

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024
Card 1 of 11

John O'Neil
TOWN CLERK

INSTRUCTIONS FOR VOTERS

- A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☒
- B. Follow directions as to the number of candidates to be marked for each office.
- C. To vote for a person whose name is not printed on the ballot, write the candidate's name on the line provided AND completely fill in the OVAL.

SELECTBOARD MEMBER
AND OVERSEER OF THE POOR

Three-Year Term
Vote for no more than TWO

ALLEN, CAROLE H	1326	☐
FREDERICK, TODD A	2305	☐
MCLAUGHLIN, MARILYN A	2129	☐

Write-In
☐

BUDGET COMMITTEE MEMBER

Three-Year Term
Vote for no more than THREE

BROWN, CHRISTINE R	1863	☐
CAMPBELL, HEATHER B	2227	☐
GOULD, ADAM C	1949	☐

Write-In
☐

BUDGET COMMITTEE MEMBER

One-Year Term
Vote for no more than ONE

DAY, MELISSA D	2541	☐
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SUPERINTENDING SCHOOL COMMITTEE MEMBER

Three-Year Term
Vote for no more than TWO

CLARKE, JOHN R II	1736	☐
EVANS, MARIE	2121	☐
FOX, WADE T	1262	☐

Write-In
☐

TOWN CLERK/TAX COLLECTOR

Three-Year Term
Vote for no more than ONE

OSGOOD, LYNN M	2982	☐
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Write-In
☐

YORK SEWER DISTRICT TRUSTEE

Five-Year Term
Vote for no more than ONE

MCINTIRE, WAYNE L	2815	☐
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Write-In
☐

YORK WATER DISTRICT TRUSTEE

Five-Year Term
Vote for no more than ONE

RENDALL, STEPHEN C JR	2718	☐
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Write-In
☐

ARTICLE TWO

Shall the Town require the first half of taxes to be paid no later than forty-five days from date of mailing, second payment to be paid by February 7, 2025? Taxes not paid by these dates shall be charged interest at the rate of 8.5% per annum.

2717	YES ☐
892	NO ☐

ARTICLE THREE

Shall the Town set an interest rate of 4.5% per annum to reimburse taxpayers for taxes determined in FY2025 to have been overpaid or abated?

3242	YES ☐
372	NO ☐

IF THE MAJORITY OF VOTERS VOTE IN THE NEGATIVE ON AN ARTICLE, THE BUDGET AMOUNT WILL REVERT EITHER TO THE FY2024 APPROPRIATION OR TO \$0.

MUNICIPAL AND SCHOOL
OPERATING BUDGETS

Preface: The Municipal and School Operating Budgets presented here have been reviewed by the Selectboard and School Committee and approved by the Budget Committee. Their recommendations are shown separately under each article.

MUNICIPAL OPERATING BUDGET

ARTICLE FOUR

Shall the Town raise and appropriate a sum not to exceed \$4,940,247 in support of operation of the Selectboard, Town Manager's Department, Finance Department, Information Technology and GIS, Assessor's Department, Code Enforcement, Planning Department, Town Clerk/Tax Collector's Department, Elections, Town Hall Operations and Maintenance, Academic Reimbursement / Earned Time Account / Maine Paid Family Leave/ Unemployment Costs, Selectboard's Contingency, Cable TV Operations, Insurance and, Boards and Committees, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Department/Function	FY2024	FY2025
Selectboard	\$ 39,634	\$ 41,584
Town Manager's Department	\$ 672,273	\$ 705,580
Finance Department	\$ 635,575	\$ 675,052
Information Technology/GIS	\$ 703,180	\$ 853,086
Assessor's Department	\$ 311,184	\$ 318,344
Code Enforcement Department	\$ 370,341	\$ 0
Planning Department	\$ 452,146	\$ 499,754
Town Clerk/Tax Collector Dept.	\$ 588,619	\$ 682,531
Elections	\$ 41,768	\$ 47,218
Town Hall Operations/Maintenance	\$ 224,500	\$ 228,000
Academic/Earned/Unemployment	\$ 82,000	\$ 190,000
Selectboard's Contingency	\$ 100,000	\$ 100,000
Cable TV Operations	\$ 30,064	\$ 26,739

TURN BALLOT OVER TO CONTINUE VOTING

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Insurance Boards and Committees Total \$ 428,100 \$ 73,059 \$4,750,443	\$ 478,200 \$ 91,159 \$4,940,247	Solid Waste Recycling and Disposal Parking Management Total \$1,595,000 \$ 72,276 \$6,287,404	\$ 2,250,00 \$ 65,992 \$7,240,449																		
Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$4,940,247. A NO vote authorizes the previous year's appropriation of \$4,750,443.		Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$7,240,449. A NO vote authorizes the previous year's appropriation of \$6,287,404.																			
2373 YES 1326 NO		2526 YES 1196 NO																			
ARTICLE FIVE Shall the Town raise and appropriate a sum not to exceed \$7,243,079 for the Police Department, Communications (Dispatch, 9-1-1), Harbor Management, and Animal Control and authorize the Selectboard to expend any revenues received for dispatching services and other Public Safety Services, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? <table><tr><td>Department/Function</td><td>FY2024</td><td>FY2025</td></tr><tr><td>Police Department</td><td>\$5,434,441</td><td>\$5,815,918</td></tr><tr><td>Communications</td><td>\$1,121,493</td><td>\$1,160,585</td></tr><tr><td>Harbor Management</td><td>\$ 110,480</td><td>\$ 128,522</td></tr><tr><td>Animal Control</td><td>\$ 76,392</td><td>\$ 138,054</td></tr><tr><td>Total</td><td>\$6,742,806</td><td>\$7,243,079</td></tr></table> Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$7,243,079 A NO vote authorizes the previous year's appropriation of \$6,742,806.				Department/Function	FY2024	FY2025	Police Department	\$5,434,441	\$5,815,918	Communications	\$1,121,493	\$1,160,585	Harbor Management	\$ 110,480	\$ 128,522	Animal Control	\$ 76,392	\$ 138,054	Total	\$6,742,806	\$7,243,079
Department/Function	FY2024	FY2025																			
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Total	\$6,742,806	\$7,243,079																			
2478 YES 1358 NO																					
ARTICLE SIX Shall the Town raise and appropriate a sum not to exceed \$3,303,134 for the York Village and York Beach Fire Departments; for the York Ambulance Association; and for Fire Hydrants, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? <table><tr><td>Department/Function</td><td>FY2024</td><td>FY2025</td></tr><tr><td>York Village Fire Department</td><td>\$ 791,185</td><td>\$ 894,981</td></tr><tr><td>York Beach Fire Department</td><td>\$ 788,393</td><td>\$ 939,653</td></tr><tr><td>York Ambulance Association</td><td>\$ 137,000</td><td>\$ 145,220</td></tr><tr><td>Fire Hydrants</td><td>\$1,087,017</td><td>\$1,333,280</td></tr><tr><td>Total</td><td>\$2,803,595</td><td>\$3,303,134</td></tr></table> Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$3,303,134. A NO vote authorizes the previous year's appropriation of \$2,803,595.				Department/Function	FY2024	FY2025	York Village Fire Department	\$ 791,185	\$ 894,981	York Beach Fire Department	\$ 788,393	\$ 939,653	York Ambulance Association	\$ 137,000	\$ 145,220	Fire Hydrants	\$1,087,017	\$1,333,280	Total	\$2,803,595	\$3,303,134
Department/Function	FY2024	FY2025																			
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York Beach Fire Department	\$ 788,393	\$ 939,653																			
York Ambulance Association	\$ 137,000	\$ 145,220																			
Fire Hydrants	\$1,087,017	\$1,333,280																			
Total	\$2,803,595	\$3,303,134																			
2761 YES 972 NO																					
ARTICLE SEVEN Shall the Town raise and appropriate a sum not to exceed \$7,240,449 for Highway Maintenance, Storm Water Management (MS4), Tree Planting and Care, Transfer Station Operations, Solid Waste Recycling and Disposal, and Parking Management, and authorize the Selectboard to expend all revenues received, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? <table><tr><td>Department/Function</td><td>FY2024</td><td>FY2025</td></tr><tr><td>Highway Maintenance and MS4</td><td>\$4,455,328</td><td>\$ 4,757,777</td></tr><tr><td>Transfer Station Operations</td><td>\$ 164,800</td><td>\$ 166,660</td></tr></table>				Department/Function	FY2024	FY2025	Highway Maintenance and MS4	\$4,455,328	\$ 4,757,777	Transfer Station Operations	\$ 164,800	\$ 166,660									
Department/Function	FY2024	FY2025																			
Highway Maintenance and MS4	\$4,455,328	\$ 4,757,777																			
Transfer Station Operations	\$ 164,800	\$ 166,660																			
2380 YES 1350 NO																					
ARTICLE NINE Shall the Town raise and appropriate a sum not to exceed \$503,502 for the Operation of the Center for Active Living, and authorize the Selectboard to expend all revenues generated by related enterprise funds and other off-setting revenues, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote: 1) authorizes an appropriation of \$503,502; and 2) authorizes the expenditure of all revenues generated or received by enterprise funds for FY2025. A NO vote: 1) authorizes the previous year's appropriation of \$444,291; and 2) authorizes the expenditure of all revenues generated or received by enterprise funds for FY2025.																					
2557 YES 1184 NO																					
ARTICLE TEN Shall the Town authorize the Selectboard to receive and expend all funds received from the Ellis Short Sands Park Board of Directors for expenses related to the Operation of the Bathhouse at Ellis Short Sands Park. Selectboard recommends approval (5-0). A YES vote: Authorizes the expenditure of all revenues received from the Ellis Short Sands Park Board of Directors for operation of the park in FY2025.																					
CONTINUE VOTING ON CARD 2																					

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SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

Card 2 of 11

John O'Connell
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☐

A NO vote: 1) authorizes the previous year's appropriation of \$9,839; and 2) authorizes the expenditure of all revenues received from the Ellis Short Sands Park Board of Directors for operation of the park in FY2025.

2884 YES ☐
796 NO ☐

ARTICLE ELEVEN

Shall the Town raise and appropriate a sum not to exceed \$946,199 for the Operation of the York Public Library, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Selectboard recommends approval (5-0).

Budget Committee recommends approval (5-1).

A YES vote authorizes an appropriation of \$946,199.

A NO vote authorizes the previous year's appropriation of \$790,400.

2302 YES ☐
1471 NO ☐

ARTICLE TWELVE

Shall the Town raise and appropriate a sum not to exceed \$25,000 for the First Parish Cemetery Maintenance, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Selectboard recommends approval (4-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$25,000.

A NO vote authorizes the previous year's appropriation of \$15,000.

2264 YES ☐
1469 NO ☐

ARTICLE THIRTEEN

Shall the Town raise and appropriate a sum not to exceed \$62,000 for Public Health, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Department/Function	FY2024	FY2025
Health Officer Stipend & Misc. Exp.	\$ 22,000	\$ 22,000
Mosquito and Vector Control	\$ 40,000	\$ 40,000
Total	\$ 62,000	\$ 62,000

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$62,000.

A NO vote authorizes the previous year's appropriation of \$62,000.

2990 YES ☐
608 NO ☐

ARTICLE FOURTEEN

Shall the Town appropriate a sum not to exceed \$124,000 to provide for General Assistance (GA), Discretionary Public Assistance, funds for burial costs, and Property Tax Relief, raise \$96,000 as the Town's share of such expenditures, and authorize the Selectboard to receive and expend all State and other revenues relating to these programs, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Department/Function	FY2024	FY2025
General Assistance (GA)	\$ 70,000	\$ 40,000
Property Tax Relief	\$ 10,000	\$ 23,000
Discretionary Public Assistance	\$ 25,000	\$ 23,000
Public Assistance Administration	\$ 32,000	\$ 32,000
Burial Funding	\$ 16,000	\$ 4,000
Total Appropriation	\$ 153,000	\$ 124,000
Minus State GA Reimbursement	\$ -49,000	\$ -28,000
Net to be Raised	\$ 104,000	\$ 96,000

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$124,000 and raises \$96,000 as the Town's share of this expenditure.

A NO vote authorizes the previous year's appropriation of \$153,000 and raises \$104,000 as the Town's share of this expenditure.

3146 YES ☐
539 NO ☐

ARTICLE FIFTEEN

Shall the Town raise and appropriate a sum not to exceed \$62,200 for Social Services and authorize the Selectboard to reduce this amount if recommended by the Municipal Social Service Review Board, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Organization	Amount Recommended
AIDS Response Seacoast	\$ 1,000
Caring Unlimited	\$ 8,250
Cornerstone Visiting Nurses Association	\$ 1,500
Cross Roads House	\$ 1,500
Kids Free to Grow	\$ 2,250
Maine Health Care at Home	\$ 1,200
Maine Public Broadcasting	\$ 100
Southern Maine Agency on Aging	\$ 13,250
Strong Girls United Foundation	\$ 10,400
Sweetser	\$ 5,000
Southern Maine Veterans Cemetery Association	\$ 1,000
York County Community Action Corporation	\$ 6,750
York Community Service Association	\$ 10,000
Total	\$ 62,200

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

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A YES vote authorizes an appropriation of \$62,200.

A NO vote authorizes an appropriation of \$0.

2617 YES ☐
994 NO ☐

ARTICLE SIXTEEN

Shall the Town raise and appropriate a sum not to exceed \$3,746,024 for Municipal Debt Service, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee?

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$3,746,024.

A NO vote authorizes the previous year's appropriation of \$3,461,622.

2220 YES ☐
1362 NO ☐

ARTICLE SEVENTEEN

Shall the Town accept and use \$8,064,500, consisting of the estimated revenues listed below for FY2025, to reduce the amount of funds to be raised by property taxes?

Revenue Source	Estimated Revenue
Auto Excise	\$ 4,100,000
Boat Excise	\$ 31,000
Cable TV Franchise Fees	\$ 220,000
Communication Tower Lease Revenues	\$ 13,500
Investment Interest	\$ 480,000
Local Roads Subsidy	\$ 240,000
Miscellaneous Income	\$ 100,000
Parking Fines	\$ 75,000
Parking Meter/Kiosk Collections	\$ 930,000
Parking Stickers	\$ 195,000
Plumbing Permits	\$ 50,000
R/E Interest	\$ 115,000
State Revenue Sharing	\$ 1,385,000
Town Clerk Fees	\$ 115,000
Transfer Station Permits	\$ 45,000
TOTAL	\$8,064,500

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes the use of the listed revenues, projected to be \$8,064,500, to reduce the tax commitment.

A NO vote prohibits the use of these funds to reduce the tax commitment.

3430 YES ☐
213 NO ☐

ARTICLE EIGHTEEN

Shall the Town authorize the use of up to \$200,000 from the Town's Fund Balance for the Supplementary Contingency Account if deemed necessary by the Selectboard, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? A motion to access such funds shall require a minimum of three affirmative votes of the Selectboard and be used only for emergencies, unanticipated cost increases for budgeted items, and opportunities which were unknown at the time of budget preparation as determined by the Selectboard. Funds for this expenditure would be taken entirely from the Town Fund Balance; there would be no tax appropriation requested to fund this proposal.

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes the expenditure from the fund balance of up to \$200,000, if necessary, to cover supplementary contingencies.

A NO vote authorizes an appropriation of \$0.

2446 YES ☐
1094 NO ☐

ARTICLE NINETEEN

Shall the Town authorize the Selectboard to accept and spend grants, donations and aid from State and Federal Agencies including American Rescue Plan Act (ARPA) funds, optold settlement funds, as well as private sources, such as Foundations, Trusts and Individuals, and furthermore, shall the Selectboard adopt this line item of the Town Budget?

Selectboard recommends approval (5-0).

3277 YES ☐
296 NO ☐

ARTICLE TWENTY

Shall the Town authorize the Selectboard to make one of the following decisions for each Tax Lien Acquired Property?

1. To dispose of the property by allowing the immediate former owner, or the immediate former owner's estate, to buy back title to the property from the Town. Buy-back of the property shall require: payment of all taxes due plus interest and lien costs; payment of all other associated costs; and satisfaction of all other conditions established by the Selectboard.
2. To dispose of the property by public sealed bid, auction or other public process.
3. To dispose of the property by conducting a limited public sale among the parties who own abutting properties.
4. To donate or sell at a discounted price to another government entity or a non-profit organization when such action is consistent with the Comprehensive Plan or is otherwise found to be in the Town's best interests.
5. To hold Town title to the property.
6. To use the special sale process required by 36 M.R.S. § 943-C for qualifying homestead property if the Selectboard chooses to sell it to anyone other than the former owner(s).

Selectboard recommends approval (5-0).

3147 YES ☐
380 NO ☐

ARTICLE TWENTY-ONE

Shall the Town authorize the Town Treasurer to waive foreclosure of any tax lien during the 2024 and 2025 calendar years, said waiver requiring approval of the Selectboard? The Selectboard shall grant said approval only in circumstances where foreclosures would prove injurious to the Town of York, such as, but not limited to, the presence of hazardous waste upon the property, or the presence on the property of one or more substandard structure(s) for which the cost of removal or repair would exceed the value of the property.

Selectboard recommends approval (5-0).

3087 YES ☐
416 NO ☐

ARTICLE TWENTY-TWO

Shall the Town vote to appropriate \$550,000 from the Fund Balance and apply these funds to the FY2025 Tax Commitment as a reduction in the amount to be raised from taxation, as proposed by the Selectboard?

Selectboard recommends approval (5-0).

CONTINUE VOTING ON CARD 3

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SPECIMEN BALLOT **Card 3 of 11**
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

[Signature]
TOWN CLERK

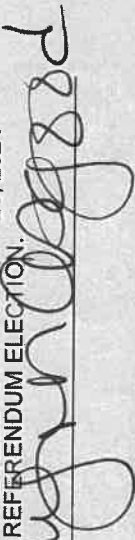
INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☐

A YES vote authorizes an appropriation from the fund balance of \$580,000 to reduce the tax commitment. A NO vote authorizes an appropriation from the fund balance of \$0. 3143 YES ☐ 487 NO ☐	A NO vote authorizes the previous year's amount to be spent at \$15,000. 2909 YES ☐ 805 NO ☐
SCHOOL OPERATING BUDGET <i>The State requires that public education budgets be organized by cost categories. The following 11 Articles ask the Voters to set the amount of money that will be spent on public education in these cost categories. These amounts will be summed to determine the total cost of public education to be raised and appropriated in subsequent articles. None of these 11 Articles raise or appropriate money.</i> ARTICLE TWENTY-THREE Shall the Town set the amount to be spent for Regular Instruction at \$17,657,114.19? School Committee recommends approval (5-0). Budget Committee recommends approval (5-1). A YES vote sets the amount to be spent at \$17,657,114.19 A NO vote authorizes the previous year's amount to be spent at \$15,970,025. 2322 YES ☐ 1423 NO ☐	ARTICLE TWENTY-SIX Shall the Town set the amount to be spent for Other Instruction at \$1,653,275.34? School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$1,653,275.34. A NO vote authorizes the previous year's amount to be spent at \$1,775,200. 3169 YES ☐ 509 NO ☐
ARTICLE TWENTY-FOUR Shall the Town set the amount to be spent for Special Education at \$9,283,328.66 School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$9,283,328.66. A NO vote authorizes the previous year's amount to be spent at \$7,752,180. 2360 YES ☐ 1372 NO ☐	ARTICLE TWENTY-SEVEN Shall the Town set the amount to be spent for Student and Staff Support at \$4,095,084? School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$4,095,084. A NO vote authorizes the previous year's amount to be spent at \$3,786,924. 2329 YES ☐ 1382 NO ☐
ARTICLE TWENTY-FIVE Shall the Town set the amount to be spent for Career and Technical Education at \$20,579? School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$20,579. 1811 YES ☐ 1893 NO ☐	ARTICLE TWENTY-EIGHT Shall the Town set the amount to be spent for System Administration at \$1,635,094.56? School Committee recommends approval (5-0). Budget Committee recommends approval (5-1). A YES vote sets the amount to be spent at \$1,635,094.56. A NO vote authorizes the previous year's amount to be spent at \$1,304,091. 1811 YES ☐ 1893 NO ☐
ARTICLE TWENTY-NINE Shall the Town set the amount to be spent for School Administration at \$1,834,330.45. 1811 YES ☐ 1893 NO ☐	
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School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$1,934,330.45 A NO vote authorizes the previous year's amount to be spent at \$1,863,744. 1934 YES ☐ 1694 NO ☐	The following Article allows the voters to set the TOTAL amount to be spent on education as defined in the State's Essential Programs and Services Funding Act. It shows the sum of the amounts from the prior 11 Articles. Defeat of any of the prior 11 Articles will reduce the total amount of this Article by the corresponding amount. The language of this Article is set in State law. No funds are raised or appropriated by this Article. ARTICLE THIRTY-FOUR Shall the Town authorize the School Committee to expend \$44,381,383.70 for the fiscal year beginning July 1, 2024 and ending June 30, 2025 from the Town's contribution to the total cost of funding public education from Kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, Section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools? School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes the expenditure of \$44,381,383.70 A NO vote authorizes the previous year's expenditure of \$40,076,447. 2228 YES ☐ 1389 NO ☐
ARTICLE THIRTY Shall the Town set the amount to be spent for Transportation and Buses at \$1,733,200.03 School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$1,733,200.03 A NO vote authorizes the previous year's amount to be spent at \$1,382,632. 2287 YES ☐ 1349 NO ☐	The following three Articles raise and appropriate funds to provide for the State's minimum required funding under the Essential Programs and Services Funding Act, to receive the State subsidy for education, to pay existing school debt, and to provide funding above the mandated minimum. The language of each Article is set in State law. ARTICLE THIRTY-FIVE Shall the Town appropriate \$23,117,788.13 for the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and shall the Town raise \$20,001,475.73 as the Town's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, Section 15688? State-Mandated Explanation (20-A M.R.S.A. §15690): The Town's contribution to the total cost of funding public education from kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars. School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote: 1) authorizes an appropriation of \$23,117,788.13; 2) raises \$20,001,475.73 as the Town's share of this expenditure; and 3) authorizes the receipt and expenditure of the State of Maine's subsidy for education. A NO vote: 1) authorizes an appropriation of \$22,385,422; 2) raises \$19,294,038 as the Town's share of this expenditure; and 3) authorizes the receipt and expenditure of the State of Maine's subsidy for education. 2426 YES ☐ 1191 NO ☐
ARTICLE THIRTY-ONE Shall the Town set the amount to be spent for Facilities Maintenance at \$4,614,004.07 School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$4,614,004.07. A NO vote authorizes the previous year's amount to be spent at \$4,312,553. 2375 YES ☐ 1260 NO ☐	The following three Articles raise and appropriate funds to provide for the State's minimum required funding under the Essential Programs and Services Funding Act, to receive the State subsidy for education, to pay existing school debt, and to provide funding above the mandated minimum. The language of each Article is set in State law. ARTICLE THIRTY-TWO Shall the Town set the amount to be spent for Debt Service at \$1,621,551.03 School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$1,621,551.03 A NO vote authorizes the previous year's amount to be spent at \$1,704,903. 3275 YES ☐ 340 NO ☐
ARTICLE THIRTY-THREE Shall the Town set the amount to be spent for All Other Expenditures at \$133,832.37 School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote sets the amount to be spent at \$133,832.37 A NO vote authorizes the previous year's amount to be spent at \$109,185. 1927 YES ☐ 1679 NO ☐	
CONTINUE VOTING ON CARD 4	

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT Card 4 of 11
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

[Signature]
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☐

ARTICLE THIRTY-SIX

Shall the Town raise and appropriate \$1,621,551.03 for the annual payments on School Debt Service previously approved by the Town voters for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the Town's contribution to the total cost of funding public education from Kindergarten to grade 12?

State-Mandated Explanation (20-A M.R.S.A. §15680): Non-state-funded debt service is the amount of money needed for the annual payments on the Town's non-state-funded school debt. The bonding of this long-term debt was previously approved by the Town voters.

School Committee recommends approval (5-0).
Budget Committee recommends approval (6-0).

A YES vote authorizes the appropriation of \$1,621,551.03

A NO vote authorizes the previous year's appropriation of \$1,794,903.

3385 YES ☐
285 NO ☐

ARTICLE THIRTY-SEVEN

Shall the Town raise and appropriate \$18,794,208.28 in additional local funds, as required to fund the budget recommended by the School Committee? *Note: pursuant to 20-A M.R.S.A. §1569(3) (B), the School Committee gives the following reasons for exceeding the State's Essential Programs and Services funding model: The funding model does not recognize the actual total costs.*

State-Mandated Explanation (20-A M.R.S.A. §15690): The additional local funds are those locally raised funds over and above the Town's local contribution to the total cost of funding public education from pre-Kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for annual payment on non-state-funded debt service that will help achieve the Town's budget for educational programs.

School Committee recommends approval (5-0).
Budget Committee recommends approval (6-0).

A YES vote authorizes the appropriation of \$18,794,208.28

A NO vote authorizes the previous year's appropriation of \$14,823,553.

2106 YES ☐
1554 NO ☐

The following Article offers the voters the opportunity to utilize other revenues and the School Fund Balance to reduce the amount of money which must be raised by property taxes. This Article does not create any new programs or authorize any expenditures.

ARTICLE THIRTY-EIGHT

Shall the Town accept and appropriate \$847,836.28, consisting of

the estimated sources listed below for FY2025?

School Fund Balance \$750,000.00
QSCB 1: Debt Service Rebate \$ 22,897.85
QSCB 2: Debt Service Rebate \$ 39,938.43
Miscellaneous Income \$ 5,000.00
Rental Income \$ 20,000.00
State Agency Funds \$ 10,000.00
Total \$847,836.28

School Committee recommends approval (5-0).
Budget Committee recommends approval (6-0).

A YES vote authorizes the use of the listed revenues/funds, projected to be \$847,836.28 to reduce the tax commitment.

A NO vote authorizes no use of these revenues/funds to reduce the tax commitment.

3331 YES ☐
313 NO ☐

The following three Articles present school-related matters that are considered separate from the Essential Programs and Services Funding Act.

ARTICLE THIRTY-NINE

Shall the Town vote to appropriate \$397,553.37 for Adult Education and raise \$255,161.28 as the local share, with authorization to expend any additional, incidental or miscellaneous receipts in the interest and for the well-being of the Adult Education Program?

School Committee recommends approval (5-0).
Budget Committee recommends approval (6-0).

A YES vote: 1) authorizes an appropriation of \$397,553.37; 2) raises \$255,161.28 as the Town's share of this expenditure; and 3) authorizes the receipt and expenditure of other funding in support of this Program.

A NO vote: 1) authorizes the prior year's appropriation of \$309,252; 2) raises \$209,162 as the Town's share of this expenditure; and 3) authorizes the receipt and expenditure of other funding in support of this Program.

2042 YES ☐
1623 NO ☐

ARTICLE FORTY

Shall the Town raise and appropriate \$1 for the School Nutrition Program, with authorization to accept and expend any additional, incidental or miscellaneous receipts in the interest and for the well-being of the School Nutrition Program?

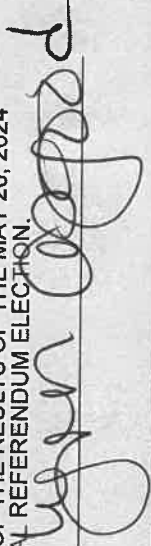
School Committee recommends approval (5-0).
Budget Committee recommends approval (6-0).

A YES vote: 1) authorizes an appropriation of \$1; and 2) authorizes the receipt and expenditure of other funding in support of this Program.

TURN BALLOT OVER TO CONTINUE VOTING

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION.

ATTEST:



A NO vote: 1) authorizes the previous year's appropriation of \$1; and 2) authorizes the receipt and expenditure of other funding in support of this Program.	2991 YES ☐ 512 NO ☐														
ARTICLE FORTY-ONE Shall the Town authorize the use of up to \$200,000 from the School General Fund Balance for school budget contingencies pursuant to Title 20-A MRS Sections 2307 and 1482-B(3), provided that a motion to access said funds shall require a minimum of 3 affirmative votes of the School Committee and be used only for emergencies and unanticipated cost increases. Funds for this expenditure would be taken entirely from the School Fund Balance; there would be no tax appropriation requested to fund this proposal. School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes the expenditure from the School Fund Balance of up to \$200,000, if necessary, to cover supplementary contingencies. A NO vote authorizes no use of School Fund Balance to cover supplementary contingencies.															
2710 YES ☐ 907 NO ☐															
ARTICLE FORTY-TWO Shall the Town authorize the use of \$100,000 from the School General Fund Balance to establish a school technology reserve account pursuant to Title 20-A MRS Sections 2307 and 1482-B(3), provided that a motion to access said funds shall require a minimum of 3 affirmative votes of the School Committee and be used only for technology expenditures. Funds to establish this reserve account would be taken entirely from the School Fund Balance; there would be no tax appropriation requested to fund this proposal. School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes the establishment of the Technology Reserve Account from the School Fund Balance of up to \$100,000. A NO vote authorizes no establishment of a School Technology Reserve Account.															
2654 YES ☐ 975 NO ☐															
ARTICLE FORTY-THREE Shall the Town authorize the use of up to \$100,000 from the School General Fund Balance for the establishment of a school facilities reserve account pursuant to Title 20-A MRS Sections 2307 and 1482-B(3), provided that a motion to access said funds shall require a minimum of 3 affirmative votes of the School Committee and be used only for the express purposes of facilities expenditures. Funds for this reserve account would be taken entirely from the School Fund Balance; there would be no tax appropriation requested to fund this proposal. School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes the establishment of the School Facilities Reserve Account from the School Fund Balance of up to \$100,000. A NO vote authorizes no establishment of a School Facilities Reserve Account.															
2515 YES ☐ 1089 NO ☐															
MUNICIPAL AND SCHOOL CAPITAL BUDGET ARTICLE FORTY-FOUR Shall the Town (1) approve funding for Continuing Town-Wide Road and Sidewalk Construction and Overlay Paving; (2) appropriate a sum not to exceed \$1,200,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$1,200,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment thereof, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? The first year payment of principal and interest, estimated to be \$134,000, will occur in FY2026. FINANCIAL STATEMENT Total Town indebtedness: <table><tr><td>A. Bonds outstanding and unpaid</td><td>\$37,387,229</td></tr><tr><td>B. Bonds authorized and un-issued</td><td>\$0</td></tr><tr><td>C. Bonds to be issued if the Article is approved</td><td>\$ 1,200,000</td></tr><tr><td>Total:</td><td>\$38,587,229</td></tr></table> Cash: At an estimated interest rate of 3.2% for a fifteen (15) year maturity, the estimated cost of the bond issue will be: <table><tr><td>Principal</td><td>\$ 1,200,000</td></tr><tr><td>Interest</td><td>\$ 301,000</td></tr><tr><td>Total Debt Service</td><td>\$ 1,501,000</td></tr></table> Total estimated project costs including debt service: \$1,501,000. Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance. S/ Nancy Graves, Town Treasurer Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$1,200,000. A NO vote authorizes an appropriation of \$0. 2701 YES ☐ 935 NO ☐		A. Bonds outstanding and unpaid	\$37,387,229	B. Bonds authorized and un-issued	\$0	C. Bonds to be issued if the Article is approved	\$ 1,200,000	Total:	\$38,587,229	Principal	\$ 1,200,000	Interest	\$ 301,000	Total Debt Service	\$ 1,501,000
A. Bonds outstanding and unpaid	\$37,387,229														
B. Bonds authorized and un-issued	\$0														
C. Bonds to be issued if the Article is approved	\$ 1,200,000														
Total:	\$38,587,229														
Principal	\$ 1,200,000														
Interest	\$ 301,000														
Total Debt Service	\$ 1,501,000														
ARTICLE FORTY-FIVE Shall the Town (1) approve funding for the Continuing Long Beach Seawall and Sidewalk Replacement; (2) appropriate a sum not to exceed \$1,200,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$1,200,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment thereof, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? The first year payment of principal and interest, estimated to be \$116,350, will occur in FY2026. FINANCIAL STATEMENT CONTINUE VOTING ON CARD 5															

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT Card 5 of 11
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

John Graves
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☒

Total Town Indebtedness:	
A. Bonds outstanding and unpaid	\$37,387,299
B. Bonds authorized and un-issued	\$0
C. Bonds to be issued if the Article is approved	\$ 1,200,000
Total	\$38,587,299
Costs:	
At an estimated interest rate of 3.2% for a twenty (20) year maturity, the estimated cost of the bond issue will be:	
Principal	\$ 1,200,00
Interest	\$ 401,250
Total Debt Service	\$ 1,601,250
Total estimated project costs including debt service: \$1,601,250.	
Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.	
S/ Nancy Graves, Town Treasurer	
Selectboard recommends approval (5-0).	
Budget Committee recommends approval (6-0).	
A YES vote authorizes an appropriation of \$1,200,000.	
A NO vote authorizes an appropriation of \$0.	
2578	YES ☐
1110	NO ☐

ARTICLE FORTY-SIX

Shall the Town (1) approve funding for **Organic Road, Sidewalk & Drainage Project**; (2) appropriate a sum not to exceed **\$350,000** for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed **\$350,000** with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), and other details of said securities, including execution and delivery of said securities against payment thereof, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? The first year payment of principal and interest, estimated to be \$50,225, will occur in FY2026.

FINANCIAL STATEMENT

Total Town Indebtedness:

A. Bonds outstanding and unpaid \$37,387,299
B. Bonds authorized and un-issued \$0
C. Bonds to be issued if the Article is approved \$ 350,000
Total: **\$37,737,299**

Costs:

At an estimated interest rate of 3.2% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal	\$ 350,000
Interest	\$ 57,750
Total Debt Service	\$ 407,750

Total estimated project costs including debt service: \$407,750.

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Nancy Graves, Town Treasurer

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$350,000.

A NO vote authorizes an appropriation of \$0.

2580

YES ☐

1105

NO ☐

ARTICLE FORTY-SEVEN

Shall the Town (1) approve funding for **Continuing Nubble Road Reconstruction with Sidewalks and Drainage**; (2) appropriate a sum not to exceed **\$250,000** for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed **\$250,000** with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment thereof, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? The first year payment of principal and interest, estimated to be \$35,875, will occur in FY2026.

FINANCIAL STATEMENT

Total Town Indebtedness:

A. Bonds outstanding and unpaid \$37,387,299
B. Bonds authorized and un-issued \$0
C. Bonds to be issued if the Article is approved \$ 250,000
Total: **\$37,637,299**

Costs:

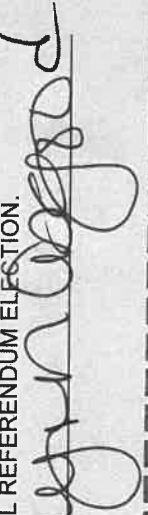
At an estimated interest rate of 3.0% for a ten (10) year maturity, the estimated cost of the bond issue will be:

Principal \$ 250,000
Interest \$ 41,250
Total Debt Service **\$ 291,250**

TURN BALLOT OVER TO CONTINUE VOTING

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION.

ATTEST:



Total estimated project costs including debt service: \$291,250.

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Nancy Graves, Town Treasurer

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$250,000.

A NO vote authorizes an appropriation of \$0.

2546 YES ☐
1123 NO ☐

ARTICLE FORTY-EIGHT

Shall the Town (1) approve funding for Replacement of the York Beach Ladder 1 Fire Truck and required modifications to the current fire station to accommodate the increased size of the proposed new truck (2) appropriate a sum not to exceed \$2,200,000 for the cost of this purchase; and (3) authorize the use of \$1,600,000 in unassigned fund balance; and (4) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$1,200,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof; to be delegated to the Treasurer and the Chair of the Selectboard? The first-year payment of principal and interest, estimated to be \$134,300 will occur in FY2026.

FINANCIAL STATEMENT

Total Town Indebtedness:

A. Bonds outstanding and unpaid \$ 37,367,299
B. Bonds authorized and un-issued \$ 0
C. Bonds to be issued if the Article is approved \$ 1,200,000
Total: \$38,567,299

Costs:

At an estimated interest rate of 3.2% for a fifteen (15) year maturity, the estimated cost of the bond issue will be:

Principal \$ 1,200,000
Interest \$ 301,000
Total Debt Service \$ 1,501,000

Total estimated project costs including debt service: \$1,501,000

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Nancy Graves, Town Treasurer

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$2,200,000.

A NO vote authorizes an appropriation of \$0.

2374 YES ☐
1286 NO ☐

ARTICLE FORTY-NINE

Shall the Town (1) approve funding for repairs to the Cliff Walk; (2) appropriate a sum not to exceed \$60,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$60,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof; to be delegated to the Treasurer and the Chair of the Selectboard? The first year payment of principal and interest, estimated to be \$17,475, will occur in FY2026.

FINANCIAL STATEMENT

Total Town Indebtedness:

A. Bonds outstanding and unpaid \$ 37,367,229
B. Bonds authorized and un-issued \$ 0
C. Bonds to be issued if the Article is approved \$ 60,000
Total: \$37,447,229

Costs:

At an estimated interest rate of 3.0% for a five (5) year maturity, the estimated cost of the bond issue will be:

Principal \$ 60,000
Interest \$ 4,950
Total Debt Service \$ 64,950

Total estimated project costs including debt service: \$64,950.

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Nancy Graves, Town Treasurer

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$60,000.

A NO vote authorizes an appropriation of \$0.

2795 YES ☐
910 NO ☐

ARTICLE FIFTY

Shall the Town authorize the use of up to \$125,000 of unassigned fund balance for the Mountain Road Bicycle & Pedestrian Project; and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? Funds for this expenditure would be taken entirely from the Fund Balance; there would be no tax appropriation requested to fund this proposal.

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$125,000.

A NO vote authorizes an appropriation of \$0.

2461 YES ☐
1228 NO ☐

ARTICLE FIFTY-ONE

Shall the Town (1) approve funding for a sewer extension project that will provide service to residences on Donica Road and three commercial properties; 668, 674, and 679 US Route 1.;

CONTINUE VOTING ON CARD 6

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024
TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST



SPECIMEN BALLOT
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM

Card 6 of 11

YORK, MAINE
MAY 18, 2024

Nancy Graves
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☐

(2) appropriate a sum not to exceed \$1,500,000 for the cost of this project; and (3) authorize the use of up to \$500,000 of unassigned fund balance, (4) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$1,000,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, term(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? **The first year payment of principal and interest, estimated to be \$96,125 will occur in FY2026.**

FINANCIAL STATEMENT

Total Town Indebtedness:

A. Bonds outstanding and unpaid \$37,387,229
B. Bonds authorized and un-issued \$ 0
C. Bonds to be issued if the Article is approved \$ 1,000,000
Total: \$38,387,229

Costs:

At an estimated interest rate of 3.2% for a twenty (20) year maturity, the estimated cost of the bond issue will be:

Principal \$ 1,000,000
Interest \$ 334,375
Total Debt Service \$ 1,334,375

Total estimated project costs including debt service: \$1,334,375.

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Nancy Graves, Town Treasurer

Selectboard recommends approval (5-0).

Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$1,500,000.

A NO vote authorizes an appropriation of \$0.

1914 YES ☐
1748 NO ☐

ARTICLE FIFTY-TWO

Shall the Town authorize the use of up to \$300,000 of unassigned fund balance for the repair and/or replacement of the HVAC System at the York Police Department, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? Funds for this expenditure would be taken entirely from the Fund Balance; there would be no tax appropriation requested to fund this proposal.

Selectboard recommends approval (5-0).
Budget Committee recommends approval (6-0).

A YES vote authorizes an appropriation of \$300,000.

A NO vote authorizes an appropriation of \$0.

2526 YES ☐
1136 NO ☐

ARTICLE FIFTY-THREE

Shall the Town (1) approve funding for an Athletic Complex; (2) authorize the Selectboard to expend any and all revenues generated by donations, grants, and any other offsetting revenues for the cost of this project; (3) authorize the use of \$1,250,000 from the School Fund Balance for the cost of this project; (4) appropriate a sum not to exceed \$3,750,000 for the cost of this project; and (5) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$3,750,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), places(s) of payment, call(s) for redemption, term(s), and other details of said securities, including execution and delivery of said securities against payment therefore, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? **The first year payment of principal and interest, estimated to be \$525,000, will occur in FY2026.**

FINANCIAL STATEMENT

Total Town Indebtedness:

A. Bonds outstanding and unpaid \$37,387,229
B. Bonds authorized and un-issued \$ 0
C. Bonds to be issued if the Article is approved \$ 3,750,000
Total: \$41,137,229

Costs:

At an estimated interest rate of 5% for a fifteen (15) year maturity, the estimated cost of the bond issue will be:

Principal \$ 3,750,000
Interest \$ 1,500,000
Total Debt Service \$ 5,250,000

Total estimated project costs including debt service: \$5,250,000.

Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

S/ Nancy Graves, Town Treasurer

School Committee recommends approval (5-0).

Selectboard recommends approval (5-0).

TURN BALLOT OVER TO CONTINUE VOTING

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:

Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$3,750,000. A NO vote authorizes an appropriation of \$0. 2073 YES ☐ 1627 NO ☐		ARTICLE FIFTY-SIX Shall the Town raise and appropriate a sum not to exceed \$45,000 for Bond Financing Costs, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote will authorize an appropriation of \$45,000. A NO vote authorizes the prior year's appropriation of \$45,000. 2652 YES ☐ 787 NO ☐	
ARTICLE FIFTY-FOUR Shall the Town (1) approve funding for a Replacement of a Patrol Plow Truck for the Public Works Department; (2) appropriate a sum not to exceed \$275,000 for the cost of this project; and (3) hereby ordain to fund this appropriation; authorize the Treasurer and the Chair of the Selectboard to issue, at one time or from time to time, general obligation securities of the Town of York, Maine, including temporary notes in anticipation of the sale thereof, in an aggregate principal amount not to exceed \$275,000 with the discretion to fix the date(s), maturity(ies), denomination(s), interest rate(s), place(s) of payment, call(s) for redemption, form(s), and other details of said securities, including execution and delivery of said securities against payment therefor, and to provide for the sale thereof, to be delegated to the Treasurer and the Chair of the Selectboard? The first year payment of principal and interest, estimated to be \$41,925 will occur in FY2026. FINANCIAL STATEMENT Total Town Indebtedness: A. Bonds outstanding and unpaid \$ 37,387,229 B. Bonds authorized and un-issued \$ 0 C. Bonds to be issued if the Article is approved \$ 275,000 Total: \$ 37,662,229 Costs: At an estimated interest rate of 3.0 % for a ten (10) year maturity, the estimated cost of the bond issue will be: Principal \$ 275,000 Interest \$ 43,500 Total Debt Service \$ 318,500 Total estimated project costs including debt service: \$318,500. Validity: The validity of the bonds and the voters' ratification of the bonds may not be affected by any errors in the above estimates. If the actual amount of the total debt service for the bond issue varies from the estimate, the ratification by the electors is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance. S/ Nancy Graves, Town Treasurer Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$275,000. A NO vote authorizes an appropriation of \$0. 2298 YES ☐ 1365 NO ☐		ARTICLE FIFTY-SEVEN Shall the Town approve the Five (5) Year FY25-29 Capital Improvements Program as proposed by the Selectboard? Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). 2469 YES ☐ 929 NO ☐	
ARTICLE FIFTY-FIVE Shall the Town authorize the use of up to \$63,000 from the School Fund Balance to purchase a passenger vehicle, and furthermore, shall the Selectboard adopt this line item of the Town Budget, as proposed by the Budget Committee? Funds for this expenditure would be taken entirely from the School Fund Balance; there would be no tax appropriation requested to fund this proposal. School Committee recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote authorizes an appropriation of \$63,000. A NO vote authorizes an appropriation of \$0. 1912 YES ☐ 1652 NO ☐		ARTICLE FIFTY-EIGHT Shall the Town approve raising the levy limit of the Town of York Municipal Budget for the purpose of funding all of the preceding articles of the municipal budget approved by the voters hereunder? Selectboard recommends approval (5-0). Budget Committee recommends approval (6-0). A YES vote will allow the appropriation of all voter-approved articles. A NO vote may result in an appropriation less than what has been approved. 2344 YES ☐ 1153 NO ☐	
SPECIAL GENERAL REFERENDUM ARTICLES ARTICLE FIFTY-NINE The Town hereby ordains to amend the Zoning Ordinance dated November 07, 2023, specifically amending: Article 3-- Establishment of Zoning Districts specifically section 3.8.3 Interpretation of Maps. 3.8 Shoreland Overlay District The boundaries of this district and its sub-districts are delineated on a pair of maps entitled, "York Zoning Ordinance: Shoreland Overlay District, Northern Section)," dated November 4, 2008, and "York Zoning Ordinance: Shoreland Overlay District, Southern Section" dated November 10, 2022. This map is These maps are available at the Town Clerk's Office. This district's boundaries are based on criteria, as specified in §3.8.1, below. This Overlay District is divided into subdistricts, as specified in §3.8.2, below. Interpretation of the boundaries of this Overlay District shall be governed by §3.8.3, below, as well as other applicable sections of this Ordinance. See Article 8 for standards pertaining to this Overlay District. Also note that certain setback requirements of the Shoreland Overlay District can apply to areas outside this Overlay District (beyond 250 feet from protected resources) and this is intentional. - AMENDED 11/08/2005, 11/04/2008, 5/20/2023 1. Criteria. The Shoreland Overlay District Map was based on designation of resources in accordance with the following criteria: a. Tidal waters, coastal wetlands, and inland wetlands contiguous to these resources regardless of their size, and			
CONTINUE VOTING ON CARD 7			

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT Card 7 of 11
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

John O'Leary
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ●

those areas within 250 feet, horizontal distance, of the normal high water mark of such resources.

1. Exception. Where the Shoreland Overlay District overlaps the York Village Hospital Overlay District, the boundary of the Shoreland Overlay District and structure setbacks shall be measured from the upland edge of the coastal wetlands, not from the upland edge of the contiguous inland wetlands. The inland wetlands in this area are forested, as defined in the State's Chapter 1000 Shoreland Zoning Guidelines, and have an area significantly less than 10 acres. For both of these reasons, this exception to the local rule fully complies with State requirements. The exception is provided to more fully accommodate the public policy objectives of the York Village Hospital Overlay District. - AMENDED 11/06/2007

b. Those areas within 250 feet, horizontal distance, of the normal high water mark of Bell Marsh Reservoir, Boulder Pond, Chasess Pond, Folly Pond, Lake Carolyn, Middle Pond, Seabate Pond, Weicks Pond, Phillips Pond, and York Pond, including wetlands contiguous to these water bodies, and those areas within 250 feet, horizontal distance, of the normal high water mark or upland edge of such resources.

c. All inland wetlands with a contiguous area of 4 acres or more, and all areas within 250 feet of the upland edge of such wetlands.

d. Those lands lying within 75 feet, horizontal distance, of the normal high water mark of a stream designated on the Shoreland Overlay District Map.

e. The provisions of the Shoreland Zoning Overlay District also apply to any structure built on, over, or abutting a dock, wharf or pier, or other structure extending beyond or located below the normal high water mark of a waterbody or within a wetland. - AMENDED 11/04/2008

2. Subdistricts. The district is comprised of sub-districts as follows:

a. **Resource Protection Sub-district.** This subdistrict shall include all areas that meet the criteria that follow. This designation shall supersede the classification of Limited Residential or Mixed-Use sub-district designations.

1. Coastal Wetlands. The wetland area itself.

2. Inland Wetlands. The wetland area itself for inland wetlands with a contiguous area of 4 or more acres, or that are contiguous to coastal wetlands.

3. Map-Designated Areas. All areas so designated on the Shoreland Overlay District Map.

4. Sheep Slopes. Within the Limited Residential or Mixed-Use subdistrict, areas of 2 or more contiguous acres with sustained slopes of 20% or greater, as shown on the Shoreland Overlay District Map. The area of steep slopes may extend beyond the boundaries of the Shoreland Overlay District, but only that portion of the steep area that lies within the Shoreland Overlay District shall be designated as resource protection.

5. 100-Year Floodplain. Any Shoreland area included within the Velocity Zone on FEMA's Flood Insurance Rate Maps shall be classified as Resource Protection. Along the tidal reaches of the Cape Neddick River, York River and Brave

Boat Harbor, any Shoreland area included in the 100-year floodplain on FEMA's Flood Insurance Rate Maps shall be classified as Resource Protection. Because the majority of these areas are narrow slivers of land which would not display legibly on the Shoreland Overlay District Map, these designations shall be determined on a case-by-case basis. - AMENDED 11/04/2008

6. Bird Habitat Areas. The Resource Protection Subdistrict shall include upland areas adjacent to wetlands which are rated "moderate" or "high" value waterfowl and wading bird habitat by the Maine Department of Inland Fisheries and Wildlife, as shown on the Shoreland Overlay District Map. - AMENDED 11/04/2008

7. Unstable Bluffs. The Resource Protection Subdistrict shall include the face of any unstable or highly unstable coastal bluff along tidal waters, as shown on the Shoreland Overlay District map. These areas are designated because they are subject to severe erosion or mass movement. The source of the data is mapping by the Maine Geological Survey. - AMENDED 11/04/2008

b. **Limited Residential Sub-district.** All areas so designated on the Shoreland Overlay District Map.

c. **Mixed-Use Sub-district.** All areas so designated on the Shoreland Overlay District Map.

d. **Stream Protection Sub-district.** All areas so designated on the Shoreland Overlay District Map, and as indicated in §3.8.3.C. - AMENDED 11/04/2008

3. Interpretation of Map.

A. The resource locations and boundaries shown on the map are subject to field verification. This is particularly important because the map is a generalized depiction of the resource conditions on the ground. In instances where the map and text conflict, the map shall prevail unless expressly provided in the remainder of this section (§3.8.3).

B. Any Tidal waters, coastal wetlands, and inland wetlands contiguous to these resources *regardless of their size, and inland wetlands with a contiguous area of 4 acres or more, and the entire area within 250' of this* these resources, shall be included in this Overlay District whether properly shown on the Shoreland Overlay District Map or not.

C. The inclusion of streams in this Overlay District shall be based on the standard that the stream and adjacent uplands shall be included in the Overlay District downstream from its initial point of inclusion, and that there are to be no gaps except as specified below. Any stream flowing out of a Shoreland-designated wetland or great pond shall be considered in the Stream Protection Sub-district even if it is not properly designated on the Shoreland Overlay District Map.

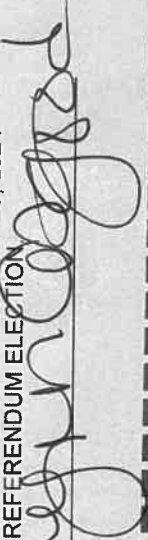
The exceptions to continuous inclusion of a stream in the Overlay are:

1. where a stream enters into a man-made roadside drainage system, it shall be excluded from the Overlay,

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TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



but shall resume its inclusion below the outfall from the drainage system; or 2. where a stream is contained in a culvert or similar structure for a length of 100 feet or more, it shall be excluded from the Overlay, but shall resume its inclusion below the outfall of the culvert. In both exceptions cited above, the Stream Protection Subdistrict shall break perpendicular to the stream channel at the point where it enters and exits the drainage system or culvert - AMENDED 05/09/1992, 11/02/2004, 11/04/2008	2352 YES ☐ 948 NO ☐	
ARTICLE SIXTY The Town hereby ordains to amend the Zoning Ordinance dated November 07, 2023, specifically amending: Article 3-- Establishment of Zoning Districts specifically section 3.9 Watershed Protection Overlay District. 3.9 Watershed Protection Overlay District 3.9.1 The Watershed Protection Overlay District consists of that area in which surface and subsurface waters ultimately flow or drain into the public water supply, including the area of the ponds. The boundaries of this district are delineated on a map entitled, "York Zoning Ordinance: Watershed Protection Overlay District," dated May 5-2804 November 20, 2023 (11/20/2023), - AMENDED 11/02/2004 3.9.2 Due to the scale of the map there may be small inaccuracies in the delineation of the watershed boundary. Where there is some dispute as to where the watershed boundary lies on a particular property, the Water District and the landowner shall conduct an on-site investigation to determine where the drainage divide lies. If the Water District and the landowner cannot agree on the location of the drainage divide based on the on-site investigation, the burden of proof shall lie with the landowner to provide the York Planning Office with information from a registered land surveyor showing where the drainage divide lies.	2497 YES ☐ 846 NO ☐	
The Town hereby ordains to amend the Zoning Ordinance dated November 7, 2023, specifically amending: Article 10-F Workforce Affordable Housing Overlay District. 10-F.1 Workforce Affordable Housing Overlay District The provisions of this Article pertain to the Workforce Affordable Housing Overlay District as described in section 3.16. <i>The purpose of this Article is to support workforce affordable housing within the Town's Municipal Growth Area and comply with MRSA 50-A §4304.</i> 10-F.3.3 Floor Area Each dwelling unit in Workforce Affordable Housing shall have no less than 599 190 square feet and no more than 1,500 square feet of living space. Where this standard conflicts with §5.3, the less restrictive standard shall apply. 10-F.4.6 Parking Standards There shall be a minimum of 2 off-street parking spaces for every 3 dwelling units of workforce affordable housing. This section shall supersede parking requirements imposed elsewhere in this Ordinance. 10-F.4.7 Adequate Conditioned Space Each dwelling unit in Workforce Affordable Housing shall provide adequate heating and cooling facilities to maintain a habitable space.	2422 YES ☐ 990 NO ☐	
10-F.8 Conflicting Provisions <i>If any part, section, or clause of these provisions are found to be inconsistent with MRSA 30-A §4364 it shall have no effect on the legality of the remaining.</i>		
The Town hereby ordains to amend the Zoning Ordinance dated November 7, 2023, specifically amending Article 7 Special Provisions section 7.17 Accessory Dwelling Units. 7.17.1 Accessory Dwelling Units 7.17.1 Purpose Statement for Accessory Dwelling Units: This ordinance is intended to increase the variety of housing opportunities for York's diverse population, provide additional affordable housing, while affording allowing long-term residents tax relief potential through rental opportunities. 7.17.2 Performance Standards: A. An accessory dwelling unit (ADU) is a small apartment which is part of an existing single-family owner-occupied home dwelling, in the same building as the principal dwelling unit or in a building accessory to the principal dwelling unit, and which is clearly secondary to the single-family home dwelling. The ADU shall have living, sleeping, sanitary and kitchen facilities for the exclusive use of the unit occupants. The ADU may be rented so that the owner-occupant may benefit from the additional income. The owner may also elect to occupy the accessory dwelling unit and rent the principal dwelling unit. B. Owner-occupied means that either the principal single-family dwelling unit or the accessory dwelling unit is occupied by a person who has a legal or equitable ownership interest in the property and bears all or part of the economic risk of decline in value of the property and who receives all or part of the remuneration, if any, derived from the lease or rental of the dwelling unit. C. An accessory dwelling unit may be permitted as an accessory use to a single-family home dwelling under the following conditions: 1. Only one ADU is permitted per lot. The ADU shall be located in the same building as the principal dwelling unit or in a building accessory to the principal dwelling unit and shall be exempt from base zone density requirements for dwelling units and the minimum floor area requirements as specified in section 5.3 of this ordinance. Any structure containing an ADU must meet the minimum yard and setback requirements for the principal structure, and must meet all relevant sections of the state and local Plumbing Codes. The ADU permit process shall be applicable to all zones town wide, regardless of underlying base zone use requirements. All other Town of York Zoning requirements shall be met unless otherwise specified in section 7.17 of the Zoning Ordinance. Within the Sherland Overlay District and Watershed Protection Overlay District, each ADU shall be considered an additional residential unit, and no permit shall be issued for a new ADU which would exceed the residential density standards of these overlay districts. 2. A building permit is required for the proposed creation of a new ADU and must be issued by the CEO. Planning Board approval is not required for an ADU. An occupancy permit must be issued by the CEO prior to occupancy of an ADU created or modified pursuant to this section.		
CONTINUE VOTING ON CARD 8		

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TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT Card 8 of 11
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

John O'Leary
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ●

3. This ADU ordinance is intended to create year around round housing. Therefore, a short-term residential rental is prohibited within the ADU may, principal dwelling unit or anywhere on a lot where an ADU is constructed, not be utilized for short-term (less than 12 months) or seasonal rental.

4. The property owner of the lot must occupy either the principal dwelling unit or the ADU as his/her their principal residence during a portion of each calendar year, and at no time receive rent for the owner-occupied unit. Principal residence must be proven by voter registration or other evidence acceptable to the CEO, such as but not limited to car registration, utility bills and the like.

5. The total gross floor area of the ADU unit shall not exceed 50% of the total gross floor area of the principal residence or 750 850 square feet, whichever is more restrictive. Calculation of total gross floor area for an ADU shall not include: garage areas or unfinished attic space. Unfinished finished walls or finished flooring. Total floor area of an ADU shall be measured from the interior faces of the inside walls. The minimum gross floor area for an ADU shall not be less than 190 square feet.

6. A home occupation or home business may be conducted, subject to existing regulations, as an accessory use to either the ADU or the principal dwelling unit, but not both.

7. Any apartments existing on November 3, 2004; which lack specific zoning authorization shall not be considered lawful non-conforming uses, unless the property owner applies for a building permit for the ADU and brings the unit up to the health and safety provisions of the minimum housing code standards. A grace period of one year from the adoption of this article will be allowed for homeowners to modify such unlawful non-conforming units. Due to the fact that many older homes were built before any codes were established, minor dimensional variances may be granted by the Board of Appeals as allowed under the Town of York Zoning Ordinance within applicable health and safety requirements. On November 3, 2005, all owners of unlawful non-conforming units who have not brought them up to the health and safety standards of the minimum housing code will be in violation of this ordinance and subject to fines per Section 14B-4 of the Town of York Building Code Reserved.

8. When any property containing an ADU is sold or transferred, the new owner must continue to meet the requirements of this Section in order to continue the use of the ADU. Should the new owner not meet the requirements of this Section, the use of the unit must be discontinued to the satisfaction of the CEO. However, any lease in effect at the time of transfer may be continued until it expires or up to one year from the date of the transfer, whichever is shorter. If the ADU is abandoned at any future date, the added bedrooms shall be subject to the Residential Impact Fee Ordinance as if newly constructed.

9. To ensure continued compliance by current and subsequent owners, the applicant shall provide and record in the York County Registry of Deeds a covenant in a form acceptable to the Town attorney that the existence of the ADU is predicated upon the occupancy of either the ADU or the principal dwelling by a person who owns the property. Furthermore, the covenant must specify the ADU and principal dwelling shall not be utilized as a short-term residential rental or for transient occupancy as defined in this ordinance. It is also required that any owner of the property must notify a prospective buyer of the limitations of this section. Violations of the terms of this covenant shall result in the fees of the ADU permit be considered a violation of this section and subject to enforcement provisions specified in Article 19- Enforcement and Violations. Conformance to the conditions of the ADU permit and covenant shall be certified yearly by the owner subject to inspection by the Code Enforcement Officer. Inspection shall be allowed by the owner after 48 hours notice by certified mail from town authorities such as the CEO office. This certification process shall be subject to an appropriate fee as decided by the Board of Selectmen.

10. ADUs of either studio or one bedroom configuration shall not be subject to the requirements of the Growth Management Ordinance. Two bedroom ADU permits shall be limited to ten (10) a year on a "first come first serve" basis. Reserved

11. This provision shall not prohibit the conversion of a single family dwelling to a two-family or multifamily dwelling so long as said conversion complies with all current zoning requirements. However, if such conversion is approved, any ADU previously allowed under this section must be incorporated into and meet all the requirements for one of the units of the two-family or multifamily dwelling. A Two-family or multifamily dwellings shall not include ADUs as defined in this section.

12. Design Criteria:

a. An ADU shall be designed to maintain the architectural design, style, appearance, and character of the main building as a single-family residence. If an ADU extends beyond the existing footprint of the main building, such an addition must be consistent with the existing facade, roof pitch, siding, and windows. In the interest of energy efficiency and conservation, active and passive solar features are exempted from this requirement.

b. Exterior stairs are restricted to the rear or sides of the structure wherever practicable.

c. Wherever practicable, no more than one curb cut per lot shall be permitted, unless the lot has multiple curb cuts at the time of the application being filed.

d. A detached accessory structure housing an ADU must be designed and constructed in the style of a barn, garage, carriage house, or similar structure customarily located on the same lot with a single family residence.

13. For residences with an ADU not on Town water, a test of the

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residential well water shall be performed annually with the results reported to the Code Enforcement Office as part of the annual owner certification process prior to the issuance of an occupancy permit for the ADU.

14. One off-street parking space must be provided for each vehicle registered to occupy the ADU in one-bedroom units and two for two-bedroom units, in addition to the off-street parking required for the principal dwelling unit. In general, new parking must comply with current parking standards. An accessory dwelling unit is not subject to additional motor vehicle parking requirements beyond the parking requirements of the single-family dwelling unit on the lot where the accessory dwelling unit is located.

15. An occupancy permit must be issued by the CEO prior to occupancy of an ADU created or modified pursuant to this section. Reserved

16. The CEO shall prepare an annual report to the Board of Selectmen Selectboard and Planning Board on ADUs which will include: (a) the number of units established; (b) the geographic distribution of the units; and (c) the average size of the units and other pertinent information as may be requested by the Board of Selectmen Selectboard

17. Reserved. -AMENDED 11/05/2019

18. A detached accessory structure containing an ADU shall be located no further than 150 feet from the nearest point of the principal structure.

19. Non-conformities shall not be created or increased in the creation of an accessory dwelling unit.

20. The maximum density for any lot which is not serviced by public sewer shall not exceed the standards of the State Minimum Lot Size Law (Title 12 M.R.S.A. §4807 et seq.).

D. If any part, section or clause is found to be unlawful these shall have no effect on the legality of the remaining. - AMENDED 05/18/2013

2316 YES ☐
1099 NO ☐

ARTICLE SIXTY-THREE

The Town hereby ordains to amend the Zoning Ordinance dated November 7, 2023, regarding the permitting of Short-Term Residential Rentals used for transient occupancy specifically Article 4 and Article 8 and Article 18.

A. Residential Use Category, With Permit/Approval Jurisdiction. The following is a list of all the principal uses within the Residential Use Category. In the zone-by-zone listing of permitted principal uses in the Residential Use Category, any use listed for that zone shall be an allowed use, and uses from this list which are not listed shall be expressly prohibited. Where a permit or approval is required for establishment or modification of the use, the proper authority is identified below, after the use. Where uses are referenced in overlay districts, permit or approval authority for the use shall be the same as in the base zones unless otherwise specified.

- Dwelling, Single-Family – CEO
- Dwelling, Two-Family – CEO
- Dwelling, Multi-Family – Planning Board
- Short-Term Residential Rental – CEO
- Bed & Breakfast – Board of Appeals, by Special Exception per §18.8.2.2
- Boarding House – Board of Appeals, by Special Exception per §18.8.2.2
- Elderly Housing – Planning Board
- Elderly Congregate Housing – Planning Board

Amendment: In Article 4, Use Regulations, amend section 4.1.1- Residential Districts by permitting Short-Term Residential Rentals within every Residential District by adding the following:

Residential Use Category (RES 1-A & RES 1-B)

• Short-Term Residential Rental

Residential Use Category (RES-2)

• Short-Term Residential Rental

Residential Use Category (RES-3)

• Short-Term Residential Rental

Residential Use Category (RES-4)

- Short-Term Residential Rental Residential Use Category (RES-5)
- Short-Term Residential Rental Residential Use Category (RES-6)
- Short-Term Residential Rental Residential Use Category (RES-7)
- Short-Term Residential Rental

Amendment: In Article 4, Use Regulations, amend section 4.1.2- Business, Village and General District by permitting Short-Term Residential Rentals within the residential use category of each district by adding the following:

Residential Use Category (BUS-1)

• Short-Term Residential Rental

Residential Use Category (BUS-2)

• Short-Term Residential Rental

Residential Use Category (YBVC)

• Short-Term Residential Rental

Residential Use Category (YVC-1 & YVC-2)

• Short-Term Residential Rental

Residential Use Category (GEN-1)

• Short-Term Residential Rental

Residential Use Category (GEN-2)

• Short-Term Residential Rental

Residential Use Category (GEN-3)

• Short-Term Residential Rental

Amendment: In Article 4, Use Regulations, amend section-

4.1.4- Route One Districts by permitting Short-Term

Residential Rentals within the residential use category of each

Route One district by adding the following:

Residential Use Category (RT 1-1)

• Short-Term Residential Rental

Residential Use Category (RT 1-2)

• Short-Term Residential Rental

Residential Use Category (RT 1-3)

• Short-Term Residential Rental

Residential Use Category (RT 1-4)

• Short-Term Residential Rental

Residential Use Category (RT 1-5)

• Short-Term Residential Rental

Residential Use Category (RT 1-6)

• Short-Term Residential Rental

Amendment: In Article 8, Shoreland Overlay District, amend section 8.2.1.A, and 8.2.1 B by permitting Short-Term Residential Rentals within the residential use category of the Mixed Use and Limited Residential Sub districts.

Residential Use Category (Mixed Use Shoreland) – Shoreland permits/approvals are required. Jurisdiction to issue Shoreland permits/approvals is established by use as specified in §4.1.A, except where indicated below.

• Short-Term Residential Rental

Residential Use Category (Limited Res. Shoreland) – Shoreland permits/approvals are required. Jurisdiction to issue Shoreland permits/approvals is established by use as specified in §4.1.A, except where indicated below.

• Short-Term Residential Rental

Amendment: In Article 18, Administration, add a new section that indicates the Short-Term Residential Rental Ordinance and the Code Enforcement Officers review authority.

18.14 Short-Term Residential Rentals

In conjunction with the Town of York's Zoning Ordinance, the standards and process for permitting Short-Term Residential Rentals are included in a Short-Term Residential Rental Ordinance that is administered by the Code Enforcement Officer.

1873 YES ☐
1591 NO ☐

CONTINUE VOTING ON CARD 9

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024 TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

Card 9 of 11

John O'Connell
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this:

ARTICLE SIXTY-FOUR

The Town hereby ordains amendment to establish a Short-Term Residential Rental Ordinance.

Section 1: Purpose and Intent

The purpose of this ordinance is to require the disclosure and permitting of short-term residential rental businesses operated within the Town of York. Furthermore, this ordinance is intended to ensure that residential neighborhoods are not unduly impacted by the operation of short-term residential rentals, to ensure the health, safety, and wellbeing of York's residents and visitors, and to evaluate impacts on housing within Town. This will be accomplished by a permitting program that enables the Town to monitor and track the number of short-term residential rentals within its borders and includes standards intended to protect property owners, renters, and neighbors. It is the responsibility of property owners of a short-term residential rental to comply with these standards and support the goal of retaining the character of the neighborhoods in which these business uses occur.

Section 1.2: Applicability

This Ordinance shall apply to all of the land area within the Town of York, including land in the former York Harbor Village Corporation area and land in the former York Beach Village Corporation.

This ordinance shall apply to all residential properties defined as a short-term residential rental by the Town of York Zoning Ordinance.

Section 1.3: Authority

The Selectboard, Code Enforcement Officer, Town Clerk, and their respective designees are hereby authorized to administer this ordinance according to the terms contained herein.

Section 2: Definitions.

Unless otherwise specified in this ordinance all definitions shall match definitions found within the definitions section of the Town of York's Zoning Ordinance. For example, the definition of "dwelling unit" and "transient occupancy" shall be synonymous with the definitions contained in the York Zoning Ordinance.

Advertising: Any form of communication for marketing that is used to encourage, persuade or manipulate viewers, readers or listeners into contracting for goods and/or services as may be viewed through various media, including, but not limited to, newspapers, magazines, flyers, handbills, television commercials, radio, signage, direct mail, email, websites or text messages.

Owner: An individual person or persons or an entity that is the owner of record of real property as documented by deed or other document evidencing ownership recorded at the York County Registry of Deeds.

Short-Term Residential Rental: A dwelling unit or a portion thereof, other than a hotel/motel, B&B, Inn, Boarding House, Tourist Home, Accessory Dwelling Unit etc., that is rented by the owner or the owner's agent for transient occupancy.

Short-Term Residential Rental Guest: Any person who rents, licenses, occupies or has the right to occupy a short-term residential rental for transient occupancy.

Tier 1 Short-Term Residential Rental Permit – A permit for a Short-Term Residential Rental which occurs on an owner-occupied property.

Tier 2 Short-Term Residential Rental Permit – A permit for a Short-Term Residential Rental which does not occur on an owner-occupied property.

Section 3: Categories of short-term residential rentals.

A. **Owner Occupied.** The property owner resides on the property, rents a portion of the property, and is on premises during the rental period.

B. **Non-Owner Occupied.** The property owner does not reside on the property and/or is not on the premises where the Short-Term Residential Rental Guest is staying during the rental period.

Exception: A property owner who rents their primary residence for a total of 30 calendar days or less during a calendar year and who does not reside in the dwelling where the Short-Term Residential Rental Guest is staying during that rental period, may obtain a Tier 1 permit in lieu of a Tier 2 permit as specified below. This shall be detailed and filed with the application permit for this exception to be permitted.

Section 4: Permit Requirements.

A. **Permit required.** A short-term residential rental shall not be advertised, rented, or operated without first obtaining a short-term residential rental permit and assigned an associated permit number as prescribed below. A short-term residential rental permit shall be valid for three (3) calendar years. Owner or non-owner occupied short-term residential rental permits and the use as defined and permitted in the Zoning Ordinance shall expire three (3) years from the permit issuance date. The property and dwelling shall remain in compliance with the short-term residential rental permit for the entire period the permit was issued.

B. The following short-term residential rental category types are required to be specified on a short-term residential rental permit application prior to approval. Short-term residential rentals are placed into two categories, either a Tier 1 or Tier 2 permit based on the following.

1. **Owner Occupied.** The property owner of a short-term residential rental, or their designee, shall obtain a Tier 1 short-term residential rental permit from the Town Clerk.

2. **Non-Owner Occupied.** The property owner of a short-term residential rental, or their designee, shall obtain a Tier 2 permit from the Town Clerk pursuant to this ordinance. This permit shall be required for each dwelling to be utilized as a Non-Owner Occupied short-term residential rental.

C. **Short-term residential rental Permit Renewal.** Short-term residential rental permit holders may renew their permit by submitting a short-term residential rental permit renewal application with the Town Clerk within 90 days prior to permit expiration. If a renewal application is not submitted within that deadline, then an applicant will have to file a new

TURN BALLOT OVER TO CONTINUE VOTING

ATTEST:

short-term residential rental permit application and pay the fee for a new application.

- D. Transferability. Short-term residential rental permits shall be transferable to a new owner. Within 90 calendar days, any change of ownership shall require an amendment to the Short-Term rental permit to include all new information related to the new owner.

E. Permit Fees. The Selectboard shall establish fees for short-term residential rental applications, permits and permit renewals. Revenues from permit fees shall be placed in an account for use by the Code Enforcement Department to ensure compliance with this ordinance and code enforcement work.

F. Short-term residential rental permits are prohibited on lots where an existing Town ordinance or code violation exists. The Code Enforcement Officer or their designee shall ensure compliance with this section.

Section E: Review Procedure.

A. Permit application submission; completeness. Short-term residential rental permit applications shall be provided by and submitted to the Town Clerk with the associated application fee by the applicant. The Town Clerk shall offer and accept a digital application for a Short-Term Residential Rental permit. For the purposes of processing a short-term residential rental application the applicant shall be the owner of the short-term residential rental. Applications for a short-term residential rental permit may be submitted within 90 days prior to expiration of an existing permit. The Town Clerk, or the Town Clerk's designee, shall review all applications for completeness, accuracy and in the order they were received.

B. Review by Code Enforcement Officer. The Code Enforcement Officer or their designee shall review all submitted applications. The short-term residential rental permit application shall include written approval from the Code Enforcement Officer, or their designee, that demonstrates compliance with this and other applicable Town Ordinances prior to issuance. The Code Enforcement Officer may approve a permit application, for the expressed purpose of provisional permit issuance, during the transitional period without full demonstration of compliance with this and other applicable Town Ordinances.

C. Certification/Inspection.

1. When a short-term residential rental application is submitted, the short-term residential rental applicant shall certify on the application that the proposed short-term residential rental complies with the standards in this ordinance, any applicable Building or Fire Code requirements, and any other applicable Town Ordinances. For the purposes of this ordinance a conversion from a single-family dwelling to a Short-Term Residential Rental does not constitute a change of use for any applicable building code.

2. Except during the transitional period identified in Section D below, each short-term residential rental shall be inspected prior to permit issuance and renewal. Inspections shall be conducted by a Code Enforcement Officer or their designee and the Town Fire Chiefs' designee. Inspections will be valid for three years from the date of initial inspection and approval.

D. Transitional provisions.

- a. During the first year immediately following the adoption of this ordinance this ordinance was enacted all submitted applications shall be divided into three groups of approximately equal size by lottery.

- i. Group 1 shall be inspected during Calendar year 2025, and after passing inspection shall be issued a permit expiring three years following issuance of a standard permit.

ii. Group 2 shall be inspected during Calendar year 2026, and after passing inspection shall be issued a permit expiring three years following issuance of a standard permit.

iii. Group 3 shall be inspected during Calendar year 2027, and after passing inspection shall be issued a permit expiring three years following issuance of a standard permit.

- b. A provisional permit shall be issued for all properties that submit complete applications prior to December 31, 2024, and are determined by the Code Enforcement Officer to meet all standards contained in this ordinance excepting the inspection requirements above. Provisional permits shall convert to a standard permit once the initial inspection is passed and demonstrates compliance with this and other applicable Town Ordinances prior to issuance. Provisional permits shall expire one year from the date of initial inspection or December 31, 2027, whichever occurs first.
- c. In all subsequent years all permits shall be issued for a period of three years.

E. Permit issuance. If the Town Clerk, or their designee, after written approval from the Code Enforcement Officer or their designee, determines that the proposed short-term residential rental application is complete and complies with the short-term residential rental standards, the Town Clerk shall issue a short-term residential rental permit in accordance with this ordinance.

Section F: Permit Submission Requirements.

The short-term residential rental permit application shall include the following information:

A. Location. The street address and tax map/lot number of the short-term residential rental dwelling/property.

B. Contact person/owner responsibility. The name of the owner of the short-term residential rental dwelling/property and contact information, including address and telephone number, if someone other than the owner is acting as the local contact person, contact information for that person shall also be provided. Regardless of who enters the short-term residential rental agreement, or who may be designated as the owner's contact person, the property owner shall be responsible for compliance with all ordinances that may pertain to short-term residential rentals.

C. All information needed to demonstrate compliance with the requirements listed in Section 7 below.

Section 7: General Requirements.

The following standards shall apply to all categories of short-term residential rentals.

A. Advertising. Other than during the transitional period, it shall be unlawful to advertise occupancy or use of a short-term residential rental that has not been permitted. Permitted short-term residential rentals in good standing may advertise beyond the expiration date of the permit.

B. Notice. The short-term residential rental permit holder must post within the short-term residential rental a notice that identifies the short-term residential rental permit number, and the name, phone number(s), and email address of the owner of the short-term residential rental, or the owner's local contact person. Such notice shall be posted in plain sight in the interior of the short-term residential rental. The short-term residential rental permit holder shall also post the approved permit provided by the Town.

C. Emergency Contact. The owner must identify a representative for emergency contact purposes, who may be the owner. The

CONTINUE VOTING ON CARD 10

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024
TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT Card 10 of 11
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

John O'Connell
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ●

emergency contact person must be able to respond within 60 minutes (24 hours per day) to address any emergency issues affecting the safety or operation of the short-term residential rental or any conduct of guests in violation of this ordinance, and must be able to take such remedial action on behalf of the owner, or as otherwise allowed by law, to resolve such emergency issues.

D. Insurance. At the time of permit issuance, the owner of the short-term residential rental must provide a certificate of insurance that expressly acknowledges the dwelling may be used for a short-term residential rental business activity and evidencing general liability insurance appropriate to cover the short-term residential rental use in the aggregate of not less than \$1 million, or proof that the owner conducts short-term residential rental transactions through a hosting platform that provides equal or greater coverage. The owner must maintain such insurance coverage while renting the short-term residential rental to short-term residential rental guests.

E. Life Safety. All short-term residential rentals shall comply with any applicable state and municipal fire safety requirements for a short-term residential rental use, and be certified by the owner of the short-term residential rental that they comply with the following minimum requirements:

1. Are properly identified with their legal street number and in accordance with the town's street number requirements.
2. Shall have at least one appropriately sized portable type A/B/C fire extinguisher mounted in a prominent location within the short-term residential rental.
3. Smoke alarms in operating order shall be installed in the following locations:
 - a. In each bedroom.
 - b. Outside each separate sleeping area in the immediate vicinity of the bedrooms.
 - c. On each additional story of the dwelling, including basements and habitable attics.
4. Carbon monoxide alarms. If a short-term residential rental has an attached garage or a fuel-fired appliance, a carbon monoxide alarm in operating order shall be installed outside each bedroom in the immediate vicinity of the bedrooms.
5. Evacuation plans. All property owners are required to create an evacuation plan and post in a visible location in the short-term residential rental property in case of emergency.
6. Egress. To the greatest extent possible, as determined by the CEO and the Fire Department, the structure shall conform to minimum egress requirements, specifically Section R310, Emergency Escape and Rescue Openings, and R311, Means of Egress, under the version of the International Residential Code (IRC) that is current at the time of application. If determined by the CEO and the Fire Department that proper egress is not possible and constitutes a risk to life and safety, the portion of the property

designated as a risk to Life and Safety shall not be rented as a Short-Term Residential Rental. This information shall be present on the permit.

F. Sanitary waste disposal. The applicant shall submit information demonstrating that adequate sanitary waste disposal is available in compliance with the Town's Supplemental Plumbing Ordinance and State of Maine Subsurface Wastewater Disposal Rules or that the property is served by public sewer and ensure proper approvals have been obtained from the sewer district providing public sewer service if any are required. Information shall include the total number of bedrooms included in the short-term residential rental and on the property, any additional sleeping space, and the total number of short-term residential rental guests that the property accommodates. The total number of short-term residential rental guests used to determine adequacy of sanitary waste disposal shall not be more than the total number of short-term residential rental guests that the property is advertised to accommodate and as specified in §7-H below.

G. Parking. Off-street parking shall be provided for short-term residential rental guests and property owner vehicles per the Town's Zoning Ordinance. The applicant shall include a sketch that depicts designating parking spaces that will be provided for guests where the short-term residential rental is located. The number of guest vehicles allowed at the short-term residential rental shall be limited to the number of on-site parking spaces designated by the applicant and per §7-H below. Garage parking spaces not allowed for tenant use shall not be used to meet the short-term residential rental parking requirement. A short-term residential rental owner may provide off-street parking on a different off-site lot that is not located where the short-term residential rental is taking place as long as the applicant provides a sketch showing adequate parking on the proposed off-site lot, that the off-site lot where parking is proposed is compliant with current Town ordinances and does not create an Town ordinance violation, and there is a signed agreement with the property owner of the off-site lot to provide designated parking spots if the owner of the off-site lot is not the short-term residential rental applicant.

H. Occupancy Limits. Maximum short-term residential rental guest occupancy limits are as follows:

1. There shall be no more than two (2) short-term residential rental guests per bedroom, plus two additional guests total for the entire dwelling unit for overnight accommodation. By way of example, the maximum guest capacity for a three-bedroom dwelling short-term residential rental is eight guests (i.e., three bedrooms multiplied by two guests, plus an additional two guests, for a total of eight). For the purpose of this section a bedroom shall be defined per the Town's Supplemental Plumbing Ordinance.
2. Short-term residential rental guests that are children under the age of sixteen (16) are exempt from the maximum guest overnight

TURN BALLOT OVER TO CONTINUE VOTING

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ATTEST:

3. accommodation standard listed above.
A short-term residential rental or lot where the stall not be utilized for large events. A large event is defined as any gathering whereby the total amount of adults on the lot is more than double the maximum overnight occupancy limits prescribed above.

Trash and Recycling. The property owner of a short-term residential rental is responsible for ensuring that there are sufficient trash and recycling receptacles available on the property and are stored out of public view. All storage and disposal of trash and recycling must comply with Town of York recycling and solid waste ordinances.

J. Noise. The owner and guests must adhere to the standards of the York Noise Ordinance.

K. Open Fires.

- a. Open Fires using solid fuels (including but not limited to wood, charcoal, pellets, and similar fuels) shall be prohibited :
- i. within 50 feet of any property line, and;
- ii. on any lots less than one (1) acre in size.
- b. Outdoor fires shall be prohibited between the hours of 10PM and 8AM.
- c. All outdoor fires must conform to all relevant local, state, and federal regulations.
- d. The residential use of outdoor grills for cooking purposes is allowed if the fire does not exceed three (3) feet in diameter in a fireplace or grill at the base of the fire and does not exceed three (3) feet in height.

Section 8: Complaints, Suspension, and Revocation of permit.

Permits, including provisional permits, for short-term residential rentals may be conditioned, suspended, or revoked per the following process:

- A. Complaints concerning short-term residential rentals. The Code Enforcement Officer shall establish and maintain a log of all complaints for each short-term residential rental received and substantiated by the Town. All complaints regarding short-term residential rentals shall be brought to the attention of the Code Enforcement Officer through the completion and submission of a Citizen Complaint Form. The Code Enforcement Officer shall seek the correction of all substantiated complaints by the short-term residential rental permit holder through voluntary compliance.
- B. Suspension or revocation of permit. When, in the judgement of the Code Enforcement Officer, the nature and/or number of substantiated complaints warrants further review of the short-term residential rental permit, the Code Enforcement Officer shall provide a report of the identified violations of any Town of York Ordinance to the Selectboard for its consideration. The Selectboard may condition, suspend, or revoke a short-term residential rental permit, following a public hearing, on the basis of the owner's noncompliance with this ordinance, any applicable law, ordinance, or regulation, or short-term rental permit certification, condition, or criteria.
- C. Appeal. Any person aggrieved by the decision of the Selectboard to suspend or revoke a short-term residential rental permit may appeal the decision of the Selectboard to Superior Court, pursuant to Maine Rule of Civil Procedure 80B, within 30 days of the Selectboard's decision.

Section 9: Violation and penalties; enforcement.

- A. In the event the owner or owner's short-term residential rental guests violate this ordinance or the terms and conditions of the permit, the Town, in addition to the suspension or revocation the then-current permit pursuant to § 8 above, may also prohibit the owner from obtaining a short-term residential permit for the dwelling unit for 12 months following the suspension or revocation. After a suspension or revocation and any imposed prohibition period the owner may submit a new short-term residential

rental permit application per the procedures outlined in this Ordinance.

- B. Violations may also be subject to fines and penalties as set forth by the penalty schedule as established by the Selectboard.

C. Failure or Refusal to Obtain Short Term Residential Rental permit. Enforcement. Effective December 31, 2024, failure or refusal to obtain a short-term residential rental permit prior to operating and/or advertising a short-term residential rental as required by this Ordinance shall be considered a violation of this ordinance and may be subject to fines and penalties as set forth by the penalty schedule as established by the Selectboard. Each day that a violation continues shall constitute a separate violation. Fines may be recovered upon complaint to Maine District Court or Superior Court, for use of the Town.

- D. Any such fines or penalties may be in addition to any suspension or revocation imposed in accordance with the provisions of this Ordinance. The Town may institute or cause to be instituted any and all actions, legal or equitable, that may be appropriate or necessary for the enforcement of the provisions of this Ordinance. In any court action, the Town may seek injunctive relief in addition to or instead of fines/penalties. The Town shall be entitled to recover its costs of enforcement, including its reasonable attorneys' fees.

Section 10: Severability and Conflict with Other Ordinances.

Should any Section, or part thereof, of this Ordinance be held by the courts to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

In the event of a conflict between the provisions of this Ordinance and any applicable State or local law, ordinance, or regulation, the more restrictive provision shall apply. The issuance of a permit pursuant to this Ordinance shall not relieve the owner of the obligation to comply with all provisions of any other municipal ordinances or any other applicable laws or regulations pertaining to the use and occupancy of the property on which it is located.

This Ordinance shall take effect on December 31, 2024, to allow owners of short-term residential rentals time to prepare for ordinance requirements.

SUNSET CLAUSE: This ordinance shall remain valid until December 31, 2027. After this date this ordinance shall be repealed. It is expected that all applicable sections of this ordinance will be continued, with or without modification. This Sunset Clause is provided to allow evaluation of this ordinance and sections of the zoning ordinance that included short-term residential rental language, the ordinance's effectiveness, and to adjust if needed without causing adverse impacts.

1788 YES ☐
2029 NO ☐

ARTICLE SIXTY-FIVE

The Town hereby ordains to enact an ordinance entitled Floodplain Management Ordinance by repealing and replacing the current Floodplain Management Ordinance.

2598 YES ☐
840 NO ☐

ARTICLE SIXTY-SIX

The Town hereby ordains to establish an Ordinance to Regulate Sale and Distribution of Single-Use Plastic Food Ware.

CONTINUE VOTING ON CARD 11

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESULTS OF THE MAY 20, 2024
TOWN OF YORK BUDGET AND SPECIAL GENERAL REFERENDUM ELECTION

ATTEST:



SPECIMEN BALLOT Card 11 of 11
BUDGET REFERENDUM and
SPECIAL GENERAL REFERENDUM
YORK, MAINE
MAY 18, 2024

Yvonne O'Neil
TOWN CLERK

INSTRUCTIONS FOR VOTERS

A. To vote, completely fill in the OVAL to the RIGHT of your choice(s), like this: ☐

SECTION 1. PURPOSE AND INTENT

This ordinance aims to reduce the procurement, sale, and distribution of single-use plastics in the Town of York.

The production, consumption and end of life management of disposable foodware have significant environmental impacts including substantial greenhouse gas emissions, litter, marine pollution, environmental contamination, harm to wildlife, the depletion of precious natural resources, decrease of biodiversity, and the generation of hard-to-manage waste.

1. Due to inefficiencies in the recycling system and material composition, many plastics are unable to be properly recycled, leaving them to harm our recycling systems, inundate landfills, and litter our streets. Plastic is not biodegradable and will eventually break down into microplastics that turn up in our food, air, water, and within living organisms themselves. Exposure to microplastics can lead to severe health consequences, such as neurotoxicity, increased cancer risk, and immune deficiencies.^{1, 2}

2. York has demonstrated a commitment to environmental leadership and has been a model for other towns, cities, and the State of Maine. The Town of York restricted the distribution of single-use carry out bags in 2015 and Polystyrene Foam Food Containers in 2019. The State of Maine followed with statutes aim to reduce both bags and polystyrene.

3. This Ordinance is in line with York's Comprehensive Plan, covering four goals:

- Goal 5: Safeguard agricultural and forest resources from development that threatens those resources,
- Goal 12: Manage impacts of tourism and ensure benefits to residents,
- Goal 14: Strengthen, expand, and support community-oriented business opportunities, and
- Goal 17: Implement policies to reduce greenhouse gas (GHG) emissions according to the Town's commitments; and directly aligns with York's Climate Action Plan Goal 6.1 Reduce municipal solid waste (MSW): to pass ordinance to limit use of single-use water bottles, take-out containers and other plastics that are not biodegradable; and will help to reduce greenhouse gas emissions, in alignment with the Town's Global Covenant of Mayors commitment to become net-zero by the year 2050.

SECTION 2. AUTHORITY

This ordinance is adopted pursuant to the Town's home rule authority granted under Article VIII-A of the Maine Constitution, and Title 30-MRSA 3001.

SECTION 3. DEFINITION

Foodware means plastic straws, stir sticks, and single-use plastic utensils

Single-Use Plastic means items that are designed to be used once and then disposed of but may include other plastics or coated materials that are readily discarded and unable to sustain long-term or multiple uses.

Reusable Foodware means cups, cutlery, straws and other items that are designed for prolonged use, including, but not limited to, ceramic, glass, porcelain, and metal food and beverage ware.

Third-Party Certification means an endorsement that most reliably

describes whether a product is plastic-free, low in toxins, and capable of breaking down naturally in the environment. Acceptable third-party certifiers are Biodegradable Products Institute (BPI) or Compost Manufacturing Alliance (CMA).

Healthcare Facilities mean places that provide healthcare to the public. Healthcare Facilities includes hospitals, clinics, nursing homes, and in-patient care centers.

Compostable Foodware means foodware that is natural fiber-based and can completely break down into natural elements without leaving toxic residue in a relatively short period of time in a commercial compost facility. Materials may include paper, wood, sugar cane, or bamboo. This does not include compostable plastics, which release greenhouse gases and other toxins when degrading, unless certified by a third-party certifier.

Commercial Compost Facility means a large-scale composting facility designed to handle a high volume of organic waste, designed to break down biodegradable materials.

SECTION 4. STANDARDS

Each Food and Beverage Provider located in the Town of York, and any municipally sponsored event shall comply with this Ordinance.

B. The sale and distribution of single-use plastic foodware, such as plastic straws, stir sticks, single-use plastic utensils, shall be prohibited in stores, full or limited-service restaurants, coffee and tea shops, cafeterias, caterers, food delivery or services, or Town sponsored events located or operating within the Town of York.

C. Reusable food ware shall be used for dining-in where washing facilities exist, including restaurants and cafeterias.

D. Third party certified compostable foodware is allowed when reusables are not available or when they are impractical for take-out purposes.

E. If using compostable materials, every effort shall be made to collect and compost items that are deemed appropriate through a Town contracted commercial composting program, if available.

SECTIONS 5. EXCEPTIONS

A. Nothing in this Ordinance shall conflict or be construed to conflict with the Americans with Disabilities Act or any other applicable law concerning the rights of individuals with disabilities to include the restriction, or be construed restriction, the provision by Food Facilities of Disposable Non-Compostable straws to individuals who may request the use of Disposable Non-Compostable straws to accommodate medical needs or disabilities.

B. Health Care facilities are exempt but are encouraged to comply, to accommodate the care of patients whose treatments and procedures may require such materials under this ordinance.

C. Temporary exemptions due to an emergency are automatic without the submission of a request for an exemption. An emergency is defined as a sudden, unexpected occurrence posing a clear and imminent danger that requires immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services. Examples of an emergency include, but are not limited to natural disasters, emergencies due to the release of hazardous materials, emergencies associated with loss of power and/or water, or emergency medical response.

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SECTION 6. ADMINISTRATION AND ENFORCEMENT

A. It shall be the duty of the Code Enforcement Officer to enforce the provisions of this Ordinance.

B. Upon finding a violation, the CEO shall speak with or notify in writing the person/business responsible for the violation indicating the nature of the violation and order the action necessary to correct it. A summary of each warning and a copy of such written notices shall be maintained as a permanent record.

C. The Selectboard, upon notice from the Code Enforcement Officer, is hereby authorized to take actions to enforce this article:

D. If in violation of any of the requirements of this article after a written notice has been issued, the Selectboard may impose the following penalties payable by the Operator of the Shop:

1. A fine not exceeding one hundred dollars (\$100) for the first violation that occurs following written notice.
2. A fine not exceeding two hundred dollars (\$200) for the second violation that occurs following written notice.
3. A fine not exceeding five hundred dollars (\$500) for the third and any subsequent violation(s) that occurs following written notice.
4. All fines collected pursuant to this article shall be deposited into the general fund of the Town of York, to assist the department with its costs of implementing and enforcing the requirements of this article.

E. A fine may be imposed for each day a violation occurs as determined by the Selectboard.

F. Any Operator who receives a written notice or fine pursuant to this section may submit an administrative appeal. An administrative appeal or variance shall be filed within 30 days of action taken by the official charged with the administration of this Ordinance. Thirty (30) days is defined to mean the date the official written notification of decision is issued by the Code Enforcement Officer or the Board.

SECTION 7. APPEALS

Those in noncompliance have the right to appeal this notice of Violation and Order for Corrective Action and may appeal it in whole or in part. The right to appeal should be addressed to the York Board of Appeals. An appeal shall be filed within 30 days of the action taken by the Code Enforcement Officer.

Any decision, action, or inaction pertaining to this Ordinance may be appealed to the Board of Appeals. Any appeal must be filed within 30 days of the decision or action being appealed.

SECTION 8. EFFECTIVE DATE

This ordinance shall take effect one year following the date of adoption by the voters to allow establishments time to make necessary adjustments to bring operations in compliance with the law.

SECTION 9. SEVERABILITY

Should any portion of this Ordinance be held by the courts to be invalid, this shall not affect the validity of remaining portions of this Ordinance. Each provision, section, subsection, sentence, clause, phrase, and word not declared invalid or unconstitutional without regard to whether any portion of this Chapter or application thereof would be subsequently declared invalid or unconstitutional.

**SUNSET CLAUSE: This ordinance shall remain valid until December 31st, 2026. After this date this ordinance shall be repealed. It is expected that all applicable sections of this ordinance will be continued, with or without modification. This Sunset Clause is provided to allow evaluation of this ordinance, the ordinance's effectiveness, and to adjust if needed without causing adverse impacts.*

2192 YES ☐
1556 NO ☐