

Town of Boothbay Harbor
Town Warrant

To Robert Hasch, Constable of the Town of Boothbay Harbor, in the County of Lincoln, State of Maine,

GREETINGS:

In the name of the State of Maine, you are hereby required to notify and warn the Inhabitants of the Town of Boothbay Harbor in said county and state, qualified by law to vote in town affairs, to meet at the Boothbay Harbor Municipal Fire Station in said Town on Friday, the 3rd day of May, 2019, then and there to act upon Articles 1 through 5. The polls for voting on Articles 1 through 5 shall open at 8:00 AM and will close at 6:00 PM. The remaining business to be transacted under the TOWN WARRANT will be taken up on Saturday, the 4th day of May, 2019 at 9:00 AM in the Boothbay Region Elementary School Gymnasium.

Article 1 To choose a moderator to preside at said meeting.

Article 2 To choose by secret ballot, the following public officials for a three-year term:

- 2 Selectmen and Overseers of the Poor
- 1 School Committee Member of the Boothbay-Boothbay Harbor CSD
- 1 Trustee of the Boothbay-Boothbay Harbor CSD
- 1 Trustee of the Boothbay Region Water District
- 1 Trustee of the Boothbay-Boothbay Harbor Cemetery District

Article 3 To see if the Town will vote to amend the Land Use Ordinance Chapter 170 including the revised Zoning Map and the Land Use Table as set forth in the document titled "Chapter 170 Land Use Amendments" adopted by the Board of Selectmen on February 25, 2019, to convert the existing Maritime/Water Dependent District into two maritime districts: A Limited Commercial/Maritime District and a Working Waterfront District.

The Limited Commercial/Maritime District would allow limited commercial uses (e.g. motels, hotels, inns, microbreweries and marinas) consistent with a mixed-use district favoring traditional water-dependent uses.

The Working Waterfront District would prohibit motels, hotels, inns, microbreweries, yacht clubs, and other uses not consistent with a Working Waterfront District.

The maximum height of a building in the Limited Commercial/Maritime District and in the Working Waterfront District would be the same as is now provided for the General Business District (35 feet or 2½ stories, whichever is less).

Article 4 To see if the Town will vote to amend the Land Use Ordinance Chapter 170-101.12 to change the definition of the “Height of a Structure” so that the method of measuring the height is the same as in the State statute applying to shoreland zoning ordinances, Title 38 M.R.S., Section 436-A(7-A).

The Department of Environmental Protection has requested the Town to make this amendment so as to be in compliance with the DEP’s minimum requirements for shoreland zoning ordinances as set forth in said statute.

Article 5 To see if the Town will vote to amend Land Use Ordinance Chapters 170-101.12 and 170-113 to clarify the definition of Functionally Water-Dependent Uses by putting parentheses around the phrase “excluding recreational boat storage buildings” so that this exclusion applies only to recreational boat storage buildings.

This amendment would correct a punctuation error but would not change the intended meaning of the definition.

Article 6 To see if the town shall accept the alewife fishing rights pursuant to DMR rules on West Harbor Pond for the year 2020 and that said pond shall remain closed for conservation.

Article 7 To see if the town will vote to authorize the tax collector or treasurer to accept prepayments of taxes not yet committed pursuant to 36 M.R.S.A. Section 506.

Article 8 To see if the town will vote to establish a date when taxes are due and payable, and to fix a rate of interest on delinquent taxes.

Selectmen’s Recommendation: Taxes are due upon receipt of tax bills. The first installment is due September 5, 2019. Interest for the overdue amount begins September 6, 2019 at a rate of 9%. The second installment is due March 5, 2020. Interest for the overdue amount begins March 6, 2020 at a rate of 9%.

Article 9 To see if the town will vote to set the interest rate to be paid by the Town on abated taxes pursuant to 36 M.R.S.A. Section 505(4-A).

Selectmen’s Recommendation: 9 %

Article 10 To see if the town will vote to appropriate the overlay to pay tax abatements and applicable interest granted during the fiscal year.

Article 11 To see if the town will vote to authorize the municipal officers, on behalf of the town, to sell and convey any real estate acquired by the town for non-

payment of taxes, under such terms and conditions as they deem advisable, and to execute a quitclaim deed for such property.

Article 12 To see if the town will vote to authorize the municipal officers to make final determinations regarding the closing or opening of roads to winter maintenance pursuant to 23 M.R.S.A. Section 2953.

Article 13 To see if the town will vote to authorize the municipal officers to dispose of any town owned personal property under such terms and conditions, they deem advisable.

Article 14 To see if the town will vote to authorize the municipal officers to carry forward any unexpended account balance, they deem advisable, provided that the account carried forward is used for the same purpose, and to fund any expenditure exceeding budget from the undesignated fund balance.

Article 15 To see if the town will vote to authorize the municipal officers to accept any state funds received by the Town and to appropriate any funds received for a particular purpose to that purpose. Funds received but not dedicated to a particular purpose are appropriated for such uses, terms and conditions as the municipal officers deem advisable.

Article 16 To see if the town will vote to authorize the municipal officers to apply for, accept and administer any state, federal, or private grant they deem advisable.

Article 17 To see if the town will vote to authorize the municipal officers, on behalf of the Town, to accept gifts and donations, and to appropriate those gifts and donations to the purposes for which they were received, under such terms and conditions they deem advisable.

Article 18 To see if the town will vote to use and appropriate ESTIMATED REVENUES of \$1,226,510 to reduce the property tax commitment.

(Selectmen and Budget Committee recommend \$1,226,510)

Article 19 To see if the town will vote to raise and appropriate \$2,967,891 for the remaining Town of Boothbay Harbor Municipal accounts.

(Selectmen and Budget Committee recommend \$2,967,891)

\$159,695	for the CAPITAL account
\$77,400	for the DEBT SERVICE account
\$176,412	for the ADMINISTRATION account
\$36,598	for the ASSESSING account
\$168,000	for the CONTRACT SERVICES account
\$2,800	for the SUPPLEMENTAL account

\$118,618	for the FINANCE account
\$98,000	for the INSURANCE account
\$13,468	for the MEETINGS & ELECTIONS account
\$84,546	for the MUNICIPAL BUILDINGS & VEHICLES account
\$33,267	for the SELECTMEN account
\$90,978	for the TOWN CLERK account
\$123,404	for the TOWN MANAGER account
\$152,000	for the PAVING & CONSTRUCTION account
\$424,642	for the PUBLIC WORKS account
\$28,549	for the PUBLIC RESTROOMS account
\$109,716	for the WINTER OPERATIONS account
\$7,208	for the ANIMAL CONTROL account
\$8,847	for the EMERGENCY MANAGEMENT account
\$83,026	for the CODE ENFORCEMENT account
\$79,315	for the FIRE DEPARTMENT account
\$32,688	for the HARBOR MANAGEMENT account
\$7,368	for the PUMP OUT account
\$808,230	for the POLICE account
\$37,116	for the PARKING account
\$6,000	for the WELFARE account

Article 20 To see if the town will vote to raise and appropriate \$1,222,884 for STREET LIGHTS, HYDRANTS, BOOTHBAY REGION REFUSE DISPOSAL DISTRICT and BAYVILLE/ISLE OF SPRINGS accounts.

(Selectmen and Budget Committee recommend \$1,222,884)

\$50,100	for the STREET LIGHT account
\$610,626	for the HYDRANT account
\$465,158	for the BOOTHBAY REGION REFUSE DISPOSAL DISTRICT account
\$97,000	for the BAYVILLE/ISLE OF SPRINGS account

Article 21 To see if the town will vote to raise and appropriate \$160,109 for the SUPPORT ORGANIZATIONS accounts.

(Selectmen and Budget Committee recommend \$160,109)

\$15,000	for the BB/BBH CEMETERY DISTRICT account
\$5,000	for the BOOTHBAY REGION COMMUNITY RESOURCE COUNCIL
\$3,500	for the BOOTHBAY REGION HEALTH & WELLNESS FOUNDATION (Community Center)

\$33,831	for the COMMUNITY CABLE CHANNEL account
\$15,000	for the FIREWORKS account
\$3,000	for the HARBOR LIGHTS FESTIVAL account
\$2,000	for the HISTORICAL SOCIETY account
\$500	for the MEMORIAL DAY/AMERICAN LEGION account
\$54,000	for the MEMORIAL LIBRARY account
\$1,212	for the NEW HOPE FOR WOMEN account
\$1,000	for the SENIOR CITIZENS account
\$1,000	for the SUMMER BAND CONCERTS account
\$25,066	for the DISTRICT NURSE account

Article 22 To see if the town will vote to raise and appropriate \$75,000 for the REVALUATION account.

(Selectmen and Budget Committee recommend \$75,000)

Article 23 To see if the town will vote to raise and appropriate for the AMBULANCE SERVICE accounts. (*Requested amount was \$295,795*)

\$295,795	Selectmen recommendation
\$276,000	Budget Committee recommendation

A person who is not registered as a voter may not vote in any election. You are directed to serve this publication and to post it at the Boothbay Harbor Post Office, West Boothbay Harbor Post Office, and the Town Office at least seven (7) days before the time of said meeting. Hereof, fail not and have this Warrant with your doings, thereon at the time and place stated. Given under our hands this 25th day of March 2019.

Wendy Wolf, Chair

Denise Griffin, Vice Chair

Russell Hoffman

Tricia Warren

Michael Tomko

