MINUTES

BOOTHBAY HARBOR

SELECTMEN’S MEETING

FEBRUARY 26, 2018

In addition to these typed minutes, video recordings of all Selectmen’s meetings are available to be viewed at BRCTV and audio recordings are available to be listened to at the Boothbay Harbor Town Office.

ATTENDING: Denise Griffin, Vice Chair

Russ Hoffman

Mike Tomko

Trisha Warren

Wendy Wolf, Chair

Tom Woodin, Town Manager

Julia Latter, Financial Officer

**Chair Wolf called the Board of Selectmen’s meeting to order at 7:00 pm.**

Pledge of Allegiance: The Board of Selectmen and members of the audience.

TOWN MANAGER’S ANNOUNCEMENTS:

1. Gary Stone of First Investors will report on the town's investments at the next Select Board meeting on Monday, March 12th.

2. The drafts for the financial warrants and most of the code ordinance changes will be completed for the meeting on March 12th so (if necessary) they can be reviewed again at the next meeting in time to get to the printer on April 1st. (Since the Planning Board meeting to discuss land use changes is scheduled to take place on March 14th, land use changes may have to be done at a later date.)

3. Chair Wolf announced there were nomination papers available for a number of public service positions for town offices.

* One trustee for a 2-year term for the Sewer District.
* One trustee for a 3-year term for the Sewer District.
* One Selectman for a 3-year term.
* One School Committee member for a 3-year term.
* One Boothbay/Boothbay Harbor trustee for a 3-year term for the School District.
* One at large trustee for a 3-year term for the Boothbay Region Water District.

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* One trustee for a 3-year term for the Boothbay/Boothbay Harbor Cemetery District.

Nomination papers are available at town hall and due by Tuesday, March 20th with voting on Friday, May 4th.

FINANCIALS:

Finance Officer Latter reviewed the financial totals with the Board.

MINUTES:

Selectman Tomko **motioned** to approve the minutes of the February 12th meeting. Selectman Hoffman **seconded**. **Unanimous approval**.

SELECTMEN REPORTS:

1. **Advisory Group Workshop**: Selectman Tomko stated the next meeting is scheduled for Wednesday, February 28th at 7:00 p.m. to look at possible land use code changes for the east side, with evaluations presented by Bob Faunce and Dan Bacon. The general public is invited to attend.

LICENSES:

1. Vice Chair Griffin **motioned** to approve the application for a Special Amusement license **renewal** from Linekin Bay Resort. Selectman Tomko **seconded**. **Unanimous approval**.

2. Vice Chair Griffin **motioned** to approve both the application from Spruce Point Inn and Linekin Bay Resort to **renew** their Liquor licenses. Selectman Tomko **seconded**. **Unanimous approval**.

NEW BUSINESS:

a. Chair Wolf stated there had been two Wharfs & Weirs hearings that afternoon. The first was for an application from the town of Boothbay Harbor for the Fish Pier at 69-75 Atlantic Avenue, Tax Map #16, Lot #23 to relocate two floats (10' x 80' x 10'), a dolphin piling and a runway. Lauren Stockwell, Nick Upham, CEO Geoff Smith, Selectman Tomko and Chair Wolf had held an on-site hearing at 3:00 p.m. The Catholic Church who is one abutter has submitted a letter stating they have no objection to the plan.

Lauren Stockwell stated the Fisherman's Memorial Fund had approved this plan which will create more room between the floats. Since it was Chuck Fuller's idea, he has offered to cover the expense so there will be no expense to the town.

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Chair Wolf stated they had two criteria to review, the first being determining if this will infringe on or cause obstruction to navigation in the channel. Selectman Tomko responded it would be to the contrary. Chair Wolf stated the second criteria is whether it would cause injury to the rights of others. There was no one at the hearing voicing an objection or any response from the floor. Therefore, Chair Wolf **motioned** to approve the application. Selectman Tomko **seconded**. **Motion passed 4 - 1 Abstention**. (Vice Chair Griffin's husband has been involved in the Fisherman's Memorial Fund.)

b. Chair Wolf stated the second Wharves & Weirs application was from Peter and Beverly Edwards at 43 Linekin Road, Map # 1, Lot #2 who were proposing to construct a 25' x 4' access way, an 85' x 6' pier, a 50' x 3' runway and a 10' x 30' float. Lauren Stockwell, Nick Upham, CEO Geoff Smith, Selectman Tomko and Chair Wolf had held an on-site hearing at 3:30 p.m. There were no other members of the public in attendance.

Lauren Stockwell stated this was a new construction and designed so it would be more rugged with less wave movement. It meets the setbacks to the abutters and doesn't stick out any further into the water than the abutter's structures, so does not interfere with navigation. It has all of the permits required.

Chair Wolf stated there were no concerns to the rights of others/abutters since no one after proper notification had stepped forward so **motioned** to approve the application. Vice Chair Griffin **seconded**. **Unanimous approval**.

c. Chair Wolf stated they would next hear from Animal Control Officer, David Pratt who would respond to a lease law issue that was raised by a resident.

David Pratt began by explaining the lease law in Maine states "a dog must be under the voice control of its handler." However, it is handled differently from town to town. If problems arise either he or the police department should be notified as soon as possible.

Susan Craig, who lives on Commercial Street, explained that in December an unleashed dog (one of three) being walked by someone who was working at the Tugboat Inn had attacked one of her two leashed dogs. The attacked dog was bitten and both dogs were traumatized. Susan stated she really believed there should be a lease law, at least in the downtown area.

Someone named Shawn, also living on Commercial Street, shared a similar story with loose dogs where his wife was injured. He and his wife are now forced to walk their dogs at Spruce Point. Shawn stated it is a safety issue especially for a tourist town.

Selectman Hoffman conveyed when he'd had a problem with a stray dog, David Pratt had promptly taken care of it after being called.

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Susan Craig added that there is no one to pick up after unattended dogs.

George Craig suggested at least requiring a leash law for dogs belonging to non-residents.

Chair Wolf stated they should review ordinances in effect in other towns to get an idea of the up and down sides of these, then come back to frame an ordinance for Boothbay Harbor. After drafting an ordinance, it would have to be reviewed and voted on at a public hearing then included in the warrants to be voted on at the election in May.

ONGOING BUSINESS:

(None)

PUBLIC FORUM:

1. Mike Tomko congratulated the boys and girls basketball teams for doing such a good job.

WARRANTS:

Vice Chair Griffin **motioned** to approve the warrants upon careful review. Selectman Tomko **seconded**. **Unanimous approval.**

EXECUTIVE SESSION:

(None)

MOVE TO ADJOURN:

The meeting was **adjourned** at 7:46 p.m.

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