

**SELECTMEN'S MEETING
7:00 P.M. MONDAY MARCH 24th, 2008
YORK LIBRARY
MINUTES**

Attendees: Michael L. Estes, David F. Marshall, Kinley Gregg, Edward W. Little, Robert G Yandow, Town Manager and, Kathryn Danylik, Recorder, and Members of the Press & Public

Mr. Bardwell was not in attendance

Call to Order - Chairman Estes called the meeting to order at 7:05 PM

Pledge of Allegiance

A. Minutes

-Selectmen's Meeting March 17th, 2008

Ms. Gregg had some corrections to the March 17th, 2008 meeting minutes. These corrections will be done and presented at the next Selectmen's Meeting.

B. Chairman's Report

Chairman Estes announced that Dwight Bardwell in Florida and will not be in attendance tonight.

C. Manager's Report

Mr. Yandow reported that the Maine Turnpike Authority has not given us their CAD information yet. Hopefully this will happen soon so that we can start the process of working on some maps of the proposed sites through out GIS system.

Mr. Yandow stated that The Maine Turnpike Authority has scheduled another meeting for April 3rd, at the York Middle School. Right now the schedule stands at 6-7:30 open house, 7:30 a presentation and then open comment and question session. Mr. Yandow has asked that the Open House section be shortened to allow more time for questions and comments, he has not heard back on that request as of today, March 24th.

Mr. Yandow reported that Lights Out America will take place on March 29th between the hours of 8:00 and 9:00 PM. Those participating in this event are turning off their power for one hour as part of sustainable energy initiative.

D. Citizens Forum -Open to audience for comments or questions on items to be addressed on this agenda; or, to propose items for board consideration.

Public Comment: Helen Rollins Lord
Charles Steedman
Karen Arsenault
Robert Rubin
Jack MacDonald

E. Approval of Warrant #39-

Moved by Mr. Marshall and seconded by Mr. Little to approve Warrant #39. Without objection so ordered.

F. Endorsements

License Applications (Renewals)

- Joseph A Young dba Cape Neddick Lobster Pound (Victualers, Liquor, Special Amusement)
- Don, Sue, and Erika Seydler dba Long Sands General Store (Victualers)
- James H Williams dba Wild Willys Burgers(Victualers, Liquor)
- Benjamin J Lawlor dba The York Harbor Reading Room (Liquor)-write in stipulation DVD
- W. Mark Foster dba Stage Neck Inn (Liquor)

Moved by Mr. Marshall and seconded by Mr. Little to approve license renewal applications for -Joseph A Young dba Cape Neddick Lobster Pound (Victualers, Liquor, Special Amusement), Don, Sue, and Erika Seydler dba Long Sands General Store (Victualers), James H Williams dba Wild Willys Burgers (Victualers, Liquor), Benjamin J Lawlor dba The York Harbor Reading Room (Liquor)-with the stipulation that they are approved at 125 seats pending appeal to increase the seating capacity, W. Mark Foster dba Stage Neck Inn (Liquor) Subject to taxes, fees and inspections being current and compliant with the usual noise stipulations. Without objection so ordered.

G. Public Hearings

1. Proposed Ordinance Amendments

-Ord-1 Zoning York Beach Zoning

Moved by Mr. Marshall seconded by Mr. Little to open the public hearing Ord-1 Zoning York Beach Zoning.

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|-----------------|--------------------|----------------|
| Public Comment: | Cathy Goodwin | Brent Merritt |
| | Torbert Mcdonald | Lorri Obrien |
| | Ryan Lahey | Maureen Regan |
| | Cliff Estes | Cheryl Farley |
| | Charles Stacey | Robin Crosby |
| | Helen Rollins Lord | Eric Lusty |
| | John Garfield | Wayne Martin |
| | Lydia Shire | John Spear |
| | Bob Lippe | Don Rivers |
| | Harold Anderson | Jennifer Woods |

Sandra O'Brien
Joseph Lipton

Bill Burnham
Valerie Doran

Moved by Mr. Marshall and seconded by Mr. Little to close the public hearing on Ord-1 Zoning York Beach Zoning.

Ms. Gregg read the legal opinion from Bergen and Parkinson into the record.

Chairman Estes called a break at 10:02 PM

The meeting was called back to order at 10:15 PM

The public hearing on Ordinance 9- Zoning- Require New Town Buildings to be LEED Certified was taken out of order

-Ord-9 Zoning Require New Town Buildings to be LEED Certified

Moved by Mr. Marshall and seconded by Mr. Little to open the public hearing

Public Comment: Bridget Rhinehart
 Hannah Mitchell
 Eric Hopkins

Moved to close Mr. Marshall and seconded by Mr. Little to close the public hearing on Ordinance 9- Zoning- Require New Town Buildings to be LEED Certified

Moved by Mr. Marshall and seconded by Mr. Little to open the public hearing on Ord-2 Zoning- Open Flags, Ord-3 Zoning-Neighborhood Front Setback Rule, Ord-4-Zoning Demolition Delay, Ord-5-Zoning Town Farm Historic Designation, Ord-6-Growth Close Out Vested Subdivision List, Ord-7-Growth Ordinance Lottery for Long Time Property Owners, Ord-8-Town Septic Increase the Fees for Plumbing Permits

-Ord-2 Zoning-Open Flags

Public Comment: None

-Ord-3 Zoning-Neighborhood Front Setback Rule

Public Comment: None

-Ord-4 Zoning-Demolition Delay

Public Comment: Bob Cutts
 Richard Cutts

-Ord-5 Zoning-Town Farm Historic Designation

Public Comment: Bob Cutts

-Ord-6 Growth-Close Out Vested Subdivision List

Public Comment: None

-Ord-7 Growth-Growth Ordinance Lottery for Long Time Property Owners

Public Comment: None

-Ord-8 Town Septic-Increase the Fees for Plumbing Permits

Public Comment: None

Moved by Mr. Marshall and seconded by Mr. Little to close the public hearing on Ord-2 Zoning- Open Flags, Ord-3 Zoning-Neighborhood Front Setback Rule, Ord-4-Zoning Demolition Delay, Ord-5-Zoning Town Farm Historic Designation, Ord-6-Growth Close Out Vested Subdivision List, Ord-7-Growth Ordinance Lottery for Long Time Property Owners, Ord-8-Town Septic Increase the Fees for Plumbing Permits

2. May 17th, 2008 Budget Referendum

Moved by Mr. Marshall and seconded by Mr. Little to open the public hearing on the May 17th, 2008 Budget Referendum

Public Comment: None

Moved by Mr. Marshall and seconded by Mr. Little to close the public hearing on the May 17th, 2008 Budget Referendum

3. May 17th, 2008 Special General Referendum

Moved by Mr. Marshall and seconded by Mr. Little to open the public hearing on the May 17th, 2008 Special General Referendum

Public Comment: None

Moved by Mr. Marshall and seconded by Mr. Little to close the public hearing on the May 17th, 2008 Special General Referendum

H. New Business

1. Approvals and of Proposed Ordinance Amendments and forward to the May 17th 2008 Special General Referendum Warrant

Ord-1 Zoning York Beach Zoning

-Ord-2 Zoning Open Flags

-Ord-3 Zoning Neighborhood Front Setback Rule

-Ord-4 Zoning Demolition Delay

-Ord-5 Zoning Town Farm Historic Designation

-Ord-6 Growth Close Out Vested Subdivision List

-Ord-7 Growth Growth Ordinance Lottery for Long Time Property Owners

-Ord-8 Town Septic Increase the Fees for Plumbing Permits

-Ord-9 Zoning Require New Town Buildings to be LEED Certified

Mr. Estes stated that due to the late hour and the importance of having a full board for these votes, voting will occur on March 31st along with the preference votes.

2. Move May 17th, 2998 FY 2009 Budget Referendum to second public hearing on March 31st, 2008

Ms. Gregg had a correction on Article 34 the word June is misspelled.

3. Move May 17, 2008 Special General Referendum to the second public hearing on March 31st, 2008

Mr. Marshall stated that there is a correction on the Town Hall proposal, address of the new Town Hall is 32 not 34.

I. Other Business

Adjourn

Moved by Mr. Marshall and seconded by Ms. Gregg to adjourn at 11:00 PM. Without objection so ordered.

Respectfully Submitted

Kathryn Danylik