

**BRUNSWICK TOWN COUNCIL**

**Agenda**

**March 19, 2012**

**Executive Session – 6:30 P.M.**

**Regular Meeting - 7:00 P.M.**

**Municipal Meeting Room**

**Brunswick Station**

**16 Station Avenue**

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

Roll Call

Pledge of Allegiance

Public Comment:

Correspondence:

Adjustments to the Agenda:

**MANAGER’S REPORT:**

- (a) Financial Report
- (b) Council Committee Updates
- (c) Update on relocation of Farmer’s Market to north end of lower mall
- (d) Acceptance of a donation towards a rescue boat (*Action Required*)
- (e) Permission to apply for MMA grant to purchase traffic cones (Police) (*Action Required*)
- (f) Upcoming Town Council meeting schedule

**PUBLIC HEARINGS**

36. The Town Council will hear public comments on applications for both a Full-Time Spirituous, Vinous & Malt Alcohol License and Special Amusement license, and will take any appropriate action. (Manager)

Jimbo’s Catering  
D/B/A: 1898 Bar & Grill  
165 River Road

James Gallant

**HEARING/ACTION**

37. The Town Council will hear public comments on amendments to the Zoning Ordinance to permit Warehousing and Storage Use in the Industry 1 (I1) and Mixed Use 5 (MU5) Zoning Districts, and will take any appropriate action. (Chair King)

**HEARING/ACTION**

38. The Town Council will hear public comments on amendments to the Municipal Code of Ordinances, Chapter 7 Fire Prevention and Protection that would allow installation of outdoor wood boilers that meet certain standards and setbacks, and will take any appropriate action. (Councilor Wilson and Councilor Perreault)

**HEARING/ACTION**

39. The Town Council will hear public comments on amendments to the Municipal Code of Ordinances, Chapter 5 Buildings and Building Regulations to update building permit language and fees regarding mobile homes and open air-unheated structures, and will take any appropriate action. (Manager)

**HEARING/ACTION**

### **NEW BUSINESS**

40. The Town Council will consider setting a public hearing for April 9, 2012, on Zoning Ordinance amendments at the 10 Mason Street property, changing from TR2 to TC1, and will take any appropriate action. (Manager)

**ACTION**

41. The Town Council will consider the following request for Sellers of Prepared Food on Public Ways on the Brunswick Mall, and will take any appropriate action. (Manager)  
Little Red Wagon

**ACTION**

42. The Town Council will consider authorizing the Town to apply for a MDOT Municipal Partnership Initiative to fund 50% of the work to resurface Bath Road/Cooks Corner, and will take any appropriate action. (Manager)

**ACTION**

43. The Town Council will consider adopting a Resolution in support of the Brunswick Downtown Association application for Main Street Maine Designation, and take any appropriate action. (Councilor Knight)

### **CONSENT AGENDA**

- (a) Approval of the Minutes of March 5, 2012
- (b) Approval of a Quitclaim Deed for property described as Map 001 Lot 035 Sub 000 Typ 000
- (c) Approval of a Quitclaim Deed for property described as Map U06 Lot 044 Sub 000 Typ 000

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

**Brunswick Town Council**  
**Agenda**  
**March 19, 2012**  
**Council Notes and Suggested Motions**

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

Motion to go into executive session to discuss Economic Development regarding the MRRA TIF per 1 M.R.S.A. §405(6)(C)

**MANAGER’S REPORT**

- (a) Financial Update: Manager Brown will update the Council on the Town’s financial picture to date for the fiscal year. Copies of financial reports will be posted online, but are not included in your packet.

Suggested Motion: No motion is required.

- (b) 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.

- (c) Update on relocation of Farmer’s Market to the north end of lower mall: The Town has been working with the Farmer’s Market’s relocation to the north end of the mall so that the Town can repair the damaged area. Copies of a memo from Tom Farrell and a map of the new location are included in your packet.

Suggested Motion: No motion is required.

- (d) Acceptance of a donation towards a rescue boat (*Action Required*): A local charitable organization has donated \$3,000 towards a new rescue boat. They understand it might be a while before the boat is approved by the Council, but they still wish to make this anonymous donation and have the money set aside for the boat.

Suggested Motion:

Motion to accept the anonymous donation of \$3,000 to be used towards a Rescue Boat if and when the purchase is approved by the Town Council.

- (e) Permission to Apply for MMA grant to purchase traffic cones (Police) (*Action Required*): The Police Department is requesting to apply for this grant to fund the \$2,966 cost for 245 cones with a 2:1 Town match. The Town’s share will come from surplus funds from an EVOC Instructor school. Captain Waltz will be available to answer questions. A copy of an email from Captain Waltz is included in your packet.

Suggested Motion:

Motion to allow the Town to apply for a MMA grant to assist in the funding to replace 245 traffic cones at a total cost of \$2,966.

- (f) Upcoming Town Council meeting schedule: Manager Brown has provided a possible revised schedule for the next few weeks. A copy of his memo is included in your packet.

Suggested Motion: No motion is required.

## **PUBLIC HEARINGS**

36. This item is the required public hearings on a new Alcohol License and a new Special Amusement License for 1898 Bar & Grill located at 165 River Road (Brunswick Golf Club.) James Gallant, who has managed this facility for several years, is now taking over as the owner of the Bar & Grill at the Golf Club. Special amusement activities include DJ's, bands, comedy and wedding receptions. Copies of the public hearing notice and the applications are included in your packet.

Suggested Motion:

Motion to approve applications for an Alcohol License and Special Amusement License for 1898 Bar & Grill, located at 165 River Road.

37. This item is sponsored by Chair King and is the required public hearing on amendments to the Zoning Ordinance that will allow Warehousing and Storage Use to be permitted in the Industry 1 (I1) and Mixed Use 5 (MU5) Zoning Districts. Currently, this use is not allowed in the I1 zone and requires a special permit in MU5. Earlier this year the Council asked the Planning Board to look at this issue and, upon their review, the Board voted unanimously to make this recommendation. Copies of the public hearing notice, a memo from the Planning Department and a revised Industry and Warehousing/Storage Use table are included in your packet.

Suggested Motion:

Motion to adopt amendments to the Zoning Ordinance to permit Warehousing and Storage Use in the Industry 1 (I1) and Mixed Use 5 (MU5) Zoning Districts.

38. This item is sponsored by Councilor Wilson and Councilor Perreault and is the required public hearing on ordinance amendments that will alter the current ban on outdoor wood boilers if the boilers meet certain standards. The draft ordinance is based on the state standards, but with changes that staff believes are important for Brunswick to include in our ordinance. Copies of a memo from Jeff Emerson, the draft ordinance, and the state standards, including additions and strikeouts to fit into our draft ordinance, are included in your packet.

Suggested Motion:

Motion to adopt amendments to the Municipal Code of Ordinances, Chapter 7 Fire Prevention and Protection that would allow installation of outdoor wood boilers that meet certain standards and setbacks.

39. This item is the required public hearing on amendments to update the Town's building permit language regarding mobile homes and open air-unheated structures. The amendments will reduce or remove fees and permits for some mobile homes due to

state changes that require inspections. It will also reduce the permit fees for open air-unheated structures, such as car ports or pole barns, so they are not treated like other building projects. Copies of a memo from the Codes Officer and the draft language are included in your packet.

*Suggested Motion:*

Motion to adopt amendments to the Municipal Code of Ordinances, Chapter 5 Buildings and Building Regulations to update building permit language and fees regarding mobile homes and open air-unheated structures.

**NEW BUSINESS**

40. This item is to set a public hearing for April 9, 2012, on Zoning Ordinance amendments to the 10 Mason Street property to the zone change from TR2 to TC1. The Planning Board voted unanimously to support this change as requested by the applicant in order to have a retail use in the structure currently on the property. This property is split by the zoning district line of TR2 and TC1, but the regulations for TR2 apply to the entire site and would not allow such a use. Copies of a memo from the Planning Department, a map of the area, and draft Planning Board minutes are included in your packet.

*Suggested Motion:*

Motion to set a public hearing for April 9, 2012, on Zoning Ordinance amendments to the 10 Mason Street property, changing its zone from TR2 to TC1.

41. This item is for an additional application for a Sellers of Prepared Food on Public Ways on the Brunswick Mall. The Little Red Wagon has not been on the mall in the past, but there is still one vacant spot for this year. They will be selling cold/hot subs, French fries, onion rings, and soda/water. Copies of their application and pictures of the cart are included in your packet.

*Suggested Motion:*

Motion to approve a request for Sellers of Prepared Food on Public Ways on the Brunswick Mall for the Little Red Wagon.

42. This item is for the Council to consider a request to authorize the submission of an application to the MDOT for a municipal partnership initiative for funding to improve the travel surface on Bath Road from the Merrymeeting Plaza signal to the Cooks Corner intersection. The project will also resurface a short section (500') of Gurnet Road. Other aspects of the project include changing the signals to a video controlled system. The request is an after-the-fact request as the deadline for submittal for this round of funding was Friday, March 9. The Town was contacted on Monday, March 5 by MDOT and strongly encouraged to apply for these funds for this project. The funding that MDOT has for this type of partnership is nearly gone. If the Council chooses not to authorize the application, the Town will advise MDOT and withdraw its request. Copies of memos from Manager Brown and Mr. Foster, along with the MDOT Municipal Guide, are included in your packet.

Suggested Motion:

Motion to authorize the Town to apply for a MDOT Municipal Partnership Initiative to fund 50% of the work to resurface Bath Road/Cooks Corner.

43. This item is sponsored by Councilor Knight and is for the Council to consider adopting a resolution in support of BDA's application for a Main Street Maine designation. This item is being requested by the BDA as there are many advantages to obtaining this designation for both them and the Town. A copy of the resolution is included in your packet.

Suggested Motion:

Motion to adopt the "Resolution in support of the Brunswick Downtown Association application for the Main Street Maine Designation."

**CONSENT AGENDA**

- (a) Approval of the Minutes of March 5, 2012: A copy of the minutes is included in your packet.
- (b) Approval of a Quitclaim Deed for property described as Map 001 Lot 035 Sub 000 Typ 000: This item will deed a property back to its owners as they have paid owed taxes. A copy of the Quitclaim Deed is included in your packet.
- (c) Approval of a Quitclaim Deed for property described as Map U06 Lot 044 Sub 000 Typ 000: This item will deed a property back to its owners as they have paid owed taxes. A copy of the Quitclaim Deed is included in your packet.

Suggested Motion:

Motion to approve the Consent Agenda.

Suggested Motion:

Motion to adjourn the meeting.