

**MINUTES
TOWN COUNCIL MEETING
STANDISH, MAINE
TUESDAY, FEBRUARY 11, 2020
STANDISH MUNICIPAL CENTER
6:00 PM**

CALL TO ORDER

The meeting was called to order by Chair Libby and the Pledge of Allegiance was recited.

ROLL CALL

Councilors present: Delcourt, Gaba, Leclerc, Libby, Nesbitt, Paul, and Pomerleau.

MINUTES OF PREVIOUS MEETING (S)

Moved by Pomerleau seconded by Nesbitt and voted to approve the minutes from the January 14, 2020 Town Council meeting. (Unanimous)

PETITIONS AND COMMUNICATIONS

There were no petitions or communications at this meeting.

REPORT OF THE TOWN MANAGER

Mr. Giroux explained that the Code Enforcement Officer was going to provide the monthly report, however he is ill, and the Assessor will present the Assessing Department report.

Assessor, Joseph Merry explained that the Maine assessment date is April 1 of each year. He said that the date represents a "snapshot" of how the property is on that time, if the property in question is partially completed the taxes would be based on the status of the property on April 1. The following year the property would be assessed at the new completion status. If a building is lost by fire or demolished the April 1 date is the date of assessment in that case as well. Exemption and current use forms must be filed by April 1. In addition, he noted that tax bills are assessed to the owner of record as of April 1, however the bills are not mailed until in the fall, in some cases, there may be a new owner when the bills are mailed. Tax installment payments are due in November and May.

Bill Giroux noted that was good information.

PUBLIC HEARINGS

**116-19 Amendments to Standish Town Code, Chapter 181, Land Use, Regarding Solar Energy Systems
[Libby]**

Moved by Libby seconded and voted to dispense with the Clerk's reading of the ordinance. (Unanimous)

Chair Libby explained that this is straight forward and puts something on the books.

Chair Libby called for public comments.

Patricia Frechette, town resident and Planning Board member, mentioned that she provided them with a handout tonight that covers some of the drawbacks regarding the disposal of materials used in solar energy construction. She cited the article that she distributed, noting that cadmium sometimes leaks from the panels causing pollution concerns.

Greg Dean of Richville Road questioned how this ordinance would impact homeowners that might want to construct their own solar system?

Bill Giroux said that generally it would not be onerous to the homeowner noting it is geared toward regulating larger solar fields. He said since there are no regulations in place it prevents any solar facility. He said in regard to what Pat Frechette was saying it was his opinion that the DEP needs to establish the disposal rules for recycling these products.

The Clerk announced that the Planning Board held their required public hearing on January 6, 2020. In addition, earlier the legislative process there was an amendment to the ordinance that is incorporated in what is before them tonight.

Chair Libby called for Council discussion.

Councilor Delcourt asked what is done at this time with panels that wear out?

Bill Giroux explained that there are few at this time and he is not aware how they are disposed of, that process will come later.

Chair Libby called for additional comments, hearing none, he closed the public hearing and called for the vote.

AMENDMENTS TO STANDISH TOWN CODE, CHAPTER 181, LAND USE, REGARDING SOLAR ENERGY SYSTEMS

(Additions are underlined; deletions are ~~struck-out~~.)

CHAPTER 181 – LAND USE PART 1 ZONING

ARTICLE II Definitions

§ 181-3. Terms defined.

As used in this Part 1, the following terms shall have the meanings indicated:

SOLAR ENERGY SYSTEM - A solar energy system whose primary purpose is to harvest energy by transforming solar energy into another form of energy or transferring heat from a collector to another medium using mechanical, electrical, or chemical means.

SOLAR ENERGY SYSTEM, GROUND-MOUNTED - A solar energy system that is structurally mounted to the ground and is not roof-mounted; may be of any size (small-scale, medium-scale or large-scale).

SOLAR ENERGY SYSTEM, LARGE-SCALE – A solar energy system that occupies 17,000 square feet or more of surface area; surface area shall be measured by the total surface area of the solar collector at maximum tilt that occupies a given space.

SOLAR ENERGY SYSTEM, MEDIUM-SCALE - A solar energy system that occupies between 2,000 and 16,999 square feet of surface area; surface area shall be measured by the total surface area of the solar collector at maximum tilt that occupies a given space.

SOLAR ENERGY SYSTEM, ROOF-MOUNTED - A solar energy system that is mounted on or integrated into the roof of a building or structure; may be of any size (small-scale, medium-scale or large-scale).

SOLAR ENERGY SYSTEM, SMALL-SCALE - A solar energy system that occupies up to 1,999 square feet of surface area; surface area shall be measured by the total surface area of the solar collector at maximum tilt that occupies a given space.

TILT - The angle of the solar panels and/or solar collector relative to horizontal of a solar energy system.

ARTICLE III District Regulations

§ 181-4. RR-Rural Residential Districts.

B. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(9) Manufactured housing units.

(10) ~~Timber harvesting~~Solar energy system, roof-mounted.

(11) Solar energy system, small-scale.

(12) Timber harvesting.

- C. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(12) Social event centers.

(13) Solar energy system, medium-scale.

(14) Solar energy system, large-scale.

§ 181-5. RU-Rural Districts.

- B. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(10) Manufactured housing units.

(11) Solar energy system, roof-mounted.

(12) Solar energy system, small-scale.

(13) Timber harvesting.

- C. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(23) Social events center.

(24) Solar energy system, medium-scale.

(25) Solar energy system, large-scale.

(26) Tradesman.

(27) Veterinary clinics.

§ 181-6. R-Residential Districts.

- A. Land uses in this district shall require written approval from the authority, as indicated, prior to issuance of a permit by the Code Enforcement Officer. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(10) Manufactured housing units.

(11) Solar energy system, roof-mounted.

(12) Solar energy system, small-scale.

(13) Timber harvesting.

- B. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(11) Municipal Uses.

(12) Solar energy system, medium-scale.

(13) Solar energy system, large-scale.

§ 181-7. VC-Village Center Districts.

- B. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(9) Home occupations, Level 1.

(10) Solar energy system, roof-mounted.

(11) Solar energy system, small-scale.

(12) Timber harvesting.

- C. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(26) Schools.

(27) Solar energy system, medium-scale.

(28) Solar energy system, large-scale.

(29) Tradesman.

(30) Veterinary clinics.

§ 181-7.1. Form Based Code Village Districts (FBCVD).

- C. Standish Corner District Standards.

(1) Town Center (TC) standards.

(i) Town Center (TC) allowed land uses and permit requirements (TC).

- [4] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[j] Outdoor display and sales.

[k] ~~Yard or garage sale.~~ Solar energy system, roof-mounted.

[l] Solar energy system, small-scale.

[m] Tradesman.

[n] Yard or garage sale.

(2) Town Main (TM) standards.

(i) Town Main (TM) allowed land uses and permit requirements (TM).

- [3] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[l] ~~Tradesman.~~ Solar energy system, roof-mounted.

[m] ~~Yard or garage sale.~~ Solar energy system, small-scale.

[n] Tradesman.

[o] Yard or garage sale.

(3) Town Avenue (TA) standards.

(i) Town Avenue (TA) allowed land uses and permit requirements (TA).

- [3] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[k] ~~Outdoor display and sales.~~ Solar energy system, roof-mounted.

[l] ~~Yard or garage sale.~~ Solar energy system, small-scale.

[m] Outdoor display and sales.

[n] Yard or garage sale.

(4) Town Gateway (TG) standards.

(i) Town Gateway (TG) Zone allowed land uses and permit requirements (TG).

- [3] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[m] Single-family home.

[n] ~~Tradesman.~~ Solar energy system, roof-mounted.

[o] Solar energy system, small-scale.

[p] Tradesman.

[q] Yard or garage sale.

(5) Town Residential (TR) standards.

(h) Town Residential (TR) allowed land uses and permit requirements (TR).

- [3] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[l] Single-family home.

[m] Solar energy system, roof-mounted.

[n] Solar energy system, small-scale.

[om] ~~Tradesman.~~

[pn] Yard or garage sale.

D. Sebago Lake Village District standards.

(1) SLV Core (SLVC) standards.

(i) Sebago Lake Village Core (SLVC) allowed land uses and permit requirements (SLVC).

- [4] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[m] Single-family home.

[n] Solar energy system, roof-mounted.

[o] Solar energy system, small-scale.

[p] Tradesman.

[q] Yard or garage sale.

(2) SLV Fringe (SLVF) standards.

(i) Sebago Lake Village Fringe (SLVF) allowed land uses and permit requirements (SLVF).

[4] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[m] Single-family home.

[n] Solar energy system, roof-mounted.

[o] Solar energy system, small-scale.

[p] Tradesman.

[q] Yard or garage sale.

(3) SLV Gateway (SLVG) standards.

(i) Sebago Lake Village Gateway (SLVG) allowed land uses and permit requirements (SLVG).

[4] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[m] Single-family home.

[n] Solar energy system, roof-mounted.

[o] Solar energy system, small-scale.

[p] Tradesman.

[q] Yard or garage sale.

(4) SLV Residential Connector (SLVRC) standards.

(h) SLVD Residential Connector allowed land uses and permit requirements (SLVRC).

[3] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[m] Single-family home.

[n] Solar energy system, roof-mounted.

[o] Solar energy system, small-scale.

[p] Tradesman.

[q] Yard or garage sale.

(5) SLV Residential (SLVR) standards.

(h) SLV Residential allowed land uses and permit requirements (SLVR).

- [3] Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only:

[m] Single-family home.

[n] Solar energy system, roof-mounted.

[o] Solar energy system, small-scale.

[p] Tradesman.

[q] Yard or garage sale.

§ 181-8. BC-Business and Commercial Districts.

- B. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(8) Single-family dwellings with two-hundred-foot setback from public right-of-way and two-acre-per-dwelling-unit minimum lot size.

(9) Solar energy system, roof-mounted.

(10) Solar energy system, small-scale.

- C. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(35) Social events center.

(36) Solar energy system, medium-scale.

(37) Solar energy system, large-scale.

(386) Timber harvesting.

(397) Tradesman.

(4038) Veterinary clinics.

(4139) Warehousing and outdoor storage under 10,000 square feet.

(4240) Wholesale businesses under 10,000 square feet.

§ 181-9. WOC-Water-Oriented Commercial Districts.

- B. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(1) Single-family houses.

(2) Solar energy system, roof-mounted.

(3) Solar energy system, small-scale.

- C. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(11) Retail businesses.

(12) Solar energy system, medium-scale.

(13) Solar energy system, large-scale.

§ 181-10. Industrial Districts.

C. Permitted uses, not requiring site plan review, shall be as follows. Such uses shall require approval from the Code Enforcement Officer only.

(7) Road and rail distribution.

(8) Solar energy system, roof-mounted.

(9) Solar energy system, small-scale.

(108) Timber harvesting.

(119) Warehousing and outdoor storage.

(1240) Wholesale businesses less than 10,000 square feet.

D. Permitted uses requiring site plan review shall be as follows. Such uses shall require Planning Board approval, in accordance with Part 2 of this chapter.

(20) School.

(21) Solar energy system, medium-scale.

(22) Solar energy system, large-scale.

Article VIC

Regulations Concerning Solar Energy Systems

§ 181-49.30. Purpose.

Solar energy is a renewable and non-polluting energy resource that can prevent fossil fuel emissions and reduce energy load. Energy generated from solar energy systems can be used to offset energy demand on the grid where excess solar power is generated. The use of solar energy equipment for the purpose of providing renewable energy sources is a priority and is a necessary component of the Town's sustainability agenda. The standards that follow enable the accommodation of solar energy systems and equipment in a safe manner with minimal impacts on the quiet enjoyment of property.

§ 181-49.31. Applicability.

A. Notwithstanding the provisions of 1 M.R.S. § 302 or any other law to the contrary, the requirements of this Article shall apply to all solar energy systems modified or installed after December 10, 2019.

B. All solar energy systems shall be designed, erected, and installed in accordance with all applicable federal, state and local codes, regulations and standards.

C. Any modification, upgrade, or structural change that materially alters the size, placement or output of an existing solar energy system shall comply with this Article.

D. For purposes of this Article, the Town's zoning districts are categorized as follows:

(1) Residential Zoning Districts: Rural Residential, Rural, Residential, Village Center and Form Based Code Village Districts.

(2) Non-Residential Zoning Districts: Business and Commercial, Water Orientated Commercial and Industrial.

§ 181-49.32. Dimensional Requirements.

A. Height

- (1) In residential zoning districts, roof-mounted solar energy systems shall be included in the building height measurement, and the height of the building shall not exceed the maximum building height. In non-residential districts, notwithstanding any other provision of this ordinance to the contrary, roof-mounted solar energy systems shall not be included in the building height measurement.**
- (2) In residential districts, ground-mounted solar energy systems shall not exceed twelve (12) feet in height when oriented at maximum tilt, except that the maximum height is twenty (20) feet for systems greater than thirty (30) feet from any property line. Ground-mounted solar energy systems in all other zoning districts shall conform to the building height requirements of the zoning districts in which they are located.**

B. Setbacks for Ground-Mounted Solar Energy Systems

Notwithstanding any other provision in this ordinance to the contrary, the setbacks for ground-mounted solar energy systems shall be as follows:

- (1) Minimum front setback: In residential zoning districts, fifty (50) feet. In non-residential zoning districts, whatever the front yard setback is for that zoning district, but in no event less than thirty (30) feet.**
- (2) Minimum rear setback: Thirty (30) feet.**
- (3) Minimum side setback: Thirty (30) feet.**

§ 181-49.33. Standards for Roof-Mounted and Small-Scale Ground-Mounted Solar Energy Systems.

- A. Roof-mounted and small-scale ground-mounted solar energy systems and equipment shall be permitted only if they are determined by the Code Enforcement Officer, with input from the Fire Chief or his/her designee, not to present any unreasonable safety risks, including, but not limited to the following:**
 - (1) Weight load;**
 - (2) Wind resistance;**
 - (3) Ingress or egress in the event of a fire or other emergency; and**
 - (4) If a ground-mounted solar energy system, proximity to buildings.**
- B. All solar energy system installations shall be installed in compliance with the photovoltaic standards of the latest edition of National Fire Protection Association (NFPA) Fire Prevention Code (NFPA 1).**
- C. All wiring shall be installed in compliance with the latest edition of the National Electrical Code (NFPA 70). For ground-mounted systems, all exterior electrical wiring must be buried below the surface of the ground.**
- D. Prior to operation, electrical connections must be inspected and approved by the Code Enforcement Officer or his/her designee.**
- E. Any connection to the public utility grid must be inspected and approved by the appropriate public utility unless waived by the public utility.**

- F. A solar energy system shall be maintained as necessary to ensure that it is operating safely and as designed over its useful life.
- G. If a solar collector ceases to perform its originally intended function for more than 12 consecutive months, the property owner shall remove the collector, mount and associated equipment by no later than ninety (90) days after the end of the 12-month period.

§ 181-49.34. Additional Standards for Medium- and Large-Scale Solar Energy Systems.

In addition to the standards set forth in § 181-49.33 above, medium- and large-scale ground-mounted solar energy systems shall comply with the following:

- A. Utility connections - Reasonable efforts, as determined by the Planning Board, shall be made to place all utility lines from the solar energy system underground. Electrical transformers for utility interconnections may be above ground if required by the utility provider.
- B. Safety - The solar energy system site plan applicant shall provide a copy of the site plan review application to the Fire Chief for review, and the Fire Chief shall provide written comment on the fire safety of the proposed system to the Planning Board.
- C. Visual impact - Reasonable efforts, as determined by the Planning Board, shall be made to minimize visual impacts by preserving natural vegetation, screening of abutting properties, and protecting scenic resources.
- D. Glare - Solar panel placement shall be prioritized to minimize or negate any solar glare onto nearby properties, public gathering places or roadways without unduly impacting the functionality or efficiency of the solar energy system.
- E. Operations and Maintenance Plan - The site plan applicant shall provide (and maintain upon site plan approval) an operations and maintenance plan, which shall include measures for maintaining safe access to the installation as well as other general procedures for operational maintenance of the installation.
- F. Signage - Signs on solar energy systems shall comply with all applicable standards in this ordinance, and one sign shall be required, at a minimum, to identify the owner and provide a 24-hour emergency contact phone number.
- G. Emergency services - The owner or operator of a solar energy system shall provide a copy of the project summary, electrical schematic, and site plan to the Fire Chief. Upon request, the owner or operator shall cooperate with the Fire Department in developing an emergency response plan. All means of shutting down the system shall be clearly marked on the plan. The owner or operator shall identify a responsible person to the Code Enforcement Officer and the Fire Chief for public inquiries throughout the life of the installation.
- H. Installation conditions - The owner or operator of a solar energy system shall maintain the facility in good condition. Maintenance shall include, but not be limited to, painting, structural repairs, vegetation control and integrity of security measures. Site access shall be maintained to a level acceptable to the Fire Chief. The owner or operator shall be responsible for the cost of maintaining the access road(s), unless the road(s) is accepted as a public way.
- I. Performance Guarantee - The solar energy system site plan applicant shall demonstrate compliance with the performance guarantee requirement of § 181-49.36.

§ 181-49.35. Removal of Medium- and Large-Scale Solar Energy Systems.

- A. Any medium- or large-scale solar energy system that has reached the end of its useful life or has been abandoned consistent with this Article shall be removed. The owner or operator shall physically remove the installation no more than one hundred and eighty (180) days after the date of discontinued operations. The owner or operator shall notify the Code Enforcement Officer by

certified mail, return receipt requested, of the proposed date of discontinued operations and plans for removal.

B. Decommissioning shall consist of:

- (1) Physical removal of all solar energy systems, structures, equipment, security barriers and transmission lines from the site;
- (2) Disposal of all solid and hazardous waste in accordance with local, state, and federal waste disposal regulations; and
- (3) Stabilization or re-vegetation of the site as necessary to minimize erosion. The Code Enforcement Officer may allow the owner or operator to leave landscaping or designated below-grade foundations in order to minimize erosion and disruption to vegetation.

§ 181-49.36. Abandonment, Guarantee of Medium- and Large-Scale Solar Energy Systems.

A. Absent notice of a proposed date of decommissioning or written notice of extenuating circumstances, a medium- or large-scale solar energy system shall be considered abandoned when it fails to generate electricity for more than one (1) year without having first obtained the written consent of the Code Enforcement Officer. Determination of abandonment shall be made by the Code Enforcement Officer.

B. At the time of approval, the applicant for a medium- or large-scale ground mounted solar energy system shall submit to the Town a performance guarantee, to be approved by the Town, in the amount of 150% of the estimated demolition cost of the system, such cost to be determined by the Town Planner or other duly designated person. The owner may apply to the Town Planner for release of the guarantee at such time that it or its assigns remove the system and associated abandoned structures, and such completed removal is found to be satisfactory by the Town Planner, in consultation with the Code Enforcement Officer.

C. If the owner or operator of the medium- or large-scale solar energy system fails to remove the installation in accordance with the requirements of this section within one hundred and eighty (180) days of abandonment or the proposed date of decommissioning, the Town retains the right to use the performance guarantee and any and all legal or available means necessary to cause an abandoned, hazardous, or decommissioned solar energy system to be removed.

VOTE: 6 Yeas – 1 Nay, Delcourt

117-19 Amendments to Standish Town Code, Chapter 237, Shoreland Zoning, Regarding Solar Energy Systems [Libby]

Chair Libby explained that this ordinance regulates solar energy systems in the Shoreland Zone.

Chair Libby called for public comments, hearing none he called for Council comments, hearing none, he closed the public hearing and called for the vote.

AMENDMENTS TO STANDISH TOWN CODE, CHAPTER 237, SHORELAND ZONING, REGARDING SOLAR ENERGY SYSTEMS

(Additions are underlined; deletions are ~~struck-out~~.)

CHAPTER 237

SHORELAND ZONING

§ 237-17. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

SOLAR ENERGY SYSTEM - A solar energy system whose primary purpose is to harvest energy by transforming solar energy into another form of energy or transferring heat from a collector to another medium using mechanical, electrical, or chemical means.

SOLAR ENERGY SYSTEM, GROUND-MOUNTED - A solar energy system that is structurally mounted to the ground and is not roof-mounted; may be of any size (small-scale, medium-scale or large-scale).

SOLAR ENERGY SYSTEM, LARGE-SCALE – A solar energy system that occupies 17,000 square feet or more of surface area; surface area shall be measured by the total surface area of the solar collector at maximum tilt that occupies a given space.

SOLAR ENERGY SYSTEM, MEDIUM-SCALE - A solar energy system that occupies between 2,000 and 16,999 square feet of surface area; surface area shall be measured by the total surface area of the solar collector at maximum tilt that occupies a given space.

SOLAR ENERGY SYSTEM, ROOF-MOUNTED - A solar energy system that is mounted on or integrated into the roof of a building or structure; may be of any size (small-scale, medium-scale or large-scale).

SOLAR ENERGY SYSTEM, SMALL-SCALE - A solar energy system that occupies up to 1,999 square feet of surface area; surface area shall be measured by the total surface area of the solar collector at maximum tilt that occupies a given space.

TILT - The angle of the solar panels and/or solar collector relative to horizontal of a solar energy system.

TABLE 1
Land Uses in the Shoreland Zone

Land Uses	District			
	SP	RP	SD	WOC
• • •	• • •	• • •	• • •	• • •
<u>36. Solar energy system, medium-scale</u>	<u>no</u>	<u>no</u>	<u>no</u>	<u>no</u>
<u>37. Solar energy system, large-scale</u>	<u>no</u>	<u>no</u>	<u>no</u>	<u>no</u>
<u>38. Solar energy system, roof-mounted</u>	<u>CEO¹³</u>	<u>CEO¹³</u>	<u>CEO¹³</u>	<u>CEO¹³</u>
<u>39. Solar energy system, small-scale</u>	<u>no</u>	<u>no</u>	<u>CEO¹³</u>	<u>CEO¹³</u>
• • •	• • •	• • •	• • •	• • •
NOTES: • • • ¹³ Must be on a "conforming lot" as that term is defined in § 181.3 of the Standish Town Code and must comply with the requirements of Article VIC (Regulations Concerning Solar Energy Systems) of Chapter 181 of the Standish Town Code. All shoreland districts shall be considered "residential districts" for purposes of the dimensional requirements of § 181-49.32 of the Standish Town Code.				

VOTE: 6 Yeas – 1 Nay, Delcourt

4-20 Application Submitted by Mili, Inc. dba Standish House of Pizza Located at 35 Ossipee Trail West for Renewal of a Malt and Vinous Restaurant License [Libby]

Chair Libby called for public comments, hearing none he called for Council comments, hearing none, he closed the public hearing and called for the vote.

ORDERED that the application submitted by Mili, Inc. dba Standish House of Pizza located at 35 Ossipee Trail West for renewal Malt and Vinous Restaurant License is approved by Council, to expire as determined by the Department of Public Safety.

VOTE: 7 Yeas

5-20 Annual Recommendation to Adopt 10-Year Capital Plan [Pomerleau]

Mr. Giroux explained that this not the one-year plan associated with the upcoming fiscal year budget. It is the 10-year plan that you're required to review and adopt.

Chair Libby explained that this plan is updated every year.

Councilor Nesbitt explained that this gives a long-range plan, for the town to use as a guide. He said that he'd like to see all the roads in town included in this document.

Bill Giroux noted that all of the roads in town are reviewed and included in the plan, but not published since their condition may change and they may be brought forward sooner or pushed back due to other road's needs. He said that the Council will be provided with the entire road list.

Chair Libby called for public comments, hearing none he called for additional Council comments, hearing none, he closed the public hearing and called for the vote.

WHEREAS the Standish Charter requires annual presentation, revision and adoption of a Capital Plan for the Town of Standish, now be it

ORDERED that the attached Capital Plan including the 10-year road plan is hereby adopted.

A copy of the 10-Year Capital Plan is attached to the end of these minutes.

VOTE: 7 Yeas

COMMITTEE REPORTS

Councilor Paul – Personnel Committee – didn't meet last month.

Councilor Delcourt – Economic Development Committee – met and discussed the idea of attracting a medial/clinic facility to come to town.

Councilor Pomerleau – Public Safety – met to discuss this year's fair and to review a complaint regarding the traffic light at Standish Corner. She announced that this is the 20th year for the fair and they will be asking for additional funding this year.

Councilor Pomerleau – Capital Improvements Committee – met and discussed the upcoming plan.

Chair Libby – Ordinance Committee - continue to review the Form Based Code regulations, they are being cautious in their deliberations, since a Comprehensive Plan review will be conducted soon and may impact Form Based Code requirements.

Councilor Nesbitt – Finance Committee – met to review the January's numbers, excise tax was slightly lower than expected, but state revenue sharing was stronger. The budget process will start in the next month.

Councilor Gaba- Appointments Committee – no update.

Councilor LeClerc – Recycling Committee – continue to monitor the contamination numbers, he reiterated that removing the satellite silver-bullet containers from across town has been cost savings to the Town. He noted that the Town is working with St. Joseph's College regarding the contamination that's been in their recycling containers.

Councilor LeClerc - PWD Steering Committee -- waits to hear back from PWD regarding if they will be willing to upgrade the waterlines in town.

CONSENT CALENDAR

The Clerk explained that Consent Calendar items are typically read by title only and voted on collectively.

6-20 Establish Voter Registration Hours prior to the March 3, 2020 Presidential Primary and Special Referendum Elections [Libby]

ORDERED that the Registrar of Voters will hold office hours from 7:30 a.m. to 4:30 p.m. at the Town Clerk's Office during the week beginning February 24, 2020, and

FURTHER ORDERED that the registration enrollment period prior to the March 3, 2020 elections will be Monday, March 2, 2020 at 4:30 p.m., and

FURTHER ORDERED that the Town Clerk's Office will remain open until 7:00 pm on Thursday February 27, 2020 for absentee voting and voter registration prior to the March 3, 2020 elections.

7-20 Town Council Appointment of Election Clerks and Election Warden for the March 3, 2020 Presidential Primary and Special Referendum Elections [Gaba]

ORDERED that the following individuals are appointed to serve as election clerks at the March 3, 2020 elections:

Democratic Ballot Clerk
Joanne Beaudoin

Republican Ballot Clerk
Sandra Osterrieder

ORDERED that Cheryl Allen is appointed to serve as election warden, and

FURTHER ORDERED that the Town Clerk is authorized to select additional ballot clerks as necessary to provide adequate staffing.

FURTHER ORDERED that Susan Brawn is appointed to serve as a Republican Ballot/Election Clerk through April 30, 2020.

Chair Libby called for public comments.

Todd Delaney of the Standish Republican Committee, he noted that the committee approved the slate of ballot/election clerks and will submit the list tomorrow.

Chair Libby called for Council comments, hearing none, he called for the vote.

VOTE ON CONSENT CALENDAR: 7 Yeas

UNFINISHED BUSINESS

There were no items of Unfinished Business on this agenda.

NEW BUSINESS

8-20 Call for Public Hearing for the 2021 Municipal Budget at March 10, 2020 Town Council Meeting [Libby]

Chair Libby called for public comments, hearing none he called for Council comments, hearing none, he called for the vote.

ORDERED that a Public Hearing will be held on Tuesday, March 10, 2020 at the Standish Municipal Center during the regularly scheduled meeting of the Standish Town Council for the purpose of soliciting discussion of the fiscal year 2021 budget as received by the Council.

VOTE: 7 Yeas

PUBLIC ITEMS

Patricia Frechette, Planning Board member, asked if there has ever been a development impact study done for town?

Bill Giroux noted that Standish has an annual growth cap on building construction, it has been in effect for a number of years and the cap has never been hit. He said that the school does a student enrollment projection.

Todd Delaney, former school board member, announced that the school hires a company to provide them with enrollment projections. This study is available for review on the school's website.

Patricia Frechette voiced her concerns regarding the annual increase in taxes each year.

Bill Giroux noted that we have one of the lowest mil rates in Cumberland County.

Patricia Frechette noted that there are not many services in town related to the taxes.

Councilor LeClerc said that the Council reviews the budget thoughtfully, however, in the case such as adding a patrol deputy, there is a cost involved. He explained that every \$10,000 raised the mil rate \$0.01.

Patricia Frechette asked if there are plans for improvement to the Oak Hill/ Route 25 intersection?

Councilor LeClerc said that there are no plans, but it has been discussed.

Councilor Delcourt said in regard of taxes going up, for the last 20-year the town's budget had been balanced on the backs of the employees.

ANNOUNCEMENTS

Upcoming meetings were announced.

EXECUTIVE SESSION

Moved by Libby seconded by Nesbitt and voted to move into an Executive Session for the discussion of personnel matters pursuant to 1 M.R.S. Section 405 (6) (A), the manager and finance director will join the Council in the Executive Session, no business will be conducted after the Executive Session. (Unanimous)

Moved seconded and voted to arise from the Executive Session. The Council arose from the Executive Session at 8:19 p.m. by unanimous consent and the meeting adjourned.

Submitted by: May Chapin
Clerk/Secretary

FY 2021 Capital Improvements Ten Year Plan

February 4, 2020

ROAD NAME	LAST PAVEMENT DATE	LENGTH MILES	ROAD NAME	LAST PAVEMENT DATE	LENGTH MILES	ROAD NAME	LAST PAVEMENT DATE	LENGTH MILES
FY 2021			FY 2022			FY 2023		
Boundary Road	2006	4.420	Elm Street	1999	0.077	Angelwood Road	2000	0.404
Harmans Hill Road	2003	0.914	Hennarlin Drive	1999	0.160	Baldwin Road	2006	0.234
Harmony Drive	1999	0.321	Heritage Drive	1999	0.250	Carriage Lane	2000	0.083
Moody Road	2006	0.593	Hidden Creek Lane	1999	0.177	Cathedral Drive	2000	0.305
Shaws Mill Road	2006	1.066	Highland Road	1999	0.982	Clark Street	2000	0.048
Thomas Road	2003	0.550	Hope Avenue	1999	0.356	Cole Hill Road	2008	1.917
		7.884	Pioneer Lane -1	1996	0.206	Cram Road - 1	2008	0.160
			Ridgeview Drive	1999	0.429	Manchester-2	2013	1.100
Arthur Drive	1996	0.519	Rollings Hill Drive	1999	0.657	Padon Drive	2000	0.188
Bluff Drive	1996	0.269	Standish Glen	1999	0.239	Pesquawket Trail-1	2004	0.240
Cole Hill Circle	1992	0.213	Stuart Shores Road	1999	0.085	Pesquawket Trail Ex	2000	0.150
Deer Acres Road	1995	0.150	Twin Springs Drive	2007	0.173	Saco Road-1	2014	0.450
Evergreen Road	1991	0.190	Woodland Avenue	1999	0.307	Village View Road	2000	0.120
Mill Street	1999	0.153			5.278			5.378
Mountain View Drive	1996	0.412	FY 2024			FY 2025		
Oak Crest Terrace	1994	0.248	Busque Boulevard	1997	0.488	Alec Drive	2009	0.260
Randell Road	1998	0.600	Dale Lane	1997	0.562	Blossom Trail	2009	0.260
Roy Lane	1996	0.199	Dodoff Road	2006	1.622	Chicopee Road	2014	0.773
Royal Pine Drive	1996	0.881	Hill Drive	1997	0.067	Clearview Drive	2008	0.080
Smith Avenue	1994	0.253	Kerr Farms Drive - 1	1996	0.498	Florence Lane-1	2005	0.431
Steven Lane	1995	0.180	Kerr Farms Drive -	1997	0.418	Isleah Drive	2005	0.278
Stroutbrook Drive	1997	0.200	Mass Pine Circle	1987	0.077	Jodie's Way	2005	0.200
Susan Drive	1996	0.278	Saco Road - 2	2015	0.370	Lindsey Drive - 1	2009	0.240
Whitney Pines	1995	0.558	Saco Road - 4	2015	0.770	Lindsey Drive - 2	2017	0.241
Wildbrook Lane	1993	0.108	Tall Pine Circle	1991	0.207	Lucky's Run	2008	0.410
Woodridge Drive	1991	0.9	Wildridge Road-1	2006	0.145	Middle Jam Road	2007	0.830
		6.310	Wildridge Road-2	2008	0.025	Oak Ridge Drive-1	2001	0.128
			Wildridge Road - 3	1989	0.515	Oak Ridge Drive-2	2005	0.418
Apple Lane	1998	0.128	Wildridge Road-4	2008	0.145	Oak Ridge Drive-3	2005	0.584
Basin Harbor Drive	1988	0.239	Windy Circle	1991	0.14			5.137
Cottage Road	1998	0.083			6.043	FY 2030		
Crestwood Drive	1998	0.235	FY 2026			Natures Way-1	2005	0.330
Deerfield Circle	1993	0.252	Bonny Eagle Road	2016	0.570	Fair Wind Drive	2002	0.114
Dow Road	2008	1.009	Corsy Lane	2008	0.181	Fair Wind Drive-1	2003	0.400
Gilbert Drive	1987	0.082	Liza Lane	2008	0.142	Whites Bridge Road	2011	3.172
Johnson Road	2000	0.232	Northeast Road	2016	2.180	Chase Street	2009	0.22
Libby Pines Road	1998	0.308	Pesquawket-3	2011	1.250	Fort Hill Road-1	2007	0.260
McGill Farm - 1	1998	0.275	Southridge Drive-1	1997	0.278			4.516
McGill Farm - 2	2000	0.512	Southridge Drive - 2	2005	0.362			
Orchard Road	1996	0.072	Spear Road	2006	0.668			
Ossipee Trail West	2004	0.400	Sunrise Street	2006	0.149			
Otter Drive-1	2015	0.270	Sunrise Street-1	2006	0.140			
Otter Drive - 2	1996	0.250			5.690			
Turkey Farm Road	1996	0.19	FY 2027					
Wards Cove Road	2000	0.524	Littlefield Road - 1	2007	0.430			
		5.058	Ossipee Trail West	2004	1.37			
			Pond Road -1	2007	0.830			
			Pond Road-2	2010	0.181			
Birch Glade	1996	0.160	Pond Road-3	2017	0.181			
Brookside Drive	1996	0.27	Pond View Road	2007	0.238			
Bullton Place	1999	0.080	Richville Road	2009	0.650			
Cedar Drive	1999	0.328	Smith Mills Road -	2007	1.3			
Deborah Lane	1999	0.34			5.160			

Capital Expenditure Type		Reserve Funds	Year	Life Cycle	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029	FY 2030	10 Year Totals
General Administration															
GA-01	Resolution Update		2018	10	300,000										300,000
GA-02	CGO 4WD Vehicle	27,172													-
GA-03	Government Access														-
GA-04	Maps & File Server				20,000				25,000	20,000					65,000
GA-05	Video Server Conversion														-
GA-06	Electronic Message Board														-
GA-07	Open Access/Wireless Use Land Opportunity														-
GA-08	Town Hall Roof Repair				20,000										20,000
GA-09	Town Hall Door Locks														-
GA-10	Network Infrastructure upgrade														-
GA-11	HVAC/Insulation upgrade														-
GA-12	Heavy Truck/Traile Hacks				10,000										10,000
GA-13	Cover Plate 1 of 2				40,000										-
GA-14	Traffic Engineering/Design				30,000										30,000
GA-15	1000 gallon Pool Tank														-
	Subtotal	27,172			130,000	300,000	-	-	25,000	20,000	-	-	-	-	485,000
Public Safety															
PS-01	Rescue 1 (Ford)		2016	5			235,000								235,000
PS-02	Rescue 2 (Chevrolet)		2013	5						235,000					235,000
PS-03	Tank 12 (Freightliner)		1987	20											-
PS-04	Engine 21 (E-One)		2015	20							650,000				650,000
PS-05	Engine 3 (E-One)		2012	20					600,000						600,000
PS-06	Engine 4 (Ford E-One)		2014	20											-
PS-08	Tower 1 (E-One)		2001	25	100,000										100,000
PS-09	Unit 2 (Tiscot)		2018	10											-
PS-10	Unit 3 (Blitzer)		2007			35,000									35,000
PS-11	Unit 7 (Chevy P/U)		2015	10											-
PS-12	Tank 3 (Newworthy/Central S)		1995	20	300,000										300,000
PS-13	Forestry 3 (Army 6x6)		1991	20											-
PS-14	Utility 5 (Ford)		2018	20											-
PS-15	Hazmat 6 Boat w/trailer		2003												-
PS-16	Squad 6 (Ford)		2009												-
PS-17	Trail 1 w/ trailer		2005					25,000							25,000
PS-18	Traffic 8 (GMC Cargo Van)		2007												-
PS-19	ADO Van (Chevy Express)		2010	10		20,000									20,000
PS-20	Gear washer/kniver														-
PS-21	Cardiac monitors		2015	12								70,000			70,000
PS-24	Jaws of Life		2012	10											-
PS-27	Thermal Image Cameras				65,000										65,000
PS-28	Dry Hydrants														-
PS-29	SCBA				135,584										135,584
PS-30	Code Compliant Quarters				150,000										150,000
PS-31	Emergency Radio Upgrade				275,000										275,000
	Subtotal	-			500,584	465,000	290,000	25,000	600,000	225,000	650,000	-	70,000	-	1,085,584
Parks & Recreation *															
PR-01	Memorial Park	9,005													-
PR-02	Tennis Courts ****						35,000								35,000
PR-03	Ice Skate Rink	2,198													-
PR-05	Playground SHIP														-
PR-06	Ball Field Rehabilitation														-
PR-07	Community Center	21,555													-
PR-08	Community Center Feasibility Study														-
PR-09	Multi-passenger Bus		2018	15											-
PR-10	Multi-passenger Van		2019	15											-
PR-11	Park & Rec pickup		2007	10											-
PR-12	Rich Memorial Beach		2018												-
PR-13	RL Division Trail Ext.		2018												-
PR-14	Moss Field Site Prep/Paving				258,000										258,000
PR-15	Used Tractor		2018												-
	Subtotal	31,757			-	250,000	35,000	-	-	-	-	-	-	-	285,000

FY2021 Ten Year Capital Improvements Plan

2/4/2020

Capital Expenditure Title	Reserve Funds	Year	Life Cycle	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027	FY 2028	FY 2029	FY 2030	10 Year Totals
Public Works														
PW-01 Truck 1 w/ plow gear		2011	10			60,000								60,000
PW-02 Truck Wheeler w/ plow gear		2007	15		210,000									210,000
PW-03 Truck 3 w/ plow gear		2011	12						140,000					140,000
PW-04 Truck 4 w/ plow gear		2011	12				140,000							140,000
PW-05 Truck 5 w/ plow gear		2007	10	50,000										50,000
PW-06 Truck Wheeler w/ plow gear		2001	15									60,000		60,000
PW-07 Truck 7 w/ plow gear		2013	10						95,000					95,000
PW-08 Truck 8 w/ plow gear		2009	12					140,000						140,000
PW-09 Truck 9 w/ plow gear		2004	15			210,000								210,000
PW-10 Roadside Boom Paver used		2005	15							100,000				100,000
PW-11 Sander T - 1		2011	15											
PW-12 Sander T - 2		1994	15											-
PW-13 Sander T - 3		1994	15											-
PW-14 Sander T - 4		1994	15											-
PW-15 7 - Yard sander		2013	15											-
PW-16 10 - Yard sander		1993	15											-
PW-17 20 Ton Low Bed Trailer		1993	15						30,000					30,000
PW-18 Highway Grader		2004	20											-
PW-19 4 - WD Loader/Backhoe		2000	15	85,000										85,000
PW-20 4 - WD Loader		1993	15			60,000								60,000
PW-21 4 - WD Loader		1993	15											-
PW-22 Chipper		1991	25											-
PW-23 Excavator - used		1995	12	120,000										120,000
PW-24 Rehabilitate Roads ***														-
PW-25 Pavement Maintenance***				815,000	818,750	626,250	701,350	745,000	778,000	678,000	632,100	682,875	710,000	7,185,775
PW-26 Upgrade Gravel Road***														-
PW-30 Town Hall Parking Lot														-
PW-31 Truck 11 w/plow gear														-
PW-32 Enclosed Sand Structure			75											-
PW-33 (2) Roll Off Containers			10											-
PW-37 Sander T-5		2015												-
PW-38 Truck 10 w/ plow gear		2015												-
PW-43 Maple St. Parking Wharf										225,000				225,000
PW-44 Moody Road PW lot-Parking Expansion				50,000		35,000								85,000
PW-45 Welding Fume Extractor														-
PW-46 Enclosed trailer-Striping Equipment														-
PW-47 50 yd roll-off-Single Sort Recycling				9,500										9,500
PW-48 12' Loader Box Blade														-
PW-49 Used Aerial bucket lift truck														-
Subtotal				1,644,500	1,118,750	931,250	900,350	888,000	948,000	733,000	857,100	742,875	710,000	8,885,775
Total	61,928			1,706,428	1,118,750	931,250	900,350	888,000	948,000	733,000	857,100	742,875	710,000	8,947,703

* Capital Reserve from sale of land to SADD for "Land for Conservation or Recreation"
 ** Memorial Field and Butler Castings Land Donation Engineering followed by Construction
 *** Refer to the Ten Year Road Improvement Plan for specifics
 **** Will apply for UNCF grant money