

TOWN COUNCIL MEETING AGENDA
JANUARY 20, 2022 - 7:00 PM
Remote Only

To join the meeting remotely:

<https://www.gotomeet.me/YarmouthTownMeetingRoom/tc0120222>

You can also in [+1 \(872\) 240-3212](tel:+18722403212)

Access Code: 417-777-765

- 1st Order of Business:** Roll Call of Members
2nd Order of Business: Approval of the Minutes of Meeting 7-21/22 held December 16, 2021.
3rd Order of Business: To open the meeting to a Public Comment period.

Item No. 56: To hear the reports of the Council Chair, committees, delegates, liaisons, and the Town Manager.

Item No. 57: To consider issuance of a full-time malt spirituous and vinous liquor license to 233 Grill and Dandelion Catering.

Item No. 58: To consider a resolution on Climate Action Emergency as prepared by the Green Voices Society and CEES.

Background: The Green Voices Society, a group of Yarmouth High School students, is asking Town Council to declare a Climate Emergency, and commit to working toward certain sustainability benchmarks. Representatives from the Green Voices Society have been working with the Town's Committee for Energy Efficiency and Sustainability (CEES) to finalize the resolution for Council's consideration. The resolution includes a commitment to join the State of Maine's Community Resilience Partnership. A copy of the resolution Town Council is considering is posted [on the Town Web Site here](#)

At This Meeting: Council will discuss the issue.

Item No. 59: To consider an amendment to Chapter 702 of the Yarmouth Town Code regarding standards for approval of Accessory Dwelling Units as recommended by the Yarmouth Planning Board.

Background: The Planning Board has recommended changes to its rules regarding Accessory Dwelling Units, or ADUs, which are smaller, independent residential units located in the same structure or on the same lots as single-family homes. The proposed changes eliminates the requirement that each ADU connect to public water and public sewer. Property owners would still need to document that water and sewer systems meet all applicable state and local codes. All other property owners can connect to their ADUs to public water and public sewer if those utilities are available.

At This Meeting: Council will discuss the issue.

Item No. 60: To consider formation of a Local Development Corporation (LDC).

At This Meeting: It will be recommended that this item is postponed to a later date.

Item No. 61: To consider amendments to Chapter 308 of the Yarmouth Town Code (Harbor, Waterfront and Boat Ordinance).

Background: The Harbor and Waterfront Committee has recommended updating the ordinance to ensure that companies that service moorings in Yarmouth are insured at a certain level, and creates penalties for those who do not comply with the ordinance. The Harbor Master would develop and maintain a list of qualified mooring service operators authorized to operate in Yarmouth waters. Moorings not winterized and unused for more than 8 consecutive months have to be inspected on an annual basis.

At This Meeting: Council will discuss the issue.

Item No. 62: To consider amendments to Ch 401 of the Yarmouth Town Code (Fees and Permits Ordinance) regarding harbor and waterfront fees.

Background: The Harbor & Waterfront Committee has recommended updating various use fees, for the first time since 2018. The proposed new fees are in line with surrounding communities. Based on current use, the new fees would generate an additional \$32,000 per year. The recommended changes are as follows:

	old	new
Seasonal Launch (good for 1 calendar year)	\$150	\$200*
Seasonal Launch (canoes & kayaks)	\$75	\$100*
Seasonal Launch (commercial clam fishermen)	\$75	\$150
Old Shipyard Rd. Ramp Use (Commercial)	\$550	\$600/vehicle
Commercial ramp use without seasonal pass	\$75/day	\$100/day
Seasonal daily daytime parking permit (no launch)	\$75	\$100

*Passes purchased on or before April 15 would be discounted by \$50

Mooring Fee Changes

Royal River Mooring Area

Mooring-Resident and Non-Resident	\$155	\$200
Mooring – Marina	\$480	\$500
Senior Citizen – Resident & Non-Resident	\$105	\$100
Commercial Fishing	\$105	\$150
All Other Waters of Yarmouth		
Mooring-Resident	\$155	\$200
Mooring – Non-Resident	\$230	\$300
Mooring – Marina	\$480	\$500
Mooring – Resident Senior Citizen	\$105	\$100
Mooring – Non-Resident Senior Citizen	\$180	\$200

Commercial Fishing	\$105	\$150
Associations: as per Chapter 308 IV.9	\$105	\$200

The following other new fees are also being proposed:

Dinghy Out Haul	\$50
Resident Dinghy tied to Town dock or float	\$50
Non-Resident Dinghy tied to Town dock or float	\$100
Resident Commercial Dinghy tied Town dock or float	\$25
Royal River town dock or float dinghy tie-up	\$0
Rack Storage for dinghy, kayak, canoe, or paddleboard	\$25

At This Meeting: Council will discuss these proposed changes.

Item No. 63: To consider acceptance of McKearney Street and Kindred Way as town roads.

Background: These roads, which are part of the McKearney Village development off of Hillside St., have been completed and are ready to be accepted as town roads.

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

Item No. 64: To consider acceptance of a recreational easement off East Elm St (abutting 20 Mill Street).

Background: As part of the effort to develop a Community Center at 20 Mill Street, Elm Street resident Scott Canfield has offered to donate a about ½ acre easement of his property to the Town for recreational and open space associated with the proposed Community Center project on Mill St. The Town Council will need to formally accept this gift.

At This Meeting: Council will vote on the issue.

Item No. 65: To consider appointment of election clerks and wardens

Background: Every two years, the Council must formally appoint the election clerks and wardens who are nominated by the Town Clerk.

At This Meeting: Council will vote on the issue.

Item No. 66: To consider authorizing a waiver of foreclosure pursuant to Title 36 MRS Section 944.

Background: The town will waive a foreclosure for a resident who has fallen behind on taxes. This does not forgive the taxes but delays foreclosure.

At This Meeting: Council will vote on the issue

Item No. 12: To consider or schedule other Council initiatives and requests as may be offered or introduced.

Item No. 13: To hold an Executive Session, if needed, including consideration of the recommendations of the Appointments Committee.