

**TOWN OF YARMOUTH  
COUNCIL WORKSHOP AGENDA**

Town Council Workshop, **TUESDAY July 9**, 2019 7:00 PM at the Log Cabin

**Public comment period.**

**Item No. 1:** To hear the reports of the Council Chair, committees, delegates, liaisons and the Town Manager.

**Item No. 2:** To consider a Resolution on the Main Street Overpass Bridge Celebration to be held August 11, 2019.

**Background:** The new Main Street Bridge is expected to open by Clam Festival. A Citizens Advisory Committee has organized a Bridge Celebration that's scheduled for August 11, from 4pm to 6pm. All members of the public are invited. The event is intended to thank everyone who was involved in the project, recognize the outstanding work of the Bridge Advisory Team, acknowledge the funding and coordination of MDOT, PACTS, GPCOG, Town officials, and other agencies and also pay tribute to Paul D. Haley, a member of the Reed & Reed construction team who died in a tragic accident that occurred during the construction.

**At This Workshop:** Councilors will determine whether to schedule a vote on this resolution for a future meeting.

**Item No. 3:** To consider adoption of the draft Pratt's Brook Park Management Plan.

**Background:** The Parks and Lands Committee presented a draft Pratt's Brook management plan to the Council for adoption in 2017. The Councilors have expressed concern about uses of the park - bikes, dogs, and pedestrians, and discussed amending that.

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 4:** To consider an amendment to Chapter 701 of the Yarmouth Town Code (Zoning Ordinance) regarding agricultural product storage buildings in the RR District.

**Background:** Councilors will consider amendments to Chapter 701 of the Town Code, concerning the Rural Residential (RR) zoning district to allow agricultural product storage as a special exception use. The amendment would not allow on-premise retail sales, or activity that would create traffic, parking, noise, odor or other nuisances. Any specific project plans would have to be submitted

for site plan review and require Planning Board approval. Agricultural products are defined as raw unprocessed crops, food, beverages and other commodities derived from agriculture. (They do not include marijuana). The Planning Board voted unanimously to recommend Town Council approve these amendments, finding that they are in conformance with the town's Comprehensive Plan. At a June Council workshop, councilors discussed and requested additional discussion.

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 5:**

To consider a contract zone agreement request from Ed Libby at 100 Bates Street (Map 44 Lot 108).

**Background:** Ed Libby is requesting consideration of a resubmitted application for a Contract Zone Agreement to allow the subdivision of his 17,252 sf (.4 acre) lot at the corner of Hillside and Bates Streets into 3 lots. The property is in the Medium-Density Residential Zone—or MDR— which requires 1 acre minimum lot size. Libby's proposal would divide the existing lot containing a single family house (which was previously a two-family house) into 3 lots. In July 2018, the Planning Board voted unanimously (6-0) to recommend Town Council approval of the Contract Zone. The Town Council denied the request in September. Mr. Libby amended his proposal to include plans to resolve drainage issues in the area, which had been a source of neighbors concern. Last month, the Planning Board voted 6-1 to recommend Town Council approve the amended proposal. This new proposal includes plans to design and construct a private storm water drainage system to alleviate drainage problems on adjacent properties, which some neighbors had voiced concern about at public hearings last summer. The Town engineer, has confirmed that the proposed system will alleviate the drainage problems.

**At this Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 6:**

To consider barging waiver request from the Town of Chebeague.

**Background:** The Town of Chebeague and Chebeague Transportation Company has requested that the Town waive some barging restrictions (which prohibit 10-wheel trucks from being barged) so that the Town of Chebeague can have trucks of sand barged out to the island for winter road treatment.

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 7:**

To consider acceptance of public roads in Village Run subdivision

**Background:** This is for scheduling purposes only. The developer of the Village Run subdivision off of Sligo Road is expected to present the final deeds, and complete all required work on the subdivision and turn Magnolia, Chestnut, and Dogwood streets over to the Town of Yarmouth as public ways. This is a standard procedure that requires certification from the Town Engineer/Public Works Director that all Planning Board requirements have been met, that construction work passes all inspection standards, and the deeds and easements are in proper form.

**At This Workshop:** Council will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 8:**

To consider appropriations or other actions regarding the emergency housing needs overflow in the City of Portland.

**Background:** Town Council will consider what action, if any, the Town would take in response to either the acute crisis in Portland around asylum seekers, or the more chronic ongoing crisis of housing and affordability issues in greater Portland, including the shortage of emergency and temporary shelters, or whether the Town could help steer private donations toward organizations and agencies that are already working on those issues. The Town is already sharing information links so that any person or business wishing to take private action may do so either directly or through a governmental agency or 501(C)(3).

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 9:**

To consider a preliminary endorsement of a municipal solar project as recommended by the Renewable Energy and Sustainability Advisory Committee (RESAC)

**Background:** At an operations committee in June, members of RESAC made a presentation to Councilors about the work the committee has done to explore the feasibility of a municipal solar farm.

**At This Workshop:** Councilors will determine whether they want to formally encourage RESAC to keep pursuing this initiative.

**Item No. 10:**

To consider a revision to a prior Council Order establishing the Renewable Energy and Sustainability Advisory Committee (RESAC).

**Background:** The original order establishing RESAC had a one-year sunset provision, which set the committee to expire after one year unless the Council extended its status. Informally, councilors agreed to restart the one-year clock in November 2018, when the committee appointments were made. So by November 2019, the Council will need to formally determine whether to extend the committee's existence.

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 11:**

To consider technical amendments to Chapters 320 and 330 of the Yarmouth Town Code (Stormwater Ordinances).

**Background:** The Town Engineer has proposed 2 amendments to the Town's stormwater ordinance, which says the urban area defined by the US Census. The Town is required by Maine DEP to amend its ordinance definitions for "urbanized" areas based on total population and population density. The current definition details the most-recent decennial census. The Maine DEP wants the Town to rely on any decennial census on or after the year 2000.

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 12:**

To consider an appropriation request from Sewer Reserves

**Background:** Appropriations are needed for ongoing sewer projects including moving the sewer main in North Road to the center, away from its current location in close proximity to other utilities. In the FY 20 budget, these project funds have been planned from the Capital Reserve Accounts and removed from the Operating budget.

**At This Workshop:** Councilors will determine whether to schedule a vote on this issue for a future meeting.

**Item No. 13:**

To consider or schedule other Council initiatives and requests as may be offered or introduced.

**Item No. 14:**

To hold an Executive Session, if needed, including consideration of the recommendations of the Appointments Committee.

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