

**TOWN COUNCIL WORKSHOP AGENDA BACKGROUND**  
**JUNE 3, 2021 7:00 PM**

**To join the meeting from your computer:**

<https://www.gotomeet.me/YarmouthTownMeetingRoom/tcws060321>

**To dial in by phone. +1 (646) 749-3122**

**Access Code: 937-468-645**

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

**Item No. 2:** To consider issuance of a full-time malt spirituous and vinous liquor licenses to Chopstick and the Garrison (Dandelion Catering)

**Item No. 3:** To consider issuance of a Trailer Park License for Red Wagon

**Item No. 4:** To consider setting the due dates and interest penalties for property tax and sewer bills for FY 22.

**Background:** Typically taxes are due in two installments, payable in November and May. It has been proposed that taxes for the 2021/2022 fiscal year be due November 10, 2021 and May 4, 2022. Delinquent tax payments would incur annual interest rate of 6%. Overpayment of taxes would carry an annual interest rate of 2%.

**At This Workshop:** Council will schedule a vote on the issue.

**Item No. 5:** To consider appropriation of various reserve funds as authorized at the Annual Town Meeting.

**Background:** This is a formality. In typical years, voters approve the appropriation of various reserve funds, along with the approval of the school and municipal budgets at the Town Meeting. Then, Council formally authorizes the release of reserve funds which voters have approved. Because there is no in-person Annual Town Meeting this year, Yarmouth residents will approve the budget by casting their ballots at the June 8 election.

**At This Workshop:** Council will schedule a vote on the issue.

**Item No. 6:** To schedule a public hearing to act upon the recommendations of the Planning Board regarding a contract zone agreement at 332 West Elm Street [Smith-Webber]. Tabled 5-20-21

**Background:** The owners of the home of 332 West Elm Street have requested a Contract Zone Agreement in order to subdivide the 1.77 acre property where they currently live into a 1-acre lot, and a 0.77-acre lot, so that they can build a retirement home on the back 1-acre lot. The property is in the MDR zone, which requires a minimum lot size of 1 acre. The Planning Board recommended that Council approve the Contract Zone in February. The homeowners requested that the matter be tabled in May so that they might consider revising the plan or proposed contract terms in response to public and council concerns..

**At This Workshop:** Council will schedule a public hearing and vote on the issue.

**Item No. 7:** To schedule a public hearing and act upon amendments to Chapter 701 of the Yarmouth Town Code (Zoning) regarding keeping of domesticated chickens. Tabled 5-20-21

**Background:** A proposed amendment to the Zoning Ordinance was submitted by residents seeking to clarify and streamline rules related to keeping a small number of domestic chickens in the residential zones. The Planning Board reviewed and advanced a draft ordinance change. A variety of changes and amendments to that draft have been offered by Town Councilors, who tabled action at their May 20 meeting due to the lateness of the hour.

**At This Workshop:** Council will schedule a public hearing and vote on the issue.

**Item No. 8:** To consider a proposed Memorandum of Understanding with the Sandy Point Road Association. (Tabled 5-20-21)

**Background:** Sandy Point Road on Cousins Island is a private road, which is maintained by residents and members of the Sandy Point Road Association. It serves as the primary point of access for cars to access Camp SOCI, a town-owned parcel where the Town holds some summer camp programs. The Town is working out an agreement with members of the Association in which the Town would contribute to the costs for its use of the private road. The agreement would also outline the rights and responsibilities of the Road Association and the Town.

**At This Workshop:** Council will schedule a vote on the issue.

**Item No. 9:** To schedule a public hearing to act upon a proposed amendment to Chapter 308 of the Yarmouth Town Code (Harbor, Waterfront and Boat Ordinance). (Tabled 5-20-21)

**Background:** The Harbor and Waterfront Committee has recommended changes to the code, to help eliminate conflicts for uses at Town docking facilities. Last month, Council approved a change that would restrict the use of the dinghy racks at Madeleine to mooring holders. Council is discussing a second change intended to reduce conflicts between boaters and others who are using the floats for recreational purposes.

**At This Workshop:** Council will discuss this issue.

**Item No. 10:** To schedule a public hearing to act upon an amendment to Chapter 401 of the Yarmouth Town Code (Fees and Permits) regarding Rental Unit Annual Registration Fees.

**Background:** The Rental Dwelling Advisory Committee has recommended that Town register owners of rental properties, including short-term rentals for a nominal fee, such as \$20.

**At This Workshop:** Council will consider scheduling a vote on the issue.

**Item No. 11:** To consider adoption of an Impact Fee Ordinance.

**Background:** In the past, Council has requested additional information regarding the use of impact fees in Yarmouth and a potential future ordinance amendment to adopt such fees. Impact fees are a one-time payment for new development's proportional share of the capital cost of infrastructure. In the past, Town Council has discussed the possibility of directing revenue generated by impact fees to help offset other infrastructure costs, such as parks, recreational facilities, and/or to fund some affordable housing initiatives.

**At This Workshop:** Council will discuss the issue.

**Item No. 12:** To consider a request for a boundary line adjustment affecting Town-owned land (Camp SOCI)

**Background:** A property owner at Sandy Point Road has discovered through recent survey that the existing home built on the lot encroaches onto the adjacent town-owned land (Camp SOCI) and is seeking help from the Town Hall to adjust the boundary line to correct the encroachment.

**The following additional items will appear on the June 10 agenda:**

<b>TO SCHEDULE FOR JUNE 10 THE SWEARING IN OF NEWLY (RE) ELECTED TOWN COUNCILORS</b>
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**Item No. 13:** (June 10, 2021) To Elect a Chair for the FY 22 Municipal Term

**Item No. 14:** (June 10, 2021) To Elect a Vice-Chair for the FY 22 Municipal Term

**Item No. 15:** (June 10, 2021)- To make various Committee, delegate and liaison assignments.

**Item No. 16:** (June 10, 2021) To adopt Council Rules for the FY 22 Municipal term.

**Item No. 17:** To consider or schedule other Council initiatives and requests as may be offered or introduced.

**Item No. 18:** To hold an Executive Session, if needed, including consideration of the recommendations of the Appointments Committee.