



City Council Meeting and Workshop

October 1, 2012

Agenda

5:30 P.M. Workshop

- A. Political sign ordinance – Council discussion
- B. Transfer of a tax acquired property on Foster Road – Roland Miller or Eric Cousens
- C. Junk yard permit renewals – Sue Clements-Dallaire and Eric Cousens
- D. Consent Agenda Discussion – Clint Deschene
- E. Appointments to Boards and Committees (Zoning Appeals Board, Board of Assessment, 911 Committee). City Council may go into Executive Session, pursuant to 1 M.R.S.A. §405(6)(A)

7:00 P.M. City Council Meeting

Selection of a Mayor Pro Tempore

Pledge of Allegiance

- I. **Consent Items** – All items listed with an asterisk (*) are considered as routine and will be approved in one motion. There will be no separate discussion of these items unless a Councilor or citizen so requests. If requested, the item will be removed from the consent agenda and considered in the order it appears on the agenda.
 1. **Order 73-10012012***
Setting the time for opening the polls for the November 6, 2012 General Election.
 2. **Order 74-10012012***
Appointment of Warden's and Ward Clerk's for the November 2012 General Election and for all 2013 Elections.
 3. **Order 75-10012012***
Accepting the land donation Parcel ID 183-029 located off Vickery Road.
- II. **Minutes**
September 17, 2012
- III. **Reports**
Mayor's Report

Committee Reports

- **Transportation**
 - Androscoggin Transportation Resource Center – Mayor LaBonte
 - Lewiston Auburn Transit – Councilor Gerry
 - Airport, Railroad – Councilor Hayes
 - Bike-Ped Committee – Councilor Shea
- **Housing**

Auburn City Council Meeting & Workshop

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- Community Development Block Grant, Neighborhood Stabilization Program, Auburn Housing Authority – Councilor Gerry
- Economic Development
 - L-A Economic Growth Council, Auburn Business Development Corp. – Councilor Shea
- Education
 - Auburn School Committee – Councilor Young
 - Auburn Public Library – Councilor LaFontaine
 - Great Falls TV – Councilor Young and Councilor Shea
- Environmental Services
 - Auburn Water District, Auburn Sewerage District – Councilor Crowley
 - Mid-Maine Waste Action Corp. – Councilor Walker
- Recreation
 - Recreation Advisory Board – Councilor Walker
- Public Safety
 - LA 911 – Councilor Walker

City Councilors' Reports

City Manager's Report

IV. Communications, Presentations and Recognitions

- V. **Open Session** – Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*. Time limit for open sessions, by ordinance, is 45 minutes.

VI. Unfinished Business

1. Ordinance 06-09172012

Approving the zoning change on South Witham Road. Second and final reading.

VII. New Business

VIII. Executive Session

- Discussion of a real estate matter (update on the pro-forma and lease negotiations for the Ice Arena), pursuant to 1 M.R.S.A. §405(6)(C).
- Discussion of a personnel matter, pursuant to 1 M.R.S.A. §405(6)(A).
- Discussion of Labor Contracts, pursuant to 1 M.R.S.A. §405(6)(D).

- IX. **Open Session** - Members of the public are invited to speak to the Council about any issue directly related to City business which is *not on this agenda*.

X. Future Agenda/Workshop Items

XI. Adjournment

Auburn City Council Meeting & Workshop

October 1, 2012

Executive Session: On occasion, the City Council discusses matters which are required or allowed by State law to be considered in executive session. Executive sessions are not open to the public. The matters that are discussed in executive session are required to be kept confidential until they become a matter of public discussion. In order to go into executive session, a Councilor must make a motion in public. The motion must be recorded, and 3/5 of the members of the Council must vote to go into executive session. An executive session is not required to be scheduled in advance as an agenda item, although when it is known at the time that the agenda is finalized, it will be listed on the agenda. The only topics which may be discussed in executive session are those that fall within one of the categories set forth in Title 1 M.R.S.A. Section 405(6). Those applicable to municipal government are:

- A. Discussion of personnel issues
- B. Discussion or consideration by a school board of suspension or expulsion
- C. Discussion or consideration of the condition, acquisition or the use of real or personal property permanently attached to real property or interests therein or disposition of publicly held property or economic development only if premature disclosures of the information would prejudice the competitive or bargaining position of the body or agency
- D. Labor contracts
- E. Contemplated litigation
- F. Discussions of information contained in records made, maintained or received by a body or agency when access by the general public to those records is prohibited by statute;
- G. Discussion or approval of the content of examinations administered by a body or agency for licensing, permitting or employment purposes; consultation between a body or agency and any entity that provides examination services to that body or agency regarding the content of an examination; and review of examinations with the person examined; and
- H. Consultations between municipal officers and a code enforcement officer representing the municipality pursuant to Title 30-A, section 4452, subsection 1, paragraph in the prosecution of an enforcement matter pending in District Court when the consultation relates to that pending enforcement matter.



City Council Workshop Information Sheet

City of Auburn

Council Workshop Date: October 1, 2012

Item A

Author: Sue Clements-Dallaire, City Clerk

Subject: Political Sign Ordinance

Information: A letter was received from Councilor Crowley with a proposal to change the ordinance on political signs limiting them to private property only.

Financial: N/A

Action Requested at this Meeting: Discussion only

Previous Meetings and History: This was discussed at the City Council workshop on 9/4/2012. It was scheduled to be on the 9/17/2012 workshop but the item was postponed.

Attachments:

- Letter to Mayor and Council from Councilor Tizz Crowley
- Current political sign ordinance for Auburn
- Current political sign ordinance for Brunswick

City of Auburn, Maine

"Maine's City of Opportunity"

Office of the City Council

TO: Auburn City Council and Mayor

FROM: Tizz E. H. Crowley, City Councilor Ward 1

CC: Clint Deschene, City Manager
Susan Clements-Dallaire

DATE: September 4, 2012

RE: Proposed Ordinance Change Limiting Signs to Private Property

At the request of several Auburn residents and myself I am proposing a change in our ordinance as it relates to political signs. The change is to limit signs to private property. Our ordinance might model that of the Town of Brunswick:

***604.7 Political Campaign Signs.** Political Campaign Signs are temporary signs bearing messages relating to an election, primary or referendum. Political Campaign Signs are permitted on private property no sooner than 60 days before an election, primary or referendum and must be removed no later than 5 days after the same election, primary or referendum. Size shall be limited to 8 square feet.*

Brunswick's ordinance has two additional elements that are not important to my request for Auburn but I thought might want to be discussed in our workshop. The time frames defined, 60 days before and 5 days after, are not necessary in my opinion and infringes upon the personal rights of a property owner. I know of at least one ward 1 location that has a half dozen or so political signs displayed year round. I think the sign size is also addressed in our sign ordinances and does not need a limit here- free speech and private property rights should be valued.

Reason for suggesting and **support this change:**

Safety- Signs in median strips, along travel lanes, at intersections are dangerous and contribute to driver distraction. We want drivers to pay attention to driving. Signs are intended to capture a person's attention- why do we want drivers to take their eyes off the road?

There is an employee safety issue with signs on public places. Often times when political signs are removed from the public area, like median strips and street esplanades, the wire holdings are left behind and may not be seen by a City Worker attempting to mow or plow the property. Injury can occur.

Placement of the signs in high traffic areas such as median strips expose the person to a risk of being hit by a moving vehicle, especially in high speed area.

Appearance of the City- Cluttered intersections, posters all over public recreational and retail areas, do not give a warm or professional appearance to visitors. What do we want people to see first when coming to Auburn? What do you want them to remember... there were seventeen campaign signs for one candidate in one traffic island... or maybe that the biggest and first sign you read in our mall area is a political campaign sign for a Lewiston mayoral candidate?

When there are heavy winds and rain storms the signs are ripped up and discarded all over the city's grass areas and most the traffic islands. The cost to the City to clean up is another consideration.

Please think about the snow plowing issues related to signs. Many get pushed out by the plow or the piling of snow on the roadsides. Not all candidates or campaigns go out and remove signs before storms and seldom go back and pick up storm damage ones. We do not need more trash at our roadsides.

Better campaigns- When a candidate or a cause has to talk to a property owner and get permission to post a sign, we will have more engagement in the political process. There will be a personal connection or involvement. It will likely cost candidates/causes less money for signs as it is more likely each property owner will post a single sign rather the dozens on a single traffic island. Often a single candidate will post several in a single traffic island. It might make it easier to compete as an unknown candidate or less financed cause may not have funds for offsetting the impact of multiple signs in a high traffic area.

The individual property owner will have the responsibility of installing, maintaining and removing the signs which will save campaigns time and money. This will also have an impact on the appearance of our City. No municipal time or money will be necessary to manage locations and such. I believe the proposed change will make the candidates/causes more accountable for the signs.

The change in ordinance should cost candidates/causes less money to run because fewer signs will be needed to cover the City.

Reduce Municipal Costs- Our city employees have to monitor locations and educate campaigns on sign limits around voting locations. A limit to only private property removes the limiting voting location barriers. Parks and Public Works crews will not have to take time to remove and return signs located in median strips and esplanades. In the June election season, we have lots of mowing and parks works getting the City ready for Memorial Day... so staff either removes and returns the items to ready the traffic island or the island doesn't get any attention for the 30 day period and looks terrible to Auburn visitors. This is what happened this past May which was only a quiet "Primary period". What will be the required effort for Parks and Public Works during this fall's major election?

Keeping signs out of road ditches, blocking fire hydrants, gravel shoulders, will make work easier for crews, improve safety and save costs of enforcement. We need to reduce the number of traffic hazards even in our rural areas.

Enforcement- A simple rule, "Private Property Only", is easier to enforce because violators will stand out. Residents will have the authority and are encouraged to pick up trash and materials on our streets, so signs violating the ordinance may be removed when seen by anyone. In recent election seasons, the city has picked up signs, stored them at Public Works, and even called candidates if contact information is available. None of this would be needed if maintained on private property. Campaign staff will not want the candidate or cause to stand out as "breaking the law" so self- enforcement will improve.

It would be foolish not to consider the **reasons to oppose** and not to make this change and continue to allow political signs on public property. Here are the objections I have concerned or heard:

Freedom of Speech- A fundamental right of citizens is public speech and expression. Would this proposed change limit freedom of speech? Should the government provide places for free speech? Does this proposal significantly disadvantage an unknown candidate or unpopular cause?

Since there is more private property than public property in Auburn, I believe there is sufficient space to post signs without using public land. The private property rule more visually demonstrates free speech as individual property owners will also be "standing up" for a particular candidate/cause. To its extreme, we may be placing a disadvantage on an unknown candidate, but it could be argued the change promotes and encourages the unknown candidate to get out and talk with voters.

A compromise for limiting political signs to private property is to have **one** publically owned property, designated as a campaign location, for public promotion and education. The single site, like Great Falls School Park, could be designated by the City, on an annual basis, as a location where candidates and causes could post for 30 days before and 7 days after an election, materials informing the public of their platforms and such. We would likely limit the space, as a suggestion 20' by 40', so one candidate/cause could not take over the area.

Enforcement- the City is currently struggling to enforce our current sign ordinances. We have received several complaints in just the past two weeks where rules are not enforced and therefore are not equitable to residents with similar needs. If we are not enforcing the ordinance, and I recognize a cost of doing so, we will lose compliance from others and the problem and safety issues will increase.

This issue, once again, raises the question of the cost of enforcement here in Auburn. What message do we give residents if we do not enforce rules? If we choose not to change the ordinance to limit political signs to private property, and we cannot not (or choose not) to enforce our current standards, then I'd recommend we eliminate all requirements political signs- it will be fair, equitable and get the City out of the business of signs.

Thank you for your consideration of this matter. I look forward to an informative discussion.

Sec. 60-638. - Signs, on-premises.

- (a) *All districts.* The following signs are permitted in any use district, except where otherwise prohibited by law, and shall not be subject to the issuance of a sign permit.
- (1) One sign not exceeding one square foot used to display the street number and/or name of the occupants of the premises.
 - (2) One nonilluminated sign not exceeding two square feet used to describe a home occupation, boardinghouse or lodginghouse, or tourist home located on the premises.
 - (3) One sign not exceeding 24 square feet on the premises of public or semipublic buildings, funeral homes and charitable or religious institutions. This sign may incorporate a bulletin board.
 - (4) One real estate sign not exceeding eight square feet relating to the sale, rental or lease of the premises. Such sign shall be removed within one week after the property transaction.
 - (5) One sign each for a building contractor, architect or engineer, each sign not exceeding 16 square feet, relating to construction projects. Such sign shall be removed within one week after the issuance of the certificate of occupancy (completion).
 - (6) Building name and date sign and/or memorial tablet, not exceeding an aggregate of ten square feet, showing the name of the building and date of erection and/or historic information, when cut into masonry, formed of bronze or similar noncombustible material.
 - (7) One professional name plate sign not exceeding eight square feet.
 - (8) Two signs, not exceeding 16 square feet each, describing farm products for sale on the premises. Instead of two signs, a single double-faced sign may be erected with a display area, not exceeding 16 square feet on each side.
 - * (9) Political signs, not exceeding 16 square feet in total area for single-faced signs on one standard, or eight square feet on each side of double-faced signs on one standard, provided that:
 - a. Such signs shall not be erected more than 30 days prior to the election to which they pertain;
 - b. Such signs are removed within seven days after the election to which they refer;
 - c. Removal of such signs shall be the joint responsibility of the candidate and the property owner on whose premises the signs are displayed.
 - (10) Traffic or other municipal signs, legal notices, railroad crossing signs, danger signs, directional signs, noncommercial and temporary signs or street banners related to public or charitable purposes may be approved by the city clerk along with stipulations as to the size, location, message, period of display and other requirements such as insurance and approval of building owners on whose property the banner will be attached.
- (b) *Residence districts.* The following sign regulations apply in residence districts:
- (1) Except where specifically permitted, all signs shall be single-faced, mounted flat on the wall of a structure or standing.
 - (2) No off-premises signs are permitted, except as provided for in chapter 42

Town of Brunswick, Maine

Incorporated 1739

CODES ENFORCEMENT OFFICE

CODES ENFORCEMENT: 207-725-6651
FAX NUMBER: 207-725-6663
JHUTCHINSON@BRUNSWICKME.ORG
WWW.BRUNSWICKME.ORG

JEFF HUTCHINSON
CODES ENFORCEMENT OFFICER
28 FEDERAL STREET
BRUNSWICK, ME 04011



TO: Fran Smith, Town Clerk
FR: Jeff Hutchinson, Codes Enforcement Officer
RE: POLITICAL SIGNS
DT: July 11, 2012

As requested, the following is my office's policy in regards to the placement of political signs town wide.

In accordance with Section 604.7 of the Brunswick Zoning Ordinance, "Political Campaign Signs" are temporary signs bearing messages relating to an election, primary or referendum. Political Campaign Signs are permitted on private property no sooner than 60 days before an election, primary or referendum and must be removed no later than 5 days after the same election, primary or referendum. Size shall be limited to eight (8) square feet in size.

Therefore, political signs are not to be placed on public property. Public property is understood to be those areas that are owned by the Town of Brunswick which may include, but not limited to the following, properties owned and occupied by Town buildings, parks and boat launches, athletic fields, tennis courts, and road right of ways (ROW).

In the past, there has been some confusion over where the Town's ROW lines are on the face of the earth. Typically, without any property markers, it's difficult to locate the ROW lines accurately. However, my policy is to categorize the town in two different areas. The first being "in town" and the second located in the more "rural" parts of Town. In the in town areas, if the sign placement is located on the home side of the sidewalk, utility poles and/or fire hydrants, then it is safe to say that it is not within the ROW, and on private property. In the rural areas, utility poles and fire hydrants are again determining factors as well as gravel shoulders and town maintained ditches. Therefore, in the rural areas, if the placements of signs are located beyond poles and hydrants, gravel shoulders and ditches, it is safe to assume that there're on private property. In addition to the above, it's more than apparent that medians, traffic islands, esplanades, etc. are all located within a road ROW.

Regarding State owned on and off ramps to Interstate 295, under State MDOT rules, political signs are not prohibited however, local municipal ordinances may be more restrictive. With that in mind, in prior elections when these areas have become inundated with signs to the point that they are creating a traffic hazard, we have requested MDOT to remove them.

It should be noted, owner's permission should first be granted prior to the installation of all political signs on private property.

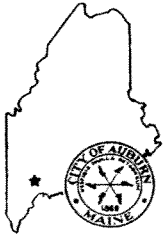
I hope the above will create a better understanding of the placement of political signs.

Brunswick

604 Signs Not Subject To Permit

The following signs are permitted as indicated in each subsection, and require no permit.

- 604.1 Real Estate Sign.** A real estate sign is a temporary sign advertising the lease or sale of land, space or structure. A real estate sign may not exceed 4 square feet for the sale of a residential structure. For all other uses and vacant land, the sign may not exceed 32 square feet. Real Estate Signs must be removed within ten days of the sale or lease of the property. (Amended 9/4/01 E)
- 604.2 Contractor Sign.** A contractor's sign is a temporary sign erected during the construction phase of a project only, not to exceed 32 square feet. Such sign must be removed upon the issuance of a Certificate of Occupancy, where one is required. Contractor Signs may also be used during home improvement or renovation projects that are not subject to Certificate of Occupancy, but must be removed after the work has been completed.
- 604.3 Signs for Garage or Yard Sales.** Lawn, yard or garage sale signs are prohibited on any state or local public property or right-of-way, or on utility poles. No sign for garage or yard sales shall be posted more than 24 hours before and after the event. Size is limited to 4 square feet.
- 604.4 Window Signs.** Window signs are allowed provided that they are placed on the inside of the window, and occupy no more than 25% of the glassed area of all windows.
- 604.5 Farm Stand Signs.** Signs used to advertise a farm stand selling fruits, vegetables or other agricultural crops and products are permitted provided that each sign is not greater than 10 square feet. Such signs may have a changeable copy not subject to review. Farm stand signs may be displayed only during the season when the premises are open for business. (Amended 9/4/01 E)
- 604.6 Household Signs.** Signs that display street numbers, last names and personal names given to residential structures shall not require a permit.
- * 604.7 Political Campaign Signs.** Political Campaign Signs are temporary signs bearing messages relating to an election, primary or referendum. Political Campaign Signs are permitted on private property no sooner than 60 days before an election, primary or referendum and must be removed no later than 5 days after the same election, primary or referendum. Size shall be limited to 8 s.f. (Amended 12/1/97 R, 9/4/01 E)
- 604.8 Sandwich Signs.** A sandwich sign is a free-standing, moveable sign, usually shaped like an "A", used to advertise daily specials or special events. A sandwich sign may not exceed 7 square feet and shall be made of wood or materials that appear to be wood. A sandwich sign may be displayed only when the premises it advertises are open for business. Such signs may not impede pedestrian, bicycle or vehicular access. Any sandwich sign which is found to impede the safe movement of pedestrians, bicycles or vehicles may be ordered removed or relocated by the Codes Enforcement Officer. Sandwich Signs located in the Village Review Zone do not require review by the Village Review Board.



Council Workshop Date: October 1, 2012

Item B

Author: Roland Miller, Economic Development Director

Subject: Disposition of tax acquired property at 146 Foster Road.

Information: The City tax acquired the parcel at 146 Foster Road including a dilapidated single family home. The building must be demolished to eliminate safety concerns and a small oil spill. The City has budgeted \$12,000 for demolition and clean up in this years CIP. The property has very little value to the City and is more of a liability.

As part of the Army Corp. of Engineers (ACOE) wetland permitting for the Auburn Industrial Park the City/ABDC negotiated access to property controlled by George Schott to meet the ACOE mitigation requirements. The requirements of the ACOE were modified during permitting to include more mitigation land than was originally proposed and the permit will obligate more of Mr. Scotts land than was originally agreed to. Mr. Schott is interested in the parcel at 146 Foster Road for access to the land that he controls on nearby Hotel Road.

The City has an opportunity to complete the permitting for the Industrial Park and to avoid the cost and liability associated with the demolition and site remediation at 146 Foster Road by transferring the property to Mr. Schott. Mr. Schott will assume responsibility for demolition and site work to stabilize the site and will waive any loss of value from the mitigation site in exchange for the land.

Financial: Avoidance of demolition costs and obtaining the value of mitigation credits required for the industrial park.

Action Requested at this Meeting: Council comments or thoughts. No action.

Previous Meetings and History:

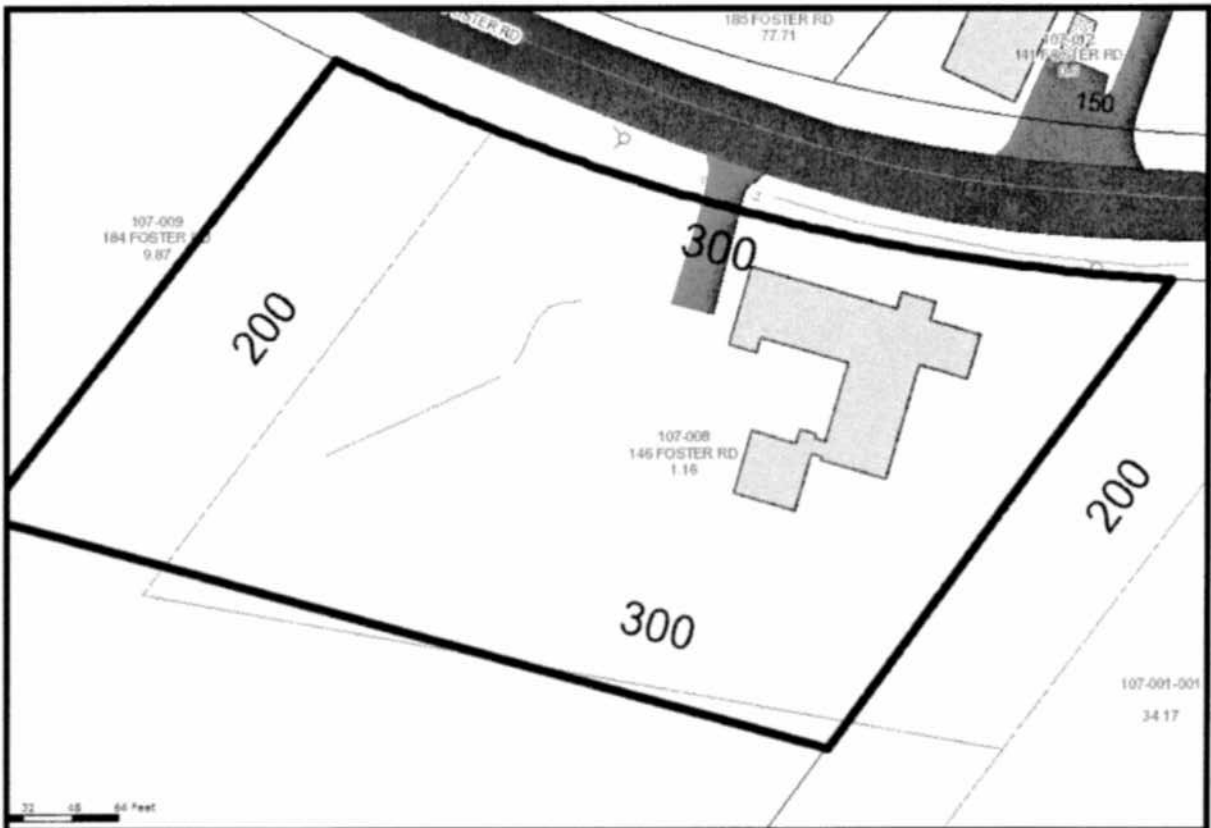
Attachments:

- Property location and parcel map
- Tax card

146 Foster Road Location Map



146 Foster Road Parcel Map



Unofficial Property Record Card - Auburn, ME

General Property Data

Parcel ID 107-008	Account Number 107008000
Prior Parcel ID --	
Property Owner AUBURN CITY OF	Property Location 146 FOSTER RD
	Property Use SINGLEFAMILY
Mailing Address 60 COURT ST	Most Recent Sale Date 11/1/2000
	Legal Reference 1059-345
City AUBURN	Grantor GALLAGHER, STANLEY HEIRS
Mailing State ME Zip 04210	Sale Price 0
ParcelZoning	Land Area 1.160 acres

Current Property Assessment

Card 1 Value	Building Value 30,600	Xtra Features Value 0	Land Value 46,200	Total Value 76,800
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Building Description

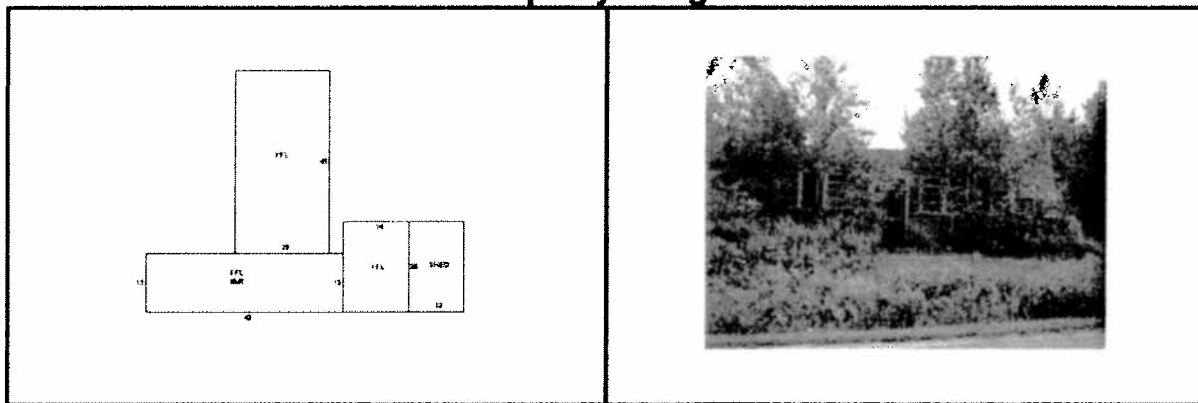
Building Style RAN	Foundation Type STONE	Flooring Type N/A
# of Living Units 1	Frame Type WOOD	Basement Floor N/A
Year Built 1900	Roof Structure GABLE	Heating Type NONE
Building Grade LOW	Roof Cover ASPHALT SH	Heating Fuel NONE
Building Condition Very Poor	Siding WOOD SHING	Air Conditioning 0%
Finished Area (SF) 1626	Interior Walls DRYWALL	# of Bsmt Garages 0
Number Rooms 0	# of Bedrooms 0	# of Full Baths 1
# of 3/4 Baths 0	# of 1/2 Baths 0	# of Other Fixtures 1

Legal Description

Narrative Description of Property

This property contains 1.160 acres of land mainly classified as SINGLEFAMILY with a(n) RAN style building, built about 1900 , having WOOD SHING exterior and ASPHALT SH roof cover, with 1 unit(s), 0 room(s), 0 bedroom(s), 1 bath(s), 0 half bath(s).

Property Images



Disclaimer: This information is believed to be correct but is subject to change and is not warranted.



City Council Workshop Information Sheet

City of Auburn

Council Workshop Date: 10/1/2012

Item C

Author: Sue Clements-Dallaire, City Clerk

Subject: Annual Automobile Graveyard/Junkyard permit renewals

Information:

This is an annual renewal of currently existing Automobile Graveyard/Junkyards in Auburn. This will be put on the October 15th City Council agenda for a Public Hearing and approval. These facilities will be inspected by the Code Enforcement office prior to the public hearing. City Council approval is required for renewal of these licenses.

Businesses to be renewed:

M&P Auto, 227 Merrow Rd.

Buck's Auto, 249 Merrow Rd.

Morris Auto Mart, 940 Washington St. N.

Isadore T. Miller Co., 79 & 80 Old Hotel Rd.

Maine Metal Recycling, 522 Washington St. N.

Randy's Auto Parts, 899 Broad St.

Financial: N/A

Action Requested at this Meeting: Workshop discussion today with a public hearing and action at the City Council meeting on October 15th.

Previous Meetings and History: Annual renewal

Attachments: None



**City Council
Workshop Information Sheet**

City of Auburn

Council Workshop Date: 10/1/2012

Item D

Author: Sue Clements-Dallaire, City Clerk

Subject: Consent Agenda Discussion

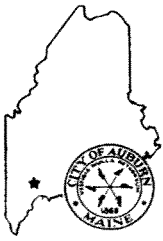
Information: The City Manager will discuss Consent Agenda items.

Financial: N/A

Action Requested at this Meeting: Discussion only

Previous Meetings and History: N/A

Attachments: None



City Council Workshop Information Sheet

City of Auburn

Council Workshop Date: October 1, 2012

Item E

Author: Sue Clements-Dallaire, City Clerk

Subject: Committee and Board Appointments

Information:

Zoning Appeals Board – 4 Vacancies

- Filling an expired 3 year term, term expiration 1/1/2015
- Filling an expired 3 year term, term expiration 4/1/2015
- Filling an expired 3 year term, term expiration 4/1/2015
- Filling the remainder of a 3 year term, term expiration 8/1/2014

Board of Assessment Review – 3 Vacancies

- Filling an expired 5 year term, term expiration 4/1/2017
- Filling an expired 5 year term (alternate member), term expiration 1/1/2016
- Filling an expired 5 year term (alternate member), term expiration 9/1/2017

911 Committee – 1 Vacancy

- Filling an expired 3 year term, term expirations 9/1/2015

Financial: N/A

Action Requested at this Meeting: City Council may go into Executive Session, pursuant to 1 M.R.S.A. §405(6)(A) to discuss the appointments and review the applications.

Previous Meetings and History: This item was on the 9/4/2012 workshop but was postponed to 9/17/2012. It appeared on the 9/17/2012 workshop and agenda but was postponed to 10/01/2012 as a workshop item.

Attachments:

- Applications
- Current member information

Board & Committee Appointment Application

City of Auburn

We're so happy that you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward our community would not be as strong, as vibrant, or as great as it is – thank you so much! Please complete the form below and return it to the City Clerk's office. Again, on behalf of all of us at the City of Auburn, I hope your volunteer experience is rewarding, and thank you for being an outstanding citizen!

This is an application for: New Appointment Reappointment

Name: Ken Sonagere Ward: 1 Years as an Auburn Resident: 28

Mailing Address: 483 West Auburn Road

Physical Address: SAME

Phone: 754-6367 Email: trapper483@aol.com

Describe your education and/or experience: FAA Licensed Airframe and Powerplant Mechanic, Licensed Trancee Plumber, Landlord, Residential Builder, SELF Storage business owner

Which board or committee would you like to serve on? (One per application)

Zoning Board of Appeals

The following are the current committees and boards in Auburn:

- Community Development Loan Committee
- L/A Transit Committee
- Planning Board*
- Recreation Advisory Committee
- L/A Transit Committee
- Auburn Housing Authority
- School Committee
- L/A Cable TV Advisory Board
- Zoning Board of Appeals
- Audit and Procurement
- 911 Committee
- Ethics Panel
- L/A Community Forest Board

Incomplete applications and those which list more than one committee will not be considered. Applications are valid for a period of six months. Submission of an application does not imply or guarantee an appointment to any board or committee. The City reserves the right to appoint board and committee members as vacancies arise and to perform background checks or any other necessary investigations on applicants.

I certify that this information is true to the best of my knowledge and agree to the terms and conditions set forth above.

Signature: Ken Sonagere Date: 2-26-12

*When serving on the Planning Board you may not serve on any other boards or committees.



JAN 09 2012
CITY OF AUBURN

Community Service Volunteer Form

We're so happy you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward, our community would not be as strong, as vibrant, or as great as it is. Thank you so much! Please complete the form below completely and return it to the City Clerk, Roberta L. Fogg (rfogg@auburmaine.gov) I hope your experience is rewarding. Again, on behalf of all of us at the City of Auburn, thank you for being an outstanding citizen!

Glenn E. Aho
City Manager

Name: Lane Feldman New Appointment
Re-appointment Ward: 3
Mailing Address: 75 Western Ave.
Physical Address: _____
Telephone #: 7863855 Home 2905260 Work _____ Cell _____
E-Mail Address: buzze+1120@aol.com Years as Auburn Resident: 37

Describe your education and/or experience (check here if using reverse side for extra space):
Previously served three terms on the Auburn School Committee

Please check which committee/board/position you wish to participate with: (Check only one committee per application).

- | | |
|--|--|
| <input type="checkbox"/> 9-1-1 Committee | <input type="checkbox"/> Investment Advisory Board |
| <input type="checkbox"/> Airport Board | <input type="checkbox"/> Lake Auburn Watershed Protection Com. |
| <input type="checkbox"/> Auburn Housing Authority | <input type="checkbox"/> L-A Transit Committee (bus system) |
| <input checked="" type="checkbox"/> Board of Assessment Review | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Cable TV Advisory Board | <input type="checkbox"/> Recreation Advisory Committee |
| <input type="checkbox"/> Community Development Loan Committee | <input type="checkbox"/> Sewer District Trustees |
| <input type="checkbox"/> Community Forest Board | <input type="checkbox"/> Water District Trustees |
| <input type="checkbox"/> Ethics Advisory Committee | <input checked="" type="checkbox"/> Zoning Board of Appeals |
| <input type="checkbox"/> Volunteers in Police Service | <input type="checkbox"/> Auburn Hall Reception/Office Support |

Signature [Signature] Date: 1/5/12
"Providing superior services at an affordable cost"

60 Court Street • Suite 243 • Auburn, ME 04210
(207) 333-6600 Voice • (207) 333-6601 Automated • (207) 333-3621 Fax
www.auburmaine.org

APR 09 2012 @ 2:10

Board & Committee Appointment Application

City of Auburn

We're so happy that you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward our community would not be as strong, as vibrant, or as great as it is - thank you so much! Please complete the form below and return it to the City Clerk's office. Again, on behalf of all of us at the City of Auburn, I hope your volunteer experience is rewarding, and thank you for being an outstanding citizen!

This is an application for: New Appointment Reappointment
Name: Brian Whitley Ward: 5 Years as an Auburn Resident: 19
Mailing Address: 257 South Main St. Auburn
Physical Address: same as above
Phone: 831-1028 Email: bdlawhitley@gmail.com
Describe your education and/or experience: BSBA - USM 1992

Which board or committee would you like to serve on? (One per application)
Zoning Board of Appeals

The following are the current committees and boards in Auburn:

- Community Development Loan Committee
- L/A Transit Committee
- Planning Board*
- Recreation Advisory Committee
- L/A Transit Committee
- Auburn Housing Authority
- School Committee
- L/A Cable TV Advisory Board
- Zoning Board of Appeals
- Audit and Procurement
- 911 Committee
- Ethics Panel
- L/A Community Forest Board

Incomplete applications and those which list more than one committee will not be considered. Applications are valid for a period of six months. Submission of an application does not imply or guarantee an appointment to any board or committee. The City reserves the right to appoint board and committee members as vacancies arise and to perform background checks or any other necessary investigations on applicants.

I certify that this information is true to the best of my knowledge and agree to the terms and conditions set forth above.

Signature: Brian Whitley Date: 4/9/12

*When serving on the Planning Board you may not serve on any other boards or committees.



JAN 09 2012
CITY OF AUBURN

Community Service Volunteer Form

We're so happy you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward, our community would not be as strong, as vibrant, or as great as it is. Thank you so much! Please complete the form below completely and return it to the City Clerk, Roberta L. Fogg (rfogg@auburmaine.gov) I hope your experience is rewarding. Again, on behalf of all of us at the City of Auburn, thank you for being an outstanding citizen!

Glenn E. Aho
City Manager

Name: Lane Feldman New Appointment
Re-appointment Ward: 3
Mailing Address: 75 Western Ave.
Physical Address: _____
Telephone #: 7803885 Home 298260 Work _____ Cell _____
E-Mail Address: duz2e1120@aol.com Years as Auburn Resident 37

Describe your education and/or experience (check here if using reverse side for extra space):
Previously served three terms on the Auburn School Committee

Please check which committee/board/position you wish to participate with: (Check only one committee per application).

- | | |
|--|--|
| <input type="checkbox"/> 9-1-1 Committee | <input type="checkbox"/> Investment Advisory Board |
| <input type="checkbox"/> Airport Board | <input type="checkbox"/> Lake Auburn Watershed Protection Com. |
| <input type="checkbox"/> Auburn Housing Authority | <input type="checkbox"/> L-A Transit Committee (bus system) |
| <input checked="" type="checkbox"/> Board of Assessment Review | <input type="checkbox"/> Planning Board |
| <input type="checkbox"/> Cable TV Advisory Board | <input type="checkbox"/> Recreation Advisory Committee |
| <input type="checkbox"/> Community Development Loan Committee | <input type="checkbox"/> Sewer District Trustees |
| <input type="checkbox"/> Community Forest Board | <input type="checkbox"/> Water District Trustees |
| <input type="checkbox"/> Ethics Advisory Committee | <input checked="" type="checkbox"/> Zoning Board of Appeals |
| <input type="checkbox"/> Volunteers in Police Service | <input type="checkbox"/> Auburn Hall Reception/Office Support |

Signature [Signature] Date 1/5/12
"Providing superior services at an affordable cost"

AUG 14 2012

Board & Committee Appointment Application

City of Auburn

We're so happy that you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward our community would not be as strong, as vibrant, or as great as it is - thank you so much! Please complete the form below and return it to the City Clerk's office. Again, on behalf of all of us at the City of Auburn, I hope your volunteer experience is rewarding, and thank you for being an outstanding citizen!

This is an application for: New Appointment Reappointment

Name: Walter Criss Ward: 5 Years as an Auburn Resident: 50

Mailing Address: 69 LORING AVE

Physical Address: Same

Phone: 207 762-1622 Email: WALTER@CRISSY.COM

Describe your education and/or experience: _____

Which board or committee would you like to serve on? (One per application)

ASSESSMENT REVIEW

The following are the current committees and boards in Auburn:

- Community Development Loan Committee
- L/A Transit Committee
- Planning Board*
- Recreation Advisory Committee
- L/A Transit Committee
- Auburn Housing Authority
- School Committee
- L/A Cable TV Advisory Board
- Zoning Board of Appeals
- Audit and Procurement
- 911 Committee
- Ethics Panel
- L/A Community Forest Board

Incomplete applications and those which list more than one committee will not be considered. Applications are valid for a period of six months. Submission of an application does not imply or guarantee an appointment to any board or committee. The City reserves the right to appoint board and committee members as vacancies arise and to perform background checks or any other necessary investigations on applicants.

I certify that this information is true to the best of my knowledge and agree to the terms and conditions set forth above.

Signature: Walter W. Criss Date: 8/13/12

*When serving on the Planning Board you may not serve on any other boards or committees.

AUG 2-3 2012

Board & Committee Appointment Application

City of Auburn

We're so happy that you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward our community would not be as strong, as vibrant, or as great as it is – thank you so much! Please complete the form below and return it to the City Clerk's office. Again, on behalf of all of us at the City of Auburn, I hope your volunteer experience is rewarding, and thank you for being an outstanding citizen!

This is an application for: New Appointment Reappointment

Name: Timothy J Earle Ward: 2 Years as an Auburn Resident: 35

Mailing Address: 212 Lake Street, Auburn, ME

Physical Address: same

Phone: 207-333-1741 Email: timothy.earle@roadrunner.com

Describe your education and/or experience: I.T. Director for City of Lewiston, ME

Which board or committee would you like to serve on? (One per application)

911 Committee

The following are the current committees and boards in Auburn:

- 911 Committee
- Airport Board
- Assessment Review Board
- Auburn Housing Authority
- Auburn Water District
- Auburn Sewer District
- Community Development Loan Committee
- Ethics Panel
- L/A Cable TV Advisory Board
- L/A Community Forest Board
- L/A Transit Committee
- Planning Board*
- Recreation Advisory Committee
- Zoning Board of Appeals

Incomplete applications and those which list more than one committee will not be considered. Applications are valid for a period of six months. Submission of an application does not imply or guarantee an appointment to any board or committee. The City reserves the right to appoint board and committee members as vacancies arise and to perform background checks or any other necessary investigations on applicants.

I certify that this information is true to the best of my knowledge and agree to the terms and conditions set forth above.

Signature: [Signature] Date: 8/22/12

*When serving on the Planning Board you may not serve on any other boards or committees.

Susan Clements-Dallaire, City Clerk sdallaire@d.auburn.me.us 333-6600

AUG 02 2012

Board & Committee Appointment Application **City of Auburn**

We're so happy that you've decided to volunteer for our community! The giving of your time is commendable and very much appreciated. Without people like you coming forward our community would not be as strong, as vibrant, or as great as it is – thank you so much! Please complete the form below and return it to the City Clerk's office. Again, on behalf of all of us at the City of Auburn, I hope your volunteer experience is rewarding, and thank you for being an outstanding citizen!

This is an application for: New Appointment Reappointment

Name: Daniel W. Laurie Ward: 1 Years as an Auburn Resident: 3

Mailing Address: 464 East Waterman Road Auburn, ME 04210

Physical Address: Same

Phone: (207) 402-0556 Email: dwl.laurie@gmail.com

Describe your education and/or experience: Call Center Manager, 211 Maine

Which board or committee would you like to serve on? (One per application)

911 Committee

The following are the current committees and boards in Auburn:

- 911 Committee
- Airport Board
- Assessment Review Board
- Auburn Housing Authority
- Auburn Water District
- Auburn Sewer District
- Community Development Loan Committee
- Ethics Panel
- L/A Cable TV Advisory Board
- L/A Community Forest Board
- L/A Transit Committee
- Planning Board*
- Recreation Advisory Committee
- Zoning Board of Appeals

Incomplete applications and those which list more than one committee will not be considered. Applications are valid for a period of six months. Submission of an application does not imply or guarantee an appointment to any board or committee. The City reserves the right to appoint board and committee members as vacancies arise and to perform background checks or any other necessary investigations on applicants.

I certify that this information is true to the best of my knowledge and agree to the terms and conditions set forth above.

Signature: [Signature] Date: 8/2/2012

*When serving on the Planning Board you may not serve on any other boards or committees.

Zoning Appeals Board	Term Expiration
Position 1	1/1/2015
Position 2	4/1/2015
Position 3	4/1/2015
Position 4 - fill remaining term	8/1/2014
Board of Assessment Review	
Position 1	4/1/2017
Position 2 (alternate)	1/1/2016
Position 3 (alternate)	9/1/2017
911 Committee	
Position 1	9/1/2015
Applicants	Position Applied For
Ken Sonagere - Ward 1	Zoning Appeals Board
Lane Feldman - Ward 3	Zoning Appeals Board
Brian Whitley - Ward 5	Zoning Appeals Board
Lane Feldman - Ward 3	Board of Assessment Review
Walter Crites - Ward 5	Board of Assessment Review
Timothy Earle - Ward 2	911 Committee
Daniel Lavoie - Ward 1	911 Committee

Zoning Appeals Board (4)

- Fill expired term, a 3 year term, expiration 1/1/2015 (replacing K. Sonagere)
- Fill expired term, a 3 year term, expiration 4/1/2015 (replacing M. Adler)
- Fill expired term, a 3 year term, expiration 4/1/2015 (replacing B. Whitley)
- Fill remainder of a term, expiration 8/1/2014 (replacing D. Philbrick)

Board of Assessment (3)

- Fill expired term, a 5 year term, expiration 4/1/2017 (replacing Walter Crites)
- Fill alternate position that is vacant, 5 year term, expiration 1/1/2016
- Fill alternate position that is vacant, 5 year term, expiration 9/1/2017

911 Committee (1)

3 year term – expiration of 9-1-2015

Zoning Board of Appeals

Board Name	First	Last	Street	Ward	Term Expiration	Staff Person
Zoning Board of	Michael	Dixon	126 Everett Road	2	10/1/2013	Eric Cousens
Zoning Board of					1/1/2015	Eric Cousens
Zoning Board of					4/1/2015	Eric Cousens
Zoning Board of	Walter	Gary	655 Pownal Road	4	3/1/2014	Eric Cousens
Zoning Board of					8/1/2014	Eric Cousens
Zoning Board of					4/1/2015	Eric Cousens
Zoning Board of	Lawrenc	Pelletier	129 Second Street	5	4/1/2013	Eric Cousens
Zoning Board of	Elizabeth	Shardlow	598 Minot Ave		8/1/2014	Eric Cousens
Zoning Board of						Eric Cousens

* *

* Associate members

Assessment Review Board

Board Name	First	Last	Street	Ward	Term Expiration	Staff Person
* Board of Assess					1/1/2016	Renee LaChapelle
* Board of Assess					9/1/2017	Renee LaChapelle
Board of Assess					4/1/2017	Renee LaChapelle
Board of Assess	Denis	Berube	26 Crest Avenue	2	12/1/2014	Renee LaChapelle
Board of Assess	Georgia	Chomas	317 Turner Street	2	1/1/2015	Renee LaChapelle
Board of Assess	Jonathan	Harris	18 Monroe Street	3	10/1/2015	Renee LaChapelle
Board of Assess	Bruce	Mason	200 Mount Auburn Av 1		6/1/2014	Renee LaChapelle
* Board of Assess	Andrea	Westbye	102 Second Street	5	1/1/2013	Renee LaChapelle

* Alternate members

911 Committee

9/12/2012

Board Name	First	Last	Street	Ward	Term Expiration	Title
911 Committee	Phil	Crowell			2/10/2014	Auburn P Chief
911 Committee	Geoff	Low (Acting)			2/10/2014	Auburn F Chief
911 Committee	Michael	Bussiere				Lewiston P Chief
911 Committee	Paul	LeClair				Lewiston F Chief
911 Committee	David	Stuchiner			2/10/2014	Auburn Resident
911 Committee	Vacant				9/1/2015	Auburn resident
911 Committee	Donald	D'Auteuil				City Councilor-Lew
911 Committee	Heather	Hunter				Lewiston Employee
911 Committee	Leroy	Walker				City Councilor-Aub



City Council Agenda Information Sheet

City of Auburn

Council Workshop Date: October 1, 2012

Order 73-10012012*

Author: Susan Clements-Dallaire, City Clerk

Subject: Setting time for opening polls for the November 6th General Election

Information: State law requires the Municipal Officers to set the time to open the polls for each election. Polls will open at 7:00 A.M. in Auburn for the November 6, 2012 General Election.

Financial: N/A

Action Requested at this Meeting: Recommend passage.

Previous Meetings and History: N/A

Attachments: None



Tizz E.H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four

Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 73-10012012*

ORDERED, that the City Council hereby sets the time for opening the polls at 7:00 A.M. for the November 6, 2012 General Election.



City Council Agenda Information Sheet

City of Auburn

Council Workshop Date: October 1, 2012

Order 74-10012012*

Author: Susan Clements-Dallaire, Acting City Clerk

Subject: Appointing Wardens and Ward Clerks for the November 2012 General Election and for all 2013 Elections.

Information: The City Clerk nominates Wardens and Ward Clerks to be appointed by the City Council. One Warden and one Ward Clerk are to be appointed for each polling place.

Daniel Curtis	Warden	Ward 1	Washburn School
Jeanne Varney	Ward Clerk	Ward 1	
Connie Bilodeau	Warden	Ward 2	Auburn Middle School
Beverly Ouellette	Ward Clerk	Ward 2	
Sonja Nielsen	Warden	Ward 3	Auburn Hall
Sherri Flaherty	Ward Clerk	Ward 3	
Warren Galway	Warden	Ward 4	Fairview School
Sheila Desgrosseilliers	Ward Clerk	Ward 4	
Donna Martin	Warden	Ward 5	Sherwood Heights School
Robert Sevigny	Ward Clerk	Ward 5	

Financial: N/A

Action Requested at this Meeting: Recommend passage

Previous Meetings and History: N/A

Attachments:

- City Charter, Article V, Nominations and Elections
- Title 21-A §501
- Order 74-10012012

Auburn, Maine, Code of Ordinances >> PART I - CHARTER >> ARTICLE V. - NOMINATIONS AND ELECTIONS >>

ARTICLE V. - NOMINATIONS AND ELECTIONS

Sec. 5.1. - Date of elections and procedures.

Sec. 5.2. - Wardens and ward clerks.

Sec. 5.3. - Nominations for elective offices.

Sec. 5.4. - Nomination petition.

Sec. 5.5. - List of candidates.

Sec. 5.6. - Ballots.

Sec. 5.1. - Date of elections and procedures.

On the Tuesday following the first Monday in November in odd-numbered years, registered voters of each ward shall ballot for a mayor, a councilor, and a school committee member from that ward as well as two councilors and two school committee members at-large. The terms of all councilors and school committee members shall begin and end simultaneously. All votes cast for the several officers shall be counted, declared, and recorded in public ward meetings, by causing the names of the persons voted for and the number of votes given for each to be written on the ward record. The city clerk shall, as soon as convenient, examine the copies of the records of the several wards and notify in writing the persons who have been elected mayor, councilor, and school committee members. If no person has been elected to an office, or if the person elected refuses to accept the office, the city clerk shall issue warrants for another election. The city clerk shall declare the person receiving the highest number of votes for an office elected to such office.

Sec. 5.2. - Wardens and ward clerks.

The city clerk shall nominate wardens and ward clerks who shall be confirmed by the city council. Wardens and ward clerks shall be residents of the city and shall hold office for two years from the first Monday in December following the regular municipal election or until a replacement has been confirmed. Wardens and ward clerks shall swear their faithful performance of duties to the city clerk or deputy city clerk.

Sec. 5.3. - Nominations for elective offices.

Nomination of each candidate for elective office shall be by petition, available from the city clerk at least 120 days prior to the election. Petitions for mayor shall be signed by not less than 100 registered voters. Petitions for councilor and school committee shall be signed by at least 25 registered voters of the candidate's ward, except that at-large candidates' petitions may have signatures from registered voters from any ward.

Sec. 5.4. - Nomination petition.

Nomination petitions shall be provided by the city clerk with whom they shall be filed not later than 75 days prior to the election.

Sec. 5.5. - List of candidates.

The city clerk shall, at least 65 days prior to the election, certify and make available to the public, in print and electronically, the names and residences of candidates who have filed nomination petitions.

Sec. 5.6. - Ballots.

The city clerk shall provide specimen ballots and official ballots for use in all city elections. Specimen ballots shall be marked "specimen" and shall be on a paper of a color different from the official ballots. The city clerk shall make specimen ballots available to the public in print and electronically. No ballot shall show party designation.

Maine Revised Statutes

☑ [§501 PDF](#)

☑ [§501 WORD/RTF](#)

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⏪ [TITLE 21-A CONTENTS](#)

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➤ [DISCLAIMER](#)

⏪ [MAINE LAW](#)

⏪ [REVISOR'S OFFICE](#)

⏪ [MAINE LEGISLATURE](#)

§421

Title 21-A: ELECTIONS Chapter 7: ELECTION OFFICIALS

§502

§501. Wardens and ward clerks

1. In a city. In a city, the selection, term of office, compensation and partial duties of wardens and ward clerks are determined by the city charter. Additional duties are prescribed by this Title.

[1987, c. 188, §4 (AMD) .]

2. In a town. In a town, with the approval of the municipal officers, the clerk of the municipality shall appoint a warden and may appoint one or more deputy wardens to assist in the duties on election day. If the clerk appoints another person as warden, the clerk may serve as deputy warden. It does not constitute an incompatibility of office for the clerk to serve as warden or deputy warden. The warden and deputy warden are entitled to a reasonable compensation as determined by the municipal officers.

[1995, c. 459, §32 (AMD) .]

3. Provisions applicable to both towns and cities. A warden, ward clerk or any deputy warden may not be an officer of a municipal committee of a political party. Ward clerks or deputy wardens shall perform the duties of the warden when necessary and may not replace election clerks prescribed by this Title. The warden, ward clerk and deputy wardens must be registered voters of the municipality, except when a nonresident clerk is acting as either warden, ward clerk or deputy warden. When there is a vacancy in the office of warden, ward clerk or deputy warden, a person who is a resident of the county may serve as a replacement on a per election basis until the end of the vacated term. Before assuming the duties of office, the warden is sworn by the municipal clerk, and the ward clerk or deputy warden is sworn by the municipal clerk or by the warden.

[2009, c. 538, §6 (AMD) .]

SECTION HISTORY

1985, c. 161, §6 (NEW). 1987, c. 188, §4 (AMD). 1995, c. 459, §32 (AMD). 1997, c. 436, §65 (AMD). 2001, c. 310, §27 (AMD). 2009, c. 538, §6 (AMD).

Data for this page extracted on 02/01/2012 10:08:18.

The Revisor's Office cannot provide legal advice or interpretation of Maine law to the public.

If you need legal advice, please consult a qualified attorney.

Office of the Revisor of Statutes

7 State House Station

State House Room 108

Augusta, Maine 04333-0007

Tizz E.H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 74-10012012*

ORDERED, that the City Council hereby appoints the following individuals as Wardens and Ward Clerks for the November 6, 2012 General Election and for all 2013 Elections:

Daniel Curtis	Warden	Ward 1	Washburn School
Jeanne Varney	Ward Clerk	Ward 1	
Connie Bilodeau	Warden	Ward 2	Auburn Middle School
Beverly Ouellette	Ward Clerk	Ward 2	
Sonja Nielsen	Warden	Ward 3 May and June	Auburn Hall
Sherri Flaherty	Ward Clerk	Ward 3 May and June	
Warren Galway	Warden	Ward 4	Fairview School
Sheila Desgrosseilliers	Ward Clerk	Ward 4	
Donna Martin	Warden	Ward 5	Sherwood Heights School
Robert Sevigny	Ward Clerk	Ward 5	



City Council Workshop Information Sheet

City of Auburn

Council Meeting Date: October 1, 2012

Order 75-10012012*

Author: Roland Miller, Director of Community & Economic Development

Subject: Donation of Land (Parcel Identification PID: 183-029) to the City of Auburn

Information: Last month, economic development staff were contacted by landowner Mark Fournier about the possibility of donating a 3 acre parcel of land on Vickery Road to the city. The parcel abuts 34 acres of city-owned land, and the addition of this parcel will allow for public access to this land from Vickery Road.

Financial: The city will incur no significant costs from this charitable donation of land.

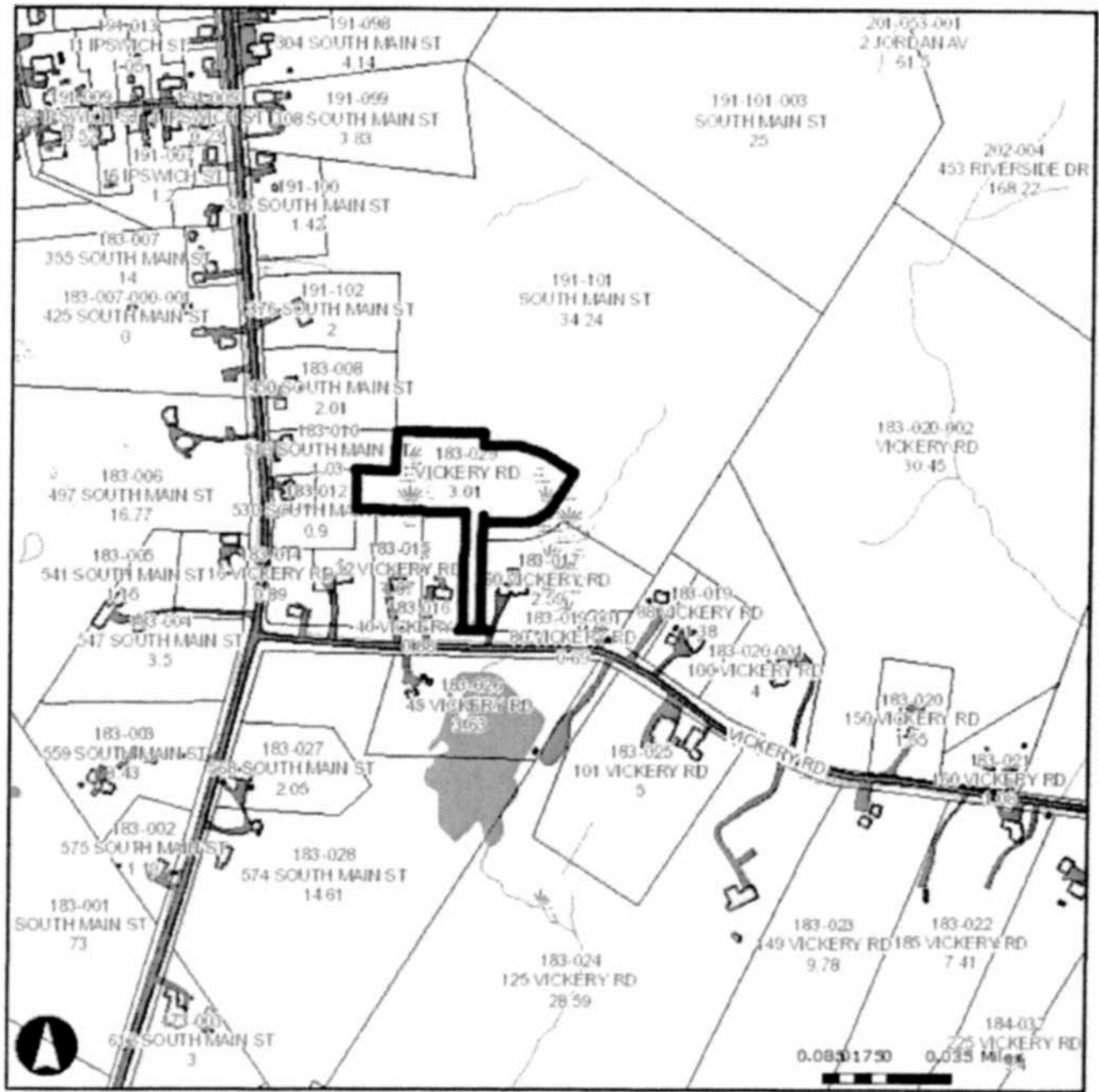
Action Requested at this Meeting: Passage

Previous Meetings and History: Was presented at the 9/17/2012 Workshop.

Attachments:

- Map of this parcel

Map



Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDER 75-10012012*

ORDERED that the City Council hereby accepts the land donation (Parcel Identification 183-029) located off Vickery Road to the city.

IN COUNCIL REGULAR MEETING SEPTEMBER 17, 2012 VOL. 33 PAGE 62

Mayor LaBonte called the meeting to order at 7:04 P.M. in the Council Chambers of Auburn Hall and led the assembly in the salute to the flag. All Councilors were present.

Consent Items*

1. **Order 66-09172012*** Appointing John D. Chamberlain as a Constable with firearm for the Auburn Police Department.
2. **Order 67-09172012*** Accepting the transfer of \$656.00 forfeiture assets in U.S. Currency (Abreau).
3. **Order 68-09172012*** Accepting the transfer of \$525.00 in U.S. Currency; one .45 high point pistol serial # X4173571; and one 12 gauge NEF shot gun serial #NA241124 forfeiture assets (Stoodley).

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes for passage of the consent items. Passage 7-0.

II. Minutes

Motion was made by Councilor Crowley and seconded by Councilor Hayes to approve the minutes of the 9/4/2012. Passage 7-0.

III. Reports

Mayor's Report – Mayor LaBonté reported.

City Councilors' Reports – Councilor Crowley reported.

City Manager's Report – City Manager Deschene Reported.

Finance Director, Jill Eastman – August 2012 Monthly Report

Motion was made by Councilor Crowley and seconded by Councilor Gerry to accept the August 2012 Monthly Report. Passage 7-0.

IV. Communications, Presentations and Recognitions – The following items were postponed and will be presented at a future meeting.

- Council Orientation-City Council Roles and Responsibilities - Dan Stockford, Attorney
- Uniform Crime Report (UCR) Presentation-Phil Crowell

V. Open Session

Kevin Simpson, 84 Summer Street, Auburn
Sandra Doctoroff, 39 Royal Oaks Drive, Auburn
Renee Cote, 54 Dawes Avenue, Auburn

IN COUNCIL REGULAR MEETING SEPTEMBER 17, 2012 VOL. 33 PAGE 63

Motion was made by Councilor Hayes and seconded by Councilor LaFontaine to suspend the rules to take New Business out of order. Passage 7-0.

VI. New Business

- 1. Ordinance 06-09172012** Approving the zoning change on South Witham Road. Public Hearing and first reading.

Motion was made by Councilor Crowley and seconded by Councilor Gerry to approve option 2 of 2.

Public Hearing – No one from the public spoke.

Motion failed 2-5 (Councilors Hayes, LaFontaine, Young, Walker, and Shea).

Motion was made by Councilor LaFontaine and seconded by Councilor Hayes to approve option 1 of 2.

Public Hearing – No one from the public spoke.

Passage of the first reading, 5-2 (Councilors Crowley and Gerry).

- 2. Order 69-09172012** Authorizing the sale of Lot 9 to Paul Cutter (Cutter, LLC) and authorizing the Chairman of the Auburn-Lewiston Municipal Airport Board of Directors to sign all necessary documents for the completion of this transaction on behalf of the City of Auburn.

Motion was made by Councilor LaFontaine and seconded by Councilor Walker.

Public comment – none

Passage 6-1 (Councilor Crowley).

- 3. Order 70-09172012** Appointing members to the 911 Committee, Zoning Board of Appeals, and Assessment Review Committee. City Council may go into Executive Session, pursuant to 1 M.R.S.A. §405(6)(A).

Postponed to a future meeting.

VII. Unfinished Business

IN COUNCIL REGULAR MEETING SEPTEMBER 17, 2012 VOL. 33 PAGE 64

- 1. Order 65-09042012** Authorizing the City Manager to execute the lease agreement on the double surface ice arena (wording changed to agree with the order language). Council may go into Executive Session, pursuant to 1 M.R.S.A. §405(6)(C).

Motion was made by Councilor LaFontaine and seconded by Councilor Shea to request staff fully access the bond option with an updated pro-forma and report back to Council.

Public Hearing -

Jay Potter

Kevin Fletcher, Fairway Drive, Auburn

Peter Grenier, Lewiston

Linda Berube, Sopers Mill Road, Auburn

Brad Berube, 60 Vickery Road, Auburn

Brenda Parker, 93 Gamage Avenue, Auburn

Michael Hefty, 29 Infiniti Way, Auburn

Julie Ann Shaw, 222 Lake Street, Auburn

Paul Morin, Vickery Road, Auburn

Evan Cyr, 245 Broad Street, Auburn

A sophomore from St. Dom's

A Lewiston resident

Walter Sturgis, Lewiston

Patrick Madden, Sabattus

Andy Titus, Lamplighter Circle, Auburn

Dan Chasse, Auburn business owner

Dan D'Auteuil, Lewiston

Dennis Berube, Crest Avenue, Auburn

Andy, with the Maine Gladiators

Melissa Collins, 206 Fairview Avenue, Auburn

Dale Lebrun, 185 Summer Street, Auburn

Bill David, Greene

Motion was made by Councilor LaFontaine and seconded by Councilor Walker to enter into Executive Session, pursuant to 1 M.R.S.A. §405(6)(C). Passage 7-0. 9:11 P.M.

The Mayor declared Council out of Executive Session at 9:55 P.M.

Councilor LaFontaine rescinded her previous motion and Councilor Shea rescinded his second to request that staff fully access the bond option with an updated pro-forma and report back to Council.

Motion was made by Councilor Walker and seconded by Councilor LaFontaine to authorize the City Manager to execute the lease agreement on the double sheet arena.

Passage 6-1, (Councilor Gerry).

IN COUNCIL REGULAR MEETING SEPTEMBER 17, 2012 VOL. 33 PAGE 65

VIII. Open Session

Joe Gray, Sopers Mill Road, Auburn
Andy Titus, 17 Lamplighter Circle, Auburn
Gene Keene, Jr, 365 Park Avenue, Auburn

IX. Executive Session

Motion was made by Councilor LaFontaine and seconded by Councilor Shea to enter into Executive Session to discuss a personnel issue, pursuant to 1 M.R.S.A. §405(6)(A).
Passage 6-0 (Councilor Young had an excused absence). 10:23 P.M.

The Mayor declared Council out of Executive Session at 10:31 P.M.

Motion was made by Councilor LaFontaine and seconded by Councilor Shea to enter into Executive Session to discuss Labor Contracts, pursuant to 1 M.R.S.A. §405(6)(D).
Passage 6-0 (Councilor Young had an excused absence). 10:32 P.M.

The Mayor declared Council out of Executive Session at 10:42 P.M.

Motion was made by Councilor Shea and seconded by Councilor Crowley to enter into Executive Session to discuss Real Estate matter, pursuant to 1 M.R.S.A. §405(6)(C).
Passage 6-0 (Councilor Young had an excused absence). 10:44 P.M.


The Mayor declared Council out of Executive Session at 10:48 P.M.

X. Future Agenda/Workshop Items – Panhandling in Auburn, enforcement of parking and ticket fees.

XI. Adjournment

Motion was made by Councilor Crowley and seconded by Councilor Walker to adjourn.
Passage 5-1 (Councilor LaFontaine. Councilor Young had an excused absence). 10:50 P.M.

A True Copy.

ATTEST 
Susan Clements-Dallaire, City Clerk



City Council Agenda Information Sheet

City of Auburn

Council Meeting Date: October 1, 2012

Ordinance 06-09172012

Author: Eric Cousens, City Planner/Director of Planning and Permitting

Subject: Public hearing on a proposal to amend the City Of Auburn Zoning Map in the area of South Witham Road from Low Density Country Residential District (LDCR) to Low Density Rural Residence District. The proposed changes include a strip of land 450' deep from the centerline of and parallel to South Witham Road on the east side of the road and the full depth of the existing LDCR zoning district and parcels on the west side of the road on the parcels at 96 S. Witham Rd (PID 137-019), 126 S. Witham Rd (PID 137-020), 224 S. Witham Rd (PID 137-022), 272 S. Witham Rd (PID 137-023), 336 S. Witham Road (PID 137-024), 384 S. Witham Rd (PID 137-025), 386 S. Witham Rd (PID 137-025-001), 349 S. Witham Rd (PID 137-014-001), 275 S. Witham Rd (PID 137-014 / 137-014-002) and 177 S. Witham Rd (PID 137-015) pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn.

Information: At the August 14, 2012 Planning Board meeting, the Board voted 7/0 to forward a favorable recommendation on this proposal with an amendment that the larger area as shown in the Comprehensive Plan and Future Land Use Map be changed from LDCR to LDRR, continuing all the way to the Turnpike as shown on the Future Land Use Map. The Board found that the proposal meets the requirements of the City's Comprehensive Plan with the amendment.

See the attached use list for a permitted and special exception use comparison between the two districts. A large scale map including the surrounding area will be available at the hearing.

Staff recommends approval and will be available to answer any questions.

Financial: None

Action Requested at this Meeting: Passage of second and final reading.

Previous Meetings and History: Planning Board Public Hearing August 14, 2012, Council Workshop September 4, 2012, Public hearing and passage of first reading was on 9/17/2012.

Attachments:

- Planning Board Staff Report
- Zoning Map
- LDCR to LDRR allowed use comparison
- Legal notice
- Ordinance 06-09172012

City of Auburn, Maine

"Maine's City of Opportunity"

Office of Planning & Permitting

Planning Board Report

To: Auburn Planning Board

From: Eric J. Cousens, City Planner

Re: Public hearing for a recommendation to the City Council on a proposal to amend the City Of Auburn Zoning Map in the area of South Witham Road from Low Density Country Residential District to Low Density Rural Residence District. The proposed changes include a strip of land 450' deep from the centerline of and parallel to South Witham Road on the parcels at 336 South Witham Road (PID # 137-024), 386 South Witham Road (PID137-025-001), 349 South Witham Road (PID# 137-014-001) and 275 South Witham Road (PID 137-014 / 137-014-002) pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn.

Date: August 14, 2012 Planning Board Meeting

I. PROPOSAL

The City of Auburn has received a petition from at least twenty-five (25) registered voters to rezone the property in the area of South Witham Road from Low Density Country Residential (LDCR) District to Low Density Rural Residence District (LDRR). The proposed changes include a strip of land 450' deep from the centerline of and parallel to South Witham Road on the parcels at 336 South Witham Road (PID # 137-024), 386 South Witham Road (PID137-025-001), 349 South Witham Road (PID# 137-014-001) and 275 South Witham Road (PID 137-014 / 137-014-002) pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn. The area is shown in the attached map with red cross hatching. As the petition indicates, the lots are currently zoned LDCR and would be changed to LDRR if approved. The minimum lot size for the parcels would change from the 3 acre LDCR minimum to a 1 acre LDRR minimum. This would allow some of the parcels to be split with potential for as many as 5 or 6 lots at some point in the future. The City's Comprehensive Plan illustrates the subject area as "Residential – Low Density" as shown on the future land use map.

Page 102, Auburn Comprehensive Plan: 2. CATEGORY: LIMITED GROWTH AREAS, TYPE A: DEVELOPMENT AREAS, DESIGNATION: RESIDENTIAL

Low Density Residential Development District (LDRD)

Objective – Allow for low density residential development (primarily detached single family homes) on the fringe of the built up area where public services can be reasonably provided, but where public sewerage is not available and is not likely to be available in the foreseeable future (see Figure 2.3).

Allowed Uses – The allowed uses in the Low Density Residential Development District should

be similar to the uses currently allowed in the existing Rural Residential District, including single and two-family homes and town-house style units.

Development Standards – The residential density in the Low Density Residential Development District should be one unit per acre. The development standards should be similar to the standards for the existing Rural Residential District, except for the lot width/frontage requirement. The current frontage requirements along existing public roads should be maintained, including the provision for larger frontage in areas currently zoned Very Low Density Country Residential. The frontage standards should allow lot widths of as little as 125-150 feet for lots that front on a new internal street, and for back lots with as little as 50 feet of frontage on an internal street. The standards should allow the size of individual lots to be reduced and the lots clustered to allow a portion of a development to be preserved as open space, provided that adequate provisions can be made for on-site sewage disposal and water supply and the overall density requirement is met.

The LDRR zoning district conforms to the “Residential – Low Density” classification. Some of the lots immediately abutting this parcel are currently zoned Low Density Country Residential (LDCR), however, much of the surrounding area has been changed to LDRR.

Staff recommends that the Board consider expanding the zone on the west side of South Witham to the property lines to make a more consistent map and accomplish the future land use plans from the Comprehensive Plan. The plan also suggests that we should limit the depth on the east side of South Witham Road to 450’ as petitioned.

Based on the Comprehensive Plan and Future Land Use Map, staff is supportive of the proposal.

II. PLANNING FINDINGS / CONSIDERATIONS:

Staff has evaluated the proposed rezoning and suggests the following findings:

- A. The City’s Future Land Use Map shows the area as “Residential – Low Density”. The Low Density Rural Residential zoning designation is consistent with the future land use map.

III. RECOMMENDATION:

Staff recommends that the Planning Board forward a favorable recommendation to the City Council to rezone the property in the area of South Witham Road from Low Density Country Residential District to Low Density Rural Residence District. The proposed changes include a strip of land 450’ deep from the centerline of and parallel to South Witham Road on the east side of the road on the parcels at 336 South Witham Road (PID # 137-024), 386 South Witham Road (PID137-025-001) and the full lot depths on the west side of South Witham Road at 349 South Witham Road (PID# 137-014-001) and 275 South Witham Road (PID 137-014 / 137-014-002) pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn, based on the above findings.

Eric Cousens
Director of Planning and Permitting

South Witham Road Zoning Map – Blue highlighted parcels were included in the petition



Current Zoning Designation
Low Density Rural Residential
Low Density Country Residential
Agriculture and Resource Protection

The current petition proposes changing the zoning on the parcels outlined in blue from Low Density Country Residential (3 acre minimum lot size) to Low Density Rural Residential (1 acre minimum lot size). The change as proposed would only affect those areas that are currently in the Low Density Country Residential zoning district and the boundary of the Agriculture and Resource Protection district would remain where it currently exists. The Planning Board recommends that the larger area, including the additional parcels within the Low Density Country Residential zone along South Witham Road be changed to Low Density Rural Residential. That recommendation is based on the Comprehensive Plan and Future Land Use Map which suggests that the area should be

changed to the 1 residential unit per acre that would be allowed if the change is approved. The proposal is consistent with the Comprehensive Plan and, therefore, staff recommends approval of the petition as recommended by the Planning Board.

The following uses are permitted:		
Permitted Use Designation	Allowed in LDCR	Allowed in LDRR
One-family detached dwellings.	X	X
Two-family dwellings.	X	X
Buildings, equipment and machinery accessory to the principal use including, but not limited to: barns silos, storage buildings and farm automobile garages.	X	X
Forest products raised for harvest.	X	X
Field crop farms.	X	X
Row crop farms.	X	X
Orchard farms.	X	X
Truck gardens.	X	X
Plant and tree nurseries.		X
Greenhouses.		X
Handling, storage and sale of agriculture produce and processed agricultural products derived from produce grown on the premises.	X	X
Livestock operations including poultry farms, cattle farms, dairy farms, stud farms, hog farms, sheep ranches, other animal farms, including farms for raising fur-bearing animals.	X	X
Wayside stands.	X	X
Two-family dwellings which are created from the conversion of a one-family dwelling structure which was constructed prior to 1900.	X	X
Attached single-family dwellings, provided that they are approved by the planning board as part of a planned residential unit development and subdivision, under the provisions of division 10 of article IV and division 4 of article XVII of this chapter.		X
Mobile home parks, subject to the requirements and conditions of section 60-669, mobile home park standards.		X
Licensed veterinarians provided that the lot is of at least three acres.		X
Accessory uses, buildings or structures.		X
Lawn maintenance services.		

Municipal uses and buildings.		X
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The following uses are permitted by special exception after approval by the planning board in accordance with the provisions of division 3 of article XVII of this chapter:		
Special Exception Use Designation	Allowed in LDCR	Allowed in LDRR
Bed and breakfast.	X	
Sawmills and their customary accessory land uses and buildings incidental to the harvesting of forest products, subject to the following conditions: a. Sawmill and accessory activity shall not be detrimental to the neighborhood or the city by reason of special danger of fire or explosion, pollution of rivers or perennial streams or accumulation of refuse. b. Wood processing operation shall be located no closer than 75 feet from any river or perennial stream, 250 feet from any zoning district boundary or residential dwelling and shall be limited to four persons employed. c. Where natural vegetation is removed, it shall be replaced within six months with other vegetation which will be equally effective in retarding erosion and will preserve natural beauty.	X	
Veterinary hospitals, where operated by licensed veterinarians, including offices and facilities for temporarily boarding animals.	X	
Handling, storage and sale of agricultural services, equipment, and supplies accessory to the farming use.	X	X
Bona fide residences required for farm labor. Any residence constructed for farm labor shall not be converted to nonfarm residential use except by permission of the planning board based upon a finding that the abandonment or reduction in such use resulted from causes beyond the control of the applicant and not from any intention to circumvent the requirements of this division. The findings and the conditions upon which such altered use may be continued shall be made a part of the permanent records.	X	

<p>Recreational uses of land intended or designed for public use subject to the following conditions:</p> <p>a. No such recreational use shall be expanded or extended so as to occupy additional land area greater than 20 percent of the original area or one acre, whichever is less; or by the construction of a structure or an addition to an existing structure by more than 900 square feet of additional floor space unless the owner or occupant first obtains approval of the planning board in the manner and upon the same terms as approvals of initial recreational uses.</p> <p>b. Any proposed new or expanded recreational use shall be completed on or before the estimated completion date except that the planning board may grant reasonable extension of time where good cause for the failure to complete is shown.</p>	X	X
<p>Any legally nonconforming summer camp or cottage may be rebuilt if destroyed by fire or other casualty, subject to the following conditions:</p> <p>a. Such reconstruction shall comply with all ordinances applicable to new construction. Such reconstruction need not, however, comply with zoning provisions which would otherwise be applicable except for the provisions of article XII of this chapter.</p> <p>b. In cases where no minimum setback is established by division 5 of article XII of this chapter an open yard space of at least ten feet between the building as reconstructed and each of the property lines shall be maintained.</p>	X	
<p>Cemeteries, subject to the following conditions:</p> <p>a. At least 20 acres in area.</p> <p>b. Not located in any environmental overlay district or over any known aquifer.</p>	X	X
<p>Municipal sanitary landfills, subject to the following conditions:</p> <p>a. Not located in any environmental overlay district or over any known aquifer.</p> <p>b. Provisions shall be made to avoid surface water and groundwater pollution.</p> <p>c. Provisions shall be made for frequent covering of</p>	X	

deposited wastes with earth to counteract vermin, insects, odors, and windblown debris.		
Radio, radar, television and radio telephone transmitting or broadcasting towers, but not studios or offices for such transmitting or broadcasting, provided that: a. Every such tower shall be installed in a location and manner that ensures its safe operation and the safety of the surrounding residents, building occupants, land uses and properties. b. In no case shall such tower be located less than one and one-half times its height from the nearest property line.	X	X
Wholesale nurseries, subject to the following conditions: a. At least one-half of the area of the lot (up to a maximum of three acres) is in active nursery production in a husband type manner. b. The plants and trees propagated, grown and nurtured in the nursery are used as the primary products by the owner/operator of the landscape service.	X	X
Processing and storage of compost and bulking agents from the municipal wastewater sewerage sludge facilities provided that: a. All compost and amendments are to be stored undercover or screened from the public way and abutting property as determined by the planning board. b. All federal, state and local ordinances and laws relating to the processing and storage of waste are complied with. c. An end-use plan must be filed as part of the planning board process.	X	
Licensed hospice care facility provided that it shall be licensed by the state as a Medicare certificate hospice.	X	
Care homes, lodginghouses and boardinghouses.		X
Child day care centers, provided that: a. They are located on arterial and collector streets as		X

defined in the Auburn Tomorrow Comprehensive Plan. b. They shall not be located closer than 1,000 feet from other established day care centers. c. These standards shall not apply to section 60-52		
Community-based residential facilities, provided that: a. The minimum distance between any two such facilities shall be 1,500 feet. b. Any such facility shall house no more than eight persons.		X
Licensed kennels provided that there shall be available land area of at least three acres.		X
Training schools.		X
Adult day centers.		X
Landscape services.		X
Schools.		X
Churches or temples.		X
Libraries.		X
Museums.		X

7 §153. FARM; FARM OPERATION OR AGRICULTURAL COMPOSTING OPERATION NOT A NUISANCE

A farm, farm operation or agricultural composting operation may not be considered a public or private nuisance under Title 17, chapter 91 if the farm, farm operation or agricultural composting operation alleged to be a nuisance is in compliance with applicable state and federal laws, rules and regulations and: [2007, c. 649, §3 (NEW).]

1. Farm; farm operation; agricultural composting operation. The farm, farm operation or agricultural composting operation conforms to best management practices, as determined by the commissioner in accordance with Title 5, chapter 375; [2007, c. 649, §3 (NEW).]

2. Storage or use of farm nutrients; complaints. For complaints regarding the storage or use of farm nutrients as defined in section 4201, subsection 4, the farm, farm operation or agricultural composting operation has implemented a nutrient management plan developed in accordance with section 4204 and operation of the farm, farm operation or agricultural composting operation is consistent with the nutrient management plan; or [2007, c. 649, §3 (NEW).]

3. Change in land use; occupancy of land. The farm, farm operation or agricultural composting operation existed before a change in the land use or occupancy of land within one mile of the boundaries of

the farm, farm operation or agricultural composting operation as long as, before the change in land use or occupancy, the farm, farm operation or agricultural composting operation would not have been considered a nuisance. This subsection does not apply to a farm, farm operation or agricultural composting operation that materially changes the conditions or nature of the farm, farm operation or agricultural composting operation after a change in the land use or occupancy of land within one mile of the boundaries of the farm, farm operation or agricultural composting operation. Nothing in this subsection affects the applicability of any of the other provisions of this chapter.

[2007, c. 649, §3 (NEW) .]

LEGAL NOTICE

City of Auburn

The City Council will hold a Public Hearing on **Monday, September 17, 2012 at 7:00 p.m.** in the Council Chambers at Auburn Hall, 60 Court Street, Auburn, Maine to consider the following:

Public hearing on a proposal to amend the City Of Auburn Zoning Map in the area of South Witham Road from Low Density Country Residential District (LDCR) to Low Density Rural Residence District. The proposed changes include a strip of land 450' deep from the centerline of and parallel to South Witham Road on the east side of the road and the full depth of the existing LDCR zoning district and parcels on the west side of the road on the parcels at 96 S. Witham Rd (PID 137-019), 126 S. Witham Rd (PID 137-020), 224 S. Witham Rd (PID 137-022), 272 S. Witham Rd (PID 137-023), 336 S. Witham Road (PID 137-024), 384 S. Witham Rd (PID 137-025), 386 S. Witham Rd (PID 137-025-001), 349 S. Witham Rd (PID 137-014-001), 275 S. Witham Rd (PID 137-014 / 137-014-002) and 177 S. Witham Rd (PID 137-015) pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn.

For maps or more information contact Eric Cousens @ 333-6601 ext. 1154 or ecousens@auburnmaine.gov.

To be placed in the Lewiston Sun Journal on Friday, September 7, 2012 and Monday, September 10, 2012.

Tizz E. H. Crowley, Ward One
Robert Hayes, Ward Two
Mary Lafontaine, Ward Three
David Young, Ward Four



Leroy Walker, Ward Five
Belinda Gerry, At Large
Joshua Shea, At Large

Jonathan LaBonte, Mayor

IN CITY COUNCIL

ORDINANCE 06-09172012

ORDERED, that the City of Auburn amend the Official Zoning Map in the area of South Witham Road from Low Density Country Residential District (LDCR) to Low Density Rural Residence District, including a strip of land 450' deep from the centerline of and parallel to South Witham Road on the east side of the road and the full depth of the existing LDCR zoning district and parcels on the west side of the road on the parcels at 96 S. Witham Rd (Parcel Identification - PID 137-019), 126 S. Witham Rd (Parcel Identification-PID 137-020), 224 S. Witham Rd (Parcel Identification - PID 137-022), 272 S. Witham Rd (Parcel Identification - PID 137-023), 336 S. Witham Road (Parcel Identification - PID 137-024), 384 S. Witham Rd (Parcel Identification - PID 137-025), 386 S. Witham Rd (Parcel Identification - PID 137-025-001), 349 S. Witham Rd (Parcel Identification - PID 137-014-001), 275 S. Witham Rd (Parcel Identification - PID 137-014 / 137-014-002) and 177 S. Witham Rd (Parcel Identification - PID 137-015) pursuant to Chapter 60, Article XVII, Division 2 of the Ordinances of the City of Auburn.



City Council Information Sheet

City of Auburn

Council Meeting Date: October 1, 2012

Subject: Executive Session

Information: Discussion about a real estate matter, (update on the pro-forma and lease negotiations for the Ice Arena), pursuant to 1 M.R.S.A. §405(6)(C).

Executive Session: On occasion, the City Council discusses matters which are required or allowed by State law to be considered in executive session. Executive sessions are not open to the public. The matters that are discussed in executive session are required to be kept confidential until they become a matter of public discussion. In order to go into executive session, a Councilor must make a motion in public. The motion must be recorded, and 3/5 of the members of the Council must vote to go into executive session. An executive session is not required to be scheduled in advance as an agenda item, although when it is known at the time that the agenda is finalized, it will be listed on the agenda. The only topics which may be discussed in executive session are those that fall within one of the categories set forth in Title 1 M.R.S.A. Section 405(6). Those applicable to municipal government are:

- A. Discussion of personnel issues
 - B. Discussion or consideration by a school board of suspension or expulsion
 - C. Discussion or consideration of the condition, acquisition or the use of real or personal property permanently attached to real property or interests therein or disposition of publicly held property or economic development only if premature disclosures of the information would prejudice the competitive or bargaining position of the body or agency
 - D. Labor contracts
 - E. Contemplated litigation
 - F. Discussions of information contained in records made, maintained or received by a body or agency when access by the general public to those records is prohibited by statute;
 - G. Discussion or approval of the content of examinations administered by a body or agency for licensing, permitting or employment purposes; consultation between a body or agency and any entity that provides examination services to that body or agency regarding the content of an examination; and review of examinations with the person examined; and
 - H. Consultations between municipal officers and a code enforcement officer representing the municipality pursuant to Title 30-A, section 4452, subsection 1, paragraph in the prosecution of an enforcement matter pending in District Court when the consultation relates to that pending enforcement matter.
-



City Council Information Sheet

City of Auburn

Council Meeting Date: October 1, 2012

Subject: Executive Session

Information: Discussion about a personnel issue, pursuant to 1 M.R.S.A. §405(6)(A).

Executive Session: On occasion, the City Council discusses matters which are required or allowed by State law to be considered in executive session. Executive sessions are not open to the public. The matters that are discussed in executive session are required to be kept confidential until they become a matter of public discussion. In order to go into executive session, a Councilor must make a motion in public. The motion must be recorded, and 3/5 of the members of the Council must vote to go into executive session. An executive session is not required to be scheduled in advance as an agenda item, although when it is known at the time that the agenda is finalized, it will be listed on the agenda. The only topics which may be discussed in executive session are those that fall within one of the categories set forth in Title 1 M.R.S.A. Section 405(6). Those applicable to municipal government are:

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 - C. Discussion or consideration of the condition, acquisition or the use of real or personal property permanently attached to real property or interests therein or disposition of publicly held property or economic development only if premature disclosures of the information would prejudice the competitive or bargaining position of the body or agency
 - D. Labor contracts
 - E. Contemplated litigation
 - F. Discussions of information contained in records made, maintained or received by a body or agency when access by the general public to those records is prohibited by statute;
 - G. Discussion or approval of the content of examinations administered by a body or agency for licensing, permitting or employment purposes; consultation between a body or agency and any entity that provides examination services to that body or agency regarding the content of an examination; and review of examinations with the person examined; and
 - H. Consultations between municipal officers and a code enforcement officer representing the municipality pursuant to Title 30-A, section 4452, subsection 1, paragraph in the prosecution of an enforcement matter pending in District Court when the consultation relates to that pending enforcement matter.
-



City Council Information Sheet

City of Auburn

Council Meeting Date: October 1, 2012

Subject: Executive Session regarding Labor Contracts, pursuant to 1 M.R.S.A. §405(6)(D).

Information: Discussion about Labor Contracts, pursuant to 1 M.R.S.A. §405(6)(D).

Executive Session: On occasion, the City Council discusses matters which are required or allowed by State law to be considered in executive session. Executive sessions are not open to the public. The matters that are discussed in executive session are required to be kept confidential until they become a matter of public discussion. In order to go into executive session, a Councilor must make a motion in public. The motion must be recorded, and 3/5 of the members of the Council must vote to go into executive session. An executive session is not required to be scheduled in advance as an agenda item, although when it is known at the time that the agenda is finalized, it will be listed on the agenda. The only topics which may be discussed in executive session are those that fall within one of the categories set forth in Title 1 M.R.S.A. Section 405(6). Those applicable to municipal government are:

- A. Discussion of personnel issues
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 - C. Discussion or consideration of the condition, acquisition or the use of real or personal property permanently attached to real property or interests therein or disposition of publicly held property or economic development only if premature disclosures of the information would prejudice the competitive or bargaining position of the body or agency
 - D. Labor contracts
 - E. Contemplated litigation
 - F. Discussions of information contained in records made, maintained or received by a body or agency when access by the general public to those records is prohibited by statute;
 - G. Discussion or approval of the content of examinations administered by a body or agency for licensing, permitting or employment purposes; consultation between a body or agency and any entity that provides examination services to that body or agency regarding the content of an examination; and review of examinations with the person examined; and
 - H. Consultations between municipal officers and a code enforcement officer representing the municipality pursuant to Title 30-A, section 4452, subsection 1, paragraph in the prosecution of an enforcement matter pending in District Court when the consultation relates to that pending enforcement matter.
-