



# TOWN OF KENNEBUNKPORT, MAINE

*- INCORPORATED 1653 -*

MAINE'S FINEST RESORT

**Board of Selectmen Agenda  
Village Fire Station – 32 North Street  
July 23, 2015 – 7 PM**

1. Call to Order.
2. Approve the July 9, 2015, selectmen meeting minutes.
3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).
4. Consider a renewal special amusement permit application submitted by US Hotels New England LLC, DBA The Breakwater Inn, 133 Ocean Ave.
5. Commitment of the 2015 property taxes and establishment of a tax rate.
6. Consider the following ordinance amendments for November 2015 Special Town Meeting.
  - a. Amendments to the Animal Control Ordinance
  - b. Amendments to the Land Use Ordinance regarding roomers.
7. Update on recycling options.
8. Request to waive tent permit fee for Kennebunkport Consolidated PTA Circus Smirkus event.
9. Other business.
  - a. MMA Annual Election for Vice-President and Executive Committee Members.
  - b. Dock Square Parking Lot Update.
10. Approve the July 23, 2015, Treasurer's Warrant.
11. Adjournment

**Town of Kennebunkport  
Board of Selectmen's Meeting  
Village Fire Station-32 North Street  
July 9, 2015 – 7:00 PM**

Minutes of the Selectmen Meeting of July 9, 2015

**Selectmen present:** Stuart E. Barwise, Patrick A. Briggs, Allen A. Daggett, and Sheila Matthews-Bull

**Selectmen absent:** Edward W. Hutchins

**Others present:** Barbara Barwise, Michael Claus, Michael Davis, Werner Gilliam, Ralph Hunt, David James, James McMann, Arlene McMurray, Alan Moir, and Laurie Smith

**1. Call to Order.**

Chair Matthews-Bull called the meeting to order at 7:00 AM.

**2. Approve the June 25, 2015, selectmen meeting minutes.**

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to approve the June 25, 2015, selectmen meeting minutes. **Vote:** 3-0-1/Selectmen Briggs abstained because he was not present at that meeting.

**3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).**

There were no comments.

**4. Approve Quit Claim Deed for Map 10, Block 5, Lot 9.**

Town Manager Laurie Smith explained that the Town foreclosed on a sewer lien for Donald Carney of 8 South Street. She said he paid off the sewer bill and 2016 estimated tax bills.

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to approve the Quit Claim Deed for Donald Carney of 8 South Street, Map 10, Block 5, Lot 9. **Vote:** 4-0.

**5. Consider the following ordinance amendments.**

**a. Amendments to the Animal Control Ordinance.**

Ms. Smith said they are getting items ready for the November Special Town Meeting ballot. This amendment is to allow leashed dogs on the West end and it clarifies the rules. The Goose Rocks Beach Advisory Committee is reviewing it, and she will continue to work on this.

**b. Amendment to the Land Use Ordinance regarding roomers.**

Director of Planning and Development Werner Gilliam explained that since 1972, certain zones in Kennebunkport allowed property owners to rent up to two rooms with permission from the Zoning Board of Appeals. This proposed amendment allows rental of two rooms in all zones to owner occupied properties. It makes it a permitted use which is subject to approval by Code Enforcement. He said the Code Enforcement Officer will inspect for smoke and carbon monoxide detectors, egress, and for adequate parking.

Discussion followed. Chair Matthews-Bull had concerns after speaking with owners of B & B's and Inns. She said the owners feel they have more costs and regulations to contend with than these room rentals. Also, these rentals are competition for them.

Mr. Gilliam stated that these room rentals are predominantly single, elderly woman. Renting rooms is a way for them to acquire the additional income they need to stay in their homes. Rentals are generally students.

Selectman Briggs questioned what their reporting responsibilities are and how these rentals are managed. He wanted to hear more response by the public.

Selectman Barwise added that these rentals are helpful for housing summer labor for people who work at the hotels and B&B's.

Barbara Barwise said this amendment is only adding three more zones to the Town's ten zones. Also, that the homes at Goose Rocks have been rented for hundreds of years.

David James said the KRA supports helping seniors remain in their homes as long as possible.

James McMann said they are required to pay sales tax and have liability insurance.

Mr. Gilliam responded that the ones he checked did produce the paper work.

**6. Consider the purchase of 12 grinder pumps for the wastewater department.**

Wastewater Superintendent Allan Moir said the new Barnes' pumps have worked out well. He would like to continue using them. The only supplier for Barnes grinder pumps in New England is Williamson New England Electric Motor Service Corp. He has budgeted \$20,000 for these replacement pumps. The price for these pumps is \$19,740.00.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to approve the purchase of 12 grinder pumps from Williamson New England Electric Motor

Service Corp at a cost of \$19,740.00. **Vote:** 4-0.

## 7. Consider replacement of well at 25 Old Cape Road.

Public Works Director Michael Claus said the Town received a complaint from Ralph Hunt that chloride contamination may have compromised the well casing in his well allowing groundwater to infiltrate it. His water testing results cannot confirm whether the salt is sea salt or the salt used on the roads in the winter. Mr. Claus had both R.W. Gillespie and Associates, and Nelson's Lab review his water testing results. Both think the salt used in the Town's winter operations is most likely what caused the contamination of Mr. Hunt's well. Mr. Claus said according to State law, the Town is responsible if it contaminates a well. The Town's insurance denied the claim, so Mr. Claus recommends that the Town expend \$7,500 to replace this well. He also recommends that this work be done by John Henry Swett.

Selectman Barwise was concerned with setting a precedent and wanted this to be reviewed by the town attorney.

Ms. Smith said that the town attorney may also ask the homeowner to sign a release if the Town puts the well in.

**Motion** by Selectman Barwise, seconded by Selectman Matthews-Bull, to accept Michael Claus's recommendation and to authorize Town Manager Laurie Smith to proceed with this matter pending approval by the Town Attorney.

**Vote:** 4-0.

Mr. Hunt presented the Board with a sample of water showing the salt content. He said it was tested in May and is eight times the acceptable levels of salt. His neighbor allows him the use of his water for his garden and washing his car.

## 8. Award the bid for the single-axle, plow truck for the public works department.

Mr. Claus received five bids for the single axle plow truck:

Plow Truck Bids					
	Portland North	Daigle & Houghton	Liberty	Western Star	Freightliner
Base Bid with Plow Gear Co.					
<b>Viking</b>	\$156,765	\$162,010	\$158,895	\$163,407	\$159,875
<b>HP Fairfield</b>	\$157,585	\$162,090	\$158,975	\$163,487	\$159,955
<b>Messer/Tenco</b>	\$168,865	\$174,110	\$170,995	\$175,507	\$171,975

He recommends the low bid from Portland North Truck Center with Viking

Cives Body & Plowgear at a cost of \$156,765.

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to award the bid for the single axle plow truck to Portland North Truck Center with Viking Cives Body & Plowgear at a cost of \$156,765. **Vote:** 4-0.

**9. Accept donation of \$100 from Stan Meserve to be dedicated to the Kennebunkport Emergency Fuel Program.**

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to accept the donation of \$100 from Stan Meserve to be dedicated to the Kennebunkport Emergency Fuel Program. **Vote:** 4-0.

Chair Mathews-Bull read the supporting letter from the Public Health Director stating that this donation represents a thank you from Stan Meserve for his friend who plowed him out all winter and refused payment.

**10. Appoint Boards/Committees.**

**Administrative Code Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Administrative Code Committee: Wayne Adams, H. Steadman Seavey, Richard Smith, and D. Michael Weston for a term expiring in July 2016. **Vote:** 4-0

**Board of Assessment Review**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Board of Assessment Review: Dudley Tyson for a term expiring in July 2018, and Jean Conaty to full membership with her term expiring in July 2017. **Vote:** 4-0.

Selectman Barwise reminded them that they need to see the Town Clerk to be sworn in.

**Cape Porpoise Pier**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Cape Porpoise Pier Advisory Committee: Peter Eaton, Peter Garsoe, Arnold Nickerson IV, Zandy Talmadge, and Eric Wildes to a term expiring in July 2016. **Vote:** 4-0.

**Cemetery Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Cemetery Committee for a term expiring in July 2016: Lynda Bryan, Ruth Fernandez, Greg Pargellis, Ann Sanders, and Rita Schlegel. **Vote:** 4-0.

**Conservation Commission**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint

Sarah Lachance to the Conservation Commission for a term expiring in July 2018. **Vote:** 4-0.

The Board understands that Sarah only wanted one more year, but she can resign in July 2016. Keeping the terms as they are will prevent confusion with terms.

**Government Wharf**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Jeff Davis, Ron Francoeur, Dennis Goulet, and Chris Welch to the Government Wharf Committee for a term expiring in July 2016. **Vote:** 4-0.

**Growth Planning Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Growth Planning Committee: Dan Saunders to a term expiring in July 2018 and to appoint: George Geyerhahn to a term expiring in July 2018 and Adam Burnett to a term expiring in July 2017.

**Kennebunk River Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Richard Woodman to the Kennebunk River Committee for a term expiring in July 2018. **Vote:** 4-0.

**Lighting Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Lighting Committee: Jule Gerrish, James Stockman, and Robert Fairbanks to a term expiring in July 2018. **Vote:** 4-0.

**Parsons Way Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Parsons Way Committee Gordon Ayer for a term expiring in July 2018. **Vote:** 4-0.

**Planning Board**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint on the Planning Board: Greg Reid with term expiring in July 2018, and to reappoint Tom Boak and Ray Hilwig as alternates on the Planning Board for a term expiring in July 2018. **Vote:** 4-0.

Again, the Board is aware that Mr. Reid only wished to fill in for David Kling while he is on medical leave and not commit to a whole year. He can resign when Mr. Kling returns.

**Public Safety Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint to the Public Safety Committee: Allan Moir, fire chief/sewer superintendent; Mike Claus, highway superintendent; Craig Sanford, police chief; Jim Burrows,

emergency management director, and Shawn Sullivan, chief of KEMS to the Public Safety Committee for terms expiring in July 2016. **Vote:** 4-0.

**Road Book Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Jim Burrows and Richard Stedman to the Road Book Committee for a term expiring in July 2016. **Vote:** 4-0.

**Sewer Advisory Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Bob Convery, Stephen Couture, Richard Johnson, and Joseph Martin Mead to the Sewer Advisory Committee for a term expiring in July 2016. **Vote:** 4-0.

**Shade Tree Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Sarah Adams, Kimberly Gurski, Karen Schlegel, and Suzanne Stohlman to the Shade Tree Committee for a term expiring in July 2016. **Vote:** 4-0.

**Sidewalk Committee**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Tony Viehmann, Kristen Garvin, Michael Claus, and Craig Sanford to the Sidewalk Committee for a term expiring in July 2016. **Vote:** 4-0.

**Solid Waste Committee**

**Motion** by Selectman Barwise to reappoint Jim Mulligan to the Solid Waste Committee for a term expiring in July 2018. He withdrew his motion after he was made aware that this committee is not really needed and only consists of one person. No one else volunteered.

**Motion** by Selectman Barwise, seconded by Selectman Daggett to table this item. **Vote:** 4-0.

**ZBA**

**Motion** by Selectman Barwise, seconded by Selectman Daggett, to reappoint Paul Cadigan to the ZBA for a term expiring in July 2018 and to appoint Jean Conaty to a term expiring in July 2018. **Vote:** 4-0.

**11. Appoint Selectmen Representatives to Boards/Committees.**

**Motion** by Selectman Barwise, seconded by Selectman Daggett to move the following slate of Selectmen Representatives:

Selectmen Hutchins—Cape Porpoise Pier Committee.

Selectmen Matthews-Bull—Goose Rocks Beach Advisory Committee

Selectman Daggett—Government Wharf Committee

Selectman Hutchings—Graves Library Board

Selectman Daggett—Growth Planning Committee

Selectmen Daggett and Briggs— Investment Committee

Selectman Briggs—KEMS

Selectman Briggs—Planning Board

Selectman Briggs—Public Safety Committee

Selectman Barwise—SMRPC

Selectman Matthews-Bull—Shade Tree Committee

Selectman Matthews-Bull—Zoning Board of Appeals

**Vote:** 4-0.

## **12. Other business.**

Mr. Claus said on July 1, the recycling center in Kennebunk on Sea Road went under new management with Commercial Paving and Recycling. Their old vendor handled the recycling that came into the recycling center, but their contract for processing recycling changed with the new vendor. It now costs them a fee to take the recycling for processing to Eco Maine in Portland. Since there are costs involved, they will begin charging people who reside outside of Kennebunk for using the transfer station for recycling on August 1.

Kennebunkport uses Oceanside Rubbish, who has a longterm contract with Eco Maine for recycling, and Kennebunkport residents using the Town's curbside recycling do not have to pay for this curbside service.

Ms. Smith said the Town provides curbside pickup and has two places where cardboard is collected. She said she is uncertain how many people use the Kennebunk recycling center and asked Commercial Paving to keep track.

Mr. Claus said there are two options: 1) Oceanside could provide an 8 yard dumpster @\$20 a month, a cost of \$35 a haul. It would be about \$100 a month. He is not sure if they need one or two; 2) Kennebunkport has been funding the recycling center by paying Kennebunk direct for recycled material drop off and grass clippings. Perhaps Kennebunkport can set up a deal with Commercial Paving using the funds that Kennebunkport paid.

Ms. Smith said Commercial Paving will be collecting data in the next couple of weeks to see how many people use this facility.

Barbara Barwise said that those on private roads do not have curbside pick up so it is easier for them to bring their recycling to the recycling center.

Ms. Smith also wanted the Board to think about the flashing pedestrian light at the intersection of Main and North Streets, and mentioned some options such as having a button for a pedestrian activated light to cross the street, but maintain the light in its current location and have another one on the other side of the crosswalk. Mr. Claus said it would be an additional \$3,000 to \$5,000 to put this in. A second option is to build a sidewalk on the other side



David James said the problem is at nighttime making sure that people approaching that location know that it is a pedestrian cross walk. He suggested putting in what they have in West Kennebunk. It is rectangular with LED lights on the side of it that alerts people that there is a pedestrian crossing. He does not think that would be as expensive.

The Board does not wish to spend a lot of money for this.

Ms. Smith clarified that the Board would like something low key at a lower price.

Mr. Claus said he will check prices of LED activated by radar when a car approaches. He thinks that is not as expensive.

Ms. Smith said she reviewed the data for the Parking Lot transactions to see if it makes sense to keep staff hours the same or change them. She said the majority of incidents that happened occurred after 10 PM.

Discussion followed that:

- They either shift a person from afternoon to evening, or put a second person on. Businesses in Dock Square are getting the parking lot complaints.
- Having staff there is defeating the purpose of having automated machines.
- They need to fix the problem instead of having staff there like the old system.
- They would like solid data to see the frequency of failures and the cause so they could evaluate it.

Ms. Smith said having staff there is beneficial in stopping backups, and it is difficult to manage operator error in the transition process. She explained these machines are no different than what they have at airports, etc. She stated they have people going through the lot at one a minute. She stated she could gather more data in the next couple of weeks.

Ms. Smith said an option is having a pay station near the restrooms so people could pay there before they leave and not hold up traffic. She said since they had problems with international credit cards, she thought that perhaps they should also have a cash system. She added having a credit card system is \$16,000 versus \$45,000 - \$50,000 for a cash system. She is not recommending this investment at this point in time but thinks it would make the operation

run more smoothly.

Mr. McMann suggested using a handheld device for credit cards as a back up which are less expensive. Selectman Barwise responded that it is a good idea, but means you have to have staff there.

**13. Approve the July 9, 2015, Treasurer's Warrant.**

**Motion** by Selectman Daggett, seconded by Selectman Barwise, to approve the June 9, 2015, Treasurer's Warrant. **Vote:** 4-0.

**14. Adjournment.**

**Motion** by Selectman Barwise, seconded by Selectman Briggs, to adjourn.  
**Vote:** 4-0.

The meeting adjourned at 8:20 PM.

Submitted by

Arlene McMurray  
Administrative Assistant



# TOWN OF KENNEBUNKPORT, MAINE

- INCORPORATED 1653 -

MAINE'S FINEST RESORT

## APPLICATION

### SPECIAL AMUSEMENT PERMIT FOR DANCING AND ENTERTAINMENT

Name of Applicant US HOTELS NE LLC  
Residence Address PO BOX 5600, KENNEBUNKPORT, ME 04046  
Home Telephone Number 207-967-5333  
Name of Business THE BREAKWATER INN  
Business Address 133 OCEAN AVE, KENNEBUNKPORT, ME 04046  
Type of Business HOTEL  
Business Telephone Number 207-967-5333  
Nature of Special Amusement LIVE MUSIC, DANCING

Has your liquor and or amusement license ever been denied or revoked?

Yes \_\_\_\_\_ No X

If yes, describe circumstances specifically. (Attach additional page if necessary)

1. Permit Fee: \$ 50.00 (payable to the Town of Kennebunkport)
2. By making application for this permit and signing this application form, I acknowledge that I am familiar with the rules and regulations governing this permit.

[Signature]  
applicant

# FY16 COMMITMENT

	FY 14	FY 15	FY 16	Difference	15 vs 16 % Diff
Gross Municipal Appropriation	7,744,182	7,680,060	7,844,103	164,043	2.14%
Special Building Projects or Capital Reserve	400,000	200,000	0	(200,000)	-100.00%
Education Assessment	7,521,509	7,837,533	8,015,486	177,953	2.27%
County Assessment	1,098,632	1,124,614	1,115,331	(9,283)	-0.83%
Overlay	73,372	117,727	25,844	(91,883)	-78.05%
<b>Total Expenditures</b>	<b>16,837,695</b>	<b>16,959,934</b>	<b>17,000,763</b>	<b>40,829</b>	<b>0.24%</b>
Non Property Tax Revenue					
Fire Station funding from Village Fire	2,129,197	2,163,577	2,155,820	(7,757)	-0.36%
Dock Square Transfer				-	
New Debt Proceeds				-	
General Use of Fund Balance	300,000	300,000	300,000	-	0.00%
Special Funding Use of Fund Balance	400,000	200,000		(200,000)	-100.00%
<b>Total Non-Property Tax Rev &amp; Trans</b>	<b>2,829,197</b>	<b>2,663,577</b>	<b>2,455,820</b>	<b>(207,757)</b>	<b>-7.80%</b>
<b>Net Municipal Commitment</b>	<b>5,314,985</b>	<b>5,216,483</b>	<b>5,388,283</b>	<b>171,800</b>	<b>3.29%</b>
Net Total Commitment	14,008,498	14,296,357	14,544,943.43	248,587	1.74%
Valuation	1,860,358,340	1,873,703,330	1,897,771,850	9,368,517	0.50%
Mil Rate	7.53	7.63	7.68	0.05	0.66%
Municipal portion of mil rate	2.86	2.85	2.86	0.02	0.56%
Education portion of mil rate	4.04	4.18	4.23	0.05	1.21%
County portion of mil rate	0.59	0.60	0.59	(0.01)	-2.08%

## ASSESSORS' CERTIFICATION OF ASSESSMENT

WE HEREBY CERTIFY, that the pages herein, numbered from 1 to       inclusive, contain a list and valuation of Estates, Real and Personal, liable to be taxed in the Municipality of KENNEBUNKPORT for State, County, District, and Municipal Taxes for the fiscal year 07/01/2015 to 06/30/2016 as they existed on the first day of April 2015.

IN WITNESS THEREOF, we have hereunto set our hands at KENNEBUNKPORT this 23 day of July, 2015.

Municipal Assessor(s)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## MUNICIPAL TAX ASSESSMENT WARRANT

State of Maine Municipality KENNEBUNKPORT County York  
To Laurie A. Smith , Tax Collector

In the name of the State of Maine you are hereby required to collect of each person named in the list herewith committed to you the amount set down on said list as payable by that person.

### Assessments:

1. County Tax	1,115,330.58	
2. Municipal Appropriation	7,844,103.00	
3. TIF Financing Plan Amount	0.00	
4. Local Educational Appropriation	8,015,486.00	
5. Overlay (Not to Exceed 5% of "Net To Be Raised" (see tax rate calculation #16)	25,922.23	
6. <b>Total Assessments</b>		17,000,841.81

### Deductions:

7. State Municipal Revenue Sharing	52,300.00	
8. Homestead Reimbursement	29,260.80	
9. BETE Reimbursement	605.80	
10. Other Revenue	2,373,654.00	
11. <b>Total Deductions</b>		2,455,820.60
12. <b><u>Net Assessment for Commitment</u></b>		14,545,021.21

You are to pay to Jennifer L. Lord, the Municipal Treasurer, or to any successor in office, the taxes herewith committed, paying on the last day of each month all money collected by you, and you are to complete and make an account of your collections of the whole sum on or before 06/30/2016.

In case of the neglect of any person to pay the sum required by said list until after 09/10/2015 & 03/10/2016; you will add interest to so much thereof as remains unpaid at the rate of 7.00 percent per annum, commencing 09/11/2015 & 03/11/2016 to the time of payment, and collect the same with the tax remaining unpaid.

Given under our hands, as provided by a legal vote of the Municipality and Warrants received pursuant to the Laws of the State of Maine, this 07/23/2015.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Assessor(s) of: KENNEBUNKPORT

#### **CERTIFICATE OF COMMITMENT**

To Laurie A. Smith the Collector of the Municipality of  
KENNEBUNKPORT , aforesaid.

Herewith are committed to you true lists of the assessments of the Estates of the persons wherein named; you are to levy and collect the same, of each one their respective amount, therein set down, of the sum total of \$14,545,021.21 (being the amount of the lists contained herein), according to the tenor of the foregoing warrant.

Given under our hands this 07/23/2015

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Assessor(s) of: KENNEBUNKPORT

File the original certificate with the Tax Collector. File a copy in the Valuation Book

County York, ss.

### Assessments:

**Deductions:**

Given under our hands this 07/23/2015

Municipal Assessor(s)

**File the original with the Treasurer. File a copy in the Valuation Book**

# 2015 MUNICIPAL TAX RATE CALCULATION FORM

Municipality: KENNEBUNKPORT

## BE SURE TO COMPLETE THIS FORM BEFORE FILLING IN THE TAX ASSESSMENT WARRANT

1. Total Taxable Valuation of Real Estate	1	1,883,252,100
2. Total taxable valuation of personal property	2	10,630,870
3. Total Taxable Valuation of real estate and personal property (Line 1 plus line 2)	3	1,893,882,970
4. (a) Total exempt value for all homestead exemptions granted	4(a)	7,620,000
(b) Homestead exemption reimbursement value	4(b)	3,810,000
		(Line 4(a) multiplied by .5)
5. (a) Total exempt value of all BETE qualified property	5(a)	157,760
(b) The statutory standard reimbursement for 2014 is 50%	5(b)	78,880
Municipalities with significant personal property & equipment		(line 5(a) multiplied by 0.5)
may qualify for more than 50% reimbursement. Please contact MRS for the Enhanced Tax Rate Calculator form.		
6. Total Valuation Base (Line 3 plus line 4(b) plus line 5(b))	6	1,897,771,850

### Assessments

7. County Tax	7	1,115,330.58
8. Municipal Appropriation	8	7,844,103.00
9. TIF Financing Plan Amount	9	0.00
10. Local Educational Appropriation (Local Share/Contribution)	10	8,015,486.00
(Adjusted to Municipal Fiscal Year)		
11. Total Assessments (Add lines 7 through 10).....	11	16,974,919.58

### ALLOWABLE DEDUCTIONS

12. State Municipal Revenue Sharing.....	12	52,300.00
13. Other Revenues: (All other revenues that have been formally appropriated to be used to reduce the commitment such as excise tax revenue, tree growth reimbursement, trust fund or bank interest income, appropriated surplus revenue, etc. Do Not Include any Homestead or BETE Reimbursement)	13	2,373,654.00
14. Total Deductions (Line 12 plus line 13).....	14	2,425,954.00
15. Net to be raised by local property tax rate (Line 11 minus line 14).....	15	14,548,965.58

16.	14,548,965.58	X	1.05	=	15,276,413.86	Maximum Allowable Tax
17.	14,548,965.58	/	1,897,771,850	=	0.007666	Minimum Tax Rate
18.	15,276,413.86	/	1,897,771,850	=	0.008049	Maximum Tax Rate
19.	1,893,882,970	X	0.007680	=	14,545,021.21	Tax for Commitment
			(Selected Rate)		(Enter on Page1, line 13)	
20.	14,548,965.58	X	0.05	=	727,448.28	Maximum Overlay
21.	3,810,000	X	0.007680	=	29,260.80	Homestead Reimbursement
			(Selected Rate)		(Enter on line 8, Assessment Warrant)	
22.	78,880	X	0.007680	=	605.80	BETE Reimbursement
			(Selected Rate)		(Enter on line 9, Assessment Warrant)	
23.	14,574,887.81	-	14,548,965.58	=	25,922.23	Overlay
	(Line 19 plus lines 21 and 22)				(Enter on line 5, Assessment Warrant)	

(If Line 23 exceeds Line 20 select a lower tax rate.)

Results from this completed form should be used to prepare the Municipal Tax Assessment Warrant, Certificate of Assessment to Municipal Treasurer and Municipal Valuation Return.



# FY16 COMMITMENT

	FY 14	FY 15	FY 16	Difference	15 vs 16 % Diff
Gross Municipal Appropriation	7,744,182	7,680,060	7,844,103	164,043	2.14%
Special Building Projects or Capital Reserve	400,000	200,000	0	(200,000)	-100.00%
Education Assessment	7,521,509	7,837,533	8,015,486	177,953	2.27%
County Assessment	1,098,632	1,124,614	1,115,331	(9,283)	-0.83%
Overlay	73,372	117,727	63,799	(53,928)	-45.81%
<b>Total Expenditures</b>	<b>16,837,695</b>	<b>16,959,934</b>	<b>17,038,719</b>	<b>78,785</b>	<b>0.46%</b>
Non Property Tax Revenue	2,129,197	2,163,577	2,155,820	(7,757)	-0.36%
Fire Station funding from Village Fire				-	
Dock Square Transfer				-	
New Debt Proceeds				-	
General Use of Fund Balance	300,000	300,000	300,000	-	0.00%
Special Funding Use of Fund Balance	400,000	200,000		(200,000)	-100.00%
<b>Total Non-Property Tax Rev &amp; Trans</b>	<b>2,829,197</b>	<b>2,663,577</b>	<b>2,455,820</b>	<b>(207,757)</b>	<b>-7.80%</b>
<b>Net Municipal Commitment</b>	<b>5,314,985</b>	<b>5,216,483</b>	<b>5,388,283</b>	<b>171,800</b>	<b>3.29%</b>
Net Total Commitment	14,008,498	14,296,357	14,582,898.87	286,542	2.00%
Valuation	1,860,358,340	1,873,703,330	1,897,771,850	9,368,517	0.50%
<b>Mil Rate</b>	<b>7.53</b>	<b>7.63</b>	<b>7.70</b>	<b>0.07</b>	<b>0.92%</b>
Municipal portion of mil rate	2.86	2.85	2.88	0.03	1.16%
Education portion of mil rate	4.04	4.18	4.23	0.05	1.13%
County portion of mil rate	0.59	0.60	0.59	(0.01)	-2.08%

## ASSESSORS' CERTIFICATION OF ASSESSMENT

WE HEREBY CERTIFY, that the pages herein, numbered from 1 to      inclusive, contain a list and valuation of Estates, Real and Personal, liable to be taxed in the Municipality of KENNEBUNKPORT for State, County, District, and Municipal Taxes for the fiscal year 07/01/2015 to 06/30/2016 as they existed on the first day of April 2015.

IN WITNESS THEREOF, we have hereunto set our hands at KENNEBUNKPORT this 23 day of July, 2015.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Municipal Assessor(s)

## MUNICIPAL TAX ASSESSMENT WARRANT

State of Maine    Municipality    KENNEBUNKPORT                      County York  
To   Laurie A. Smith    , Tax Collector

In the name of the State of Maine you are hereby required to collect of each person named in the list herewith committed to you the amount set down on said list as payable by that person.

### Assessments:

1. County Tax	1,115,330.58	
2. Municipal Appropriation	7,844,103.00	
3. TIF Financing Plan Amount	0.00	
4. Local Educational Appropriation	8,015,486.00	
5. Overlay (Not to Exceed 5% of "Net To Be Raised" (see tax rate calculation #16)	63,799.29	
6. <b>Total Assessments</b>		17,038,718.87

### Deductions:

7. State Municipal Revenue Sharing	52,300.00	
8. Homestead Reimbursement	29,337.00	
9. BETE Reimbursement	607.38	
10. Other Revenue	2,373,575.62	
11. <b>Total Deductions</b>		2,455,820.00
12. <b><u>Net Assessment for Commitment</u></b>		14,582,898.87

You are to pay to Jennifer L. Lord, the Municipal Treasurer, or to any successor in office, the taxes herewith committed, paying on the last day of each month all money collected by you, and you are to complete and make an account of your collections of the whole sum on or before 06/30/2016.

In case of the neglect of any person to pay the sum required by said list until after 09/10/2015 & 03/10/2016; you will add interest to so much thereof as remains unpaid at the rate of 7.00 percent per annum, commencing 09/11/2015 & 03/11/2016 to the time of payment, and collect the same with the tax remaining unpaid.

Given under our hands, as provided by a legal vote of the Municipality and Warrants received pursuant to the Laws of the State of Maine, this 07/23/2015.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Assessor(s) of: KENNEBUNKPORT

### **CERTIFICATE OF COMMITMENT**

To Laurie A. Smith the Collector of the Municipality of  
KENNEBUNKPORT , aforesaid.

Herewith are committed to you true lists of the assessments of the Estates of the persons wherein named; you are to levy and collect the same, of each one their respective amount, therein set down, of the sum total of \$14,582,898.87 (being the amount of the lists contained herein), according to the tenor of the foregoing warrant.

Given under our hands this 07/23/2015

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Assessor(s) of: KENNEBUNKPORT

File the original certificate with the Tax Collector. File a copy in the Valuation Book

County York, ss.

We hereby certify, that we have assessed a tax on the estate, real and personal liable to be taxed in the Municipality of KENNEBUNKPORT for the fiscal year 07/01/2015 to 06/30/2016, at 7.7 mils on the dollar, on a total taxable valuation of \$1,893,882,970

### Assessments:

1. County Tax	1,115,330.58	
2. Municipal Appropriation	7,844,103.00	
3. TIF Financing Plan Amount	0.00	
4. Local Educational Appropriation	8,015,486.00	
5. Overlay (Not to Exceed 5% of "Net To Be Raised" (see tax rate calculation #16)	63,799.29	
6. <b>Total Assessments</b>		17,038,718.87

**Deductions:**

7. State Municipal Revenue Sharing	52,300.00	
8. Homestead Reimbursement	29,337.00	
9. BETE Reimbursement	607.38	
10. Other Revenue	2,373,575.62	
11. <b>Total Deductions</b>		2,455,820.00
12. <b><u>Net Assessment for Commitment</u></b>		14,582,898.87

Lists of all the same we have committed to Laurie A. Smith, Tax Collector of said Municipality, with warrants in due form of law for collecting and paying the same to Jennifer L. Lord, Municipal Treasurer of said Municipality, or the successor in office, on or before such date, or dates, as provided by legal vote of the Municipality and warrants received pursuant to the laws of the State of Maine. (Title 36 MRSA, section 712)

Given under our hands this 07/23/2015

Municipal Assessor(s)

**File the original with the Treasurer. File a copy in the Valuation Book**

**2015 MUNICIPAL TAX RATE CALCULATION FORM***Municipality:* KENNEBUNKPORT**BE SURE TO COMPLETE THIS FORM BEFORE FILLING IN THE TAX ASSESSMENT WARRANT**

1. Total Taxable Valuation of Real Estate	1	1,883,252,100	
2. Total taxable valuation of personal property	2	10,630,870	
3. Total Taxable Valuation of real estate and personal property (Line 1 plus line 2)	3	1,893,882,970	
4. (a) Total exempt value for all homestead exemptions granted	4(a)	7,620,000	
(b) Homestead exemption reimbursement value	4(b)	3,810,000	
		(Line 4(a) multiplied by .5)	
5. (a) Total exempt value of all BETE qualified property	5(a)	157,760	
(b) The statutory standard reimbursement for 2014 is 50%	5(b)	78,880	
Municipalities with significant personal property & equipment		(line 5(a) multiplied by 0.5)	
may qualify for more than 50% reimbursement. Please contact MRS for the Enhanced Tax Rate Calculator form.			
6. Total Valuation Base (Line 3 plus line 4(b) plus line 5(b))	6	1,897,771,850	

**Assessments**

7. County Tax	7	1,115,330.58	
8. Municipal Appropriation	8	7,844,103.00	
9. TIF Financing Plan Amount	9	0.00	
10. Local Educational Appropriation (Local Share/Contribution)	10	8,015,486.00	
(Adjusted to Municipal Fiscal Year)			
11. Total Assessments (Add lines 7 through 10).....	11	16,974,919.58	

**ALLOWABLE DEDUCTIONS**

12. State Municipal Revenue Sharing.....	12	52,300.00	
13. Other Revenues: (All other revenues that have been formally appropriated to be used to reduce the commitment such as excise tax revenue, tree growth reimbursement, trust fund or bank interest income, appropriated surplus revenue, etc. <b>Do Not Include any Homestead or BETE Reimbursement</b> )	13	2,373,575.62	
14. Total Deductions (Line 12 plus line 13).....	14	2,425,875.62	
15. Net to be raised by local property tax rate (Line 11 minus line 14).....	15	14,549,043.96	

16.	14,549,043.96	X	1.05	=	15,276,496.16	Maximum Allowable Tax
17.	14,549,043.96	/	1,897,771,850	=	0.007666	Minimum Tax Rate
18.	15,276,496.16	/	1,897,771,850	=	0.008049	Maximum Tax Rate
19.	1,893,882,970	X	0.0077	=	14,582,898.87	Tax for Commitment
			(Selected Rate)		(Enter on Page 1, line 13)	
20.	14,549,043.96	X	0.05	=	727,452.20	Maximum Overlay
21.	3,810,000	X	0.0077	=	29,337.00	Homestead Reimbursement
			(Selected Rate)		(Enter on line 8, Assessment Warrant)	
22.	78,880	X	0.0077	=	607.38	BETE Reimbursement
			(Selected Rate)		(Enter on line 9, Assessment Warrant)	
23.	14,612,843.25	-	14,549,043.96	=	63,799.29	Overlay
	(Line 19 plus lines 21 and 22)				(Enter on line 5, Assessment Warrant)	

(If Line 23 exceeds Line 20 select a lower tax rate.)

Results from this completed form should be used to prepare the Municipal Tax Assessment Warrant, Certificate of Assessment to Municipal Treasurer and Municipal Valuation Return.

6 a.

The Kennebunkport Dog Ordinance adopted at a Special Town Meeting on June 9, 1976 is hereby repealed and replaced with this Animal Control Ordinance

## **PROPOSED ANIMAL CONTROL ORDINANCE**

### **Section A: Purpose**

The purpose of this ordinance is to require that all animals in the Town of Kennebunkport be kept under the control of their owner or keeper at all times so that they will not injure persons or other animals, damage property or create a public safety threat.

The provisions of this ordinance that apply to the owner of an animal apply equally to any person keeping, or having control, custody or possession of that animal.

### **Section B: Definitions**

1. **ANIMAL:** Every living, sentient creature not a human being.
2. **ANIMAL CONTROL:** Control of dogs, cats and domesticated or undomesticated animals.
3. **ANIMAL CONTROL OFFICER:** Any person appointed by the Town of Kennebunkport to enforce animal control laws.
4. **ANIMAL SHELTER:** A facility that includes a physical structure that provides temporary shelter to stray, abandoned, abused or owner-surrendered animals.
5. **AT LARGE:** Off the premises of the owner, unleashed and not under the Voice and Sight control of a responsible party.
6. **BEACH:** The beaches within the Town of Kennebunkport commonly referred to as Goose Rocks Beach, Colony Beach, and Cleaves Cove.
7. **DOG:** Any of large and varied groups of domesticated animals in the canine family.
8. **LEASH:** Hand held device, 15 feet or less in length, which can be used to restrain a dog.
9. **OWNER:** Owner or any person of or persons, firm, association or corporation owning, keeping or harboring an animal or any person having custody, possession, or control of an animal.
10. **PROTECTED AREA:** Any beach area on Goose Rocks Beach, Colony Beach or Cleaves Cove, that has been roped off, fenced off or otherwise demarcated or posted by governmental officials or their agents to protect the nesting site of a piping plover or of any other endangered species protected under federal or state law.

~~10.~~11. RESPONSIBLE PARTY: Any person who has custody, possession or control of a dog, whether or not that person is the Owner.

~~11.~~12. RESTRICTED AREAS: Any beach area on Goose Rocks Beach, Colony Beach or Cleaves Cove, that is designated for special protection ~~for~~of piping plovers or other endangered species based upon scientific and historical data.

~~12.~~13. VOICE AND SIGHT CONTROL: "Voice Control" means that the dog returns immediately to and remains by the side of the responsible party in response to the responsible party's verbal command. "Sight Control" means that dog is always within sight of the responsible party and the dog is capable of complying with Voice Control. If a dog approaches or remains within 10 feet of any person other than the responsible party, that dog is not under voice control and is in violation of this Ordinance unless such person has communicated to the responsible party by spoken word or gesture that such person consents to the presence of the dog. A dog barking repeatedly is not considered under Voice and Sight Control.

#### **Section C: Requirements for Control of Animals**

1. **AT LARGE DOGS:** It is unlawful for any dog, licensed or unlicensed, to be at large within the Town of Kennebunkport, except when used for hunting. Dogs shall be considered at large unless leashed or under Voice and Sight Control of a responsible party. A responsible party shall maintain control of their dog(s) at all times, not allow the dog(s) to charge, chase or display aggression towards any person, or disturb or harass any person, other dogs or wildlife. A responsible party shall have a leash in his/her possession for any dog that is off leash. The owner of any dog found at large or otherwise in violation of this section will be subject to the civil penalties provided in the Ordinance and/or Maine State Law, Title 7, Section 3911.
2. **DOGS LEASHED:** A leash shall be used to restrain a dog: (a) if the dog fails to respond to voice commands when off the premises of the owner, (b) when a dog is walking with a responsible party on roads and sidewalks in the Town of Kennebunkport, or (c) if the responsible party is ordered by the Animal Control Officer or a law enforcement officer to leash the dog. The owner of any dog found in violation of this section will be subject to the civil penalties provided in the Ordinance.
3. **IMPOUNDMENT OR RETURN OF AT LARGE DOGS:** All dogs found at large in violation of this Ordinance or Title 7, M.R.S.A., Section 3911 may be impounded at the animal shelter or returned to the owner, at the discretion of the Animal Control Officer or law enforcement officer.
4. **LICENSES:** No dog shall be kept within the limits of the Town of Kennebunkport unless such dog is licensed by the owner in accordance with Maine State Law.

5. **RABIES TAGS:** Rabies tags obtained from a veterinarian for immunization against rabies must be securely attached to the dog's collar and must be worn by the dog for which the tag was issued except when the dog is hunting, in training or in an exhibition or on the premises of the owner.
6. **CONTROL OF ANIMAL WASTE:** An owner or responsible party must remove and dispose of any feces left by his/her animal on any sidewalk, street, beach, public property or private property (other than the property of the owner of the animal or of a person who has consented to the presence of the animal on his or her property). Deposit of feces left off property of the owner shall be placed in an appropriate litter receptacle.

#### **Section D: Specific Requirements for Dogs on Beaches**

1. **AUTHORITY:** The Board of Selectmen shall have the authority to adopt specific rules governing dogs on Goose Rocks Beach, Colony Beach and Cleaves Cove that are more restrictive than the provisions of Section C of this Ordinance and are consistent with and serve to implement the provisions of Section D.2 of this Ordinance. For example, the Board of Selectmen may designate Restricted Areas on these beaches for special protection for piping plovers or other endangered species based upon scientific and historical data consistent with state and federal laws governing endangered species. For specific rules governing dogs on Goose Rocks Beach, the Board of Selectmen shall have the authority to adopt such rules after consultation with the Goose Rocks Beach Advisory Committee, in accordance with Section IV.D of the Beach Use Ordinance for Goose Rocks Beach.
2. **DOG RULES-RESTRICTIONS ON BEACHES:** The following rules, adopted in accordance with Section D.1 above, restrictions apply to dogs on the following beaches located within the Town of Kennebunkport: Goose Rocks Beach, Colony Beach and Cleaves Cove.
  - a. An owner or responsible party shall always be required to leash their dog on any of the applicable beaches referenced above when directed to do so by a law enforcement officer or Animal Control officer.
  - b. Pet waste must be picked up immediately and disposed of properly in an appropriate litter receptacle.
  - c. ~~Dogs must be kept at least 200 feet from any designated Restricted Area.~~
  - d.c. From April 1 to September 30, dogs shall be restricted in the Restricted Areas of each beach as set forth in rules adopted in accordance with Section D.1 above, include the following:
    - i. ~~Any beach area on Goose Rocks Beach, Colony Beach or Cleaves Cove that has been roped off, fenced off or otherwise demarcated or posted by governmental officials or their agents to protect the nesting site of a piping~~



~~plover or of any other endangered species protected under federal or state law,~~

~~ii.) The West End Plover Protection Area is a Restricted Area on Goose Rocks Beach that begins at Norwood Avenue and continues westerly to the Batson River.~~

- d. Whenever any beach area on Goose Rocks Beach, Colony Beach or Cleaves Cove has been roped off, fenced off or otherwise demarcated or posted by governmental officials or their agents to protect the nesting site of a piping plover or of any other endangered species protected under federal or state law, no dog shall approach within 200 feet of such Protected Area.
- e. From April 1 to September 30, if under Voice and Sight Control, dogs may be off leash on the beach between 6 am and 7:30 am, except to the extent the rules restrictions in Sections D(2)(a), (c) and (d) above may require otherwise.
- f. From April 1 to September 30, dogs must be on leash between 7:30 am and 8:30 am, and after 6:00 pm
- g. From June 15 to September 30, dogs are not permitted on the beach from 8:30 AM to 6:00 PM. This provision does not apply to use of a service dog by a person with a disability when the dog is required to perform work or tasks directly related to the person's disability.
- h. From October 1 through March 31, if under Voice and Sight Control, dogs may be off leash on the beach, except for the hours of 12-2 pm when they must remain on leash, and except to the extent the rules restrictions in Sections D(2)(a), (c) and (d) above may require otherwise.

#### **Section E: Rulemaking Authority governing Other Public Resources**

Notwithstanding the general rules found in Section C herein, the Board of Selectmen shall have the authority to adopt specific rules governing dogs on other publicly owned or operated lands located within the Town of Kennebunkport, such as public parks.

#### **Section F: Penalties**

1. Any person who violates any provision of this Ordinance shall be subject to civil penalties for each violation, as follows:

First violation: not less than \$50.00 and not more than \$100.00, plus costs and reasonable attorneys' fees.

Second violation: not less than \$100.00 and not more than \$250.00, plus costs and reasonable attorneys' fees.

Third and subsequent violations: not less than \$250.00 and not more than \$500.00, plus costs and reasonable attorneys' fees.

2. Notwithstanding multiple violations of this Ordinance, any person who violates Section C(4) (Licenses), or Section C(5) (Rabies Tags) of this Ordinance shall be subject to a civil penalty of not more than \$100.00 for each offense, consistent with 7 M.R.S.A. §§3918, 3924.
3. All civil penalties collected pursuant to this Ordinance shall be recovered to the use of the Town of Kennebunkport and deposited in the separate account required by 7 M.R.S.A. Section 3945.
4. A person issued a civil violation citation for violating this Ordinance may elect to pay the minimum penalty specified above for each violation alleged in the citation, in lieu of appearing in court to answer the citation. Such payment must be received at the Office of the Town Clerk in the amount specified by the Animal Control Officer by the seventh day prior to the court appearance date specified in the citation. Upon receipt of such payment by the Clerk, the Animal Control Officer or law enforcement officer shall cause the citation to be dismissed. However, the violations alleged in the citation shall be deemed admitted for purposes of assessing any future penalties under this section.
5. Any civil penalty collected for a violation of this Ordinance shall not preclude the Town from imposing or collecting a fine or penalty for a violation of the Barking Dog Ordinance (adopted March 10, 1984).

**Section G: Severability Clause**

If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this ordinance.

## **DOG RULES ON GOOSE ROCKS BEACH**

**(Adopted on \_\_\_\_\_, 2015 by Kennebunkport Board of Selectmen  
after Consultation with Goose Rocks Beach Advisory Committee)**

### **Section A: Purpose**

These rules are adopted pursuant to Section D.1 of the Animal Control Ordinance, Section IV.D of the Beach Use Ordinance for Goose Rocks Beach and 30-A M.R.S. § 3001. The purpose of these rules is to provide clear expectations pertaining to dogs on Goose Rocks Beach, consistent with the ordinance requirements in the Animal Control Ordinance (amended \_\_\_\_\_, 2015), in order to protect against harm to endangered species and/or to the public health, safety or welfare.

### **Section B: Protected Areas**

For purposes of these rules, a Protected Area is defined as any beach area on Goose Rocks Beach that has been roped off, fenced off or otherwise demarcated or posted by governmental officials or their agents to protect the nesting site of a piping plover or of any other endangered species protected under federal or state law.

Specific rules pertaining to Protected Areas are as follows:

1. From April 1 to September 30, no dog shall approach or remain within 200 feet of any clearly marked Protected Area.
2. The 200-foot buffer area around a designated Protected Area includes the areas along the length of the beach in both directions and toward the water, but excludes back dune areas, lawns or upland properties within 200 feet of these Protected Areas.
3. Notwithstanding Section B.1 above, from April 1 to September 30, whenever dogs are allowed on the beach on leash under Section D.2 of the Animal Control Ordinance, dog owners who live within 200 feet of a Protected Area or who take their dog within 200 feet of a Protected Area must leash their dog and attempt to access the beach as far away as possible from the Protected Area.

### **Section C: Restricted Areas; Restrictions**

The following are designated Restricted Areas on Goose Rocks Beach and the rules and restrictions applying thereto:

1. **West End Plover Protection Area ("WEPPA"):** The West End Plover Protection Area is a Restricted Area on Goose Rocks Beach that begins at Norwood Avenue and continues westerly to the Batson River. **Restriction – Dogs allowed on leash only during times when dogs are otherwise allowed on the beach by Ordinance.**
2. Notwithstanding Section D.2.e of the Animal Control Ordinance which permits dogs to be off-leash on the beach in certain circumstances, dogs may not be off leash within WEPPA at any time from April 1 to September 30.
3. All other restrictions in Section D.2 of the Animal Control Ordinance apply and are unaffected by these rules.

6a



# United States Department of the Interior

## FISH AND WILDLIFE SERVICE

Ecological Services  
Maine Field Office  
17 Godfrey Drive, Suite 2  
Orono, Maine 04473  
207/866-3344 Fax: 207/866-3351



July 13, 2014

Laurie A. Smith, Town Manager  
Board of Selectmen  
Town of Kennebunkport  
P.O. Box 566  
6 Elm Street  
Kennebunkport, ME 04046

Dear Ms. Smith and Board of Selectmen:

The recent municipal election in Kennebunkport authorized the revision of the Town's Animal Control Ordinance concerning dogs on beaches and piping plovers. Prior to enacting this revision, I provided verbal feedback to Laury Smith, town manager, on the proposal, noting that certain provisions were inconsistent with the Service's *Guidelines for Managing Recreational Activities in Piping Plover Breeding Habitat on the U. S. Atlantic Coast to Avoid Take under Section 9 of the Endangered Species Act (Guidelines)*.<sup>1</sup> I also indicated the potential for off-leash dogs to take piping plovers in violation of the Endangered Species Act. We recognize that we are in the middle of the piping plover breeding season, and we appreciate Kennebunkport's contributions to piping plover recovery to-date. But we take this opportunity to further explain our perspective that aspects of the Ordinance heighten the likelihood of take, and potential liability for the Town and its residents under the Endangered Species Act (ESA). With that said, we look forward to continuing a dialogue with the Town concerning piping plover management.

### Background

For the last three decades, the U. S. Fish and Wildlife Service (Service), the Maine Department of Inland Fisheries and Wildlife (MDIFW), the Maine Audubon, and local residents and landowners have successfully worked together to protect the piping plover, a Federal threatened species and State endangered species. Goose Rocks Beach is the only beach in Kennebunkport that currently supports nesting of these rare birds. In the last five years, this beach has supported from four to nine pairs, or 10 to 30 percent, of Maine's small nesting population. The Service and its conservation partners have focused considerable management effort at Goose Rocks

<sup>1</sup> The Guidelines can be found at <http://www.fws.gov/northeast/pipingplover/pdf/recguide.pdf>

beach. As a result, the plovers there produce more chicks on average than other beaches in Maine. Thus, the plovers at Goose Rocks beach are very important to the overall health of Maine's small population. This year, we expect to have about 60 or more pairs of plovers nesting in the State.

We commend the efforts of the Town, local residents, and landowners for these successes. However, one point where we diverge regards the recently amended Animal Control Ordinance. In summary, provisions in part D of the revised ordinance passed in the recent Town referendum;

- requires that dogs must be kept at least 200 feet of areas roped, fenced or otherwise demarcated areas for protecting piping plovers.
- requires that dogs be kept at least 200 feet from the West End Plover Protection Area (from Norwood Avenue westerly to the Batson River)
- from April 1 to September 30 allows dogs to be off leash (and under voice and sight control) on the beach between 6:00 and 7:30 AM; requires dogs be on leash between 7:30 am and 8:30 am and after 6:00 pm
- from June 15 to September 30 dogs are not permitted on the beach from 8:30 am to 6:00 pm (except for service dogs with a person with a disability)

We find that part of the ordinance is protective of plovers (establishing restricted areas that protect plovers). But other sections of the ordinance that allow dogs to be off leash heighten the likelihood of take under the ESA, and do not comport with the Service's Guidelines, which state that "pets should be leashed and under control of their owners at all times from April 1 to August 31 on beaches where piping plovers are present or have traditionally nested."

### The Service's Rationale

We are concerned that the above-listed revisions to the Ordinance will increase the risk of taking piping plovers, albeit during a limited window of time each day, on Goose Rocks Beach. Plovers arrive in Maine as early as late March. Dogs off leash during April and May could disturb or even kill plovers while they are establishing territories and nests. Disturbance from dogs could also cause plovers to avoid nesting in the best habitat, thus reducing their chances of successfully producing young.

The Service's recommendations reference above are activity-based prohibitions requiring dogs be leashed on beaches during the nesting season. The Town's current approach is instead largely place-based, which the Service is concerned is cumbersome to implement effectively over the long term. Because of limited resources, fences and signs are not placed on Goose Rocks Beach until plover nests have been established in late April through mid-May. Some landowners do not allow fences and signs to be placed on their property. Thus, plover nesting areas are not always marked<sup>2</sup>.

We also conclude that the currently delineated West End Plover Protection Area is unlikely to capture all areas used by breeding plovers and their broods on Goose Rocks Beach. This area

---

<sup>2</sup> In Maine towns, we attempt to fence and sign nests at a minimum of 150 feet on either side of the nest, but often a much larger area is fenced.

does not account for all areas historically used by breeding plovers and their broods. Piping plovers regularly nest outside of the West End Plover Protection Area described in the ordinance and likely will continue to do so in the future (see attached map<sup>3</sup>). For example, plovers have frequently nested on the point near Belair Avenue. And because beach habitat changes regularly and its appeal to plovers as nesting areas will change over time, plovers will likely nest outside of the West End Plover Protection Area in the future.

Also breeding plovers and their fledglings are mobile, and some breeding plovers that nest within the Plover Protection Area will likely move their broods beyond restricted areas. While data on the extent of brood movements were not generally collected in previous decades, the Service has evidence of local plovers moving with their chicks upwards of a mile-and-a-half from nesting sites during the nesting season. Thus, we expect piping plovers and their chicks will regularly move distances greater than the specified 200 feet from the West End Plover Protection Area or other fenced and signed plover nesting areas. Piping plover chicks are particularly vulnerable to dogs off leash.

Monitoring, signage and enforcement, for example, may be more labor-intensive and require greater vigilance under the Town's place-based approach. The Service is concerned some visitors to Kennebunkport beaches may not be aware of the restricted areas. It is difficult to sign these areas effectively in beaches with large intertidal areas. For example, there are no provisions for plover monitors or volunteers to be present on the beach in early morning to dawn to locate the plover broods that may be present in the unrestricted areas. The Ordinance seems unclear during the time period of April 1 to June 15 as to whether dogs must be on or off leash during the times of 8:30 am to 6:00 pm. (It is clear that no dogs are allowed on the beach from 8:30 am to 6:00 pm after June 15). The peak of the plover brood-rearing season starts approximately June 1. Thus, plover chicks may be present prior to June 15.

Similarly, the Service does not find that protection focused on fenced nesting areas will adequately reduce the risk of take for broods or birds that are mobile. We have several concerns about this approach. First, as indicated previously there is no assurance that landowners will allow fencing and signage at all nesting areas<sup>4</sup>. Furthermore, some landowners request that only the minimum amount of fencing be installed around nests. Once mobile, the chicks and adults would tend to leave the symbolically fenced area to move and feed within the extensive intertidal zone even to the edge of tide, which at low tide at Goose Rocks Beach is far greater than 200 feet from the areas that are fenced and signed for nesting. Here they would be at risk of take from dogs that are off leash. Also, it is unclear whether there will be signage on the beach to notify dog owners of the 200 foot requirement and whether the location of dog signage will be revised on the beach as fencing and signs are moved, removed, and adjusted around plover nesting areas during the course of the nesting season. It is highly unlikely that dog owners will consistently be

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<sup>3</sup> The map depicts nesting data for 14 years, but brood areas for only three years. Most nests (and brood data) are in the vicinity of the Batson River, but plovers also nest at the point adjacent Belair Ave. and once at the northern point of Goose Rocks Beach adjacent to the Little River. Nesting locations change annually depending on the configuration of the beach. Brood data have not been collected for birds that nest in the Belair and Little River locations.

<sup>4</sup> Some Maine towns with beach management agreements (and especially those receiving beach nourishment) require that all landowners agree to allow adequate fencing and signing of plover nests on their property.

able to judge a 200 foot distance, nor is this distance particularly biologically-based for the reasons described above.

After 40 years of working to recover the piping plover on the Atlantic coast, the Service has found that voice or sight control of dogs is not effective. There have been instances of dogs on voice control that have killed piping plovers and their chicks. For example, a plover chick was killed in 2013 in Scarborough, Maine from a dog allegedly under voice control.

The Service does not agree that the revised Animal Control Ordinance will sufficiently reduce the likelihood of take of piping plover by dogs. In this respect, we caution that the Town and its residents proceed at their own risk. Specifically, the ordinance provides various times and locations to allow dogs to be off leash on Goose Rocks Beach under sight and voice control during the plover nesting season. Requiring dogs to be on leash in a 200 foot buffer from areas fenced and signed in accordance with the Animal Control Ordinance (Section D) and within the West End Plover Protection Area, will provide a level of protection to nests, birds, eggs, and young chicks that stay in or near their nests, *but only if dog owners voluntarily put their dogs on leash*. It is also unlikely that signage and fencing can be updated sufficiently to keep pace with the movement of plover chicks. Also, these provisions do not protect sufficiently mobile chicks and adults that use the intertidal zone and other areas of the beach. Thus, this letter serves to notify the Town and its residents of potential legal liability should an off-leash dogs take a piping plover.<sup>5</sup>

### Moving Forward

The Service would obviously prefer that the Town promulgate an Ordinance that is consistent with our Guidelines and is designed to prevent the take of piping plovers. We note that the Town may alternatively wish to address the potential for take of piping plovers by pursuing an incidental take permit under Section 10 of the ESA. That is something the Town could do on its own or in conjunction with similarly-situated towns in southern Maine. We would be happy to discuss this further.

The Service and the MDIFW also have developed beach management agreements with Maine communities that have benefitted from beach nourishment projects (e.g., Wells, Scarborough, Prouts Neck Country Club) or that have publicly owned beaches (e.g., Old Orchard Beach, Ogunquit, Maine State Parks). The agreements benefit the towns, landowners and beachgoers by facilitating recreational and municipal activities (e.g., beach cleaning, garbage removal, fireworks) that will be conducted in a way to avoid taking piping plovers. Furthermore, beach management agreements streamline the MDIFW review of municipal projects as required under the Maine Endangered Species Act for areas designated as Essential Habitat. Goose Rocks Beach is a designated Essential Habitat for piping plovers and least terns.

We welcome the opportunity to work with Kennebunkport on a beach management agreement and would be glad to share examples with you. Some towns develop these agreements with the assistance of their Conservation Commission and in conjunction with their town manager and

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<sup>5</sup> 16 U.S.C. 1540(a) and (b) provides for civil and criminal penalties of not more than \$12,000 and \$25,000, respectively, for violations of regulations governing threatened species under the ESA, including prohibited take.

other town officials. We believe that adhering to the commitments of a beach management agreement would further reduce, but not completely eliminate, risk of take of plovers on Goose Rocks Beach. Completing a beach management agreement would demonstrate a good faith effort by the town in being good stewards of this unique natural resource.

We genuinely appreciate The Town of Kennebunkport's continued efforts to conserve piping plovers. We welcome the opportunity to meet with you to discuss the content of this letter and to answer any questions you may have. Should that be of interest, please contact me at your earliest convenience to identify an agreeable time (phone: 207 866-3344 x1111; email [laury\\_zicari@fws.gov](mailto:laury_zicari@fws.gov)).

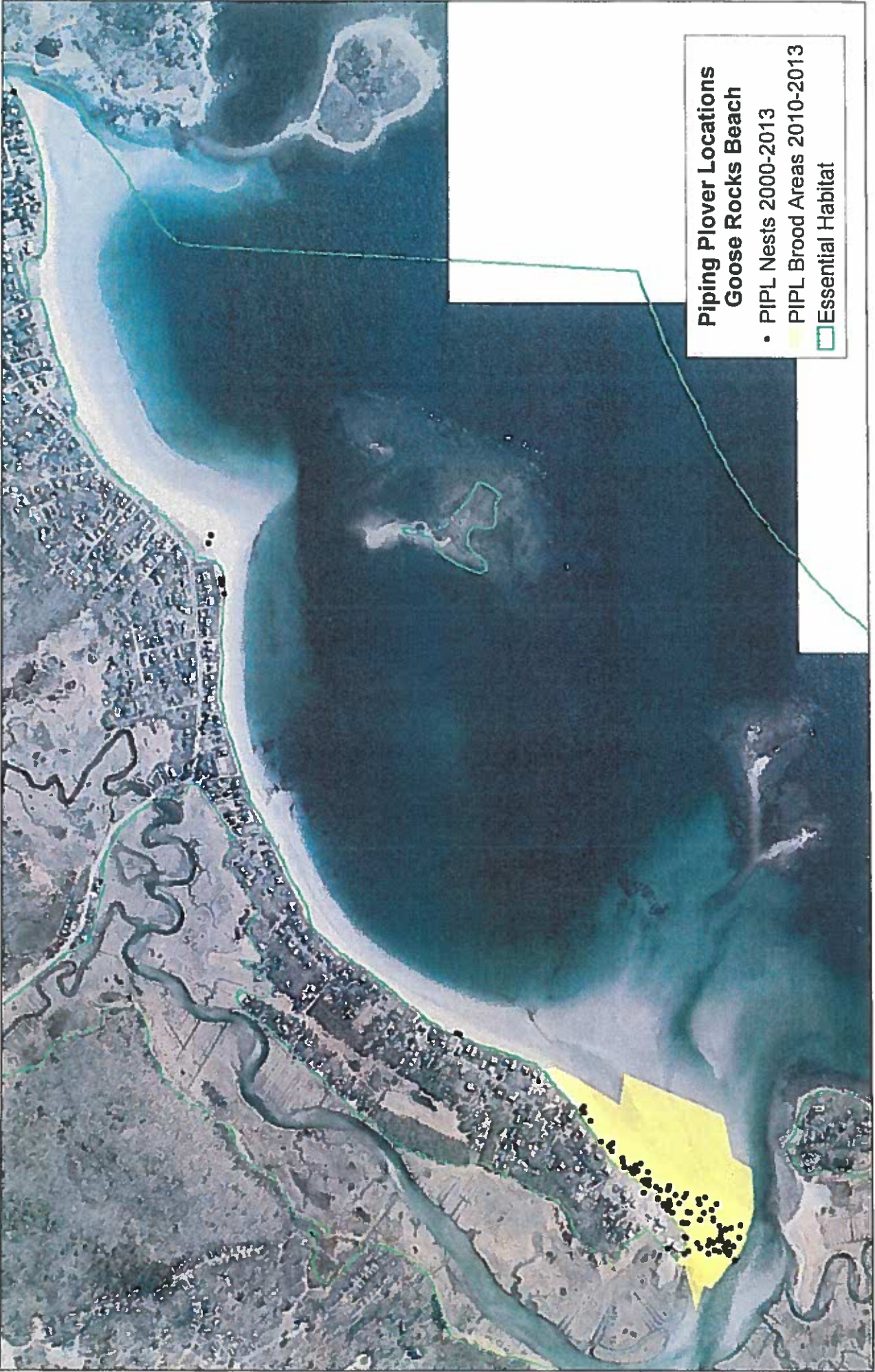
Sincerely,

A handwritten signature in black ink, appearing to read 'L. Zicari', with a stylized flourish at the end.

Laury Zicari  
Field Supervisor  
Maine Field Office

cc: Jim Connolly, Judy Camuso, Charlie Todd, and Lindsay Seward, Maine Department of Inland Fisheries and Wildlife  
Laura Minich-Zitske, Sally Stockwell, Charles Gauvin, Maine Audubon  
Eric Holmes and Brian Engelhard, Law Enforcement, U. S. Fish and Wildlife Service  
Martin Miller, Chief of Endangered Species, Region 5 U. S. Fish and Wildlife Service







5b.

# TOWN OF KENNEBUNKPORT, MAINE

~ INCORPORATED 1653 ~

MAINE'S FINEST RESORT

July 6th, 2015

**Memo:** Potential Warrant Article Regarding Residential Rental Accommodations

**From:** Werner Gilliam, CFM Director of Planning and Development

**To:** Laurie Smith, Town Manager/ Board of Selectmen

For November 2015 the Growth Planning Committee has been working on a proposed Land Use Ordinance change regarding "Roomers". Currently the ordinance allows for property owners in certain zones, with permission from the Zoning Board of Appeals to be able to rent up to two rooms in their home as essentially an accessory use. This definition and standards have remained largely unchanged since the ordinance was first put into effect in 1972. After lengthy discussions regarding the current trend in vacation rentals, and hearing from numerous property owners it was decided to update the Roomer provisions to better reflect current trends. The demographic that pursues this type of rental activity typically consists of single women who are either widowed or divorced that own their own homes and are seeking additional income. Elderly residents have expressed an interest in these changes, believing that hosting a small number of visitors for short term stays, will provide necessary income and will also give them a way to remain active in their own homes. This type of rental activity the committee determined was also fairly low impact in regard to abutting properties compared to whole house rentals which do not have the benefit of an on-site property owner.

The changes proposed generally consist of; allowing the renting of rooms in all zones to owner occupied properties, making the activity a permitted use subject to approval by the Code Enforcement Officer, and requiring an initial inspection to assure life safety requirements are met, and that adequate parking is provided.

CC: Growth Planning Committee

## ROOMER Revisions

Article 2      Add Residential Rental Accommodation: The accessory use of no more than 2 bedrooms in a legally existing dwelling or dwelling unit which is the occupants principal residence for either short term or long term rental to a person or persons unrelated to the owner or occupant of the unit for consideration, for periods no less than 2 days.

Roomer – see Residential Rental Accommodation

Article 4      Add to VR (4.3), VRE (4.4) & CA (4.7) as permitted use

Change CPS (4.10), CP E & W (4.9), RF (4.6), DS (4.5), GR (4.8), FE (4.11)) & FF (4.12) to permitted use

Article 6      Add to parking requirements (6.10)

Article 7      No more than two (2) rooms in ~~a single family dwelling, which was in existence on March 6, 1972, an owner occupied, principal residence may be let out to renters~~ provided that:

- A. No separate kitchen or cooking facilities are provided for or use by the ~~roomers~~ renters;
- B. No sign is located on the premises advertising the availability of rooms for lease or rent ~~to roomers~~;
- C. No alteration or change of ~~the single family dwelling~~ the principal residence in its exterior appearance is made to accommodate the presence of ~~roomers~~ renters;
- D. ~~No accessory apartment or home occupation is located in the single family dwelling;~~ The bedroom(s) being rented shall be inspected by the Code Enforcement Officer and shall have code compliant smoke detectors and comply with current building code primary and secondary means of emergency escape and rescue requirements.
- E. (D) The rooms occupied by the ~~roomers~~ renters do not have a separate entrance from the outside;
- F. (E) The rooms occupied by the ~~roomers~~ renters are within the principal structure;
- G. (F) The ~~roomers~~ renters use utilities which are not separately metered from those used by the remaining occupants of the dwelling unit and
- H. (G) One (1) off-street parking space per room rented ~~roomer~~ shall be required in addition to the requirements of Article 6.10.



6b.

July 17, 2015

Board of Selectman  
Town of Kennebunkport  
6 Elm Street  
Kennebunkport, Maine

Attn: Pat Briggs, Allen Daggett, Edward Hutchins, Stuart Barwise, Sheila Matthews-Bull

RE: LUO proposed changes

We live next to a rooming house on steroids that, although publically advertising a 6 person suite, actually has a 20+ person capacity. This is a business that is not allowed in our understanding of our Home Owner Association Rules ("No parcel...used except for single family residential purposes") or more importantly under the current Land Use Ordinance. Our zone is Free Enterprise and **does** allow roomers, but only via a conditional use permit and only if the house is older than 1972. Our abutter has not received a CU permit and the house was built in 2004.

This proposed amendment we believe was precipitated by our inquiry to the Code Enforcement Office and our eventual understanding that this sort of use was not allowed in our neighborhood. We were advised that this operation would cease upon notification to the homeowner earlier this year however the notice by the Town was apparently ignored and the rental business continued. We were next surprised to find that the Code Enforcement office has decided that, rather than enforce the current LUO and stop illegal rooming houses, there is instead a plan to make this type of use legal in all areas of the town. What we understand to be a small number of currently non-conforming rental businesses now want to change the Land Use Ordinance so that they can continue to operate and perhaps encourage others to do the same, inserting commercial rental businesses into residential areas. In all fairness to the Code Enforcement office, there is apparently no vehicle for enforcement in place to shut these offenders down.

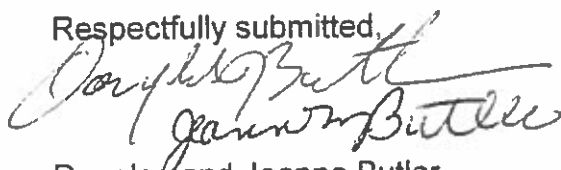
We've heard comments from others "what's the big deal" to let a few widows or divorcee rent a room or two? Well, our abutter has a 3,660sf+ house that sleeps 20+ people. The advertisement says: *Dog friendly rooms! Bring your dog and let them roam on my almost 2 acre lot.* So on any given day, there could be 4 additional cars, with out of town plates, 4+ dogs etc. Renting 2 rooms as the proposed change to the zoning allows? Very unlikely. We have roomers coming and going all the times in our not-so-quiet cul-de-sac. We've had to call the police multiple times about the barking dogs next door. There is no ordinance on the amount of dogs a homeowner can have, just nuisance barking.

We have also heard the opinion expressed that since the newer neighborhoods have Home Owner Associations they should deal with the problem. Our association language put together in 1999 does not specifically contemplate this type of rental operation and in any case has no enforcement mechanism. Even if the association language is modified, the resources do not exist to easily force a resolution. The simpler solution is to leave the current town ordinance in place thus sparing the newer neighborhoods the turmoil that may ensue.

Lastly, what about the hotels, inns and B+B's in town? Don't we have enough beds in this town to accommodate the tourists? Everyone knows that the tourists can rent cheaper by getting a room in a house. The hotels and inns have much different and stricter codes and guidelines to meet (fire alarms, stairwells, elevators, etc.) and therefore have to charge more. A rooming house gets reviewed once under this proposed modification and then has no further follow up. Are these rooming houses paying local and state taxes? You would not be supporting the business community, nor our tax base, by allowing this amendment to go forward.

Our recommendation is not to modify the LUO language to make these properties compliant, but rather to enforce the existing code. We also recommend adding language that properties not adhering to the zoning rules, be fined on a daily basis. This would help your code enforcement office to do their job.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Douglas and Jeanne Butler".

Douglas and Jeanne Butler  
16 Bailey Court  
Kennebunkport, Maine.

6b.

July 18, 2015

Board of Selectmen  
Town of Kennebunkport Maine

As a member of the Growth Planning Committee, I am responding to the letter sent to you from Douglas and Jeanne Butler and forwarded to members of the GPC.

The GPC holds open meetings and welcomes comments and suggestions from all Kennebunkport citizens. The Butlers were previously advised to contact the GPC but apparently preferred to circumvent that advice.

Reading the Butler letter, there appears to be a serious non-compliance issue that I cannot address. However, as the BOS is well aware, the GPC is actively seeking means to address workforce (aka affordable) housing for Kennebunkport. The proposed ordinance change was developed toward that goal.

Setting aside conspiracy, the GPC has NEVER been approached by any non-conforming rental business to make changes to the current Land Use Ordinance. The intent is to allow a senior citizen, widow, widower, divorcee and others to rent a maximum of two (2) rooms in their home within the guidelines of the ordinance.

At the most recent BOS meeting I stated not everyone, including students and locally hired employees, has the means to afford hotel, inn or B&B rates. This suggested ordinance change, with CEO approval, will add room rentals in Village Residential, Village Residential East (not a zone when the 1972 ordinance article was passed) and Cape Arundel zones. It will also eliminate the 1972 restrictive date in all zones.

The proposed ordinance is still a work in progress and I am sure it will receive further discussion at our August 4, 2015 meeting.

Please do not allow an issue of non-compliance to misconstrue the intent of the GPC in a quest to address Kennebunkport housing for all.

Thank you,

Barbara Barwise  
Member Growth Planning Committee



## TOWN OF KENNEBUNKPORT, MAINE

— INCORPORATED 1653 —

MAINE'S FINEST RESORT

### MEMORANDUM

To: Board of Selectmen

Fr: Laurie Smith, Town Manager  
Michael Claus, Public Works Director

Re: Recycling

Dt: July 16, 2015

On June 29, Kennebunk began their automated collection of trash and recycling. In the past program, their vendor handled any recycling that came into the transfer station facility. With the new zero-sort curbside collection, each resident will have the ability to dispose of recyclables at the curbside (without sorting). However; with the new vendor at the station, Kennebunk pays a fee for materials collected and processed at the station, therefore, the aim of the program is to increase efficiency by handling all recycled materials at the curbside.

In the past, Kennebunkport has paid Kennebunk \$4,000 to offset the cost of recycled material drop-off and grass clippings. As Kennebunk must pay for materials processed at the station, Kennebunkport is being asked to develop their own agreement with the new vendor or residents will pay a fee for every item dropped at the transfer station.

Mike and I met with John Adelman, President of CPRC Group, who has taken over the Kennebunk transfer station operation. CPRC Group has calculated that the costs for processing will require a \$2 per bag (or small tote) fee for recycled materials brought to the station.

Since the Town of Kennebunkport contracts for the pickup of recycled materials, why do residents bring materials to Kennebunk? This is an excellent question and one I have asked over the past week. The anecdotal evidence we have received to date has been that people visit the Kennebunk station due to: habit, they have too many recycled goods to wait every other week, they cannot remember which week recycling is picked up so they go to the station, they enjoy the social aspect and the swap shop.

# TOWN OF KENNEBUNKPORT, MAINE

– INCORPORATED 1653 –

## MAINE'S FINEST RESORT

Mike and I have reviewed our options at this point and have the following suggestions:

1. Tell residents that if they bring recycling to the Kennebunk transfer station they will be charged \$2 per bag.
2. Absorb the cost of residents bringing recycling to the Kennebunk transfer station. Unknown cost at this point since we do not have enough data to substantiate a figure. Due to changes at the station, this may be a short-term solution.
3. Currently we pick up recycling every other week. We could change to weekly at a potential cost of \$40,000 to \$50,000.
4. Place a dumpster at PW and let residents bring their recycling there and have Oceanside haul it away. The potential cost is \$4K; however we would need to watch the dumpster for pollution of other materials and weather.
5. Give an additional recycling tote to residents and encourage them to use our contracted system.



9a

## MAINE MUNICIPAL ASSOCIATION VOTING BALLOT

**Election of Vice President and Executive Committee Members**  
*Deadline for Receipt of Voting Ballots – 12:00 noon on Friday, August 14, 2015*

### VICE-PRESIDENT - 1 YEAR TERM

Vote for One

Proposed by MMA Nominating Committee:

Laurie Smith, Town Manager, Town of Kennebunkport

☐

### DIRECTORS - 3 YEAR TERM

Vote for Three

Proposed by MMA Nominating Committee:

William Bridgeo, City Manager, City of Augusta

☐

Michael Crooker, Town Manager, Town of Glenburn

☐

Marianne Moore, Mayor, City of Calais

☐

*Please note that unlike municipal elections, MMA does not provide for "Write-in Candidates" since our process includes an opportunity to nominate a candidate by petition.*

*The Voting Ballot may be cast by a majority of the municipal officers, or a municipal official designated by a majority of the municipal officers of each Municipal member.*

Date: \_\_\_\_\_ Municipality: \_\_\_\_\_

**Signed by a Municipal Official designated by a majority of Municipal Officers:**

Print Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Position: \_\_\_\_\_

**OR Signed by a Majority of Municipal Officers**

**Current # of Municipal Officers: \_\_\_\_\_**

Print Names:

Signatures:

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**Return To:**

**MMA Annual Election**  
**Maine Municipal Association**  
**60 Community Drive**  
**Augusta, Maine 04330**  
**FAX: (207) 626-3358 or 626-5947**  
**Email: [ichavarie@memun.org](mailto:ichavarie@memun.org)**

## **MAINE MUNICIPAL ASSOCIATION EXECUTIVE COMMITTEE**

### **BIOGRAPHICAL SKETCH OF PROPOSED SLATE OF NOMINEES FOR 2016**

#### **MMA VICE PRESIDENT (1-Year Term)**

##### **LAURIE SMITH**

- Town Manager, Town of Kennebunkport (2014 – present)
- Maine Municipal Association Executive Committee, Member (2012 – present); Vice President (2015)
- Maine Municipal Association Strategic & Finance Committee, Member (2012 – present); Chair (2015)
- Maine Municipal Association Property & Casualty Pool Board of Directors, Member (2012 – present)
- Maine Municipal Association Workers Compensation Fund Board of Trustees, Member (2012 – present)
- Town Manager, Town of Wiscasset (2010 – 2014)
- Assistant Manager/Community Relations/Finance Director, City of Auburn (2005– 2010)
- Interim City Manager, City of Auburn (2007 –2008)
- Acting Finance Director, City of Auburn (2004 – 2005)
- Town Manager, Town of Boothbay Harbor (1994-1999)
- Town Manager, Town of Oxford (1991-1994)
- Town Manager, Town of Boothbay (1988-1989)
- Maine Town & City Management Association, Member (1989-present); Board member (2000-2005); President (2003-2004)
- University of Maine, Orono, Public Administration, B.A. (1986)

#### **MMA EXECUTIVE COMMITTEE MEMBERS (Three 3-Year Terms)**

##### **WILLIAM BRIDGEO**

- City Manager, Augusta, Maine (1998 – present)
- Adjunct Professor, Government Program at University of Maine in Augusta (2009 – present)
- Adjunct Professor, MBA Leadership and Ethics Courses, Thomas College (2013 – present)
- City Manager, Canandaigua, New York (1987 – 1998)
- Assistant Director, Maine State Housing Authority (1985 – 1987)
- City Manager, Calais, Maine (1979 – 1985)
- Assistant Town Manager, Killingly, Connecticut (1976 – 1979)
- Maine Service Center Coalition, Executive Committee Member (2002 – present); Chair (2004 - 2007); and most recently active in the formation of the Maine Mayors' Coalition in 2014 – present)
- Maine Service Centers Coalition, Steering Committee Member (2001)
- Maine Town & City Management Association, Member (1979 – 1985; 1998 – present)
- Maine Municipal Association Executive Committee, Member (2002 – 2004)
- Maine Municipal Association Property & Casualty Pool Board of Directors, Member (2002 – 2004)
- Maine Municipal Association Workers Compensation Fund Board of Trustees, Member (2002 – 2004)
- New York State Municipal Management Association, Member (1987 – 1998); President (1995)
- International City/County Management Association Board of Regents, Charter Member (1990 – 1996)
- New York Conference of Mayors & Other Municipal Officials, Ex-officio Board member
- Maine Development Foundation, Board Member (2000-2005)
- Augusta YMCA, Board Member (2009 – present)
- Masters Degree, Public Administration, University of Hartford
- Bachelors Degree, Political Service, St. Michael's College in Vermont

## **MICHAEL CROOKER**

- Town Manager/Treasurer/Road Commissioner, Town of Glenburn (2006 - present)
- Maine Municipal Association Executive Committee, Member (2013 – present)
- Maine Municipal Association Strategic & Finance Committee (2013 – present)
- Maine Municipal Association Property & Casualty Pool Board of Directors, Member (2013 – present)
- Maine Municipal Association Workers Compensation Fund Board of Trustees, Member (2013 – present)
- Maine Municipal Association Legislative Policy Committee, Member (2002-2004; 2004-2006; 2010-2012)
- Town Manager, Town of Bradley (1998 – 2004)
- Adjunct Professor, University of Maine Department of Public Administration (2003 – present)
- Executive Director, River Coalition, Inc. (2004 – 2006)
- Graduate Teaching Assistance (1998)
- Substitute Teacher, Maine School Administrative District 22 (1994 – 1998)
- Projectionist and Supervisor, Bangor Mall Cinemas (1988 – 1998)
- Masters in Public Administration, University of Maine
- BA in Political Science, University of Maine
- AS in Legal Technology, University of Maine
- Maine Town and City Management Association; Member; 2002 “Rookie Manager of the Year”
- Barrie E. Blunt Outstanding Graduate Student Memorial Award
- Edward F. Dow Scholarship Recipient
- Pi Sigma Alpha (National Political Science Honor Society)
- Presidential Achievement Award for Academic Excellence
- Maine Criminal Justice Academy’s Pre-service/Part-time Law Enforcement Training
- State of Maine Animal Control Officer Training
- Graduate of The Grant Institute
- Penobscot Valley Council of Governments, President,
- Eastern Maine Development Corporation, Board Member
- State of Maine Animal Welfare Advisory Council, Member
- Governor’s Interagency Task Force on Invasive Aquatic Species, Member
- Penquis CAP, Board Member
- Penquis CAP, Advisory Board Member
- Maine Resource Recovery Association, Board Member
- Penobscot River Tourism Association, Board Member
- Bangor Region Partners for Health, Board Member
- Penobscot Health Communities Board of Directors, Vice President
- Graduate Association of Public Administrators (GAPA), President
- Notary Public, State of Maine

## **MARIANNE MOORE**

- Mayor, City of Calais (2012 - present)
- Councilor, City of Calais (2002 – 2008; 2009 – 2012)
- Owner/Manager, Calais Curves for Women Fitness Center (2004 – present)
- Leader, Weight Watchers, Inc., Calais (August 2001 – present)
- Maine Municipal Association Executive Committee, Member, (2011 – present)
- MMA Workers Compensation Fund Board of Trustees, Member, (2011 – present)
- MMA Property & Casualty Pool Board of Directors, Member (2011 – present)
- Instructor, Washington Community College (2001 – 2004)
- Adjunct Instructor, Washington Community College (2005 - present)
- Interim Dean, CEIS (Fall, 2002)
- St. Croix Valley Healthy Communities, Board of Trustees (2006 - 2010)

## **MARIANNE MOORE (continued)**

- Washington One: One Community Health & Wellness Co-Chair (2011 - 2013)
- St. Croix Valley Chamber of Commerce, Executive Board (2008 - present)
- Washington Hancock Community Agency, Executive Board (2006 - 2013)
- Washington County Development Authority, Executive Board (2011 - present)
- Washington County Extension Association, Executive Board (2012 – present)
- Permanent Commission on the Status of Women (2012 - present)
- St. Stephen's Presbyterian Church, Board of Managers (2008 - present)
- Climbed to summit of Mt. Kilimanjaro in Africa (June 2002)
- Climbed to Base Camp of Mt. Everest (October 2004)
- Hiked the Inka Trail, Peru (April 2015)
- Moved to Calais, Maine (April 2001)
- Retired from Southwestern Bell Telephone Company (November 2000)
- Managerial positions, Southwestern Bell Telephone Company; San Antonio/Austin/Dallas, Texas (1969 - 2000);
- Cleveland Clinic Exercise Science and Weight Management Certification (September 2011)
- Cooper Institute Circuit Training and Weight Management Certification (June 2005)
- Masters of Business Administration, Southern Methodist University; Major in Management Information Systems (1998)
- Bachelor of Applied Arts & Sciences, Dallas Baptist University; Major in Computer Science/Business Management (1992 Magna Cum Laude);
- Graduate, High School in San Antonio, Texas (1970)

# DOCK SQUARE PARKING LOT STATS

Dates	Dollars	# of Transactions	Coupons	Billed*	Service Calls	Credit Cards rejected	People Charged/ Vandalism
06/03/2015 - 07/16/2015	\$ 92,991	13,797	486	62	56	51	6
			\$ 1,458				

\*Note: Over half have paid - was seeing 15 to 20 per week in beginning, now 6 per week.