

**BRUNSWICK TOWN COUNCIL MINUTES**

**October 20, 1997 7:30 P.M.**

**MUNICIPAL MEETING ROOM  
OLD BRUNSWICK HIGH SCHOOL  
7:00 P.M.**

**Councilor Wilson moved, Councilor Moll seconded that the Town Council enter into Executive Session to discuss possible litigation. The motion carried with nine (9) yeas.**

**7:30 P.M.**

Chair McCausland called the meeting to order and asked for the Pledge to the Flag.

**Councilors Present:** Chair Stephen McCausland, Michael Feldman, Eleanor Swanson, Robert Galloupe, Leon Laffely, Clement Wilson, Faith Moll, Ervin Snyder, and David Gleason.

**Others Present:** Donald Gerrish, Town Manager; Deborah Cabana, Town Clerk; Adam Ogden, Deputy Public Works Director; Geoff Hole, Town Attorney; Alan Houston, Natural Resources Planner; several citizens, members of the press and Casco Cable TV.

**Minutes of Previous Meetings:**

**Councilor Laffely moved, Councilor Feldman seconded, to approve the Council minutes of October 6, 1997 as distributed. The motion carried with eight (8) yeas and one (1) abstention - Councilor Moll was not present at the 10/06/97 meeting.**

**Correspondence:** Councilor Galloupe commented that the Growstown School was newly repainted and thanked the First Class Petty Officers Association from the Brunswick Naval Air Station. Donations were made by the Sherwin Williams Company and Marriner's Lumber. The Fire Department helped by washing the building. Millie Stewart, Dick Smith, and Councilor Galloupe coordinated the efforts to complete this project.

**Manager's Report:**

**1) Hazardous Waste Collection Day Reminder.** Adam Ogden, Deputy Public Works Director, reminded the Council and citizens that the Hazardous Waste Collection Day is on Saturday, October 25, 1997 from 9:00 a.m. to 1:00 p.m. Pre-registration is required.

**2) Manager Gerrish scheduled a workshop with the Council on Monday, November 17th regarding Brunswick's Capital Improvement Program.**

**Adjustments to the Agenda:** Manager Gerrish requested to suspend the Council Rules and Procedures by adding item #211 that The Town Council will consider setting a public hearing on November 3 regarding an amendment to an ordinance authorizing the making of contracts for the construction and funding, in an amount not to exceed \$1,367,000, of a capital improvement project known as the Brunswick Regional Alternative Transportation Corridor. There was no objection to adding this item to the agenda.

**202. The Town Council will hear public comments on the following request for a renewal of an Alcoholic Beverage license for:**

Maine Street d/b/a  
Maine Street Manhattan  
148 Maine Street

The Public Hearing opened at 7:50 p.m. The Public Hearing closed at 7:50 p.m.

**Councilor Wilson moved, Councilor Gleason seconded, to approve the Alcoholic Beverage license for Maine Street Manhattan. The motion carried with nine (9) yeas.**

**203. The Town Council will hear public comments on the following request for a renewal Special Amusement License for:**

Maine Street d/b/a  
Maine Street Manhattan  
148 Maine Street

The Public Hearing opened at 7:51 p.m. The Public Hearing closed at 7:51 p.m.

**Councilor Gleason moved, Councilor Snyder seconded, to approve the Special Amusement License for Maine Street Manhattan. The motion carried with nine (9) yeas.**

**204. The Town Council will hear public comments on the proposed amendment to the Municipal Code of Ordinances, Chapter 10, Licenses and Business Regulations, Article 2 Licenses, Generally, Section 10-26(13) Junkyard/automobile graveyards. The purpose of the amendments will be to supplement State law. A copy of the proposed amendment will be attached to the official minutes.**

The Public Hearing opened at 7:52 p.m.

Attorney Hole highlighted the changes of the proposed amendment. He explained that this amendment to the ordinance will supplement state law by including in our own ordinance provisions for auto recycling. Careful attention was given to assure that adoption would not put any existing graveyard or junkyards out of business by adopting this amendment.

The Public Hearing closed at 7:55 p.m.

**Councilor Snyder moved, Councilor Feldman seconded, to approve the amendment to Chapter 10, Section 10-26(13) Junkyard/Automobile graveyards as proposed. The motion carried with nine (9) yeas.**

**205. The Town Council will consider approving amendments to the Sign Ordinance relative to political signs on an emergency basis. (Manager)**

This item pertains to the new Zoning Ordinance. The new ordinance does not have any references to political signs. With the upcoming election, opportunity was given to the Council to pass some regulations on an emergency basis if they felt it necessary.

Manager Gerrish suggested that the Council pass, on an emergency basis, that political signs be prohibited from all public property and local public rights of way. The Planning Board will review the Sign Ordinance concerning political signs and make a recommendation to the Council for further changes. However, this change would regulate the signs on public property and local rights of way for the November 4<sup>th</sup> election.

**Councilor Gleason moved, Councilor Moll seconded, to approve the following amendment to the Sign Ordinance on an emergency basis as follows: To Chapter 6 Sign Regulations, Section 606, Signs Expressly Prohibited, ADD: 606.5 Political Signs on any local public property or right of way. The motion carried with nine (9) yeas.**

**206. The Town Council will consider accepting Kingfisher Drive, in the River Bend Subdivision, as a Town Road. (Manager)**

This item pertains to accepting Kingfisher Drive (located in the River Bend Subdivision), as a Town Way. John Foster, the Town Engineer, has indicated that all road work in the Phase 1 section has been satisfactorily completed. A warranty deed was prepared with the name River Bend Road, but due to a conflict with the Enhanced 911 requirements, the developer was asked to come up with a new name. Kingfisher Drive was selected.

**Councilor Swanson moved, Councilor Feldman seconded, to accept Kingfisher Drive as a Town Road. The motion carried with nine (9) yeas.**

**207 The Town Council will consider approving the request for two MDOT directional signs for CJ's Variety, located on the Baybridge Road. (Manager)**

A request was received from CJ's Variety for approval to have two MDOT directional signs installed. The Town's Sign Ordinance, Section 605.2 states "All Official Public Directional Signage shall be in accordance with the Maine Traveler Information Service Act 23 M.R.S.A., Section 1901, et. seq. as amended. Such signs are permitted only in rural districts, and shall require the approval of the Town Council as recommended by the Town Manager."

This request meets the requirement of the Ordinance. However, the old sign ordinance had wording with criteria for **not** approving this type of sign. It was Mr. Gerrish's opinion that the new wording was an oversight and that the old wording was probably what the Zoning Task Force wanted. Approval has not been given for this type of sign during the 8 ½ years in which Mr. Gerrish has been in Brunswick. The Planning Board will be reviewing the existing wording in the Sign Ordinance to see if changes should be recommended.

**Councilor Feldman moved, Councilor Moll seconded, to deny the request for two MDOT directional signs for CJ's Variety, located on the Baybridge Road. The motion carried with six (6) yeas and three (3) nays - Councilors Snyder, Wilson, and Laffely opposed.**

**208. The Town Council will consider signing the Election Warrant for the November 4<sup>th</sup> election. (Town Clerk)**

**Councilor Wilson moved, Councilor Laffely seconded, to sign the Election Warrant for the November 4<sup>th</sup> election. The motion carried with nine (9) yeas.**

209. The Town Council will consider approving the election officials list for the November 4<sup>th</sup> election. (Town Clerk).

**Councilor Gleason moved, Councilor Snyder seconded, to approve the Election Officials List for the November 4<sup>th</sup> election. The motion carried with nine (9) yeas.**

210. The Town Council will consider the request of the Brunswick-Topsham Bypass Opening Ceremony Committee to hang a banner over Maine Street from October 28<sup>th</sup> through November 11<sup>th</sup> to announce the November 11<sup>th</sup> opening. (Manager)

**Councilor Moll moved, Councilor Wilson seconded, to approve the request of the Brunswick-Topsham Bypass Opening Ceremony Committee to hang a banner over Maine Street From October 28<sup>th</sup> through November 11, 1997. The motion carried with nine (9) yeas.**

211. The Town Council will consider setting a public hearing on November 3rd regarding an amendment to an ordinance authorizing the making of contracts for the construction and funding, in an amount not to exceed \$1,367,000, of a capital improvement project known as the Brunswick Regional Alternative Transportation Corridor.

Manager Gerrish explained that bids have been reviewed and the bids are as anticipated. However, there is a need to amend the ordinance because more will be spent than was originally authorized.

**Councilor Feldman moved, Councilor Moll seconded, to set a public hearing on November 3rd to consider amending the ordinance authorizing the making of contracts for the construction and funding, in an amount not to exceed \$1,367,000, of a capital improvement project known as the Brunswick Regional Alternative Transportation Corridor. The motion carried with nine (9) yeas.**

**Councilor Snyder moved, Councilor Moll seconded, to adjourn the meeting. The motion carried with nine (9) yeas. The meeting adjourned at 8:20 p.m.**

*PLEASE NOTE: THESE MINUTES ARE NOT VERBATIM. A TAPE RECORDING OF THE MEETING IS AVAILABLE AT THE TOWN CLERK'S OFFICE DURING REGULAR BUSINESS HOURS.*

Deborah S. Cabana  
Town Clerk  
May 19, 2011

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Date of approval

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Council Chair