or the Sign Control Officer and on the posts provided by the Town.
- B. A sign permit shall be obtained before any Business Directional Sign is installed.
- C. Business Directional Signs, which become defaced or damaged, shall be replaced by the owner.
- D. Owners of Business Directional Signs which are no longer applicable because of business name changes, business relocations or any other reason shall remove their signs within thirty (30) days from the date at which the sign becomes inapplicable.
- E. Any Business Directional Sign which is not properly maintained by the owner, or which is no longer applicable, may be removed at the owner's expense by the Town after written notification.

10. Signs for Temporary Businesses and Temporary Advertising Signs

- 10.1 Signs for Temporary Business. Signs for Temporary Businesses, excepting those listed in Section 7, require a permit from the Sign Control Officer. A business or individual will be allowed such a sign for no more than ninety (90) consecutive days during a three hundred sixty-five (365) day period and shall be removed by the person posting the sign. Signs for Temporary Businesses sign area shall not exceed twelve (12) square feet and no more than two (2) signs are allowed per business.
- 10.2 Temporary Advertising Signs. Temporary Advertising Signs, excepting those listed in Section 7, require a one-time yearly permit from the Sign Control Officer. A business or individual will be allowed no more than four (4) such signs at any one time. Each sign shall be permitted for a maximum of thirty (30) consecutive days. Temporary Advertising total sign area shall not exceed twelve (12) square feet. Temporary Advertising Signs up at any time shall not be counted toward the total allowable sign area.

11. Electronic Message Display Boards

- 11.1 Electronic message display boards shall not have any distracting appearance of motion, flashing, blinking, or shimmering.
- 11.2 No more than one (1) electronic message display board with two sides is permitted per lot.
- 11.3 Electronic message display boards shall not exceed twenty-four (24) square feet in total allowable sign area.
- 11.4 The area occupied by the message may comprise no more than ninety (90) percent of the surface area of the sign area.
- 11.5 An electronic message display board shall only consist of alphabetic or numeric characters on a plain background and shall not include any graphic, pictorial, or photographic images
- 11.6 The content of the message may change no more than once every ten (10) minutes.
- 11.7 When the display changes, it shall change as rapidly as is technologically practicable with no phasing, rolling, scrolling, flashing, or blending.
- 11.8 The size, intensity of illumination and acceptable rate of change between the time display and temperature display of a time and temperature electronic message

display board shall comply with rules, policies or guidelines adopted by the Department of Transportation. Rules adopted pursuant to this section are routine technical rules as defined in Maine State Statute Title 5, chapter 375, subchapter 2-A.

12. Signs within the Downtown Sign District

- 12.1 Downtown Sign District Description. The boundaries of the Downtown Sign District have been drawn to encompass the historic village and its waterfront along the Sheepscot River. The following lots are located within the Downtown Sign District: All lots abutting Water Street, Middle Street, Fort Hill Street, Pleasant Street, Summer Street, High Street, Fore (Front) Street, Bradbury Street, Lee Street, Union Street, Summer Street, Washington Street, Lincoln Street, Warren Street, and Danforth Street in their entirety. All Lots abutting Federal Street from the intersection of US Route 1 to the northern property lines of Map U-3, Lot 24 (Historic Old Jail) and U-3, Lot 6. All lots abutting Hooper Street from the intersection of Federal Street to the western property lines of Map U-2, Lot 24 and Map U-2, Lot 17A. All lots abutting US Route 1 from Holbrook Pond to the Davey Bridge, excepting a portion of Map U-6, Lot 23. All lots abutting Churchill Street from the southerly intersection of US Route 1 to the intersection of Washington Street, excepting a portion of Map U-5, Lot 4. All lots abutting the State of Maine Railroad property from Map U-1, Lot 71 (Wiscasset Yacht Club) to Map U-2, Lot 60 (Wiscasset Sewer Treatment Facility). A graphic representation of this description titled "Downtown Sign District" identifies the above-mentioned locations.
- 12.2 Signs shall be permitted only on the front, side and the rear of a building or structure. Signs shall not alter or obscure an architectural feature, component or detail of a structure or building. Interior and window signs shall not result in permanent alteration of any glass surface.
- 12.3 Signs at the primary entrance shall be limited to one projecting sign per building and one additional sign for each business that occupies the ground floor of the building. One additional sign shall be permitted at the rear entrance of the building. Each business above the ground floor may have one window sign.
- 12.4 Signs shall be made of traditional materials such as wood, brass, bronze, and slate, or of contemporary materials that have the appearance of traditional materials. Signs shall have a professional appearance.
- 12.5 Projecting signs shall be mounted on black iron, copper or brass mounts using black iron, copper or brass fasteners. Wall signs shall be mounted with black iron, copper or brass fasteners only. A replica of black iron, copper or brass is acceptable. Mounting shall be into mortar or other appropriate materials and shall not damage the surrounding brick, granite, or other building components.

- 12.6 Business Directional Signs shall be in conformance with Section 9 of this Ordinance. Each place of business is permitted a maximum of two (2) Business Directional Signs in the Downtown Sign District.
- 12.7 Wall and Applied Signs: Maximum sign area shall not exceed ten (10) % of the wall area to which it is attached and the total allowable sign area. Wall signs may only be installed in the area exclusive of openings and architectural details.
- 12.8 Total sign area of all signs per lot shall not exceed seventy-five (75) square feet, except for those properties and uses provided under Section 12, Common Signs, of this Ordinance. Signs exempted under Section 7, Exempted Sign, of this Ordinance shall not be included when determining total square footage.
- 12.9 Neon signs are not permitted.
- 12.10 Electronic Message Display Boards are not permitted.

13. Common Signage

- 13.1 Owners of shopping centers, office/business or industrial parks may be permitted to increase the maximum allowable total sign area by up to 25% by providing for a common signage plan. The common signage plan shall specify standards for consistency among all signs affected by the plan with regard to:
 - A. Color scheme
 - B. Lettering or graphic style
 - C. Lighting
 - D. Location of each sign on the building(s)
 - E. Location of freestanding sign
 - F. Materials
 - G. Sign proportions
 - H. Scale

14. Sign Height

- 14.1 Freestanding signs shall not exceed twenty-five (25) feet in height, measured with respect to the average ground grade at the location where the sign will be erected.
- 14.2 All signs attached to buildings shall be located below the ridge line or cornice of the building.

15. Sign Location

- 15.1 No on-premise signs located adjacent to State Highways may be permitted (whichever distance is greater):

- A. Within thirty-three (33) feet of the center line of any public way if the highway is less than sixty-six (66) feet in width;
 - B. Within twenty (20) feet from the outside edge of the paved portion of any public way with more than two (2) travel lanes and a total paved portion in excess of twenty-four (24) feet in width; or
 - C. Within the full width of the right-of-way of any public way.
- 15.2 For all other properties, on-premise signs shall not be located within the right-of-way of any public or private way.
- 15.3 No sign shall be erected adjacent to any public way in such a manner as to obstruct clear and free vision or where, by reason of its position, shape, color, illumination or wording, interfere with, obstruct the view or be confused with any public traffic sign, signal or device or otherwise constitute a hazard to pedestrian or vehicular traffic.
- 15.4 No sign shall be placed so as to touch or otherwise interfere with overhead utilities, or so as to touch or interfere with such utilities in the event that the sign leans, falls, or otherwise becomes displaced.

16. Sign Area

- 16.1 General sign calculation standards
- A. The sign area shall include all lettering, wording and accompanying design symbols, together with the background on which they are displayed. Supporting bracing or framework shall be excluded, but any decorative structure shall be included.
 - B. Applied sign area shall include any background color of a different color from the color of the building surface or transparent surface. Where lettering and/or symbols of an applied sign are painted or applied directly on the surface and coloring of a building or on glass, the area shall be considered to be that area within a line drawn around the outside of all letters and symbols.
 - C. Two sided signs: Only one side of a sign shall be counted when determining the size of such a sign.
 - D. Total sign area of all signs per lot shall not exceed one hundred fifty (150) square feet, except for those properties and uses provided under Section 13, Common Signs, and Section 12.7, Signs within the Downtown Sign District, of this Ordinance. Signs exempted under Section 7, Exempted Sign, of this Ordinance shall not be included when determining total square footage.

16.2 Specific sign area and design standards

- A. Awning Signs: No awning shall extend over two-thirds of the sidewalk or eight (8) feet from the building face, whichever is greater. This awning shall not extend beyond the streetlights or trees and shall maintain eight (8) feet of clearance from the sidewalk for pedestrian safety. Signage or logo on an awning shall be limited in size to twenty (20) % of the total allowable sign area. This area of information shall count towards the total allowable sign area for the business.
- B. Banners, Flags and Pennants (Non-Decorative): Non-decorative Banners, flags and pennants permanently affixed to a building or structure or permanently secured to the ground shall be limited to eighty (80) square feet in combined total allowable sign area. Except in the Downtown Sign District combined total allowable sign area shall not exceed forty (40) square feet.
- C. Canopy Signs: Canopy signs shall be limited in size to twenty (20) % of the total allowable sign area.
- D. Decorative Banners, Flags and Pennants: Decorative Banners, Flags and Pennants exceeding forty square feet in combined total allowable sign area shall be limited to eighty (80) square feet in combined total allowable sign area. Except in the Downtown Sign District combined total allowable sign area shall not exceed forty (40) square feet.
- E. Directory Board: A directory board shall be considered one wall sign. Each listing shall be no larger than two (2) square feet. The listing of the individual uses shall be in lettering of consistent size, color and style.
- F. Free Standing Signs: Freestanding signs shall be limited in size to eighty (80) % of the total allowable sign area.
- G. Home Occupations: Home Occupation Signs shall not exceed 6 square feet in total size regardless of shape; may have its message on either one or both sides of the sign; shall not be internally illuminated.
- H. Iconic Signs: Maximum sign area shall not exceed twelve (12) square feet of the total allowable sign area.
- I. Marquee Signs: Maximum sign area shall not exceed forty (40) square feet of the total allowable sign area.
- J. Neon Signs: Maximum sign area shall not exceed four (4) square feet of the total allowable sign area.

- K. Projecting Signs: Maximum sign area shall be twenty (20) square feet of the total allowable sign area. Projecting signs shall maintain a minimum height clearance of eight (8) feet above ground level.
- L. Wall and Applied Signs: Maximum sign area shall not exceed twenty (20) % of the wall area to which it is attached and the total allowable sign area. Wall signs may only be installed in the area exclusive of openings and architectural details. Except in the Downtown Sign District total allowable sign area shall not exceed ten (10) % of the wall area.
- M. Window Signs: Signs affixed to or painted on windows shall not exceed 30% of the total window facade area and the total allowable sign area.
- N. Temporary Advertising Signs: Temporary advertising total sign area shall not exceed twelve (12) square feet
- O. Signs for Temporary Businesses: Signs for Temporary Businesses shall not exceed twelve (12) square feet in total sign area regardless of its shape.

17. Maintenance and Removal

Every sign shall be maintained in a safe, presentable and good structural condition by the timely replacement of defective parts, periodic cleaning and painting when necessary. The Sign Control Officer shall cause to be removed any sign that endangers public safety, including signs which are:

1. materially, electrically, or structurally defective;
2. abandoned by reason of vacancy of the structure to which the sign is attached for a period of six (6) months or more (except as provided in Section 9.4);
3. erected within the right-of-way of a public street except as allowed in this Ordinance;
or
4. erected without a permit.

The Sign Control Officer shall send by certified mail a notice to the owner of record of the property and/or business of the violation and require correction or removal within fourteen (14) days of the notice mailing. The town shall remove, at the owner's expense, any sign determined to be in violation and not corrected within the prescribed time period. The Sign Control Officer may cause immediate removal of a dangerous sign without notice.

18. Enforcement and Penalties

18.1 The Sign Control Officer is authorized to enforce this ordinance.

- 18.2 If the Sign Control Officer finds that any provision of this Ordinance is being violated, he shall provide notification in writing to the person responsible for the violation, indicating the nature of the violation and ordering the action necessary to correct it.
- 18.3 If the violation is not corrected within the time specified, the Sign Control Officer may order repairs or removal of any sign and its supporting structures if judged dangerous, or if it is in disrepair or in violation of this ordinance; or he may revoke the sign permit and/or may seek penalties and injunctive relief.
- 18.4 Violation of any provision of this ordinance or any lawful order relating to this ordinance by the Sign Control Officer shall be subject to a fine of not more than \$100.00 per offense. Each day that the violation continues is a separate violation. In the event that the Town of Wiscasset incurs any expense in the enforcement of this ordinance, including but not limited to court costs and attorney's fees, the Town shall be entitled to collect such costs from the violator. Any penalties or costs assessed shall be payable to the Town of Wiscasset.

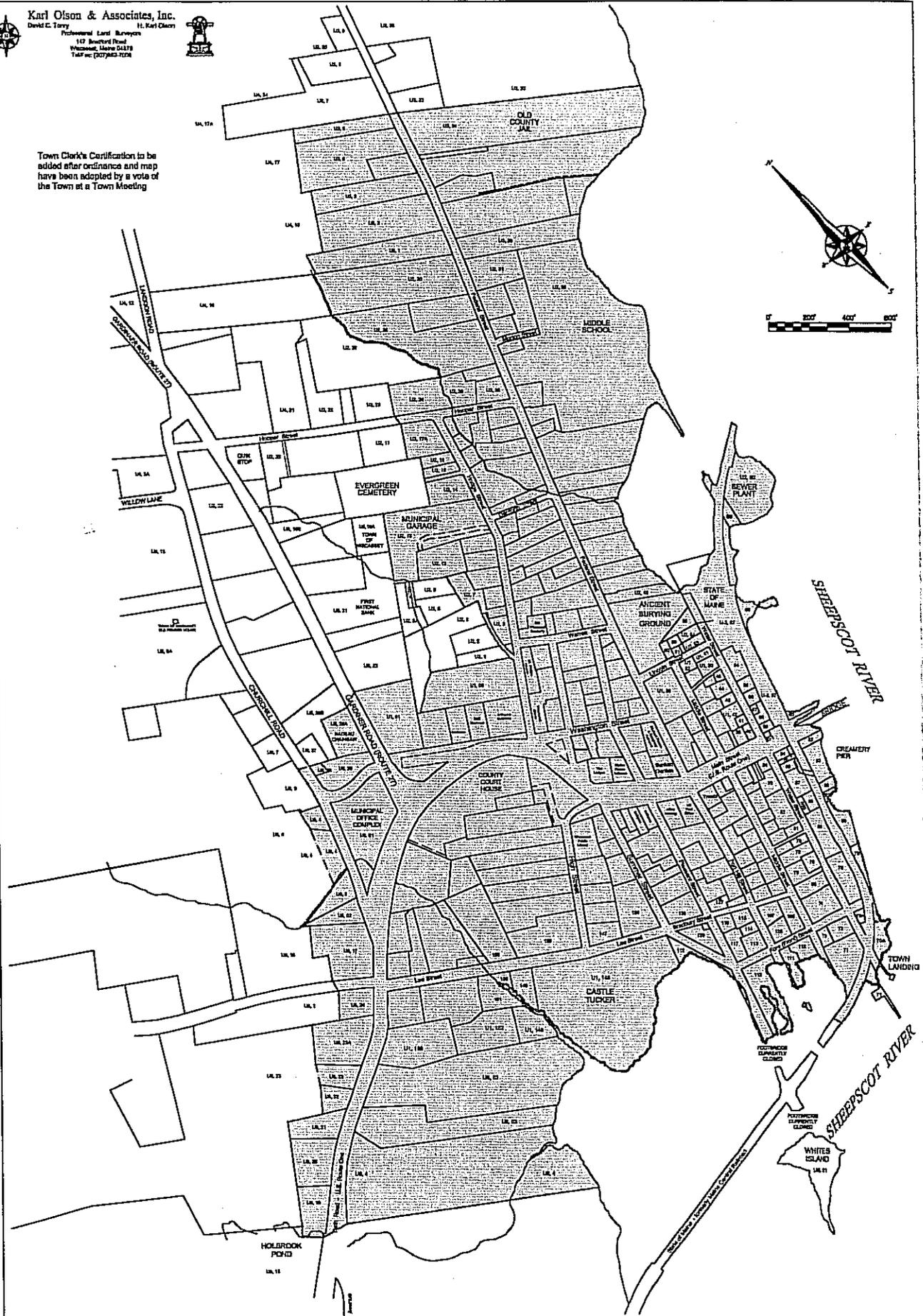
19. Appeals

An applicant whose application for a Sign Permit has been denied or revoked may, within thirty (30) days of denial or revocation, appeal the decision to the Wiscasset Board of Appeals in accordance with Article I, Section 5 of the Wiscasset Ordinances.

20. Validity/Severability

The invalidity of any provision of this ordinance shall not invalidate any other provision.

Town Clerk's Certification is to be added after ordinance and map have been adopted by a vote of the Town at a Town Meeting



Legend
 DOWNTOWN SIGN DISTRICT
 REFERS TO TAX MAP & LOT NUMBERS

PROPOSED
 Town of Wiscasset
 Downtown Sign District
 February 16, 2011

VILLAGE WATERFRONT DISTRICT
Article VI, Section F
(Final Draft)

F. VILLAGE WATERFRONT DISTRICT

F.1.0.0 Purpose

The purpose of the Village Waterfront District is to preserve and maintain for the citizens of Wiscasset the character of the Wiscasset Village Waterfront, including its scenic value, its accessibility to the public, and its economic value for functionally water-dependent uses.

To assure respect for the historic visual experience and avoid incompatible and adverse impacts, development is encouraged to draw its inspiration from traditional New England examples. Building design requires coordination of architectural form, massing, use of materials, color, and detailing to achieve harmony and continuity of design. Suitable design elements are pitched roofs and exterior sheathing such as brick, stone, shingles or clapboards.

F.2.0.0 Permitted Uses

F.2.1.0 Except to the extent permits may be specifically required by the Village Waterfront District ordinance, the following uses are allowed without a permit from the Planning Board or the Code Enforcement Officer in the Village Waterfront District, provided development is in compliance with all applicable laws, rules and regulations:

- (a) The permitted uses in the Shoreland Resource Protection District as set out in the following subsections: Article VI, Sections A.1.1, A.1.2, A.1.3, A.1.6, A.1.9 and A.1.10;
- (b) Filling and earthwork of less than ten (10) cubic yards of soil;
- (c) Filling and earthwork of more than ten (10) cubic yards of soil if required by state or federal governmental agency order;
- (d) Routine maintenance operations;
- (e) Emergency operations; and,
- (f) Electric Utility Substation and Facilities existing as of the effective date of this ordinance.

F.2.2.0 The following uses are permitted with Code Enforcement Officer approval in the Village Waterfront District, provided development is in compliance with all applicable laws, rules and regulations:

- (a) Accessory uses and structures except for those that are accessory to uses and structures requiring Planning Board approval;
- (b) Structures for any use permitted in the Village Waterfront District which remain for less than seven (7) months in any period of (12) twelve consecutive months;

- (c) Service drops, as defined, to approved development;
- (d) Signs subject to applicable sign ordinances;
- (e) Retaining walls beyond twenty-five (25) feet of the upland edge of the coastal wetland;
- (f) Driveways;
- (g) Landscaping in accordance to the Landscaping Standards;
- (h) Seasonal, non-attached buildings or structures located on existing piers;
- (i) Single family dwellings; and,
- (j) Two-family dwellings.

F.2.3.0 The following uses are permitted with Planning Board approval in the Village Waterfront District, provided development is in compliance with all applicable laws, rules and regulations:

Commercial:

- (a) Professional, business and general offices;
- (b) Restaurants, eating establishments and drinking establishments;
- (c) Retail and service establishments, but excepting establishments with automobile gas pumps;
- (d) Banking and financial services;
- (e) Indoor recreation and family amusement establishments;
- (f) Intermodal transportation facilities;
- (g) Off-street parking lots;
- (h) Personal services;
- (i) Business services;
- (j) Communication studios, broadcast and receiving facilities, excluding Wireless Telecommunication Facilities;
- (k) Spa, health club or similar facility;
- (l) Museum art gallery or similar facility;
- (m) Convenience store; and,
- (n) Hotels, motels and ancillary uses.

Marine:

- (a) Marine products wholesaling and retailing;
- (b) Marine repair services and machine shops;
- (c) Harbor and marine supplies and services and ship supply;
- (d) Boatbuilding and facilities for construction, maintenance and repair of vessels;
- (e) Marinas with ancillary services customary to the primary use;
- (f) Marine museums and aquariums;
- (g) Indoor boat storage facilities;
- (h) Permanent piers, docks, wharfs, bridges and other structures and uses extending over or below the upland edge of a coastal wetland or within a wetland;

- (i) Functionally water-dependent structures are permitted in the Village Waterfront District which remain for seven (7) or more months in any period of twelve (12) consecutive months;
- (j) Aquaculture; and,
- (k) Yachting or sailing clubs, and schools that give marine or nautical instruction.

Institutional:

- (a) Clinics;
- (b) Churches;
- (c) Private clubs or fraternal organizations;
- (d) Marine related colleges, universities or trade schools with ancillary services including dormitories, customary to primary use.

Public:

- (a) Government buildings and uses;
- (b) Boardwalks;
- (c) Recreational trails;
- (d) Utility substations including sewage collection and pumping stations and water pumping stations; and,
- (e) Public parks and recreational areas.

Other:

- (a) Studios for artists and craftspeople;
- (b) Accessory uses or structures customarily incidental and subordinate to the location, function and operation of uses or structures permitted by the Planning Board;
- (c) Parking areas, excluding parking garages;
- (d) Roads;
- (e) Essential Services;
- (f) Structural development in a recreational area;
- (g) Non-residential facilities for marine related educational, scientific, or nature interpretation purposes;
- (h) Retaining walls within twenty-five (25) feet of the upland edge of a coastal wetland;
- (i) Filling or earth-moving activity of more than ten (10) cubic yards; and,
- (j) Electric Utility Substation and Facilities existing as of the effective date of this ordinance.

F.3.0.0 Prohibited Uses

Uses which are not enumerated in sections F.2.1.0 – F.2.3.0 as permitted uses are prohibited in the Village Waterfront District.

F.4.0.0 Dimensional Requirements

The following dimensional requirements shall apply within the Village Waterfront District provided development is in compliance with all applicable laws, rules and regulations:

- (a) Minimum lot size:
 - 1. Residential: None
 - 2. Non-residential: None

- (b) Minimum frontage:
 - 1. Water: None
 - 2. Road/Street: None

- (c) Minimum setback requirements:
 - 1. Front setback: None
 - 2. Side setback: None
 - 3. Rear setback: None

- (d) Minimum water body setback:
 - 1. There shall be a minimum setback of twenty-five (25) feet, horizontal distance, from the normal high water line. There shall be no minimum setback for roads or structures that require direct water access as an operational necessity including, but not limited to, piers, docks, wharfs and bridges; buildings in existence as of the effective date of this ordinance; buildings, structures, or permissible uses of land for public benefit/use; seasonal, non-attached buildings or structures on existing piers. Any enlargement of these existing buildings must comply with all applicable setback requirements in this ordinance.

- (e) Maximum lot coverage: The total of all non-vegetated surface areas shall be no more than seventy percent (70%).

- (f) Maximum height of structures: Principle or accessory structures and expansions of existing structures shall not exceed thirty-five (35) feet in height from finished grades averaged on all sides. This provision shall not apply to structures such as transmission towers, small wind energy conversion systems, antennas, and similar structures having no floor area.

F.5.0.0 General Land Use Standards

All land use activities in the Village Waterfront District shall conform to the following standards, if applicable.

- (a) The lowest floor elevation or openings of all buildings and structures including basements constructed after the effective date of this ordinance shall be elevated at least one foot above the elevation of the 100-year flood, the flood of record, or in the absence of these, the flood as defined by soil types identified as recent flood plain soils.
- (b) No structures shall be constructed on slopes greater than 20% within seventy-five (75) feet from the upland edge of a water body unless they are permissible functionally water-dependent uses or structures or their accessories.
- (c) Notwithstanding the requirements stated above, ramps, stairways, or similar structures may be allowed to provide shoreline access in areas of steep slopes or unstable soils provided:
 - 1. The structure is limited to the maximum width necessary for proposed use, not to exceed six (6) feet in width;
 - 2. The structure does not extend below or over the upland edge of a coastal wetland (unless permitted by the Department of Environmental Protection pursuant to the Natural Resources Protection Act, Title 38, Section 480-C), and;
 - 3. The property owner demonstrates that no reasonable alternative exists on the property within 150 feet of the desired point of access.

F.5.1.0 Piers, Docks, Wharves, Bridges and Other Structures and Uses Extending Over or Beyond the Upland Edge of a Coastal Wetland or Within a Wetland.

- (a) Access from shore shall be developed on soils appropriate for such use and constructed to control erosion.
- (b) The location shall not interfere with existing developed natural beach areas.
- (c) The facility shall be located to minimize adverse effects on fisheries.
- (d) The facility shall be no larger in dimension than necessary to carry on permitted land use activities as determined by the municipal permitting authority.
- (e) No new structure shall be built on, over or abutting a pier, wharf, dock or other structure extending beyond the upland edge of a coastal wetland or within a wetland unless the structure requires direct access to the water as an operational necessity, or is a functionally water-dependent use or an accessory to a functionally water-dependent use.

- (f) No existing structures built on, over or abutting a pier, dock, wharf or other structure extending beyond the upland edge of a coastal wetland of a water body or within a wetland shall be converted to residential dwelling units.

F.5.2.0 Roads and Driveways.

The following standards shall apply to the construction of roads and/or driveways and drainage systems, culverts and other related features.

- (a) Roads and driveways shall be set back at least twenty-five (25) feet from the upland edge of a coastal wetland, excepting roads which require access to the shoreline.

On slopes greater than twenty (20) percent the road and/or driveway setback shall be increased by ten (10) feet for each five (5) percent increase in slope above twenty (20) percent.

This subsection shall apply neither to approaches to water crossings nor to roads or driveways that provide access to permitted structures and uses.

- (b) Existing public roads may be expanded within the legal road right-of-way regardless of its setback from a water body.
- (c) Road banks shall be no steeper than a slope of two (2) horizontal to one (1) vertical, and shall be graded and stabilized in accordance with the provisions for erosion and sedimentation control contained in subsection F.5.5.0.
- (d) Road grades shall be no greater than ten (10) percent except for short segments of less than two hundred (200) feet.
- (e) In order to prevent road surface drainage from directly entering water bodies, roads shall be designed, constructed, and maintained where feasible to empty onto an unscarified buffer strip at least twenty-five (25) feet plus two times the average slope in width between the outflow point of the ditch or culvert and the upland edge of a coastal wetland or normal high-water line. Road surface drainage which is directed to an unscarified buffer strip shall be diffused or spread out to promote infiltration of the runoff and to minimize channelized flow of the drainage through the buffer strip.
- (f) Ditch relief (cross drainage) culverts, drainage dips and water turnouts shall be installed in a manner effective in directing drainage onto unscarified buffer strips before the flow in the road or ditches gains sufficient volume or head to erode the road or ditch. To accomplish this, the following shall apply:

- i Ditch relief culverts, drainage dips and associated water turnouts shall be spaced along the road at intervals no greater than indicated in the following table:

Road Grade (Percent)	Spacing (Feet)
0-2	250
3-5	200-135
6-10	100-80
11-15	80-60
16-20	60-45
21 +	40

- ii Drainage dips may be used in place of ditch relief culverts only where the road grade is ten (10) percent or less.
- iii On road sections having slopes greater than ten (10) percent, ditch relief culverts shall be placed across the road at approximately a thirty (30) degree angle down slope from a line perpendicular to the centerline of the road.
- iv Ditch relief culverts shall be sufficiently sized and properly installed in order to allow for effective functioning, and their inlet and outlet ends shall be stabilized with appropriate materials.
- (g) Ditches, culverts, bridges, dips, water turnouts and other stormwater runoff control installations associated with roads shall be maintained on a regular basis to assure effective functioning.

F.5.3.0 Storm Water Runoff

- (a) All new construction and development shall be designed to manage stormwater runoff on the site in excess of the natural predevelopment conditions. Existing natural runoff-control features, such as berms, swales, terraces and wooded areas, shall be retained in order to reduce runoff and encourage infiltration of stormwaters.
- (b) Stormwater runoff control systems shall be maintained to ensure proper functioning

F.5.4.0 Landscaping Standards

- (a) All applicants for permits for buildings or structures, subdivisions and site plan review exceeding six-hundred (600) square feet in floor area shall submit a plan for the preservation, planting and/or replacement of trees on the site to

the extent that, at maturity of twenty years, the existing tree canopy shall be maintained. The Codes Officer or Planning Board shall be responsible for the review of all landscape plan and tree preservation plans. All landscape plans shall include:

1. Scale. Plans shall be drawn to a scale of not more than 30 feet to the inch on sheets not exceeding 24 by 36 inches.
2. Contents. All plans shall illustrate with sufficient detail the location of all proposed construction including driveways, parking areas, curbs, sidewalks, utility lines, utility easements, structures, and landscape areas. Landscape areas shall indicate the type, quantity and dimensions of all proposed vegetation and shall be illustrated at their mature growth. Landscape material proposed must comply with the standard industry planting practices.

F.5.5.0 Erosion and Sedimentation Control

- (a) All activities which involve filling, grading, excavation or other similar activities which result in unstable soil conditions and which require a permit shall require a written soil-erosion and sedimentation-control plan. The plan shall be submitted to the permitting authority for approval and shall include, where applicable, provisions for:
 1. Mulching and re-vegetation of disturbed soil;
 2. Temporary runoff-control features such as hay bales, silt fencing or diversion ditches; and,
 3. Permanent stabilization structures such as retaining walls or riprap.
- (b) In order to create the least potential for erosion, development shall be designed to fit with the topography and soils of the site. Areas of steep slopes, high cuts and fills shall be avoided wherever possible, and natural contours shall be followed as closely as possible.
- (c) Erosion and sedimentation-control measures shall apply to all aspects of the proposed project involving land disturbance and shall be in operation during all stages of the activity. The amount of exposed soil at every phase of construction shall be minimized to reduce the potential for erosion.
- (d) Any exposed ground area shall be temporarily or permanently stabilized within one (1) week from the time it was last actively worked by use of riprap, sod, seed, and mulch, or other effective

measures. In all cases permanent stabilization shall occur within nine (9) months of the initial date of exposure. In addition:

1. Where mulch is used, it shall be applied at a rate of at least one (1) bale per five hundred (500) square feet and shall be maintained until a catch of vegetation is established.
 2. Anchoring the mulch with netting, peg and twine or other suitable method may be required to maintain the mulch cover.
 3. Additional measures shall be taken where necessary in order to avoid siltation into the water. Such measures may include the use of staked hay bales and/or silt fences.
- (e) Natural and man-made drainage ways and drainage outlets shall be protected from erosion from water flowing through them. Drainage ways shall be designed and constructed in order to carry water from a twenty-five (25) year storm or greater, and shall be stabilized with vegetation or lined with rip-rap.

F.5.6.0 Soils

- (a) All land uses shall be located on soils in or upon which the proposed uses or structures can be established or maintained without causing adverse environmental impacts, including severe erosion, mass soil movement, improper drainage and water pollution, whether during or after construction.

F.5.7.0 Water Quality

- (a) No activity shall deposit on or into the ground or discharge into the waters of the State any pollutant that, by itself or in combination with other activities or substances, will impair designated uses or the water classification of the water body.

F.5.8.0 Archaeological Site

- (a) Any proposed land use activity involving structural development or soil disturbance on or adjacent to sites listed on, or eligible to be listed on, the National Register of Historic Places, as determined by the permitting authority, shall be submitted by the applicant to the Maine Historic Preservation Commission for review and comment, at least twenty (20) days before action being taken by the permitting authority. The permitting authority shall consider comments received from the commission before rendering a decision on the application.

F.6.0.0 Performance Standards

All uses in the Village Waterfront District shall comply with the following standards:

(a) Outdoor storage of materials: Outdoor storage of materials accessory to normal conduct of business shall be suitably screened from the public way and from abutting properties by a fence at least six (6) feet in height or by a solid evergreen planting strip. All waste shall be stored in covered containers that do not leak or otherwise permit liquids or solids to escape from the container. All food processing waste shall be stored within a completely enclosed structure. Outdoor storage of refuse or debris shall be in an appropriate container or located within a designated, screened area.

(b) Noise: The level of sound, measured by a sound level meter with frequency weighting network (manufactured according to standards prescribed by the American National Standards Institute, Inc.), inherently and recurrently generated within the Village Waterfront District shall not exceed seventy (70) decibels on the A scale at the boundaries of any lot between the hours of 7:00 AM and 9:00 PM and fifty (50) decibels between the hours of 9:00 PM and 7:00 AM. In measuring sound levels under this section, sounds with a continuous duration of less than sixty (60) seconds shall be measured by the maximum reading on a sound level meter set to the A weighted scale and the fast meter response (L maxfast). Sounds with a continuous duration of sixty (60) seconds or more shall be measured on the basis of the energy average sound level over a period of sixty (60) seconds (LEQ₁). The following activities and use shall be exempted from the above-mentioned noise requirements:

1. Construction and maintenance activities between the hours of 7:00 AM and 8:00 PM;
2. The noises of safety signals, warning devices, emergency pressure relief valves, and other emergency devices;
3. Traffic noise on public and private roads;
4. Noise created by refuse and solid waste collection, provided that the activity is conducted between 7:00 AM and 6:00 PM;
5. Emergency construction or repair work by public utilities at any hour including, but not limited to, mobile substations;

6. Noise created by any recreational activities which are permitted by law, including but not limited to parades, sporting events, and fireworks displays;
- (c) Vibration: Vibration inherently and recurrently generated, except during periods of construction, shall be imperceptible without instruments at lot boundaries.
- (d) Federal and state environmental regulations: All uses shall comply with federal and state environmental statutes and regulations regarding emissions into the air.
- (e) Floodplain management regulations: Any lot or portion of a lot located within a flood hazard zone as identified on the most recent version of the Town of Wiscasset Flood Insurance Rate Maps shall be subject to applicable Federal Emergency Management Agency Floodplain Management rules and Town of Wiscasset Floodplain Ordinance.
- (f) Glare, radiation or fumes: Glare, radiation or fumes shall not be emitted to an obnoxious or dangerous degree beyond lot boundaries, except glare existing before the adoption of this ordinance and glare generated from sources directly associated with safety and security of the site.
- (g) Lighting: All exterior lighting fixtures, except fixtures existing before the adoption of this Article shall be of such a design to shield the affixed light bulb from sight beyond the property boundaries, and so designed to minimize light emissions visible from adjoining properties except illumination generated from sources directly associated with emergency operations on the site.
- (h) All new electric or telecommunications distribution lines shall be installed underground.
- (i) All structures requiring water and sewer shall be connected to public water and public sewer.
- (j) It shall be the responsibility of the property owner, applicant or their representative to demonstrate to the Town that development is in compliance with applicable performance standards. For any development requiring Planning Board approval, the Planning Board shall have authority to require that any developer bear the expense to investigate and prepare studies deemed necessary by the Planning Board to evaluate impacts and demonstrate compliance with the standards of this Section. If needed, the Planning Board shall have the

authority to hire, at the developer's expense, its own consultants to evaluate the developer's plans and studies.

- (k) Waiver: The Planning Board may modify or waive any of the Performance Standards F.6.0.0 (a) – F.6.0.0 (j), stated above, when the applicant clearly establishes and documents that the standard would not be applicable.

F.7.0.0 Applicability of Article VII – Subdivision Ordinance

When the Planning Board is reviewing any application for a subdivision in the Village Waterfront District, the Planning Board may modify or waive any Subdivision requirement or performance standard when the applicant clearly establishes and documents that the requirement or standard would not be applicable. Additionally, the following provisions of Article VII – Subdivision Ordinance shall apply as follows:

- (a) Section 2.3.3(n), single-family and multiple family-dwellings minimum lot size requirements do not apply; and,
- (b) Section 2.3.5, street and road construction requirements shall not apply, provided the applicant submits documented proof to the Planning Board that all road and street construction meets the design criteria established by the American Association of State Highway and Transportation Officials based upon projected land uses and traffic volumes.

F.8.0.0 Applicability of Article VIII – Site Plan Review Ordinance

When the Planning Board is reviewing a proposal that requires Site Plan Review in the Village Waterfront District, the following provisions of Article VIII – Site Plan Review shall apply as follows:

- (a) Section 6.8.3, minimum parking space requirements shall not apply.
- (b) Section 7.1, waiver standards shall be replaced with: The Planning Board may modify or waive any Site Plan Review requirement or performance standard when the applicant clearly establishes and documents that the requirement or standard would not be applicable.

F.9.0.0 Applicability of Article II – Building Laws

When the Planning Board or Code Enforcement Officer is reviewing an application for Subdivision, Site Plan Review or building permit in the Village Waterfront District, the following provisions of Article II – Building Laws shall not apply:

- (a) Sections 2.1 – 2.14, lot size and setback requirements.

(b) Section 3.2, height.

(c) Section 7.9, State lot size for water and sewer lines and disposal regulation.

GLOSSARY

(Final)

Aquaculture (Village Waterfront District): The growing or propagation of harvestable freshwater, estuarine, or marine plant or animal species.

Business service (Village Waterfront District): A service provided to other business establishments on a fee or contract basis such as advertising, mailing services, building maintenance services, employment services, management and consulting services, protective services, personnel services and similar services.

Boardwalk (Village Waterfront District): A walkway made of boards or planks for use by pedestrians and bicyclists and sited within or adjacent to a waterbody or wetland.

Clinic (Village Waterfront District): An establishment where patients are admitted for examination and treatment by one (1) or more professionals including, but not limited to, physicians, dentists, psychologists or social workers.

Convenience store (Village Waterfront District): A retail establishment offering for sale a limited line of groceries and household items intended for convenience of the neighborhood.

Drinking establishments (Village Waterfront District): An establishment required to be licensed to sell alcoholic beverages for on-premises consumption that is not regularly used for the purpose of providing full-course meals on the premises, as defined in Title 28-A of the Maine Revised Statutes.

Earth moving activity (Village Waterfront District): Any removal, placement, excavation, filling, stockpiling or grading of soil, earth, loam, sand, gravel, rock, or other natural mineral deposits.

Eating establishment (Village Waterfront District): An establishment that prepares and serves food and beverages intended for immediate consumption in consideration of payment.

Facility (Village Waterfront District): A structure, open area, or other physical contrivance or object.

Fill (Village Waterfront District): Soil, earth, loam, sand, gravel, rock and other similar deposits.

Filling (Village Waterfront District): The placement of soil, earth, loam, sand, gravel, rock and other mineral deposits.

Hotel or Motel (Village Waterfront District): a business establishment that provides transient lodging accommodations to the general public in sleeping units with independent access and may provide such additional supporting services as restaurants, meeting rooms, recreation facilities and living quarters for a resident manager or proprietor.

Impervious surface area (Village Waterfront District): Any surface area that does not absorb rain and includes the footprint of all buildings, roads, sidewalks, parking areas, and any area paved with bricks, gravel, concrete or asphalt.

Intermodal Transportation Facility (Village Waterfront District): A facility that accommodates the change from one mode of transportation to another such as docks, park and ride lots, bus stops and railroad stations.

Personal services (Village Waterfront District): Services provided to a person such as laundering of apparel, photography, beauty and barber care, but excluding commercial or industrial laundering of apparel and dry cleaning.

Private club (Village Waterfront District): A nonprofit social or recreational facility that is open exclusively to members and their guests. It shall be permissible to serve food and meals on such premises provided adequate dining room space and kitchen facilities are available.

Professional office (Village Waterfront District): An office maintained by an individual or firm for the practice of a professional such as physician, dentist, lawyer, engineer, architect, teacher, accountant, realtor, insurance broker or other professional.

Public use/benefit (Village Waterfront District): An activity or structure that is undertaken by a public agency, a public utility or a private facility or improvement that is undertaken by a private entity and is clearly in the public interest; provided that the proposal best conforms to the purpose of this Ordinance. These activities or structures shall include, but not be limited to, seasonal, non-attached structures on wharfs and waterfront trails, boardwalks and the like. Public interest shall mean principally of benefit to the general public, as determined by the Planning Board.

Recreational area (Village Waterfront District): A place designed and equipped for sports, leisure time activities and/or other customary and usual recreational activities.

Recreational trail (Village Waterfront District): A trail open to the public, established for walking, hiking, non-motorized biking, snow-shoeing, or cross-country skiing, with a tread path no more than twelve (12) feet in width and an overall width including trail side-slopes of twenty (20) feet or less. Unless owned by the landowner, no motorized vehicles are permitted on a recreational trail except electrically- or solar-operated vehicles and similar transportation-related equipment used by persons with limited physical or mental abilities, and vehicles necessary for trail maintenance and emergency purposes.

Restaurant (Village Waterfront District): An establishment with a food preparation area, dining area, and persons to prepare and serve food and drinks to guests in consideration of payment.

Retail establishment (Village Waterfront District): Any shop or store offering goods, services or merchandise to the general public for direct consumption and not for resale.

Seasonal, non-attached buildings or structures on existing piers (Village Waterfront District): A building or structure which remains on existing piers for less than seven (7) months in any period of twelve (12) consecutive months and is not secured, connected or in any way fastened to existing piers.

Service drop (Village Waterfront District): Any utility service to a customer provided that:

1. in the case of electrical service

- a. A “service drop” is the service cable or other conductor providing secondary voltage to the customer’s service entrance equipment from a transformer or from a secondary conductor located on the utility’s distribution system or on a privately owned line extension.

2. in the case of telecommunication service

- a. the extension, regardless of the length, will be made by the installation of telecommunication wires to existing utility poles, or
- b. the extension requiring the installation of new utility poles or placement underground is less than one thousand (1,000) feet in length.

Studios for artists and craftspeople (Village Waterfront District): A facility for the production of arts and crafts products such as paintings, sculpture or other arts, or the practice of arts such as music or dance, or the production of custom handcrafted work.

Use (Village Waterfront District): The purpose for which land or structures thereon is designed, arranged or intended to be occupied or utilized, or for which it is occupied, maintained, owned, rented or leased.

Utility substation (Village Waterfront District): A sewage- or water-pumping station, telecommunications equipment enclosures, or other similar structures owned or operated by a public utility, excluding any Electric Utility Substation and Facilities.

Water-dependent uses (Village Waterfront District): Uses that require, for their primary purpose, location on submerged lands or that require direct access to, or location in, coastal or inland waters and that cannot be located away from these waters.

Wholesale business (Village waterfront District): A business primarily engaged in the selling of merchandise to retailers or to industrial, commercial, institutional, or professional business users, or to wholesalers; or a business that acts as agent or broker and buys merchandise for, or sells merchandise to, such individuals or companies.

VW Zone Description
(Final)

FF. VILLAGE WATERFRONT DISTRICT DESCRIPTION

Beginning at the shore of a cove which is part of the Sheepscot River at the easterly most corner of the Ancient Burying Ground as shown on Tax Map U-2;

thence generally northeasterly, easterly, southerly, southeasterly and southwesterly along the shore to the southeasterly corner of the property referred to as Castle Tucker, being Lot 148 on Tax Map U-1;

thence northerly along the easterly boundary of the Castle Tucker property and on a continuation thereof to the centerline of Bradbury Street;

thence southerly and easterly along the centerline of Fore Street (a.k.a. Front Street) to its intersection with the centerline of Water Street;

thence northerly along the centerline of Water Street and crossing Main Street, to its intersection with the centerline of Lincoln Street;

thence westerly along the centerline of Lincoln Street to its intersection with the southerly projection of the westerly line of the property shown as Lot 53 on Tax Map U-2;

thence northeasterly along said projection and along the westerly line of the property shown as Lot 53 on Tax Map U-2 and along the westerly line of the property shown as Lot 54 on Tax Map U-2 to the southerly line of land shown as Lot 55 on Tax Map U-2;

thence westerly along the southerly line of land shown as Lot 55 on Tax Map U-2 to the Ancient Burying Ground;

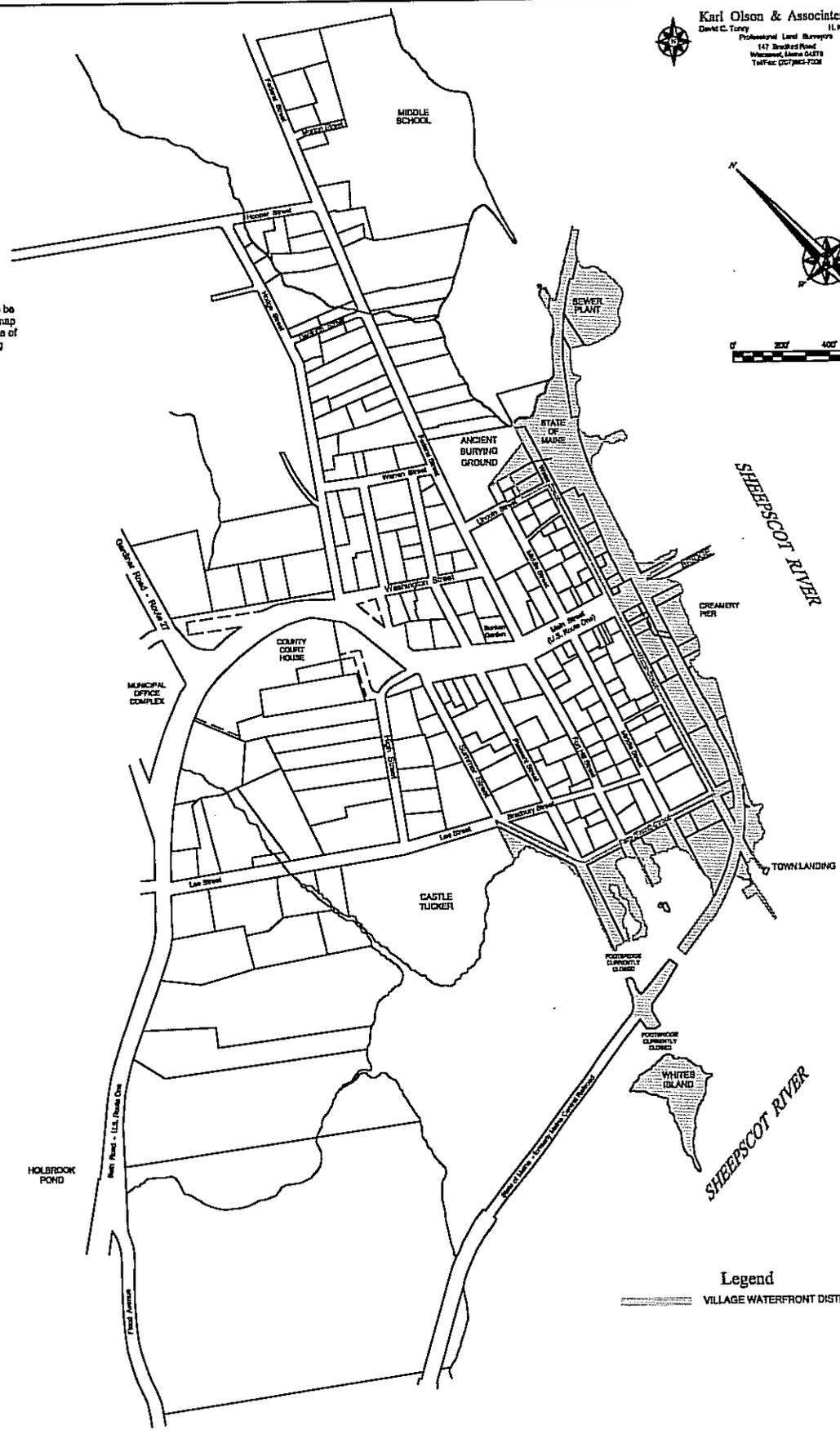
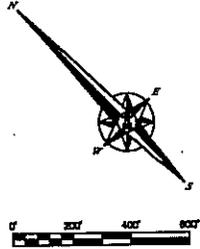
thence easterly along the southerly line of land known as the Ancient Burying Ground to shore of the cove at the point of beginning.

Said district is to include the adjacent area between the shore and the low water mark from the northeasterly most corner of the land of the State of Maine, being Lot 57 on Tax Map U-2 near the Wiscasset Sewer District treatment plant to a southeasterly projection of the easterly boundary of the property shown on Tax Map U-1 as Lot 1 and commonly referred to as Castle Tucker, said district to include White's Island, so called.

All references to municipal tax maps and lots refer to the maps as revised in 2009.



Town Clerk's Certification to be added after ordinance and map have been adopted by a vote of the Town at a Town Meeting



Legend
 VILLAGE WATERFRONT DISTRICT



Notes:
 This map is for general planning purposes only and is not a substitute for site specific evaluation to determine the exact location of the resources to be protected.
 The inland boundaries of the Village Waterfront District are defined by property boundaries and the centerlines of the traveled way of the streets.

PROPOSED
Town of Wiscasset
Shoreland Zoning
Village Waterfront District
 April 5, 2011

Airport Comm by Ordinance - 5 Wiscasset Citizens-3 year appt.					would accept reappt.
Airport Committee	Williams	Stephen	1/20/2009	6/30/2011	yes
Airport Committee	Brackett	Pam	7/1/2009	6/30/2011	yes
Airport Committee	vacant				
Appeals Board by Ordinance - 5 members & 2 alternates(all residents-3 year terms)					
Appeals Board, Chair	Blagden	Susan	9/1/2008	06/30/2011	yes
Appearance of the Town - Volunteers for a 1 year term					
Appearance	vacant				
Appearance-Chair	Gordon	Norma	7/6/2010	6/30/2011	YES
Appearance	Hersom	Vickie L.	7/6/2010	6/30/2011	yes
Appearance	Pontau	Richelle L.	7/6/2010	6/30/2011	yes
Appearance	Jones	Donald	7/6/2010	6/30/2011	yes
Conservation Commission - Five Members					
Conservation Commission	Sortwell	Dan	6/24/2008	6/30/2011	yes
Conservation Commission	Leslie	Anne	6/24/2008	6/30/2011	yes
Energy commission					
	appointed, staggered 3 year terms				
1					
2					
3					
4					
5					
Fire Chief	Bickford, Jr.	Robert	6/15/2010	6/30/2011	yes
Harbor Master	Dalton	Peter	7/1/2010	6/30/2011	yes
Investment advisory-selectman	Polewarczyk	Edward		6/30/2011	
Ordinance Review Comm - Three Year Staggered Term					
Ordinance Review Committee	Schilke	Conrad P.	8/11/2008	6/30/2011	yes
Ordinance Review Committee	Barnes	Pat	8/11/2008	6/30/2011	yes

Planning Board by Ordinance - Nine members 3 year term with a limit on one non-resident					
Planning Board - Chair	House	Stephen	8/11/2008	6/30/11	yes
Planning Board	Morse	Lester	8/11/2008	6/30/11	yes
Planning Board	Pooler	Debra	12/29/2009	6/30/11	yes
Senior Center Trustees					
Johnson	Cam			2011	
Schilke	Conrad P.			2011	
Bridgham	Keith			2011	
Dighton	Earl			2011	
Shellfish Conservation Comm by Ordinance - Seven members for three year terms-need to stagger					
Shellfish	Dickson	Paul		6/30/2011	yes
Shellfish	Forrest	Richard C.		6/30/2011	yes
Shellfish	James	Donald R.		6/30/2011	yes
Shellfish	James	Timothy F.		6/30/2011	yes
Shellfish	Dalton	Peter		6/30/2011	no
Shellfish	Fairfield	Peter (PJ)		6/30/2011	yes
Shellfish	Collamore	Rex		6/30/2011	yes
Transportation Comm - Volunteers					
Transportation - Chair	Jones	Donald L.	7/6/2010	6/30/2011	yes
Transportation - Secretary	Kwantz	Lois A.	7/6/2010	6/30/2011	yes
Transportation	Leslie	Seaver	7/6/2010	6/30/2011	yes
Transportation	Fischer	Cynthia	7/6/2010	6/30/2011	yes
Transportation	Rafter	Sean	7/6/2010	6/30/2011	yes
Waterfront Comm by Ordinance - Five members appointed for three year terms					
Waterfront Committee	Bianco	Megan	5/18/2010	6/30/2011	no reply
Waterfront Committee	Collamore	Cynthia	4/1/2008	6/30/2011	yes
250th Anniversary Committee--change name to 4th July or Town Celebrations					
Lisa Garman			6/1/2010	6/30/2011	no
Rebekah Applin			6/1/2010	6/30/2011	yes
Judy Flanagan			6/1/2010	6/30/2011	yes
Mary Ellen Barnes			6/1/2010	6/30/2011	yes
Jay Robbins			6/1/2010	6/30/2011	
Dan Sortwell			6/1/2010	6/30/2011	



TOWN OF WISCASSET
Main Street Pier
Vendor Permit Application

APPLICANT NAME: Frank R. Sprague
BUSINESS NAME: Sprague Lobster
MAILING ADDRESS: 209 Gibbs Rd, Wiscasset, ME
PHONE NUMBER: 207 882-7814 04578

EMAIL _____

SEASONAL PERMIT: DAY USE PERMIT: DATE(s): _____

LOT SIZE: 10 X 20 (\$400) 30 X 34 (\$600) x 3 spots

Returning Vendor since 24 years

DESCRIPTION OF ALL BUSINESS ACTIVITIES THAT WILL TAKE PLACE ON SITE:

(Bldg 1) Seafood take-out, (Bldg 2) cooked lobsters,
ice cream (connected w/ tank & live lobsters)

REQUEST FOR APPROVAL OF ACCESSORIES: (please list all furniture, etc and size, need to affix and include a sketch of placement) 13 picnic

tables w/ umbrellas

ELECTRICAL SERVICE: LIST APPLIANCES REQUIRING ELECTRICITY:

Town provides 110 Volt outlet pro-rated \$100/season or \$5/day freezers, refrigerators,

live tank, galley (propane), lights / pays for 80% of power typically

I DO NOT REQUIRE ELECTRICITY

- ATTACH A CERTIFICATE OF INSURANCE, NAMING THE TOWN OF WISCASSET AS AN ADDITIONAL INSURED.
- ATTACH A PHOTO OR SKETCH OF THE PROPOSED STRUCTURE.

I represent that all of the above information is true and correct. I have read the attached Main Street Pier Policies and agree that I will comply with all rules and regulations.

Sam R. [Signature]
Signature

3/21/11
Date:

Office use only

Permit fee _____
Electric fee _____
Total amount _____
Approval Date _____
Assigned location _____
Issue date _____
Expiration date _____

Recommended _____ Not Recommended _____ by Waterfront Committee

Authorized by _____

ACORD CERTIFICATE OF LIABILITY INSURANCE		OP ID CB FRASPR1	DATE (MM/DD/YYYY) 07/12/10
PRODUCER LIBERTY MUTUAL AGENCY MARKETS SERVICE CENTER PO BOX 188065 FAIRFIELD OH 45018 Fax: 800-845-3666		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
INSURED FRANK SPRAGUE SPRAGUE LOBSTER & CLAM BAKE 209 GIBBS RD WISCASSET ME 04578		INSURERS AFFORDING COVERAGE	
		INSURER A: Peerless Insurance Company	NAIC # 24198
		INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	

COVERAGES

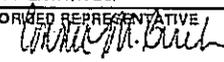
THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR	ADD'L LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS								
A.		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GENL AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	CBP9626691	07/01/10	07/01/11	EACH OCCURRENCE \$ 100000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100000 MED EXP (Any one person) \$ 5000 PERSONAL & ADV INJURY \$ 1000000 GENERAL AGGREGATE \$ 2000000 PRODUCTS - COMP/OP AGG \$ 2000000								
		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$								
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$								
		EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$								
		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below				<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td>WC STATU-TORY LIMITS</td> <td>OTH-ER</td> </tr> <tr> <td>E.L EACH-ACCIDENT</td> <td>\$</td> </tr> <tr> <td>E.L DISEASE - EA EMPLOYEE</td> <td>\$</td> </tr> <tr> <td>E.L DISEASE - POLICY LIMIT</td> <td>\$</td> </tr> </table>	WC STATU-TORY LIMITS	OTH-ER	E.L EACH-ACCIDENT	\$	E.L DISEASE - EA EMPLOYEE	\$	E.L DISEASE - POLICY LIMIT	\$
WC STATU-TORY LIMITS	OTH-ER													
E.L EACH-ACCIDENT	\$													
E.L DISEASE - EA EMPLOYEE	\$													
E.L DISEASE - POLICY LIMIT	\$													
		OTHER												

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

CERTIFICATE HOLDER

CANCELLATION

TOWN OF WISCASSET ATTN: LISA WISCASSET ME	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE 
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Town of Wiscasset

Memorandum

To: Board of Selectmen
Fr: Town Manager, Laurie Smith
Re: Doug White Special Amusement Permit
Dt: April 12, 2011

On December 7, 2010 the Board of Selectmen approved the special amusement permits for Oxxfest and Country fest contingent upon all final plans being submitted 90 days prior to the event. This would require any final plans to be submitted for the last Selectmen's meeting in April, which falls on the 19th. The Town Clerk and Codes Enforcement Officer both had conversations with Mr. White regarding the plan submittal deadline and a letter was sent registered mail to the last known address. The Town Clerk was able to contact Mr. White as of this date and was informed that he was in North Carolina and would be unavailable for the meeting on the 19th of April.

Enclosed is the original application and minutes from the meeting of November 16th and December 7th, 2010. The Board of Selectmen need to either extend the deadline for Mr. White or revoke their conditional approval.

A. Discuss Special Amusement Permit Applications for Doug White and the Wiscasset Raceway

Smith reported that the staff was satisfied with the applications with the understanding that specific information on police, attendance, etc. would be provided 90 days before the event. The ordinance requires that a public hearing be held within 15 days of finding the application complete and Smith asked the applicant to waive that condition so that a public hearing could be scheduled for the board's next meeting on December 7. **David Nichols moved that the Board of Selectmen accept the Special Amusement Permit Application for a Country Festival in August, 2011 and Oxxfest in July, 2011 as complete and set a public hearing date for December 7, 2010. Vote 4-0-0.**

B. Rick Lang

1. Koehling Property update: Lang reported that the two lots, approximately a half acre in size, had been combined by the town into a conforming lot and assessed as such and the assessed value of the house had been reduced. The result of lead testing is expected shortly. There is \$28,600 owed in back taxes plus legal costs. Lang will find out whether the town is responsible for removing the hazardous material on the property and the cost to clean up the lot after a controlled burn by the fire department.

2. Hart property update: The 21-day period for appeal will expire on November 23, at which time the town will have title to the property. Lang provided photos of the property and asked that the selectmen request bids for cleaning up the property to be returned by December 7. **David Nichols moved that the Board of Selectmen authorize to begin the bidding process for cleanup of the property located at 182 Alna Road, Wiscasset. Vote 4-0-0.**

C. Discuss sign for Joe Villani and the Musical Wonder House

Laurie Smith reported that after research she had found that the Musical Wonder House signs, as well as several others, do not comply with Article III, Section 3 of the current ordinance. In 1983, the town incorporated the urban or compact area and entered into an agreement with MDOT regarding state business directional signs that would have to comply with the ordinance. In 1993, the sign ordinance was repealed and replaced, and the new ordinance does not refer to the compact area. She recommended that the Board of Selectmen request the ORC to draft changes to the sign ordinance addressing issues with the downtown historic district and that the town investigate congregate signs that are attractive and would promote local businesses and points of interest.

The board discussed Smith's recommendations and among the suggestions were: a) that businesses be given a period of time in which to comply with the new ordinance, rather than grandfathering all current legal signs; b) business directional signs be on Route 27 and Route 1 upon entering town; c) there be no congregate signs in the village; d) signs for non-existent businesses be removed; e) the small village feeling be maintained; and f) there be more communication between the ORC and selectmen.

There was a consensus that the planner and the ORC be advised that business directional signs in the historic district were of particular interest, that Smith will be asking representatives of the business organization to meet with the ORC to give comment, and this issue should be included in any revisions the ORC brings back to the selectmen.

With regard to enforcing the present sign ordinance dealing with business directional signs, it was decided that until the revised ordinance is in place, no action would be taken on the business directional signs, such as those of the Musical Wonder House. The code enforcement officer and the state approved those signs. The present sign ordinance does address business

precluding business uses in this area. George Freeman, part owner of the Ledges on Route 1, is requesting consideration of a zoning change to allow multiple uses in the building. Hinderliter asked for authorization to proceed with consideration of an extension of the downtown business district for two blocks, which would include the area bounded by Route 1, Washington Street and Federal Street. This area covers ten lots, two of which are owned by the town. The change would include the elimination of the minimum lot size requirement, the building setback requirement, and the off-street parking requirement and would allow an increase in permissible land uses. It was suggested that the other side of the Route 1 also be considered. **Judy Colby moved that the Board of Selectmen request the ORC to draft the necessary changes to the downtown business zoning district. Vote 5-0-0.**

After a five-minute recess, the public hearing was opened at 7:10 p.m.

PUBLIC HEARING

Doug White, owner of the Wiscasset Raceway, LLC, in reference to Oxxfest and Countryfest

David Nichols moved that the Board of Selectmen approve the Special Amusement Permits for Oxxfest and Countryfest contingent upon all final plans being submitted 90 days prior to the event. Any payment for Town resources will be paid ten days prior to the event.

The chairman read a letter from Attorney Timothy Zerillo, representing Rhonda and Dale Hamlin, opposing the granting of the permits citing insufficient bathrooms, safety hazards, number of people removed from the concert, lack of sufficient water, public urination on the Hamlin's property, need to move the Hamlin's horse from their property and excessive trash. Sherri Dunbar also spoke in opposition and referred to the list of concerns from the Lt John Allen of the Wiscasset Police Department. Skip Taylor asked that taxes owed on the raceway be paid before a permit is issued. Jenny Gray and Kim Hunter also spoke in opposition. Bob Marcus spoke in favor of the event.

Steve Smith, speaking on behalf of the applicant, said many of the concerns of the police and others had been addressed; in the future, tickets for the event will include parking, eliminating the possibility of nearby residents taking a fee for parking and creating traffic and pedestrian problems. Lack of adequate bathroom facilities and fencing and control of foul language will be addressed. Smith said the show might be held in Bangor and there was only a 25% chance that the show would be held at the raceway. **Vote 5-0-0.** The public hearing closed at 7:44 p.m.

6. Approval of Treasurer's Warrant: November 23, 2010, November 30, 2010 and December 7, 2010

Judy Colby moved to approve the Treasurer's Warrants of November 23, November 30 and December 7, 2010. Vote 5-0-0.

7. Approval of Minutes: November 16, 2010

Ed Polewarczyk moved to accept the minutes of November 16, 2010. Vote 4-0-1.

8. Special Presentations or Awards

A. Eric Howes: Maine Yankee update

Eric Howes, Government and Public Affairs Officer for Maine Yankee, said he had earlier given the selectmen an update and tour of the property. He said the spent nuclear fuel, which has been stored at Bailey Point since the closure of the plant, is likely to be there for many years. The United States Department of Energy is responsible for the removal and disposal of the



Office of Planning & Codes

AI

APPLICATION FOR SPECIAL AMUSEMENT PERMIT

DATE: 10/09/10

APPLICANT(S) NAME: Doug White

APPLICANT(S) RESIDENCE ADDRESS: 274 West Alna Road
Wiscasset, Maine 04578

BUSINESS NAME: Wiscasset Raceway

BUSINESS ADDRESS: 274 West Alna Road

BUSINESS DESCRIPTION: Auto Racing and special events

LOCATION TO BE USED: Wiscasset Raceway

DESCRIBE ENTERTAINMENT: Country festival 08/27/10
approx date

HAS THE APPLICANT EVER HAD A LICENSE TO CONDUCT THE BUSINESS THEREIN DESCRIBED EITHER DENIED OR REVOKED? YES NO

IF SO, DESCRIBE THOSE CIRCUMSTANCES ON A SPERATE DOCUMENT.

HAS THE APPLICANT, INCLUDING ALL PARTNERS, COORPORATE OFFICERS, MANAGERS OR PRINCIPAL EMPLOYESS EVER BEEN CONVICTED OF A FELONY? YES NO

IF SO, DESCRIBE SPECIFICALLY THOSE CIRCUMSTANCES ON A SEPARATE DOCUMENT.

By signing below, the applicant agrees that the information on this permit is factual and true and agrees to abide by applicable local, state and federal laws, rules and standards including, but not limited to, Article X, Section 1 (Special Amusement Permits) of the Wiscasset Ordinances and Title 28-A (Liquors) of the Maine State Statutes.

Signature(s): _____ Date: 10/9/10

permits paid 75.00 12-20-10

* The Board of Selectmen approved permits (2) for Oxfest and Countryfest contingent upon all final plans being submitted 90 days prior to the event. Any payment for Town Resources will be paid 10 days ~~before~~ prior to the event. accepted by BOS as complete 11-16-10

Town Selectmen

Country Festival
August 27th

1. This Festival is a one day event with 7,5,00 people expected
2. Hours of the event will be 10:00 am to 10:00 pm daily.
3. Security needs will be coordinated with local police. Show Professional services will provide facility security.
4. Porta Potties will be handled by existing company at Raceway.
5. Rubbish will be handled by existing company at the raceway.
6. Parking will be available on raceway property.
7. Fire and Rescue will be coordinated with Wiscasset Fire Department Wiscasset EMTs.
8. Trash and clean up will be handled by raceway staff.
9. There will be 2 beer gardens inside the concert grounds, these will be run under the Wiscasset Raceway Liquor license and comply with the State of Maine regulations.



Office of Planning & Codes

01

APPLICATION FOR SPECIAL AMUSEMENT PERMIT

DATE: 10/09/10

APPLICANT(S) NAME: Doug White

APPLICANT(S) RESIDENCE ADDRESS: 274 West Alna Road
Wiscasset Maine 04578

BUSINESS NAME: Wiscasset Raceway

BUSINESS ADDRESS: 274 West Alna Road

BUSINESS DESCRIPTION: Auto Racing and special events

LOCATION TO BE USED: Wiscasset Raceway

DESCRIBE ENTERTAINMENT: Oxx Fest 2011 approx date
July 30th 2011

HAS THE APPLICANT EVER HAD A LICENSE TO CONDUCT THE BUSINESS
THEREIN DESCRIBED EITHER DENIED OR REVOKED? YES NO

IF SO, DESCRIBE THOSE CIRCUMSTANCES ON A SPERATE DOCUMENT.

HAS THE APPLICANT, INCLUDING ALL PARTNERS, CORPORATE OFFICERS,
MANAGERS OR PRINCIPAL EMPLOYESS EVER BEEN CONVICTED OF A
FELONY? YES NO

IF SO, DESCRIBE SPECIFICALLY THOSE CIRCUMSTANCES ON A SEPARATE
DOCUMENT.

By signing below, the applicant agrees that the information on this permit is factual and true and agrees to abide by applicable local, state and federal laws, rules and standards including, but not limited to, Article X, Section 1 (Special Amusement Permits) of the Wiscasset Ordinances and Title 28-A (Liquors) of the Maine State Statutes.

Signature(s): _____ Date: 10/9/10

Accepted as complete 11-16-10

P.H. set for Dec 7

Town Selectmen

Oxxfest

July 30th

1. This Festival is a one day event with 10,000 people expected
2. Hours of the event will be 10:00 am to 10:00 pm.
3. Security needs will be coordinated with local police. Show Professional services will provide facility security.
4. Porta Potties will be handled by existing company at Raceway.
5. Rubbish will be handled by existing company at the raceway.
6. Parking will be available on raceway property.
7. Fire and Rescue will be coordinated with Wiscasset Fire Department
Wiscasset EMTs.
8. Trash and clean up will be handled by raceway staff.
9. There will be 2 beer gardens inside the concert grounds, these will be run under the Wiscasset Raceway Liquor license and comply with the State of Maine regulations.

Wiscasset Raceway Large Event Plan

Submitted by: Doug White Owner/Wiscasset Raceway

Steve Smith Promoter/Wiscasset Raceway

Date: 11/9/2010

Appendix 1: Wiscasset Raceway Concert Plot Plan

Appendix 2: Wiscasset Raceway Area Property Map

1. Grounds

a) Event grounds

⑩ The Wiscasset Raceway *large event area* is located outside the raceway. The event grounds consists of approx. 10 acres. The stage, backstage and vendor area takes up approx. 3 acres. 1 acre = 43,560 square feet. With a guideline of 20 square feet per person, the remaining 7 acres of *large event area* can accommodate 15,246 people.

b) Parking area

⑩ For large events the track and paved pit area are used for parking. There is approx. 20 acres of usable parking area. With a guideline of 100 cars per usable acre, the raceway can accommodate 2,000 cars. Using a standard of 4 people per car, the raceway can accommodate parking for 8,000 people. In the case of a larger event we have written permission from our adjacent neighbor Ray Soule (plot 42) to use an additional 8 acres to accommodate 800 cars. With the adjacent plot 42 the raceway can accommodate parking for 11,200 people.

⑩ There is also an additional 20-30 acres of parking area that has been offered by neighbors and written permission can be obtained.

c) Vehicle and Pedestrian traffic

⑩ There are two pedestrian only roads for entering the raceway and one vehicle only road. The vehicle only road is 12 feet wide and will accommodate the one-way traffic into the raceway parking area before the show and one-way traffic out of the show. There are also clearly marked paths for pedestrian traffic from the parking area to the stage area that avoid any vehicle traffic still arriving.

d) Security and Medical Staging area

⑩ A security and medical staging area has been set aside by the entrance to the raceway. This area can be screened off from the crowd. Both our inside and outside security can use this area.

e) Illumination

⑩ The grounds are illuminated by multiple tower lights that do not reflect off the property. The stage lighting will be angled toward the crowd does not reach the adjacent plots 47, 47A,B and C.

f) Camping

⑩ NO overnight camping will be offered on the grounds for Wiscasset raceway large events. A small number of RV's will be on-site for working staff.

2. Safety and Security

a) Inside Security

⑩ A professional event security company will be retained for all large events at the Wiscasset

Raceway. This professional security company will be responsible for the entrance points and the entire inside of the event grounds. Professional security will be retained at a formula of 1 per 100 people attending the large event.

b) Outside Security

⑩ The Wiscasset Raceway will work with the Lincoln County Sheriff Department and the Wiscasset Police Department to formulate a workable plan for additional outside security, traffic management and other safety issues. An officer/deputy will be placed in command of the detail.

c) Medical and EMT's

⑩ Professional medical personal and an on-site ambulance will be retained and will be on-site for the large event. A medical staging area will be provided.

⑩ The local hospital will be notified in writing of the large event.

d) General Safety Issues

⑩ The Wiscasset Fire Chief will consult with The Wiscasset Raceway on any issues of fire safety and will sign off with his approval of any large event.

⑩ All electrical systems will comply with applicable state standards and regulations.

⑩ All food vendors will be licensed.

3. Sanitary Facilities, Refuse and Water

a) Toilets

⑩ A professional waste company will be retained to provide toilets and sanitation equipment for all large events.

⑩ Toilets will be provided at a formula of 1 per 150 people attending the event.

⑩ Handicap toilets will substituted for regular toilets at a formula of 1 per 1,000 people attending the event.

⑩ The toilets will be placed where they can be serviced during the event and the waste company will be on-site to provide this service once per every 5 hours of the event.

⑩ The waste company will also be on call to provide additional toilets as needed.

⑩ Each toilet will be provided with hand sanitizer units and a continuous supply of toilet paper.

⑩ Separate staff bathrooms will be provided on the raceway grounds.

b) Refuse

⑩ One 50 gallon refuse container or its equivalent will be provided for each 100 people attending the event.

⑩ One 50 gallon refuse container or its equivalent will be provided for each 25 cars parked on raceway grounds.

⑩ Three large dumpsters will be provided on site to collect refuse and be disposed of by a professional waste company.

⑩ Raceway staff will collect all garbage during and after event. Refuse containers shall be emptied at least once for every 5 hour period.

⑩ A professional cleaning company will be retained by the raceway to clean the property

beginning immediately after the end of the special event.

c) Water

⑩ There will be two water stations provided inside the large event grounds. They will be located on either end of the vendors and will be clearly marked.

⑩ Water will be available to Maine state standards of 1 gallon per every 2 people attending the large event.

⑩ Water test results from the raceway will be provided on request.

4. Noise

⑩ The noise levels of the large event will comply with any town noise ordinance.

5. Alcohol

⑩ Any and all alcohol served at Wiscasset Raceway events will comply with all state liquor laws and standards.

⑩ All service areas will be licensed, inspected and approved by Craig McCabe, Public Safety Inspector of the Department of Public Safety.

⑩ The serving of alcohol will stop at least 2 hours prior to the end of the event.

⑩ All serving areas shall be provided with professional security.

**WISCASSET TOWN WARRANT
STATE OF MAINE**

To John Allen, Constable, of the Town of Wiscasset in the County of Lincoln.

GREETINGS: In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of Wiscasset, in said County and State, qualified by law, to vote in Town affairs to meet at the Wiscasset Community Center on Tuesday, the 14th day of June AD, 2011 from 8:00 A.M. until 8:00 P.M., then and there to act on the following articles:

Article 1. To elect a moderator to preside at said meeting.

And to vote by secret ballot on the following articles:

Article 2. To vote by secret ballot for elected positions.

Article 3. Should any cost center (departmental budget) question fail to pass, shall the Town vote to raise and appropriate an amount for the Selectmen to expend not to exceed 3/12 of the previous year's cost center appropriation?

Article 4. Shall the Town vote to appropriate the following **Estimated Revenues** to reduce the tax commitment?

Recreation	\$ 470,000
Excise	\$ 450,000
State Revenues	\$ 343,382
Miscellaneous	\$ 301,300
Emergency Medical Services	\$ 200,000
Transfer Station	\$ 232,965
Charges for Services	\$ 101,800
State Reimbursements	\$ 68,300
Senior Center	\$ 45,279
Airport	\$ 24,310
Waterfront	<u>\$ 18,250</u>
Total	\$2,255,586

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 5. To see if the Town will authorize the Board of Selectmen to transfer and expend the appropriate funds from taxes and personal property revenue in accordance with the Tax Increment Financing (TIF) agreement for repayment of taxes and for economic development purposes from the Tax Increment Finance (TIF) District Account, consistent with 30-A M.R.S.A. §5251-5261.

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 6. Shall the Town vote to raise and appropriate for **General Government** the sum of \$ **551,604**?

Town Office Administration/Operations	\$ 190,064
Office of Selectmen	\$ 27,418
Office of Assessment/Human Resources	\$ 77,516
Office of Finance/Tax Collector	\$ 162,043
Town Clerk/Excise Tax Collector/Registrar	\$ 57,113
Office of Elections	\$ 18,250
General Assistance	<u>\$ 19,200</u>
Total	\$ 551,604

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 7. Shall the Town vote to raise and appropriate for **General Government / Contingency** the sum of \$**35,000**?

Board of Selectmen recommendation: 4 Favor; 1 Oppose
Budget Committee recommendation: 4 Favor; 2 Oppose

Article 8. Shall the Town vote to raise and appropriate for **Municipal Building Maintenance/Operations** the sum of \$**72,868**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 9. Shall the Town vote to raise and appropriate for **Municipal Planning/Boards and Committees** the sum of \$**59,976**?

Municipal Planning	\$ 58,369
Municipal Boards & Committees	<u>\$ 1,607</u>
Total	\$ 59,976

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 5 Favor; 1 Oppose

Article 10. Shall the Town vote to raise and appropriate for **Municipal Code Enforcement** the sum of \$**55,993**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 11. Shall the Town vote to raise and appropriate for **Contractual Services** the sum of **\$73,000**?

Civil Defense, Health Officer, Retirement	\$ 18,000
Audit & Financial	\$ 13,000
Engineering/Consultants	\$ 15,000
Legal	<u>\$ 27,000</u>
Total	\$ 73,000

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 12. Shall the Town vote to raise and appropriate for **Celebrations** (July 4th and Winter Celebration) the sum of **\$11,500**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 5 Favor; 1 Oppose

Article 13. Shall the Town vote to raise and appropriate for **Municipal Insurance/ Debt Services/Utilities** the sum of **\$269,030**?

Tax Anticipation Note (Interest)	\$ 20,000
Municipal Insurance	\$ 69,030
Public Utilities:	
Street Lights	\$ 40,000
Fire Protection (Hydrants)	\$ 132,000
Unemployment	<u>\$ 8,000</u>
Total	\$ 269,030

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 5 Favor; 1 Oppose

Article 14. Shall the Town vote to raise and appropriate for the **Police Department** the sum of **\$331,710**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 5 Favor; 1 Oppose

Article 15. Shall the Town vote to raise and appropriate for **Fire Department** the sum of **\$83,692**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 16. Shall the Town vote to raise and appropriate for **Animal Control** the sum of **\$9,295**?

Board of Selectmen recommendation: 4 Favor; 0 Oppose; 1 Abstain

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 17. Shall the Town vote to raise and appropriate for **Municipal Highway Department** the sum of **\$671,167**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 4 Favor; 2 Oppose

Article 18. Shall the Town vote to appropriate an amount not to exceed **\$52,699** from the Perpetual Care Trust Fund for the care of **Cemeteries**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 19. Shall the Town vote to raise and appropriate the sum of **\$85,000** for the **Wiscasset Public Library**?

Board of Selectmen recommendation: 3 Favor; 0 Oppose; 2 Abstain

Budget Committee recommendation: 4 Favor; 2 Oppose

Article 20. Shall the Town vote to raise and appropriate for **Lincoln County Television** the sum of **\$5,000**?

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 21. Shall the Town vote to raise and appropriate the sum of **\$1,350** for **Senior Spectrum**?

Board of Selectmen recommendation: 3 Favor; 2 Oppose

Budget Committee recommendation: 2 Favor; 4 Oppose

Article 22. Shall the Town vote to raise and appropriate the sum of **\$1,215** for **Midcoast Community Action**?

Board of Selectmen recommendation: 3 Favor; 2 Oppose

Budget Committee recommendation: 2 Favor; 4 Oppose

Article 23. Shall the Town vote to raise and appropriate the sum of **\$300** for **Tedford Shelter**?

Board of Selectmen recommendation: 3 Favor; 2 Oppose

Budget Committee recommendation: 2 Favor; 4 Oppose

- Article 24. Shall the Town vote to raise and appropriate the sum of **\$324** for **Healthy Kids?**
- Board of Selectmen recommendation: 3 Favor; 2 Oppose
 Budget Committee recommendation: 2 Favor; 4 Oppose
- Article 25. Shall the Town vote to raise and appropriate the sum of **\$100** for **Eldercare/Trans-Line?**
- Board of Selectmen recommendation: 3 Favor; 2 Oppose
 Budget Committee recommendation: 2 Favor; 4 Oppose
- Article 26. Shall the Town vote to raise and appropriate the sum of **\$2,000** for **Jessie Albert Dental Clinic?**
- Board of Selectmen recommendation: 3 Favor; 2 Oppose
 Budget Committee recommendation: 6 Favor; 0 Oppose
- Article 27. Shall the Town vote to raise and appropriate the sum of **\$1,350** for **Coastal Transportation?**
- Board of Selectmen recommendation: 3 Favor; 2 Oppose
 Budget Committee recommendation: 2 Favor; 4 Oppose
- Article 28. Shall the Town vote to raise and appropriate for **Shellfish Conservation** the sum of **\$9,807?**
- Board of Selectmen recommendation: 5 Favor; 0 Oppose
 Budget Committee recommendation: 6 Favor; 0 Oppose
- Article 29. Shall the Town vote to authorize the Board of Selectmen to transfer **\$355,736** from the Reserve Fund to be used for Capital Improvements and reducing the Fiscal Year 2011-2012 Tax Commitment?
- Board of Selectmen recommendation: 4 Favor; 1 Oppose
 Budget Committee recommendation: 6 Favor; 0 Oppose
- Article 30. Shall the Town vote to raise and appropriate for **Road and Sidewalk Repair** the sum of **\$150,000?**
- Board of Selectmen recommendation: 5 Favor; 0 Oppose
 Budget Committee recommendation: 6 Favor; 0 Oppose
- Article 31. Shall the Town vote to raise and appropriate for **Municipal Building/ Fire Station Roof Repair** the sum of **\$15,000?**
- Board of Selectmen recommendation: 5 Favor; 0 Oppose
 Budget Committee recommendation: 6 Favor; 0 Oppose

Article 32. Shall the Town vote to raise and appropriate for **Wiscasset Community Center Swimming Pool Pump Replacement** the sum of \$7,000?

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 4 Favor; 2 Oppose

Article 33. Shall the Town vote to raise and appropriate for a replacement to the **1992 Transfer Station Truck** the sum of \$120,000?

Board of Selectmen recommendation: 4 Favor; 1 Oppose

Budget Committee recommendation: 3 Favor; 3 Oppose

Article 34. Shall the Town vote to raise and appropriate for the purchase of a **Public Works Utility Loader with Attachments** to replace the 1991 Bobcat the sum of \$65,000?

Board of Selectmen recommendation: 4 Favor; 1 Oppose

Budget Committee recommendation: 4 Favor; 2 Oppose

Article 35. Shall the Town vote to raise and appropriate for **Commercial Pier Debt** the sum of \$5,000?

Board of Selectmen recommendation: 4 Favor; 1 Oppose

Budget Committee recommendation: 5 Favor; 1 Oppose

Article 36. Shall the Town vote to raise and appropriate for **Wastewater System Generators** the sum of \$50,000?

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 37. Shall the Town vote to raise and appropriate for **Wastewater Treatment Plant Stairs Repair** the sum of \$15,000?

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 5 Favor; 1 Oppose

Article 38. Shall the Town vote to raise and appropriate for the **Airport** the sum of \$40,328?

The Airport generates \$24,310 in revenue that offsets the above appropriation.

Board of Selectmen recommendation: 5 Favor; 0 Oppose

Budget Committee recommendation: 6 Favor; 0 Oppose

Article 39. Shall the Town vote to raise and appropriate for the **Parks & Recreation Department** the sum of **\$771,607**?

The Parks and Recreation Department generates \$470,000 in revenue that offsets the above appropriation.

Board of Selectmen recommendation: 4 Favor; 1 Oppose
Budget Committee recommendation: 4 Favor; 2 Oppose

Article 40. Shall the Town vote to raise and appropriate for the **Transfer Station** the sum of **\$510,371**?

The Transfer Station generates \$232,965 in revenue That offsets the above appropriation.

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 41. Shall the Town vote to raise and appropriate for the **Senior Center** the sum of **\$55,187**?

The Senior Center generates \$45,279 in revenue that offsets the above appropriation.

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 42. Shall the Town vote to raise and appropriate for **Waterfront & Harbors** the sum of **\$45,783**?

Waterfront and Harbors generates \$18,250 in revenue that offsets the above appropriation.

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 5 Favor; 1 Oppose

Article 43. Shall the Town appropriate the sum of **\$398,351** the entire amount to come from departmental revenues, impact fees and surplus, for the total **Wastewater Treatment Plant** operational budget?

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 44. Shall the Town vote to raise and appropriate for **Emergency Medical Services** the sum of \$278,844?

Emergency Medical Services Department generates \$200,000 in revenue that offsets the above appropriation.

Board of Selectmen recommendation: 5 Favor; 0 Oppose
Budget Committee recommendation: 6 Favor; 0 Oppose

Article 45. Shall the Town fix Friday, October 28, 2011 and Friday 27, April , 2012 as the dates when semi-annual tax payments are due and payable and instruct the Tax Collector to charge interest at the rate of **7% per annum** on all taxes unpaid after said dates?

Article 46. To see if the Town will vote to authorize the Tax Collector to enter into a standard agreement with taxpayers establishing a "tax club" payment plan for commercial and/or residential real estate property taxes, whereby:

1. The taxpayer agrees to pay specified monthly payments to the Town based on his/her estimated and actual tax obligation for current year real estate property taxes;
2. The Town agrees not to charge interest on timely payments made pursuant to the tax club agreement;
3. The Town authorizes the Tax Collector to accept tax club payments for current year taxes which may be due prior to the commitment of those taxes;
4. The agreement is automatically terminated if a scheduled payment is late, and the taxpayer then becomes subject to the same due date(s) and interest date(s) and rate as other taxpayers who are not participating in a tax club program; and
5. Taxpayers wishing to participate in a tax club for a particular property tax year shall enter an agreement with the town by a publicly-advertised deadline determined by the Tax Collector.

Article 47. Shall the Town vote to approve the following:

- A. To pay interest at 2.00% per annum on any amount overpaid on property taxes as noted in M.R.S.A. Title 36, Section 506-A, and to authorize such interest paid or abatements granted to be appropriated from overlay funds or, if necessary, from undesignated fund balance;
- B. To authorize the payment of tax abatements and applicable interest approved by the Selectmen/Board of Assessors from the property tax overlay;
- C. To authorize the Tax Collector to accept pre-payment of property taxes, with no interest to be paid on the same;

D. To authorize the Selectmen, on behalf of the town, to sell and dispose of any real estate acquired by the town for non-payment of taxes thereon, on such terms, as they may deem advisable, and to execute quit claim deeds for such property. Property that, in the opinion of the Selectmen, best serves the interest of the Town by remaining Town-owned property need not be sold;

E. To authorize the Selectmen to expend additional funds received from federal, state and other sources during the year for Town purposes provided such additional funds do not require the expenditure of local funds not previously appropriated;

F. To authorize the Selectmen and Treasurer, on behalf of the town, to accept gifts, real estate and other funds including trust funds that may be given or left to the Town and to apply these funds to the accounts the Selectmen deem appropriate;

G. To authorize the Selectmen to sell or dispose of various items, except real estate, that serve little or no purpose in the operation of the town, and to apply the proceeds from these sales to the accounts the Selectmen deem appropriate;

H. To authorize the Selectmen to disburse money received from registration fees of snowmobiles for the purpose of maintaining snowmobile trails in Wiscasset;

I. To authorize the Selectmen to apply for and accept State and Federal grants-including CDBG applications and grants from non-profit organizations, donations or revenues, on the Town's behalf for municipal purposes, including, when necessary, the authority to sign grant contracts, documents or other paperwork and to accept the conditions that accompany grant funds and to appropriate and expend grant funds and/or funds for authorized purposes as the Board of Selectmen deems to be in the best interest of the Town during the fiscal year 2012.

J. To authorize the Selectmen to carry forward any Unexpended Account Balance as they deem advisable and to authorize the Selectmen to set at a later date the amount of undesignated fund balance, if any, to be used to reduce property tax assessment.

Article 48. Shall the Town vote to accept monies received from the sale of cemetery lots to be used for perpetual care and maintenance of all cemeteries within the Town of Wiscasset?

Article 49. Shall the Town vote to authorize the municipal officers to make final determinations regarding the closing or opening of roads to winter maintenance pursuant to 23 M.R.S.A. Section 2953?

- Article 50. Shall the Town vote to adopt the Wiscasset Senior Center Trust and appropriate \$1.00 to this Trust?
(Note: The terms of this Trust, which is for the purpose of accepting gifts to be used for the Wiscasset Senior Center, may be viewed at the office of the Wiscasset Town Clerk.)
- Article 51. Shall the Town vote to adopt the Wiscasset Community Center Trust and appropriate \$1.00 to this Trust?
(Note: The terms of this Trust, which is for the purpose of accepting gifts to be used for the Wiscasset Community Center, may be viewed at the office of the Wiscasset Town Clerk.)
- Article 52. Shall the Town vote to adopt the Wiscasset Parks and Recreation Trust and appropriate \$1.00 to this Trust?
(Note: The terms of this Trust, which is for the purpose of accepting gifts to be used for the Wiscasset Parks and Recreation Department, excepting the Wiscasset Community Center, may be viewed at the office of the Wiscasset Town Clerk.)
- Article 53. To see if the Town will vote to approve a capital improvement project consisting of replacement of the commercial fish pier for a sum not to exceed \$350,000; to fund the capital improvement project, to authorize Treasurer and the Chairperson of the Board of Selectmen to issue general obligation securities of the Town of Wiscasset (including temporary notes in anticipation of the sale thereof) in an aggregate principal amount not to exceed \$350,000; and to delegate to the Treasurer and the Chairperson of The Board of Selectmen the discretion to fix the date(s), maturity(ies), interest rate(s), denomination(s), place(s) of payment, form and other detail of said securities, including execution and delivery of said security(ies) and to provide for the sale thereof.

TOWN OF WISCASSET FINANCIAL STATEMENT

1. Total Town Indebtedness as of

A. Bonds outstanding*	\$ 878,280
B. Bonds authorized and unissued	\$
C. Bonds to be issued if this vote is approved	<u>\$ 350,000</u>
 Total	 \$1,228,280

2. Costs

At an estimated interest rate of 3.5 percent, the estimated costs of This bond will be:

5 years

Principal:	\$ 350,000
Interest	\$ 35,839
Total Debt Service	\$ 385,839

3. Validity

The validity of the bond or the voters' ratification of the bond may not be affected by any errors in the above estimate. If the actual amount of the total debt service for the bond 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.

*Ferry Road Industrial Park TIF

Treasurer, Town of Wiscasset

Board of Selectmen recommendation: 4 Favor; 1 Oppose
 Budget Committee recommendation: 6 Favor; 0 Oppose

ORDINANCES

- Article 54. Shall the Town vote to amend Article I -TOWN OFFICIALS by deleting the following ~~struck through~~ language and by adding the language in **bold font**:
- 1.1 The provisions of 30-A MRSA Section 2528, as heretofore accepted by the Town shall govern the election of Town officers, and the following officers shall be elected by secret ballot: five people to be Selectmen, Assessors and Overseers of the Poor, who shall serve terms of two years, with two Selectmen to be elected in odd years and three in even years; a member of the Superintending School Committee who shall serve for three years ,and the members of the Budget Committee who shall be elected for three years,~~and elect a Road Commissioner by secret ballot to a one-year term.~~ [3-46, 3-48, 1-52, 2-53, 3-76, 3-81, 11-02, 06-04, 01-05, 6-05]
 - 1.3 Effective as of the 2003 Annual Town Meeting until the Town votes otherwise, The Town Manager shall annually appoint the following: Town Clerk, Town Treasurer, Tax Collector, **Road Commisioner** and Excise Tax Collector. [11-02, 06-04, 01-05, 6-05].
- Article 55. Shall the Town enact an ordinance titled "Village Waterfront District" by deleting ~~strickethrough~~ language in Article II, section 2.2; Article VI, sections F, F.1, F.1.1 – F.1.8, F.2; and Article VI, section FF and adopting **bold font** language in Article VI, section F "Village Waterfront District", Article VI, section FF "Village Waterfront District Description", definitions in the

GLOSSARY, and the "Village Waterfront District" zoning map dated April 5, 2011?

A copy of the text of this ordinance is available from the Town Clerk

- Article 56. Shall the Town enact an ordinance titled Article III "Sign Ordinance" by deleting Article III "Signs" in its entirety and adopting an ordinance entitled Article III "Sign Ordinance"?

A copy of the text of this ordinance is available from the Town Clerk

- Article 57. Shall the Town vote to amend Article X "Shellfish Conservation Ordinance", section 6.5.2.b by adding the following language in **bold font**?

b. Conservation Time: Commercial Shellfish License applicants shall complete conservation time by May 15 of each year. The conservation period starts May 16 and runs until May 15 of the following year. [6-11]

- Article 58. Shall the town vote to amend Article V "Solid Waste", sections 1.5, 5.1, 5.2 and the GLOSSARY by deleting the ~~striketrough~~ language and adopting the language in **bold font**?

1.5 The separation and recycling of materials saves in disposal costs, conserves materials, energy, and natural resources, and has a long term desirable effect on the environment. In order to increase participation in recycling, and thereby make solid waste handling, processing, and disposal more effective and less costly, this article makes source separation mandatory effective on October 1, 2011. [6-11]

5.1 The penalty for non-separation of recyclables from unrecyclable goods shall be \$2.00 per bag. The fine shall be charged to and payable by the person, business or commercial hauler which brings the unrecycled waste to the facility to be disposed of. In addition, such person shall reimburse the Town for all expenses incurred by the Town as a result of the violation. [6-11]

5.2 Whoever violates any ~~other~~ of the provisions of this Ordinance shall be punished by a fine of not less than \$50 and not more than \$200 plus costs of prosecution, which fine shall be recovered on complaint to the use of the Town of Wiscasset, or by imprisonment for not more than three months. In addition, such person shall reimburse the Town for all expenses incurred by the Town as a result of the violation.

RECYCLING: Separating, collecting and/or reprocessing of manufactured materials or residues for reuse either in the same form or as part of a different product. [6-11]

Article 59. Shall the Town vote to amend Article II “Temporary or Seasonal Businesses”, section 2.17; Article IX “Temporary Sales Ordinance”, section 1.4, 1.4.1 – 1.4.7; and a definition in the GLOSSARY by deleting the ~~strikethrough~~ language and adopting the language in **bold font**?

1.4 TEMPORARY BUSINESS ~~SALES~~ ORDINANCE

1.4.1 Purpose. It is the intent of this ordinance to regulate temporary **business sales** activities so that temporary stands, concessions and exhibits are allowed only upon meeting certain minimum regulations.

1.4.2 Definitions.

a. Temporary Business Activity: ~~Temporary business activity is defined as~~ Any activity, stand, concession, carnival, road show, trade show, fair or public exhibition, taking place from a temporary structure and/or temporary location, whose purpose is to advertise, display, or offer goods for sale **for no more than ninety (90) consecutive days during a three hundred sixty-five (365) day period.**

b. Temporary Business License: ~~A temporary business license is~~ A document obtained from the Wiscasset **Code Enforcement Officer** ~~Town Manager~~ that grants the applicant permission to conduct a temporary business activity in the Town of Wiscasset.

1.4.3 Permits. It shall be unlawful for any individual, person, firm, corporation, partnership, or other business entity to conduct temporary business activities in the Town of Wiscasset without first applying for and obtaining a temporary business license.

a. The applicant for a temporary business license shall obtain a temporary business license from the Wiscasset **Code Enforcement Officer** ~~Town Manager~~ **prior to** ~~before~~ engaging in any activities associated with this section. The **Code Enforcement Officer** ~~Town Manager~~ shall have the authority to approve or deny any temporary business license pursuant to this ordinance.

b. A **single** temporary business license shall be valid for a **maximum of thirty (30) ninety (90) consecutive calendar days during a three hundred sixty-five (365) day period**, beginning on the ~~date of license approval~~ **commencement of the temporary business activity.**

c. **The temporary business license fee shall be established by the Selectmen.** ~~There shall be no fee for a temporary business license.~~

1.4.4 Appeals. Any application to conduct a temporary business activity that has been denied **in writing, has been suspended or revoked**, may, **within thirty days of the denial, suspension or revocation, appeal the decision to the Wiscasset Board of Appeals as defined in Article I, Section 5.** ~~be appealed to the Wiscasset Board of Selectmen. All appeals must be made by submitting a formal written request of an appeal to the Town of Wiscasset Town Manager.~~

- 1.4.5 Regulations. Each licensee shall meet all of the requirements listed below. Failure to meet any of the requirements listed herein shall constitute grounds for non-issuance or revocation of a temporary business license.
- a. No temporary business activity ~~will~~ **shall** create hazardous traffic conditions.
 - b. No temporary business activity shall obstruct or act as a cause of obstructing any sidewalk, street or highway within the Town of Wiscasset.
 - c. Each licensee shall be required to clean up its site, **repair any related damages** and remove all materials associated with its temporary business activity within twenty-four (24) hours of license **or event** expiration, **whichever occurs first**. Failure to remove ~~will~~ **shall** result in the Town removing materials at the expense of said licensee and shall constitute a violation of this ordinance.
 - d. Temporary licenses shall be conspicuously displayed at the place of business.
 - e. **Signs shall comply with the applicable provisions of the Wiscasset Sign Ordinance, Article III.**
 - f. **Adequate toilet facilities shall be provided as determined by the Wiscasset Local Plumbing Inspector.**
 - g. **Secure written permission from the land owner before applying for a temporary business license.**
- 1.4.6 Exemptions. The following ~~activities are held~~ **is** exempt under this ordinance:
- a. Private garage or yard sales conducted on the seller's owned or leased property.
 - b. Temporary **business activities occurring on town or school property.** ~~associated with the Main Street Pier; any recreational activities that are permitted by law and for other activities which a license or permit by the town is necessary; such as, but not limited to: School Department sporting events, 4th of July parade, Main Street Pier activities, etc.~~
 - c. Temporary activities involving craft fairs, flea markets and yard sales that are sponsored by churches, civic organizations and nonprofit organizations that are tax exempt under the provisions of the Internal Revenue Code.
 - d. **Temporary business activities shall not be considered in determining the minimum lot size requirements for the use or uses made of any lot.**
- ~~1.4.7 Violations. Any individual, person, firm, corporation, partnership or other business entity violating the provisions of this ordinance shall be punished by: 1). 1st offense shall be a warning; 2). For each and every offense thereafter a payment of a fine of not less than fifty dollars (\$50.00) nor more than three hundred dollars (\$300.00). Each day of a continuing violation shall be deemed a separate offense. The Wiscasset Police Department and Code Enforcement Officer shall be responsible for the enforcement of this ordinance~~

1.4.7 **Violation. Any individual, person, firm, corporation, partnership or other business entity violating the provisions of this ordinance shall receive a warning for the first offense. For each and every offense thereafter a fine of not less than fifty dollars (\$50.00) nor more than three hundred dollars (\$300.00) shall be levied. Each day of a continuing violation after the issuance of a written notice of violation shall be deemed a separate offence. The Wiscasset Police Department and Code Enforcement Officer shall be responsible for the enforcement of this ordinance.**

Article 60. Shall the town vote to amend Article VI "Residential District", section DD. 1 and Article VI "Business District", section EE. 1 by deleting the ~~striketrough~~ language and adopting the language in **bold font** and amending the Wiscasset Zoning Map to include the "Downtown Business District" zoning map dated April 5, 2011?

DD. RESIDENTIAL DISTRICT

DD.1 Beginning at the Sheepscot River and the southeast corner of land of Gerald Sherman (U-3-30) westerly to its intersection with the property line of R. King (U-3-23), thence northerly to the northeast corner of property of F. Hussey (U-3-22), thence westerly along the Hussey/Sherman property line extended to the center line of Federal Street, thence northwesterly along the center line of Federal Street and Route 218 to its intersection with the center line extended of Langdon Road, thence southwestly along the center line of Langdon Road extended to its intersection with the southern property line of land formerly of L. Shea (R-6-25), thence westerly to the center line of the Gardiner Road; thence southerly along the center line of the Gardiner Road to its intersection with the center line extended of Churchill Street, thence southerly along the center line of Churchill Street to its intersection with the center line of Willow Lane extended; thence westerly along the center line of Willow Lane to the property line extended of K. Bridgham and the New England Forestry Foundation (R-6-36); thence southerly to the western property line of G. Fowles (U-5-9A), thence westerly along G. Fowles property line to its intersection with the E. Johnson (R-6-37), thence southerly to the property line of A. Thompson (U-5-4A), thence southerly along the western property line of P. Groetzing (U-7-16B), A. Thompson, C. Hurd (U-7-16A), M. Sharrigan(U-7-18), and L. Cloutier (U-7-17), extended across Bradford Road to the joint property line of J. Pendleton (U-7-2) and R. Spinney (U-7-1); thence easterly along the southern boundary of R. Spinney, N. Stone (U-6-6), L. Mihalos (U-6-5), N. Bonang (U-6-4A), G. Dowling (U-6-4), B. Blackman (U-6-3), R. Brewer (U-6-2) J. Rafter (U-6-1), and M. Rafter (U-6-24) extended to its intersection with the center line of Route One, thence southerly to its intersection with the property line extended of Heard (U- 6-22), thence westerly and southerly along Heard to the intersection of J. Bruce with Rafter Heirs; thence southerly along J. Bruce, S. Johnson(U-6-20) and D. Holbrook (U-6-19) to its intersection with the northerly property line of Holbrook Heirs (U-9-16) thence westerly along Holbrook Heirs and D. Holbrook (U-9-15) property line to its intersection with M. Rafter property (U-9-14), thence southerly along D. Holbrook extended to the center line of the Old Bath Road, thence easterly along the center line of Old Bath Road extended to its intersection with the center line of Route One, thence northerly to the southern property line extended of H. Ferne, thence southeasterly along the line of Ferne to the Sheepscot River, thence by the shore of

the Sheepscot River to the point of beginning, including all islands and ledges within the Town of Wiscasset which lie within the easterly extensions of the north and south boundary lines of the above described District; excluding, however, from the above those areas designated **Commercial and Downtown Business District** as described in Article VI, **Section EE** of the Town of Wiscasset Ordinances and Bylaws.

EE. BUSINESS DISTRICT

EE.1 **Downtown Business District:** Commencing at the center of Water Street and its intersection with Lincoln Street, continuing in a westerly direction along the center of Lincoln Street to the extension of the easterly boundary of Map U-2, Lot 52, thence northerly along the easterly boundaries of Map U-2, Lots 52 and 56, thence westerly along the northerly boundaries of Map U-2, Lots 56 and 50, Wiscasset Sewage Disposal Plant, ~~continuing in a southwesterly direction to the center of Water Street; thence along the center of Water Street in a southerly direction to the extension of the northerly boundary of Hammond; thence westerly to the Town property; thence southerly along the westerly boundary of Lot 50 to the center of Lincoln Street; thence northwesterly along the center of Lincoln Street to the center of Federal Street; thence southerly along the center of Federal Street to its intersection with Washington Street; thence northwesterly along the center of Washington Street to its intersection with the center of Hodge Street; thence southerly by the center of Hodge Street to the center of Main Street (US Route 1); thence southerly and southeasterly along the center of Main Street (US Route 1) to its intersection with Fort Hill Street; thence southerly along the center of Fort Hill Street to the extension of the southwesterly boundary property line of Macurda House Corporation Map U-1, Lot 94; thence following the Macurda House Corporation Map U-1, Lot 94 southerly boundary property line easterly to its intersection with the Helbrook Map U-1, Lot 106 boundary property line; thence northerly along the Lot 94 boundary to the boundary of property of Nadeau Map U-1, Lot 93; thence easterly along the southerly boundary extension of Nadeau Map U-1, Lot 93 property line to its intersection with the center of Middle Street; thence southerly along the center of Middle Street southerly boundary of the Town property to its intersection with the property line of Pels and Kellogg; thence southerly along the extension of the property lines of Pels and Kellogg (??) and Haggett (??) to its intersection with the center of Big Foot Alley; thence southeasterly along the center of Big Foot Alley to its intersection with the center of Water Street; and continuing in that direction to the waterfront; thence northerly along the center of Water Street waterfront to the point of beginning. All Tax Map and Lot designations refer to the Town of Wiscasset Property Maps as prepared by John E. O'Donnell & Associates and revised thru April, 2010.~~

And you are directed to serve this warrant by posting a copy thereof, attested by you, in a public and conspicuous place in said town, seven days, at least, before the time of holding said meeting.

Hereof, fail not, and due return make of this warrant to the Selectmen or Town Clerk, with your doings thereon, on or before the time of holding said meeting.

Given under our hands this ___ day of _____ 2011.

David Nichols, Chairman

Pamela Dunning, Selectman

Judith Colby, Selectman

Edward Polewarczyk, Selectman

Robert Blagden, Selectman

Attest: _____

Time of Posting: _____

Posted: U. S. Post Office
Ames True Value
Wiscasset Community Center
Wiscasset Town Office
Wiscasset Library

INITATION TO BID

The Town of Wiscasset proposes to install fencing and motorized vehicle gates at Wiscasset Municipal Airport. Sealed bids for this project, subject to the conditions herein, will be received at the Town of Wiscasset, until **two o'clock (2:00 PM) on April 19, 2011**. Bids will be opened and read aloud at the regularly scheduled Board of Selectman's meeting that night. Wiscasset Municipal Airport is owned by Town of Wiscasset. Any bids submitted after this time and date will not be accepted. Bids must be submitted in a sealed envelope, plainly marked, "**Wiscasset Municipal Airport, Installation of Fencing and Motorized Vehicle Gates, AIP Project No. 3-23-0049-16-2011**"

A pre-bid conference will be held at **ten o'clock (10:00 AM) on April 8, 2011** at the Wiscasset Municipal Airport, 96 Chewonki Neck Road, Wiscasset, Maine in the Fixed Based Operator building. Questions concerning this bid should be directed to Ervin Deck, Airport Manager at (207) 504-2357, or by email at kiwimanager@roadrunner.com.

Specifications and contract documents may be examined at: Wiscasset Town Office, 51 Bath Road, Wiscasset, Maine 04578; The Dunlap Report, 31 Court Street, Great Falls Plaza, Auburn, Maine 04212; F.W. Dodge Company (Dodge Report), 224 Gorham Road, Scarborough, ME 04074; Works in Progress, Inc., 75 Bishop Street, Portland, Maine 04101; and Associated Constructors of Maine, 188 Whitten Road, Augusta, Maine 04332, on or after April 1.

Copies of the specifications and contract documents may be obtained (on or after April 1) at the Office of the Administrative Assistant, Wiscasset Town Office, 51 Bath Road, Wiscasset, Maine, telephone (207) 882-8200 for a fee of \$30.00, payable by check to the Town of Wiscasset. Partial documents or individual sections of the documents will not be distributed.

Bid security in the amount of at least five percent (5%) of the total bid must be submitted with the bid. The bid security may be either a certified check or a proposal guaranty bond executed by a surety company authorized to do business within the State of Maine. Bid security shall be made payable to Town of Wiscasset. Bids submitted without security will not be considered.

The bid security will be returned to all bidders except the two lowest responsible bidders within ten (10) calendar days after the date of the opening of bids. The remaining bid securities will be returned promptly after the Town of Wiscasset and the selected bidder have executed the contract. If no award of contract is made, the remaining bid securities will be returned within one hundred twenty (120) calendar days after the date of the opening of the bids.

Award of contract will be contingent upon receipt of federal funding under the Airport Improvement Program (AIP) and will be subject to all applicable requirements of the U.S. Department of Transportation/Federal Aviation Administration.

The Town of Wiscasset reserves the right to reject any and all bids, waive technical or legal deficiencies and to accept any bid that it may deem to be in the best interest of the airport. No bidder may withdraw his bid for a period of ninety (90) calendar days following the actual bid opening.

By: **Town of Wiscasset**

Ervin Deck, Airport Manager



First Congregational Church of Wiscasset

The United Church of Christ

28 High Street P.O. Box 350

Wiscasset, ME 04578

(207) 882-7544



March 31, 2011

Board of Selectmen
Town of Wiscasset
Wiscasset, Maine 04578

Dear Board Members:

On behalf of our Summerfest Committee, First Congregational Church of Wiscasset, we are requesting permission for exclusive use of the Town Common for this year's event. The fair will take place from 9:00 A.M. until 2:00 P.M. on Saturday, July 23, 2011. We will begin setting up on Friday, July 22, 2011 and conclude by 5:00 P.M. on Saturday, July 23, 2011.

We are also requesting that you allow us to close off the road between the Court House and the Church on Saturday, July 23, 2011 from 7:00 A.M. until 4:00 P.M.

Also, in the event that we are able to obtain a large donation for our Silent Auction (like a small sail boat) we are asking your permission to display the item in the Town Common along with our signs on Route 1, from July 4, 2011 to July 23, 2011.

We truly appreciate the Town's many years of support and assistance for our Summerfest Fair event, and look forward to another successful year. As you know, all of the proceeds of the fair are donated to local non-profit organizations that assist area citizens. Last year we were able to raise \$6,000, which we distributed to 20 local charities.

We thank you for this consideration and invite all of you to come, shop, and enjoy the fair.

Sincerely,

Steve Hatt
Summerfest Chair

**NOTICE
TOWN OF WISCASSET
PUBLIC HEARING**

The Board of Selectmen will hold a public hearing on Tuesday May 10th, 2011 at the Wiscasset Community Center at 7:00 p.m. to discuss all the warrant articles for the Annual Election/Town Meeting voted by secret ballot on June 14th, 2011.

Board of Selectmen

David Nichols-Chairman

Pamela Dunning

Robert Blagden

Edward Polewarczyk

Judith Colby

A true attested copy: _____
Christine Wolfe, Town Clerk

Posted: U.S. Post Office
Ames True Value
Wiscasset Community Center
Wiscasset Town Office
Wiscasset Library

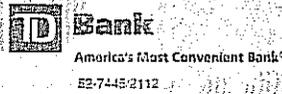
Wiscasset Tidal Resources Project:

The Town of Wiscasset holds a permit from the Federal Energy Regulatory Commission to study the possibility of generating electricity from the movement of the tides in the upper Sheepscot River. This three year permit was issued in May of 2009. Since that time a study of the current speeds at various locations within the study area was completed and the decision was made to focus on the area around the Westport Bridge because this location has the fastest currents and easy access to an electrical connection. Last fall a researcher from the University of Maine deployed a device in that area to monitor sturgeon activity. This device was retrieved last week while Carl Wilson of Department of Marine Resources was mapping the bottom around the bridge to help identify possible places where turbines could be deployed. We are now in the process of combining the information about currents with bottom characteristics. This new map will assist in the next phase of the baseline fisheries study which will focus on baby salmon as they run to the sea this spring. Fisheries biologists from UMO will study this migration when it happens in early May. The use of the Wiscasset Harbor Masters boat will make this study possible. The sturgeon monitoring device will also be redeployed. Plans are also being formulated to gather baseline information about the birds that use this area of the Back River throughout the year. Additional current studies are planned to quantify the power resource throughout a full lunar cycle. All the currently available information and the study plans were reviewed last week by the state and federal agencies responsible for environmental oversight of this kind of project. As the project moves forward and additional research information is available it will be forwarded to these agencies for review. This is an exciting project with the potential of generating clean electricity for Wiscasset. Please contact me with any questions.

Peter Arnold
Chewonki Sustainability Initiative
Chewonki Foundation
485 Chewonki Neck Rd
Wiscasset, ME 04578

DEPARTMENT OF CORRECTIONS
VICTIM RESTITUTION ACCOUNT
111 STATE HOUSE STATION
AUGUSTA, ME 04333-0111

000 1087058



3/22/2011

PAY TO THE
ORDER OF

Maine Municipal Association

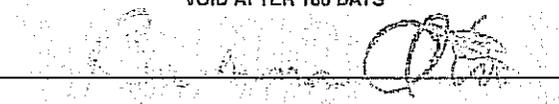
\$ 578.57

Five Hundred Seventy Eight and 57/100

DOLLARS

Maine Municipal Association
PO BOX 9109
AUGUSTA, ME 04332

VOID AFTER 180 DAYS

BY 

⑈0001087058⑈ ⑆211274450⑆ 7999060393⑈

DEPARTMENT OF CORRECTIONS

Payee Name: Maine Municipal Association

000 1087058

Case #	Insured	Claim #	Current Payment	Clients
22514			578.57	SANDRA JOHNSON

RECEIVED
7-4-11

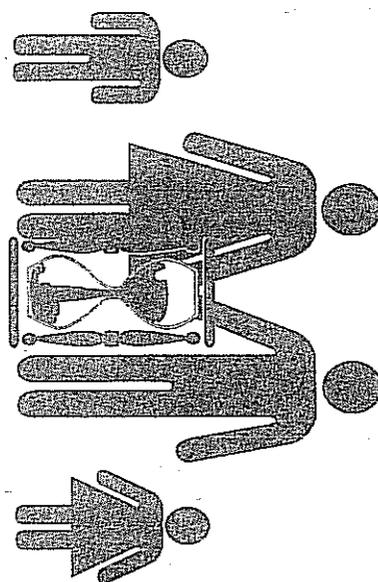
Re: Claim 209P6696

RECEIVED TO
08-01-37

MISC-MISC-MISC

Copy - F.Y.I.

Department of Corrections
Victim Services
Restitution



What is restitution?

Restitution holds offender accountable for the financial losses suffered by the victims for their crimes. Restitution is designed to reimburse you for any financial loss which resulted from the crime.

Who can receive restitution?

- Victims of crimes occurring in Maine.
- Dependents and family members of homicide victims.
- Any person responsible for the funeral expenses of a homicide victim.

What can I expect
restitution cover?

Restitution can cover medical care, mental health services, funeral expenses, time-off from work and property damage or loss.

Memorandum

To: Wiscasset Board of Selectmen
Fm: Bob Faunce, Lincoln County Planner
Dt: April 11, 2011
RE: Ordinance Project

I have been working with the Ordinance Review Committee over the past several months. You will recall that the Department of Transportation and the town agreed to jointly fund my work with the ORC on updating several sections of the Land Use Ordinance. We began with a review of a new shoreland zoning ordinance I drafted based on the state's Guidelines for Municipal Shoreland Zoning Ordinances. The ORC has been working its way through the land use table and it has taken quite a bit of time and effort.

The DOT portion of the project is primarily related to the transportation aspects of the subdivision and site plan review ordinances and is being supported through a reallocation of funds in Lincoln County's technical assistance contract with DOT. The contract ends June 30 so I need to complete as much of the subdivision and site plan review work as possible prior to June 30. Therefore, when we finish the shoreland zoning land use table at the upcoming ORC meeting, we will switch gears for a time to look at revisions to the subdivision and site plan review ordinances. Once work on those ordinances is completed, I hope to finish up shoreland zoning.

If you have any questions, please do not hesitate to contact me. If you prefer, I can attend an upcoming Board of Selectmen's meeting to answer any questions.