

**SELECTMEN'S MEETING
TOWN OF ACTON
April 9, 2015
7:00pm**

SALUTE TO THE FLAG

1. APPROVAL OF AGENDA:

Bill Shields made a motion to approve the agenda as written; seconded by Ed Walsh, all in favor, motion carried.

2. APPROVAL OF MINUTES OF LAST MEETING:

Bill Shields made a motion to approve the minutes from March 26, 2015; seconded by Ed Walsh, all in favor, motion carried.

3. OLD BUSINESS:

a. Nomination Papers

Ed Walsh read aloud the notice regarding nomination papers:

Nomination Papers for the following seats are now available in the Town Clerk's Office. Completed papers must be returned to the Town Clerk no later than 4:00 pm on Friday, April 24, 2015. Candidates are required to get a minimum of 25, and no more than 100 signatures of registered Acton voters. The municipal election will be held on Tuesday, June 9, 2015. Polls will be open from 8:00am – 8:00pm at the Acton Town Hall. One Selectman, Assessor, and Overseer of the Poor, 3 year term One Road Commissioner, District Two (Southern), 3 year term (2) Two School Committee Members, 3 year term. Questions regarding nomination papers or the election should be directed to the Town Clerk at 636-3131, ext 401 or email jroux@actonmaine.org – Thank you.

b. Order for June 9th

Chairman Kryzak read aloud the ballot questions for 06/09/2015:

Question 1: Shall the following amendment to the definition of "Resource Protection District" in the Town of Acton Zoning Ordinance, proposed by the Board of Selectmen on 03/12/2015, be enacted?

4.2.2.4 – Wetlands of two (2) or more contiguous acres in the Shoreland District and the associated buffer which shall be calculated as follows: using a multiplier of twenty-five (25) feet times the acreage of the wetland, not to exceed a two hundred and fifty (250) foot buffer.

(Underlined areas indicated new text proposed;

Strike-through text indicates a change in the current text)

Question 2: Shall the following amendment to the Town of Acton Zoning Ordinance, proposed by the Board of Selectmen on 03/12/2015, be enacted?

4.2.2.6 SPECIAL EXCEPTIONS:

The Planning Board may approve a Conditional Use Permit for a single family residential structure and any accessory structures in the Resource Protection District, provided that the applicant demonstrates that all of the following conditions are met:

- a. There is no location on the property, other than a location within the Resource Protection District, where the structure can be built;
- b. The lot on which the structure is proposed was established and recorded in the York County Registry of Deeds before the adoption of the Resource Protection District (9/29/2011);

- c. All proposed buildings, sewage disposal systems and other improvements are:
 - 1. Located on natural ground slopes of less than 20%; and
 - 2. Located outside of 75 feet, horizontal distance, of a stream or upland edge of a wetland;
- d. The total ground-floor area of all principal and accessory structures within the Resource Protection Buffer is limited to a maximum of 1,500 square feet.

4.2.2.6-7 DIMENSIONAL REQUIREMENTS

(Underlined areas indicated new text proposed;

Strike-through text indicates a change in the current text)

Question 3: Shall the following amendment to the Town of Acton Zoning Ordinance, proposed by the Planning Board on 01/15/2015 be enacted?

4.2.2.6 SPECIAL EXCEPTIONS:

The Planning Board may approve a Conditional Use Permit for a single family residential structure and any accessory structures in the Resource Protection District, outside of the Shoreland Zone, provided that the applicant demonstrates that all of the following conditions are met:

- a. There is no location on the property, other than a location within the Resource Protection District, where the structure can be built;
- b. The lot on which the structure is proposed was established and recorded in the York County Registry of Deeds before the adoption of the Resource Protection District (9/29/2011);
- c. All proposed buildings, sewage disposal systems and other improvements are:
 - 1. Located on natural ground slopes of less than 20%; and
 - 2. Located outside of 75 feet, horizontal distance, of a stream or upland edge of a wetland;
- d. The total ground-floor area of all principal and accessory structures within the Resource Protection Buffer is limited to a maximum of 1,500 square feet.

4.2.2.6-7 DIMENSIONAL REQUIREMENTS

(Underlined areas indicated new text proposed;

Strike-through text indicates a change in the current text)

Question 4: Shall the Town vote to accept the transfer of all assets of the Acton Ambulance Association to the Town, and provide ambulance services with firefighting services under one municipal department subject to a 2015-2016 budget being appropriated at Town Meeting on June 13, 2015?

c. **Zoning Changes Public Hearing**

Chairman Kryzak announced the following public hearing:

The Acton Planning Board will hold a Public Hearing on April 30, 2015 at 7:00 p.m. to discuss the proposed changes to the Acton Zoning Ordinance relative to Resource Protection Districts at the Acton Town Hall, 35 H Road, Acton, Maine 04001. Questions? Call – (207) 636-3497 ext. 410

4. **NEW BUSINESS:**

a. **Iron Tails Public Hearing**

Chairman Kryzak opened the public hearing for Iron Tails. Kryzak reviewed the call log from the York County Sheriff's Dept and indicated there were no concerns. Kryzak opened the hearing up to public comment, there was none. Hearing closed. Owner and operator Gregg Martinez thanked the

Town and indicated he would be opening on April 30, 2015. Ed Walsh made a motion to approve the liquor license for Gregg Martinez, with the stipulation that all fees from the Town and State are paid, along with any required inspections. Seconded by Bill Shields, motion carried, license signed.

b. Lawn Care Bid

Lawn Care Bids were opened and read aloud:

Seacoast Property Maintenance	Per mow only
C&D Landscaping	\$4000.00 (No Fertilizer)
Lakes Region Landscaping	\$4544.00
Ham's Property Services	\$4200.00

Bill Shields made a motion to accept the \$4200.00 bid of Ham's Property Service; seconded by Ed Walsh. All in favor, motion carried.

c. Recommendations & Sign April 28th/May 5 Warrant

Bill Shields made a motion to "Approve Article 26 as Written; seconded by Ed Walsh.

Chairman Kryzak elaborated on the need for a solid waste ordinance and indicated this was part one of two and he expects to put another version on the June Town Warrant. Motion carried. Bill Shields made a motion to sign the warrant as presented, seconded by Ed Walsh. All in favor, warrant signed.

d. Red School House Petition

Chairman Kryzak acknowledged the petition has been received, and signatures are being verified. The petition requests a question be put on Town Warrant in June. A decision will be given in two weeks.

e. Right to Redemption Letter

A letter to Patrick Frasier was read, stating that title to the property at Map 232 Lot 006 is now held by the Town of Acton by automatic foreclosure on lien. The property may be re-purchased no later than May 9, 2015 by certified check in the amount of \$1815.78. No further notice will be sent prior to a newspaper notice of public auction. Bill Shields moved to sign the Right to Redemption, seconded by Ed Walsh. All in favor, motion carried.

f. Sand/Salt Shed

A request for bids to replace the current building, which the Town's insurance company has requested be replaced, was read by Chairman Kryzak. The proposed site is at 839 Sanborn Road. Work is to begin on or around July 1, 2015 and be completed by November 1, 2015. Bids are to be received by May 21, 2015. Chairman Kryzak reiterated that this is all contingent on approval at the annual town meeting.

5. ANNOUNCEMENTS:

a. Governor LePage Letter

Ed Walsh read aloud a letter from Maine's Governor Paul LePage to the citizens of Acton regarding eliminating state income tax, lowering energy costs and addressing the growing drug problem in Maine.

6. MEMBERS PRESENT: Chairman Kryzak, Bill Shields, and Ed Walsh

7. ADJOURNMENT: Bill Shields moved to adjourn, Ed Walsh seconded. All in favor, motion carried.

8. OTHERS PRESENT: Bill Mageary, Eric Dewagna, Robin Ham, Gregg Martinez, Judy Shain, Jennifer Roux