

**-Amended-
BRUNSWICK TOWN COUNCIL
Agenda
December 5, 2011
7:00 P.M.
Municipal Meeting Room
Brunswick Station
16 Station Avenue**

Pledge of Allegiance

Roll Call

Public Comment:

Correspondence:

Adjustments to the Agenda:

MANAGER'S REPORT:

- (a) Council Committee Updates
- (b) (ADDED) Authorization of Homeland Security Grant

PUBLIC HEARINGS

141. The Town Council will hear public comments on an application for a Special Amusement License, and will take any appropriate action. (Manager)

1827 LLC
D/B/A: Captain Daniel Stone Inn
10 Water Street

Kevin Savage

HEARING/ACTION

142. The Town Council will hear public comments on a proposed Fireworks Ordinance prohibiting the sale and use of fireworks in Brunswick, to be enacted on an emergency and regular basis, and will take any appropriate action. (Councilor Tucker)

HEARING/ACTION

TABLED ITEM

137. The Town Council will consider endorsing the Affordable Midcoast Housing Plan, and will take any appropriate action. (Manager)

ACTION

NEW BUSINESS

143. The Town Council will consider amending the Special Amusement license for AKI to allow for music on the first floor, and will take any appropriate action. (Manager)

ACTION

CONSENT AGENDA

- (a) Approval of Minutes of November 21, 2011

**INDIVIDUALS NEEDING AUXILIARY AIDS FOR EFFECTIVE
COMMUNICATION SHOULD CONTACT
THE TOWN MANAGER'S OFFICE AT 725-6659
(TDD 725-5521)**

**Brunswick Town Council
Agenda
December 5, 2011
Council Notes and Suggested Motions**

MANAGER'S REPORT:

- (a) Council Committee Updates: Councilors with information on the Committees they are involved with will share information with the Council and public.

Suggested Motion: No motion is required.

- (b) (ADDED) Authorization of Homeland Security Grant (*Action required*): This item is to allow the Fire Department to apply for a grant for \$142,250, with no matching funds required. A copy of email from Chief Brillant is included in your packet.

Suggested Motion:

Motion to authorize the Town to apply for a Homeland Security Grant in the amount of \$142,500.

PUBLIC HEARINGS

141. This item is the required public hearing on a new application for a Special Amusement License from the Captain Daniel Stone Inn due to new management. They are proposing to have dinner music, along with wedding receptions and other such events, with either DJ's or live music. Copies of the public hearing notice and application are included in your packet.

Suggested Motion:

Motion to approve a special amusement license for 1827 LLC (Captain Daniel Stone Inn) at 10 Water Street.

142. This item is the required public hearing on a proposed Fireworks Ordinance that prohibits the sale and use of fireworks in Brunswick. Councilor Favreau has requested that language be drafted to allow for a resident to get a permit to discharge fireworks for certain occasions. The general concept is that it would be limited to the areas outside of the growth zone and notices to abutters would be required. The Town Attorney is drafting language to allow this and the material should be available to the Council and the public by Friday. Copies of the public hearing notice, a memo from Manager Brown, and the draft language are included in your packet.

Suggested Motion:

Motion to adopt the proposed Fireworks Ordinance prohibiting the sale and use of fireworks in Brunswick, to be enacted on an emergency and regular basis.

TABLED ITEM

137. This item comes back to the Council after being tabled at your last meeting. Manager Brown has prepared a draft Resolution, which he forwarded to the Council for comments. The draft reflects the comments and direction Council provided at the last meeting. Copies of the resolution, along with the AMH plan, are included in your packet.

Suggested Motion:

Motion to adopt the Resolution in Support of the Goals of the Community Regarding the Transition of Navy Housing.

NEW BUSINESS

143. This item is for the Council to consider amending the Special Amusement license for AKI to allow for music on the first floor. This is not a public hearing, but was added to the public hearing notice for item 142 to allow the public the chance to see this request. Copies of AKI's letter and their original application are included in your packet.

Suggested Motion:

Motion to amend the Special Amusement license for AKI to allow for music on the first floor in addition to the basement area.

CONSENT AGENDA

- (a) Approval of Minutes of November 21, 2011: A copy of the minutes is included in your packet.

Suggested Motion:

Motion to approve the Consent Agenda.

Suggested Motion:

Motion to adjourn the meeting.

MANAGER'S REPORT - A NO BACK UP MATERIALS

MANAGER'S REPORT - B BACK UP MATERIALS

From: Ken Brilliant
Sent: Thursday, December 01, 2011 12:07 PM
To: Gary Brown
Subject: Homeland Security Grant

Gary,

The Homeland Security Grant request is for a Total of \$142,250, it is a non-matching grant. There is \$37,750 to cover the cost of replacing four back up base radios in dispatch, this would be for the Police Dept., Fire Dept, Public Works and State Wide Car to Car. These units are not Narrowband compliant and they cannot be upgraded. They need to be replaced by Jan 1, 2013 to meet the Federal Narrowband requirements. There is \$98,500 for a dual repeater three site voter system. This system is for the police and fire departments to help improve radio coverage, especially with portable radios, around town. We currently have trouble in east Brunswick, some areas down town and a few other outlying areas. The last piece is \$6000 to cover the cost of sending members of the Hazardous Materials Team to specialized training. The members are call department members and are not Full-Time employees, they have to take time off from their regular jobs to attend. The cost of the courses, travel and lodging are covered by the Federal Government and this grant covers the \$10/ hour the team members receive while they are at the training, usually 40 hours. We received similar funding for training through this same grant in 2008. If there are any questions please let me know.

Thank you.

Kenneth A. Brilliant
Fire Chief
Brunswick Fire Dept.
21 Townhall Place
Brunswick, Maine 04011
(207) 725-5541 ext. 11

ITEM 141

BACK UP MATERIALS



Town Clerk's Office
28 Federal Street
Brunswick, ME 04011

PUBLIC HEARING

The Municipal Officers of the Town of Brunswick will hold a Public Hearing at the Municipal Meeting Room, Maine Street Station, 16 Station Avenue, Brunswick, at 7:00 P.M. on 12/5/2011 on the following Special Amusement license applications:

Special Amusement

1827 LLC

D/B/A: Captain Daniel Stone Inn
10 Water Street

Kevin Savage

All persons may appear to show cause, if any they may have, why such applications should or should not be approved.

**INDIVIDUALS NEEDING AUXILIARY AIDS FOR EFFECTIVE COMMUNICATION
PLEASE CONTACT THE TOWN MANAGER'S OFFICE AT 725-6653 (TDD 725-5521).**

Fran Smith
Town Clerk

TOWN OF BRUNSWICK

28 Federal Street Brunswick, Maine 04011 TEL: (207) 725-6658 FAX: (207) 725-6663

APPLICATION FOR LICENSE OR PERMIT

Please complete:

Type of Business: Sole Proprietor-Owner's Name: _____

Partnership-Partner's Names: _____

Corporation-Corporation Name: 1827 LLC

Incorporation Date: 25 OCT 2011 Incorporation State: MAINE

New License: Opening Date 7 NOV 11 Renewal License: Expiration Date: _____

Business Name: CAPTIAN DANIEL STONE INN E-Mail: BROCK@LHADM.com

Business Address: 10 WATER STREET Business Phone Number: 373-1824

Name of Contact Person: BROCK BRADFORD Contact's Phone Number: _____

Mailing Address for Correspondence: SAME

Signature of Applicant: [Signature] Date: 10 NOV 11

There will be a late fee for any expired licenses (\$25) w/ fees higher than (\$50) and (\$10) for licenses w/ fees (\$50) or less. The fine will double after the license has been expired for more than 30 days. New licenses are prorated by the half-year.

Select Type of License you are applying for on back of this page

Corporations Please Complete:

Address of Incorporation: 252 MAIN ST SACO ME 04072 Phone #: 207 284 4591

Name of Corp. Officer, Owner, or Partners: Title Address % of Stock or ownership

KEVIN P SAUVAGE PRESIDENT SACO ME

ROBERT QUENTIN TREASURER SACO ME

Philip D FEARON V.P. SACO ME

Town Clerk Use Only

Approvals: Finance Codes Health Officer Council Police

Codes Officer Signature _____

Health Officer Signature _____

Temp Food Service: Maine Dept of Human Services Valid License Maine Dept of Agriculture License

Seller of Prepared Food on Public Way: Insurance Binder Picture of Cart (also will need FSE License)

Waiting on: _____ Mailed or Issued Date: _____ PH Date: _____

Type of License: S.A. Paid Fee: \$ 100. Cash / Check Date: 11-10-11

Advertising Fee: \$ _____ Paid

License Fees & Schedule: Please check the type of license you are applying for.

Bazaar or Flea Market-Exp. June 30th

_____ 1-3 Days (\$50) Date and Location of Event: _____

_____ Annually (\$225)

Bowling Alleys, Pool Halls and Billiards-Exp. June 30th

_____ Number of Lanes (\$20 each) _____ Number of Tables (\$20 each)

Carnival or Circus

_____ Number of Days (\$150/day) Date and Location of Event: _____

Commercial Vehicle-Exp. December 31st _____ Number of Vehicles (\$75/vehicle) (New licenses issued between 7/1 and 12/31 is \$38 per vehicle) (New Vehicles - one time \$25 inspection fee)

Food Service Establishment (Victualer)-Exp. May 31st

FSE with Malt, Vinous & Spirituous Liquor (\$250)

FSE with Malt and Vinous (\$200)

FSE with Malt or Vinous (\$175)

FSE with Sit Down, no Alcohol (\$100)

FSE Mobile Carts, Take Out, Coffee, Popcorn, Catering, B&B's, Bakeries, or Prepared Seafood Vender, ETC (\$75)

FSE: Description of Food to be sold: _____

Going Out of Business (\$50)

60 Day License (Must also Complete an Application for Going out of Business Sale, and include a list of inventory)

Innkeeper-Exp. May 31st 1-15 Rooms (\$100) 16+ Rooms (\$175)

Junkyard 0 Automobile Graveyard (\$50 each, both Exp. Oct. 1st) **Auto Recycling (\$250-5 Yrs)**
Plus \$25 application fee for each type _____

Pawnbroker (\$75) Exp. June 30th

Peddler:

_____ #Weeks/\$25/week _____ #Months (up to-3 mnths-\$50/ up to-6 mnths \$75) _____ 1 Year (up to 12 mnths \$100)

Pinball Mach. - Other Amuse Devices (\$35/each) Exp. June 30th _____ Number of Machines/Devices

Second Hand Dealer (\$75)-Exp. June 30th

Sellers of Prepared Food on Public Way (\$1500 Mall vendor/\$3,000 Farmers Market/\$25 other)
Location: _____ Exp. 1st PH in March
As part of the application you must submit a letter of intent from insurance carrier, picture of food service device (not needed for renewals) and a victualer's license. I certify that, to the best of my knowledge, I have complied with all laws and ordinances of the State of Maine and the Town of Brunswick. _____

(Signature of owner, officer, partner or agent)
(New applicants must talk to Recreation Dept/There is no proration on new licenses)

Special Amusements (\$100)-Exp. w/Alcohol License
Describe in detail kind and nature of entertainment- DINNER MUSIC, WEDDING RECEPTIONS
AND OTHER PARTIES SUCH AS ANNIVERSARIES, BIRTHDAYS, AND BUSINESS MEETINGS
Describe in detail room or rooms to be used under this permit- POSSIBLY DJ or LIVE FOR
WEDDING RECEPTIONS

Signature of Owner, officer, partner or agent: _____

Tattooing Establishment (\$75)-Exp. June 30th

Theater (\$150 per screen)-Exp. June 30th _____ Number of Screens

ITEM 142

BACK UP MATERIALS

TOWN OF BRUNSWICK
TOWN MANAGERS OFFICE
MEMORANDUM

TO: Brunswick Council

FROM: Gary Brown, Town Manager

DATE: November 30, 2011

RE: Fireworks Ordinance, requested amendment

Councilor Favreau has requested that language be drafted to allow for a resident to get a permit to discharge fireworks for certain occasions. The general concept is that it would be limited to the areas outside of growth zone and notices to abutters would be required.

I have asked Pat Scully to draft the language and I expect to have it by Friday. We will provide the draft language to the Council once we receive it and the information will be posted on-line to update the agenda materials.



TOWN OF BRUNSWICK
PUBLIC HEARING

THE **BRUNSWICK TOWN COUNCIL** will hold a **public hearing** at their regular meeting on Monday, December 5, 2011, 7:00 p.m. in the Municipal Meeting Room (Room 217), Brunswick Station, 16 Station Avenue, to receive public comment on the following items:

- 1) A proposed Ordinance regarding the Sale and Use of Consumer Fireworks Prohibited. *(A copy of the ordinance is available at the Town Manager's office - 725-6659) This ordinance will be enacted on an emergency and regular basis.*
- 2) The Town Council will also be considering an amendment to the Special Amusement License for AKI, 94 Maine Street, to allow live music on the first floor, in addition to the lower level. This will not be a public hearing, but public comments will be allowed.

INDIVIDUALS NEEDING AUXILIARY AIDS FOR EFFECTIVE COMMUNICATION
PLEASE CONTACT THE TOWN MANAGER'S OFFICE AT 725-6653 (TDD 725-5521)

Fran Smith, Town Clerk

Times Record: November 23, 2011



**Proposed Ordinance Regarding
Sale and Use of Consumer Fireworks Prohibited
Public Hearing –
Adopted –
Effective –**

Below is all new language.

**TOWN OF BRUNSWICK
Part II MUNICIPAL CODE OF ORDINANCES
Chapter 18 CONSUMER FIREWORKS**

Sec. 18-1. Purpose and Authority.

(a) **Purpose.** This ordinance governs and prohibits the sale and use of consumer fireworks to ensure the safety of the residents and property owners of the Town of Brunswick and of the general public.

(b) **Title and authority.** This ordinance shall be known as the "Town of Brunswick Consumer Fireworks Ordinance." It is adopted pursuant to the enabling provisions of the Maine Constitution, the provisions of 30-A M.R.S.A § 3001, and the provisions of P.L. 2011, ch. 416, § 5 (effective Jan. 1, 2012), *to be codified at* 8 M.R.S.A § 223-A.

Sec. 18-2. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Consumer Fireworks – "Consumer fireworks" has the same meaning as in 27 Code of Federal Regulations, Section 555.11 or subsequent provision, but includes only products that are tested and certified by a 3rd-party testing laboratory as conforming with United States Consumer Product Safety Commission standards, in accordance with 15 United States Code, Chapter 47. "Consumer fireworks" does not include the following products:

A. Missile-type rockets, as defined by the State Fire Marshal by rule;

B. Helicopters and aerial spinners, as defined by the State Fire Marshal by rule;
and

C. Sky rockets and bottle rockets. For purposes of this definition, "sky rockets and bottle rockets" means cylindrical tubes containing not more than 20 grams of chemical composition, as defined by the State Fire Marshal by rule, with a wooden stick attached for guidance and stability that rise into the air upon ignition and that may produce a burst of color or sound at or near the height of flight.

Sec. 18-3. Sale of Consumer Fireworks Prohibited.

No person may sell, possess with the intent to sell, or offer for sale consumer fireworks within the Town of Brunswick.

Sec. 18-4. Use of Consumer Fireworks Prohibited.

No person shall use, possess with the intent to use, display, fire, or cause to be exploded consumer fireworks within the Town of Brunswick.

Sec. 18-5. Violation and Enforcement.

- (a) **Penalty for sale violation.** Any person who violates the provisions of Section 18-3 (Sale of Consumer Fireworks Prohibited) shall commit a civil violation punishable by a penalty of not less than three hundred dollars (\$300.00) and not more than five hundred dollars (\$500.00) plus attorney's fees and costs for the first offense, and a penalty of not less than six hundred dollars (\$600.00) and not more than one thousand dollars (\$1,000.00) plus attorney's fees and costs for subsequent offenses, to be recovered on complaint for the use of the Town of Brunswick. Each day such violation occurs or continues to occur shall constitute a separate violation.
- (b) **Penalty for use violation.** Any person who violates the provisions of Section 18-4 (Use of Consumer Fireworks Prohibited) shall commit a civil violation punishable by a penalty of not less than two hundred dollars (\$200.00) and not more than four hundred dollars (\$400.00) plus attorney's fees and costs for the first offense, and a penalty of not less than three hundred dollars (\$300.00) and not more than six hundred dollars (\$600.00) plus attorney's fees and costs for subsequent offenses, to be recovered on complaint for the use of the Town of Brunswick. Each day such violation occurs or continues to occur shall constitute a separate violation.
- (c) **Penalty for willful violation.** Any person who violates the provisions of this Ordinance after having been informed by any officer, employee or agent of the Town of Brunswick that a planned or anticipated detonation or discharge or sale of consumer fireworks would violate this Ordinance shall be fined ten thousand dollars (\$10,000.00) plus attorney's fees and costs, to be recovered on complaint for the use of the Town of Brunswick. Each day such violation occurs or continues to occur shall constitute a separate violation.
- (d) **Enforcement.** This Ordinance shall be enforced by the Town of Brunswick Police Department.

- (e) **Injunction.** In addition to any other remedies available at law or equity, the Town of Brunswick, acting through its Town Manager, may apply to any court of competent jurisdiction to enjoin any planned, anticipated or threatened violation of this Ordinance.
- (f) **Seizure & disposal of consumer fireworks.** The Town may seize consumer fireworks that the Town has probable cause to believe are used or sold in violation of this Ordinance and shall forfeit seized consumer fireworks to the State for disposal.

Sec. 18-6. Exceptions.

This section does not apply to a person issued a fireworks display permit by the Town of Brunswick and/or the State of Maine pursuant to 8 M.R.S.A. §227-A.

SECTION 18-7. Severability.

In the event that any section, subsection or portion of this Ordinance shall be declared by any court of competent jurisdiction to be invalid for any reason, such decision shall not be deemed to affect the validity of any other section, subsection or portion of this Ordinance.

SECTION 18-8. Effective Date.

This Ordinance takes effect on January 1, 2012.

ITEM 137

BACK UP MATERIALS



**Town of Brunswick
Resolution in Support of the Goals of the Community
Regarding the Transition of Navy Housing**

WHEREAS, The closing of Naval Air Station Brunswick resulted in several hundred homes in Brunswick becoming vacant and available for occupancy, and,

WHEREAS, Affordable Midcoast Housing LLC (AMH) has purchased all of these homes, and,

WHEREAS, AMH has developed a plan to place as many of these homes as possible into ownership rather than rental, and,

WHEREAS, AMH and the Midcoast Regional Redevelopment Authority (MRRA) have reached an agreement that merges the land with the homes, and,

WHEREAS, AMH needs the land in order to effectively market and manage the sales of the homes, and,

WHEREAS, MRRA has committed to include deed covenants that will address some of the requirements of the adopted housing disposition plan, and,

WHEREAS, AMH has committed to manage the number of units to be sold to minimize any negative impact on the local real estate sales market, and,

WHEREAS, AMH has agreed to periodically report to the Council on the progress of the sales of the housing, and,

NOW THEREFORE, be it resolved by the Brunswick Town Council that the Council finds that the disposition plan developed by Affordable Midcoast Housing and the purchase and sales agreement between AMH and MRRA satisfies to a large extent the goals of the MRRA housing disposition plan.

Given under our hands this 5th day of December, 2011.

**Joanne T. King
Chair, Brunswick Town Council**

FROM: Scott Howard
TO: Gary Brown, Cornell Knight, John Hodge and Craig McEwen
CC: George Schott, Steve Levesque, Bob Rocheleau
RE: AMH MRRA P&S and Housing Plan (Revised)
Date: October 4, 2011

Gary, Cornell, John and Craig,

George Schott, dba Affordable Midcoast Housing LLC (AMH), and the Midcoast Regional Redevelopment Authority (MRRA) expect to shortly sign a Purchase and Sale Agreement for the transfer of former BNAS military housing land, infrastructure and buildings based upon the following AMH housing disposition plan. AMH and MRRA would request the staff and the elected officials from the towns of Brunswick and Topsham, along with the Midcoast Housing Coalition, review the proposed AMH housing plan and provide their general endorsement within the next 30 to 45 days, if possible.

The AMH Housing Plan that follows is the result of over one year of planning, meetings, input and feedback from many community-based groups. We truly appreciate all of their input and feel it has resulted in a win-win for all of the parties involved. We will be glad to meet to answer any questions. Again, thank you for your timely assistance in this matter.

SUMMARY PURCHASE & SALE

AMH agreed to purchase from MRRA 260.4+/- acres of housing land, related infrastructure and the community building at Woodland Village, excluding the Navy owned electric distribution system. The closing will be conducted within 60 days of the signed P&S, conditional upon the general endorsement of the AMH housing plan from the staff and elected officials of the towns of Brunswick and Topsham. AMH agreed to sell MRRA 12 housing units in Station Quarters, which would include the Commanding Officer's house, the Executive Officer's house, and Building D on the west side of Fitch Avenue, seven houses on the east side of Fitch Avenue and two houses on the north side of Forrestal Drive. MRRA will receive land revenue sharing from AMH's gross sales.

This Agreement is contingent upon receiving marketable title of the housing land from MRRA and the exchange of the necessary access and utility easements between AMH and MRRA. In addition, the deeds from MRRA to AMH shall include covenants for each neighborhood to govern and implement the AMH housing disposition plan. All land owned by MRRA in the McKeen Street neighborhood will be sold to AMH. A three-way agreement will be signed between MRRA, AMH and SAD 75 for the SAD 75 land and lease rights at the Topsham Annex.

SUMMARY HOUSING DISPOSITION PLAN

AMH purchased 702 housing units located on seven tracts of land in October 2010. A total of 573 housing units are located on six tracts of land located in Brunswick. A total of 129 housing units were located on one tract of land in Topsham. After demolishing 56 housing units in the Topsham Annex – Patriot Commons, there are now 73 housing units. After the sale of 12 housing units in Station Quarters to MRRA a total of 631 housing units will be marketed by AMH to mostly working families, first time home buyers and retirees.

AMH proposes to work with the Town of Brunswick and the Maine State Housing Authority to designate two neighborhoods as Affordable Housing Development Districts with Tax Increment Financing (AHTIF) benefits, thereby creating affordable units dispersed throughout neighborhoods I and II below:

- I. McKeen Street will immediately apply for an AHTIF on 33% of the 231 units; if approved there would be 77 duplex units designated affordable with sales dispersed throughout the neighborhood.

- II. Mariner Landing, Midway Terrace and Brunswick Gardens are interconnected with common roads and utilities and will apply in the future for an AHTIF on 33% of the 232 units; if approved there would be 78 units designated affordable with sales and rents dispersed throughout the Mariner Landing homes.
- III. Woodland Village and Station Quarters are not expected to apply for an AHTIF or to include any designated affordable units.
- IV. Topsham Annex – Patriot Commons are not expected to apply for an AHTIF or to include any designated affordable units.

The 77 homes in the McKeen Street neighborhood I would eventually be combined with the 78 homes in the Mariner Landing/Midway Terrace/Brunswick Gardens neighborhood II to provide 155 designated affordable rentals and/or for sale housing units, which is 27.6% of the 561 Brunswick housing units or 24.6% of the total 631 housing units in Brunswick and Topsham. The AHTIF does not specify affordable housing distribution or limit clustering. However, AMH proposes to disperse the designated 77 affordable housing “for sale” units throughout the 231 units in the McKeen Street neighborhood I. Likewise, the designated 78 affordable housing units in the neighborhood II will be dispersed throughout the 126 units in Mariner Landing.

AMH proposes to grant the Town of Brunswick the full use of the AHTIFs for school, recreational and other eligible-related costs. The Town of Brunswick staff has suggested that a portion of the McKeen Street neighborhood TIF may be available to alter the siding and colors of up to 80% of the homes to create a variety of facades in order to eliminate the project look of the McKeen Street neighborhood.

AMH proposes to integrate all seven housing neighborhoods into the Brunswick and Topsham communities in a manner that stabilizes the rental and sale markets. Already, five of the six housing neighborhoods in Brunswick are 95% rented. Beginning on April 15, 2011 Navy Supship began renting AMH housing units for the next year or more in the following Brunswick neighborhoods: Brunswick Gardens, Midway Terrace, Woodland Village, and Station Quarters.

In late 2011 or early 2012 AMH proposes to begin the sale of the 231 McKeen Street houses in phases, with approximately 40 houses offered per phase, over a period of five to six years. If the real estate sales market improves AMH expects to begin to selling homes in neighborhoods II and III in 2014/2015. AMH proposes to sell the remaining 73 Topsham Annex – Patriot Commons housing units and land to an abutting assisted housing developer in 2012. The new owner of the Topsham Annex – Patriot Commons will work with the Town of Topsham and the utility districts to address the infrastructure and housing development plans. If AMH continues to own the Topsham Annex – Patriot Commons housing, AMH is committed to re-developing the property consistent with the Topsham and MRRA residential development plan.

In order to maintain owner and renter affordability AMH proposes to integrate the municipal services of water, sewer, trash, road maintenance, etc. into the Brunswick neighborhoods I and II. AMH will at its expense invest nearly \$2 million to upgrade the infrastructure in the McKeen Street neighborhood I. AMH will invest an additional \$1 million or more to upgrade the infrastructure in the Brunswick neighborhoods II and III. AMH will work with Brunswick Public Works to develop a process for inspecting, assessing and upgrading those AMH roads and storm drain systems being proposed for Town of Brunswick acceptance. Details on re-paving, storm drain repairs, sidewalk and curb cuts would be developed that are acceptable to Brunswick Public Works. Either AMH or the new owner of the Topsham Annex – Patriot Commons will work with the Town of Topsham and the utility districts to upgrade the infrastructure in neighborhood IV. The summary housing disposition plan by current developments follows.

McKeen Street

1. AMH to own the 231 housing units, land, roads and underground utilities, (note underground gas, overhead electric, phone and cable currently owned and maintained by utilities).

2. AMH to deed the recreational land, undeveloped land and community building to the Town of Brunswick.
3. All land owned by MRRRA in the McKeen Street neighborhood will be sold and deeded to AMH.
4. AMH to install water meters to each unit, replace the water and fire hydrant system to meet the Brunswick-Topsham Water District standards and provide the water system easements for the Water District to maintain and repair.
5. AMH to provide the sewer system easements for the Brunswick Sewer District to maintain and repair.
6. AMH to install individual gas and electric meters to each housing unit.
7. AMH to work with Brunswick Public Works to assess and upgrade the roads, sidewalks and the storm drainage system to meet Town of Brunswick road acceptance standards.
8. AMH to create lot deeds for each unit and sell individual homes with the lot on a multi-year phased basis, e.g. 40 units per phase, in the \$100,000 to \$140,000 price range.
9. AMH to work with the Town of Brunswick to immediately designate the McKeen Street housing as an Affordable Housing Development District and use all of the AHTIF revenues for eligible housing-related costs.
10. AMH to designate 77 of the 231 units for affordable housing, rental and for sale units dispersed throughout the neighborhood.
11. AMH to deed the roads, sidewalks and storm drainage system to the Town of Brunswick to maintain and repair.

Topsham Annex – Patriot Commons

1. AMH has demolished 56 housing units and worked with the Navy and the utility districts to correct some of the infrastructure issues.
2. AMH to own the remaining 73 housing units, land, roads, overhead and underground utilities, excluding the electric distribution system (note underground gas owned and maintained by gas utility).
3. Town of Topsham, Brunswick-Topsham Water District and Topsham Sewer District have requested upgrades to the road, storm drainage and underground utilities.
4. AMH expects to sell the remaining 73 housing units, land, roads, overhead and underground utilities, excluding the electric distribution system, as a package to an abutting assisted living developer in an 'as is' condition.
5. The assisted living developer (or AMH if it does not sell) will work with the Town of Topsham and the utility districts to address the infrastructure and housing development plans.
6. A three-way agreement will be signed between MRRRA, AMH and SAD 75 for the land and lease rights at the Topsham Annex.

Station Quarters and Trailer Park

1. MRRRA to purchase the 10 housing units on the east and west sides of Fitch Avenue, and 2 houses on the north side of Forrestal Drive.
2. AMH to own the 4 housing units and land on the east side of Neptune Drive.
3. AMH to own and maintain Forrestal Drive to the intersection of Neptune Drive; AMH to own and maintain Neptune Drive from Forrestal Drive to Woodland Village; AMH to own the overhead and underground utilities, excluding the electric distribution system, on those roads owned by AMH.
4. MRRRA to own the former trailer park pads and land on the west side of Neptune Drive; MRRRA to own First Street.
5. AMH to own the former trailer park pads and land on the east side of Neptune Drive.

Woodland Village

1. AMH to own the 94 housing units, land, roads, overhead/underground utilities, excluding the electric distribution system (note underground gas owned and maintained by gas utility).
2. AMH to purchase the community building and land on Neptune Drive from MRRRA for a property management office.

3. AMH to install electric and water/sewer metering systems for the 94 units, and sign utility services agreements with the utility providers.
4. AMH to create lot deeds for the 94 housing units, with a combination of rentals and sales long term.
5. AMH to work with Brunswick Public Works to assess and upgrade the roads, sidewalks and the storm drainage system to meet Town of Brunswick road acceptance standards.

Midway Terrace

1. AMH to own the 62 housing units, land, roads, overhead and underground utilities, excluding the electric distribution system (note underground gas owned and maintained by gas utility).
2. AMH to upgrade the sewer system (disconnect from MRRA) and provide the sewer system easements for the Brunswick Sewer District to maintain and repair.
3. AMH to install an electric and water/sewer metering system for the 62 units, and sign utility service agreements with the utility providers.
4. AMH to work with Brunswick Public Works to assess and upgrade the roads, sidewalks and the storm drainage system to meet Town of Brunswick road acceptance standards.
5. AMH to deed the roads, sidewalks and storm drainage system to the Town of Brunswick to maintain and repair.
6. AMH to create lot deeds for the 62 housing units, with a combination of rentals and sales long term.
7. AMH to work in the future with the Town of Brunswick to designate the Midway Terrace housing as an Affordable Housing Development District and use all of the AHTIF revenues for eligible housing-related costs.

Brunswick Gardens

1. AMH to own 44 housing units, land, roads and underground utilities (note underground gas and overhead electric, phone and cable owned and maintained by utilities).
2. AMH to upgrade the sewer system (disconnect from MRRA) and provide the sewer system easements for the Brunswick Sewer District to maintain and repair.
3. AMH to replace the water and fire hydrant system to meet the Brunswick-Topsham Water District standards and provide the water system easements for the Water District to maintain and repair.
4. AMH to install an electric and water/sewer metering system for the 44 units, and sign utility service agreements with the utility providers.
5. AMH to work with Brunswick Public Works to assess and upgrade the roads, sidewalks and the storm drainage system to meet Town of Brunswick road acceptance standards.
6. AMH to deed the roads, sidewalks and storm drainage system to the Town of Brunswick to maintain and repair.
7. AMH to create lot deeds for the 44 housing units, with a combination of rentals and sales long term.
8. AMH to work in the future with the Town of Brunswick to designate the Brunswick Gardens housing as an Affordable Housing Development District and use all of the AHTIF revenues for eligible housing-related costs.

Mariner Landing

1. AMH to own 126 housing units, land, roads and underground utilities (note underground gas and overhead electric, phone and cable owned and maintained by utilities).
2. AMH to upgrade the sewer system (disconnect from MRRA) and provide the sewer system easements for the Brunswick Sewer District to maintain and repair.
3. AMH to replace the water and fire hydrant system to meet the Brunswick-Topsham Water District standards and provide the water system easements for the Water District to maintain and repair.
4. AMH to install an electric and water/sewer metering system for the 44 units, and sign utility service agreements with the utility providers.

5. AMH to work with Brunswick Public Works to assess and upgrade the roads, sidewalks and the storm drainage system to meet Town of Brunswick road acceptance standards.
6. AMH to deed the roads, sidewalks and storm drainage system to the Town of Brunswick to maintain and repair.
7. AMH to create lot deeds for the 126 housing units, with a combination of rentals and sales long term.
8. AMH to work in the future with the Town of Brunswick to designate the Mariner Landing housing as an Affordable Housing Development District and use all of the AHTIF revenues for eligible housing-related costs.
9. AMH to designate 78 dispersed units for affordable housing, which will be a combination of rental and for sale units over the long term.

ALIGNMENT WITH MRRA HOUSING DISPOSITION PLAN

The proposed AMH disposition plan achieves all of the August 2009 MRRA Disposition Plan goals of:

- Balancing the developer's interest in a timely and cost effective disposition of the housing assets with the communities need for market stability
- Purchase of the housing assets at a price that enables a strategic investment in the improvements necessary to establish these neighborhoods as communities of choice
- Termination of the existing ground lease to merge the ownership interests in the land and buildings, thereby enabling traditional home ownership and maintaining real estate valuations that promote market stability and fiscal health over the long term
- A marketing strategy that emphasizes value and targets first time home buyers, working families and retirees
- Constructive links between the disposition of the BNAS housing portfolio and the workforce development strategy to be implemented by MRRA

There are only two significant differences between the AMH disposition plan and the August 2009 MRRA Disposition Plan – density and affordable housing.

Density and Affordable Housing

The MRRA Disposition Plan recommended demolition of 240 obsolescent units and creation of more open space. The AMH plan has demolished 56 housing units at the Topsham Annex – Patriot Commons, neighborhood IV. The Town of Topsham and the potential purchaser of the Topsham property have requested that the remaining 73 housing units not be demolished at this time. Demolishing perfectly suitable housing eliminates tax revenues for the town, affordable housing for the community and rental or sales revenue for the property owner.

The McKeen Street neighborhood I is zoned R-4 with a density of 5 units per gross acre, which would allow up to 352 housing units. The existing 231 housing units translate to 3.3 units per acre on the 70.3 acres. AMH does not plan to add or delete units, but will donate the open land, recreational fields and the relatively new community building to the Town of Brunswick.

AMH will work with the Town of Brunswick and the Maine State Housing Authority to designate the McKeen Street neighborhood I and Mariner Landing/Midway Terrace/Brunswick Gardens neighborhood II as Affordable Housing Development Districts with Tax Increment Financing (AHTIF), thereby allowing working families, first time home buyers and retirees with a household income of \$79,440 or less (120% of Brunswick's median income) to own or rent in these neighborhoods. AMH is offering 155 designated affordable rentals and/or for sale housing units, which is 27.6% of the 561 Brunswick housing units or 24.6% of the total 631 housing units in Brunswick and Topsham. This far exceeds the MRRA plan that had 10% of the housing units being designated affordable.

ITEM 143

BACK UP MATERIALS

11/21/2011

To The Town of Brunswick Town Councils,
AKI Japanese Cuisine, located on
94 Maine Street would like to add to
the initial application for the Special Amusement
License that we applied for. We would like to
have the option for upstairs "The Restaurant"
to be able to have live entertainment when
there is a Wedding or special functions. This
would be performed in the front part of our
restaurant floor plan. Our goal is to operate the
upstairs as "A Restaurant", but there might
be special occasions one in a while that we
might need such permission.

Thank you for your cooperation,

Tina Pigri



Town Clerk's Office
28 Federal Street
Brunswick, ME 04011

PUBLIC HEARING

The Municipal Officers of the Town of Brunswick will hold a Public Hearing at the Municipal Meeting Room, Maine Street Station, 16 Station Avenue, Brunswick, at 7:00 P.M. on 11/21/2011 on the following Special Amusement license applications:

Special Amusement

AKI, INC
D/B/A: AKI, INC
94 Maine Street

Tina Cigri
Laura Cigri
Valami Ly
Bihouy Liu

Bowl New England, Inc.
D/B/A: Spare Time
276 Bath Road

Spare Time-Attn:David Frye

All persons may appear to show cause, if any they may have, why such applications should or should not be approved.

INDIVIDUALS NEEDING AUXILIARY AIDS FOR EFFECTIVE COMMUNICATION
PLEASE CONTACT THE TOWN MANAGER'S OFFICE AT 725-6653 (TDD 725-5521).

Fran Smith
Town Clerk

TOWN OF BRUNSWICK

28 Federal Street Brunswick, Maine 04011 TEL: (207) 725-6658 FAX: (207) 725-6663

APPLICATION FOR LICENSE OR PERMIT

Please complete:

Type of Business: Sole Proprietor-Owner's Name: _____

Partnership-Partner's Names: _____

Corporation-Corporation Name: Bowl New England, Inc.

Incorporation Date: 1978 Incorporation State: Vermont

New License: Opening Date _____ Renewal License: Expiration Date: 8/2011

Business Name: SpareTime-Brunswick E-Mail: jsullivan@bowlne.com

Business Address: 276 Bath Rd Business Phone Number: 207-725-2963

Name of Contact Person: David Frye Contact's Phone Number: Same

Mailing Address for Correspondence: 506 Hercules Dr., Colchester, VT 05446

Signature of Applicant: _____ Date: 6/20/11

There will be a late fee for any expired licenses (\$25) w/ fees higher than (\$50) and (\$10) for licenses w/ fees (\$50) or less. The fine will double after the license has been expired for more than 30 days. New licenses are prorated by the half-year.

Select Type of License you are applying for on back of this page

Corporations Please Complete: <u>506 Hercules Dr.</u>			
Address of Incorporation: <u>Colchester, VT 05446</u>		Phone #: <u>802-655-3468</u>	
Name of Corp. Officer, Owner, or Partners:	Title	Address	% of Stock or ownership
<u>J. Richard Corley</u>	<u>CEO</u>	<u>Marco IS, FL</u>	<u>100</u>
<u>J. Michael Corley</u>	<u>Exec VP</u>	<u>Colchester, VT</u>	<u>Ø</u>
<u>Timothy Corley</u>	<u>Pres</u>	<u>S. Burlington, VT</u>	<u>Ø</u>
<u>Susan Belton</u>	<u>CFO</u>	<u>Underhill, VT</u>	<u>Ø</u>

Town Clerk Use Only

Approvals: Finance Codes Health Officer Council Police

Codes Officer Signature

Health Officer Signature

Temp Food Service: Maine Dept of Human Services Valid License Maine Dept of Agriculture License

Seller of Prepared Food on Public Way: Insurance Binder Picture of Cart (also will need FSE License)

Waiting on: _____ Mailed or Issued Date: _____ PH Date: _____

Type of License: Special Amuse Paid Fee: \$ 100- Cash / Check Date: 6/7/11

Advertising Fee: \$ _____ Paid

APPROVED 10-27 By Jeff Emerson

Bazaar or Flea Market-Exp. June 30th
_____ 1-3 Days (\$50) Date and Location of Event: _____
_____ Annually (\$225)

Bowling Alleys, Pool Halls and Billiards-Exp. June 30th
_____ Number of Lanes (\$20 each) _____ Number of Tables (\$20 each)

Carnival or Circus
_____ Number of Days (\$150/day) Date and Location of Event: _____

Commercial Vehicle-Exp. December 31st _____ Number of Vehicles (\$75/vehicle) (New licenses issued between 7/1 and 12/31 is \$38 per vehicle) (New Vehicles – one time \$25 inspection fee)

Food Service Establishment (Victualer)-Exp. May 31st
 FSE with Malt, Vinous & Spirituous Liquor (\$250)
 FSE with Malt and Vinous (\$200)
 FSE with Malt or Vinous (\$175)
 FSE with Sit Down, no Alcohol (\$100)
 FSE Mobile Carts, Take Out, Coffee, Popcorn, Catering,
B&B's, Bakeries, or Prepared Seafood Vender, ETC (\$75)

FSE: *Description of Food to be sold:* _____

Going Out of Business (\$50)
60 Day License (*Must also Complete an Application for Going out of Business Sale, and include a list of inventory*)

Innkeeper-Exp. May 31st 1-15 Rooms (\$100) 16+ Rooms (\$175)

Junkyard **Automobile Graveyard** (\$50 each, both Exp. Oct. 1st) **Auto Recycling** (\$250-5 Yrs)
Plus \$25 application fee for each type _____

Pawnbroker (\$75) Exp. June 30th

Peddler:
_____ #Weeks/\$25/week _____ #Months (up to-3 mnths-\$50/ up to-6 mnths \$75) _____ 1 Year (up to 12 mnths \$100)

Pinball Mach. - Other Amuse Devices (\$35/each) Exp. June 30th _____ Number of Machines/Devices

Second Hand Dealer (\$75)-Exp. June 30th

Sellers of Prepared Food on Public Way (\$1500 Mall vendor/\$3,000 Farmers Market/\$25 other)
Location: _____ Exp. 1st PH in March
As part of the application you must submit a letter of intent from insurance carrier, picture of food service device (not needed for renewals) and a victualer's license. I certify that, to the best of my knowledge, I have complied with all laws and ordinances of the State of Maine and the Town of Brunswick. _____
(Signature of owner, officer, partner or agent)
(New applicants must talk to Recreation Dept/There is no proration on new licenses)

Special Amusement (\$100)-Exp. w/Alcohol License
Describe in detail kind and nature of entertainment- DJ, Karaoke,
Describe in detail room or rooms to be used under this permit- Bowling Center w/lounge.
Signature of Owner, officer, partner or agent: [Signature]

Tattooing Establishment (\$75)-Exp. June 30th

Theater (\$150 per screen)-Exp. June 30th _____ Number of Screens

TOWN OF BRUNSWICK

28 Federal Street Brunswick, Maine 04011 TEL: (207) 725-6658 FAX: (207) 725-6663

APPLICATION FOR LICENSE OR PERMIT

Please complete:

Type of Business: Sole Proprietor-Owner's Name: _____

Partnership-Partner's Names: _____

Corporation-Corporation Name: AKI, LLC

Incorporation Date: 9/6/11 Incorporation State: ME

New License: Opening Date _____ Renewal License: Expiration Date: _____

Business Name: AKI E-Mail: liu_cigoi@yahoo.com

Business Address: 94 Maine Street, Brunswick Business Phone Number: 632-8660

Name of Contact Person: Tina Cigoi Contact's Phone Number: 632-8660

Mailing Address for Correspondence: 20 Curtis Rd Freeport, ME 04037

Signature of Applicant: [Signature] Date: _____

There will be a late fee for any expired licenses (\$25) w/ fees higher than (\$50) and (\$10) for licenses w/ fees (\$50) or less. The fine will double after the license has been expired for more than 30 days. New licenses are prorated by the half-year.

Select Type of License you are applying for on back of this page

Corporations Please Complete:

Address of Incorporation: 94 Maine Street, Brunswick Phone #: 632-8660

Name of Corp. Officer, Owner, or Partners:	Title	Address	% of Stock or ownership
<u>Valami Ly</u>	<u>Partner</u>	<u>7 Rowe Court, Freeport, ME</u>	<u>30%</u>
<u>Laura Cigoi</u>	<u>Partner</u>	<u>13 Cottage Street Freeport,</u>	<u>30%</u>
<u>Tina Cigoi</u>	<u>Partner</u>	<u>20 Curtis Rd Freeport</u>	<u>10%</u>
<u>Bihouy Liu</u>	<u>Partner</u>	<u>7 Rowe Court, Freeport</u>	<u>30%</u>

Town Clerk Use Only

Approvals: Finance Codes Health Officer Council Police

Codes Officer Signature _____

Health Officer Signature _____

Temp Food Service: Maine Dept of Human Services Valid License Maine Dept of Agriculture License

Seller of Prepared Food on Public Way: Insurance Binder Picture of Cart (also will need FSE License)

Waiting on: _____ Mailed or Issued Date: _____ PH Date: _____

Type of License: Special Amusement Paid Fee: \$ 100.00 Cash / Check Date: 9-13-11

Advertising Fee: \$ _____ Paid

License Fees & Schedule: Please check the type of license you are applying for.

Bazaar or Flea Market-Exp. June 30th

_____ 1-3 Days (\$50) Date and Location of Event: _____
_____ Annually (\$225)

Bowling Alleys, Pool Halls and Billiards-Exp. June 30th

_____ Number of Lanes (\$20 each) _____ Number of Tables (\$20 each)

Carnival or Circus

_____ Number of Days (\$150/day) Date and Location of Event: _____

Commercial Vehicle-Exp. December 31st _____ Number of Vehicles (\$75/vehicle) (New licenses issued between 7/1 and 12/31 is \$38 per vehicle) (New Vehicles - one time \$25 inspection fee)

Food Service Establishment (Victualer)-Exp. May 31st

- FSE with Malt, Vinous & Spirituous Liquor (\$250)
- FSE with Malt and Vinous (\$200)
- FSE with Malt or Vinous (\$175)
- FSE with Sit Down, no Alcohol (\$100)
- FSE Mobile Carts, Take Out, Coffee, Popcorn, Catering, B&B's, Bakeries, or Prepared Seafood Vender, ETC (\$75)

FSE: Description of Food to be sold: JAPANESE FOOD

Going Out of Business (\$50)

60 Day License (Must also Complete an Application for Going out of Business Sale, and include a list of inventory)

Innkeeper-Exp. May 31st 1-15 Rooms (\$100) 16+ Rooms (\$175)

Junkyard **Automobile Graveyard** (\$50 each, both Exp. Oct. 1st) **Auto Recycling** (\$250-5 Yrs)
Plus \$25 application fee for each type _____

Pawnbroker (\$75) Exp. June 30th

Peddler:

_____ #Weeks/\$25/week _____ #Months (up to-3 mnths-\$50/ up to-6 mnths \$75) _____ 1 Year (up to 12 mnths \$100)

Pinball Mach. - Other Amuse Devices (\$35/each) Exp. June 30th _____ Number of Machines/Devices

Second Hand Dealer (\$75)-Exp. June 30th

Sellers of Prepared Food on Public Way (\$1500 Mall vendor/\$3,000 Farmers Market/\$25 other)
 Location: _____ Exp. 1st PH in March
 As part of the application you must submit a letter of intent from insurance carrier, picture of food service device (not needed for renewals) and a victualer's license. I certify that, to the best of my knowledge, I have complied with all laws and ordinances of the State of Maine and the Town of Brunswick. _____
 _____ (Signature of owner, officer, partner or agent)
 (New applicants must talk to Recreation Dept/There is no proration on new licenses)

Special Amusements (\$100)-Exp. w/Alcohol License
 Describe in detail kind and nature of entertainment- Live music and/or DJ.
Playing music
 Describe in detail room or rooms to be used under this permit- Lounge Area in the
basement level.
 Signature of Owner, officer, partner or agent: [Signature]

Tattooing Establishment (\$75)-Exp. June 30th

Theater (\$150 per screen)-Exp. June 30th _____ Number of Screens

CONSENT AGENDA - A BACK UP MATERIALS

-Draft-
BRUNSWICK TOWN COUNCIL
Minutes
November 21, 2011
7:00 P.M.
Municipal Meeting Room
Brunswick Station
16 Station Avenue

Councilors Present: Chair Joanne T. King, W. David Watson, Benjamin J. Tucker, Suzan Wilson, John M. Perreault, Gerald E. Favreau, Margo H. Knight, E. Benet Pols, and Deborah R. Atwood

Councilors Absent: None

Town Staff Present: Gary Brown, Town Manager; Fran Smith, Town Clerk/Assistant to Town Manager; Richard Rizzo, Police Chief; Don Koslosky, Deputy Fire Chief; Pat Scully, Town Attorney; Tom Farrell, Parks and Recreation Director; Russ Wrede, Police Sergeant; and TV video crew.

Chair King called the meeting to the order, led the Pledge of Allegiance and asked the Clerk for roll call.

Public Comment:

Rob Jarratt, 3 Meadowbrook Road, spoke about the Brunswick Public Art program and the Christmas tree lighting ceremony.

Mary Lou Zeeman, 3 Oliveira Lane, spoke on behalf of the Brunswick West group and their hope to keep the lines of communication open between them and the Town Council.

Steve Gorden, District 3 County Commissioner, introduced himself and said he would be available to the Council, if needed.

Karen Klatt, 32 Moody Road, expressed concern that her emails were not being forwarded to the Council and spoke on the Credit Enhancement Agreement for the Brunswick Inn, reading part of a letter from **Peter Anastos** on this subject.

Correspondence:

Councilor Perreault asked that Manager Brown respond to Ms. Klatt's email, which Manager Brown did.

Councilor Atwood congratulated Brunswick students who were inducted into the Tri-M Music Honor Society, and she commented on the New York Times article about the success of the Brunswick Explorer bus; Councilor Favreau added comments, as well.

Councilor Perreault spoke about the success of the recent Brunswick High School play, Tom Jones.

Town Council Minutes

November 21, 2011

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Adjustments to the Agenda:

Add #140 to add an appointment to the Downtown and Outer Pleasant Street Implementation Committee.

MANAGER'S REPORT:

(a) Financial Update

Manager Brown gave this update.

(b) Council Committee Updates

Reports were given on the following committees: Master Plan Implementation Committee, Recycling and Sustainability Committee, and the Website Committee.

(c) Permission to apply for an assistance grant from the EPA Building Blocks for Sustainable Communities Program (*Action Required*)

Manager Brown spoke on this item.

Councilor Favreau moved, Councilor Perreault seconded, to allow the Town to apply for an assistance grant to provide free technical assistance by the Project for Public Spaces funded through the EPA Building Blocks for Sustainable Communities Program. The motion carried with nine (9) yeas.

(A copy of the draft application will be attached to the official minutes.)

(d) (ADDED) Landfill holiday hours

Manager Brown spoke on this item.

(e) (ADDED) Bouchard Drive neighborhood meeting

Manager Brown spoke on this item.

PUBLIC HEARINGS

133. The Town Council will hear public comments on Alcoholic Beverage license applications, and will take any appropriate action. (Manager)

Full-Time Spirituous, Vinous & Malt

1827 LLC

D/B/A: Captain Daniel Stone Inn

10 Water Street

Kevin Savage

Full-Time Vinous & Malt

Len's Fish and Chips

D/B/A: Len's Fish and Chips

17 Bow Street

Leonard Brancato III

Chair King opened the public hearing; hearing no comments, she closed the public hearing.

Councilor Knight moved, Councilor Favreau seconded, to approve Alcoholic Beverage license applications for the Captain Daniel Stone Inn at 10 Water Street, and Len's Fish and Chips at 17 Bow Street. The motion carried with nine (9) yeas.

134. **The Town Council will hear public comments on Special Amusement license applications, and will take any appropriate action. (Manager)**

Special Amusement

AKI, Inc

D/B/A: AKI, Inc

94 Maine Street

Tina Cigri, Laura Cigri

Valami Ly, and Bihouy Liu

Bowl New England, Inc.

D/B/A: Spare Time

276 Bath Road

David Frye

Chair King opened the public hearing.

Rob Peabody, District 1, spoke on this item.

Tina Cigri, AKI's owner, spoke on this item and responded to Council questions.

Councilor Perreault moved, Councilor Watson seconded, to approve a Special Amusement License for Spare Time at 276 Bath Road. The motion carried with nine (9) yeas.

Councilor Perreault and Councilor Pols spoke on AKI application.

Councilor Atwood asked questions, to which Manager Brown responded.

Councilor Watson asked a question, to which Fran Smith responded.

Councilor Favreau moved, Councilor Atwood seconded, to approve a Special Amusement for AKI, pending a favorable inspection by the Town, to have music downstairs only. The motion carried with nine (9) yeas.

NEW BUSINESS

135. **The Town Council will consider setting a public hearing for December 5, 2011, on the proposed Fireworks Ordinance that prohibits the sale and use of fireworks in Brunswick, to be enacted on an emergency and regular basis, and will take any appropriate action. (Councilor Tucker)**

Councilor Tucker spoke on this item.

Pat Scully, Town Attorney, spoke on this item.

Councilor Wilson, Councilor Watson, and Councilor Favreau asked questions, to which staff responded.

Councilor Atwood, Councilor Perreault, Councilor Wilson, and Councilor Knight spoke on this item.

Rob Peabody, District 1, and **Hunter Johnson**, Pollard Avenue, spoke on this item.

Councilor Tucker moved, Councilor Knight seconded, to set a public hearing for December 5, 2011, on a draft Fireworks Ordinance that prohibits their sale and use in Brunswick, to be enacted on an emergency and regular basis. The motion carried with nine (9) yeas.

136. **The Town Council will consider amending the budget, per the Town Charter Section 504, to fund the cost of a tractor for the Parks and Recreation Department in an amount of approximately \$47,000, and will take any appropriate action. (Manager)**

Councilor Perreault spoke on this item.

Councilor Watson moved, Councilor Favreau seconded, to amend the 2011-2012 fiscal year budget in the amount of \$47,000 to authorize the purchase of a replacement tractor for the Department of Parks and Recreation and to appropriate the funds for the purchase from current unappropriated available revenues. The motion carried with nine (9) yeas.

137. **The Town Council will consider endorsing the Affordable Midcoast Housing Plan, and will take any appropriate action. (Manager)**

Manager Brown spoke on this item.

Steve Levesque, Executive Director of MRRA, spoke on this item and answered questions from Councilor Atwood and Councilor Pols.

Councilor Tucker asked questions, to which Mr. Scully and Mr. Levesque responded; Mr. Levesque also spoke on this item.

Town Council Minutes

November 21, 2011

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Councilor Perreault, Councilor Wilson, Chair King, and Councilor Pols spoke on this item.

Scott Howard and **George Schott**, on behalf of AMH, spoke on this item and responded to questions from Councilor Wilson, Councilor Perreault, and Councilor Pols.

John Hodge, Brunswick Housing Authority, spoke on this item and brought questions forward.

Dottie Ollier, 21 Lisbon Falls Road, spoke on this item.

Councilor Wilson moved, Councilor Watson seconded, that the Brunswick Town Council supports the community goals in the AMH and MRRA developed housing plan seeking to increase home ownership with affordable housing for working families while minimizing the impact on both sales and rentals; the Brunswick Town Council requests AMH and MRRA provide progress reports at least annually to the Council as to how well the community goals are being met.

Members of the Council discussed this motion and Councilor Tucker expressed an interest in tabling this item until the next meeting.

Councilor Wilson withdrew the motion.

Councilor Wilson moved, Councilor Tucker seconded, to table this item until December 5, 2011, so language can be developed to reflect the withdrawn motion. The motion carried with nine (9) yeas.

138. The Town Council will consider requesting the Planning Board to review the sign ordinance to increase the allowable number of MDOT official business directional signs, and will take any appropriate action. (Councilor Perreault)

Councilor Perreault moved, Councilor Watson seconded, to request the Planning Board review the sign ordinance to increase the allowable number of MDOT official business directional signs from two to either three or four. The motion carried with nine (9) yeas.

139. The Town Council will consider accepting a fire hydrant located on the grounds of Harriet Beecher Stowe School, and will take any appropriate action. (Manager)

Councilor Favreau and Manager Brown spoke on this item.

Councilor Favreau moved, Councilor Perreault seconded, for the Town to accept a fire hydrant located on the grounds of Harriet Beecher Stowe School. The motion carried with nine (9) yeas.

(A copy of the letter of request will be attached to the official minutes.)

140. (ADDED) The Town Council will consider appointments to the Downtown and Outer Pleasant Street Implementation Committee, and will take any appropriate action. (Councilor Perreault)

Councilor Perreault nominated David Flaherty to the Downtown and Outer Pleasant Street Implementation Committee as a Pleasant Street business owner. With no other nominations, Mr. Flaherty was appointed with a vote of nine (9) yeas.

CONSENT AGENDA

- (a) Approval of the Minutes of November 7, 2011
- (b) Approval of games of chance for the Brunswick Lodge of Elks #2043, 179 Park Row

Councilor Tucker moved, Councilor Watson seconded, to approve the Consent Agenda. The motion carried with nine (9) yeas.

Executive session – Economic Development to discuss the MRRA TIF per 1 M.R.S.A. §405(6)(C)

Chair King moved, Councilor Perreault seconded, to table the executive session to a special meeting on December 1, 2011. The motion carried with nine (9) yeas.

Councilor Perreault moved, Councilor Watson seconded, to adjourn the meeting. The motion carried with nine (9) yeas.

The meeting adjourned at 10:00 p.m.

PLEASE NOTE: THESE MINUTES ARE ACTION MINUTES. THE ENTIRE MEETING CAN BE VIEWED AT WWW.BRUNSWICKME.ORG.

*Frances M. Smith
Town Clerk
November 28, 2011*

December 5, 2011
Date of Approval

Council Chair