

**TOWN OF OLD ORCHARD BEACH  
REGULAR TOWN COUNCIL MEETING  
TUESDAY, June 7, 2011  
TOWN HALL CHAMBERS  
7:00 P.M.  
AGENDA**

**Pledge to the Flag  
Roll Call**

**PRESENTATION:                    Report by the Ballpark Commission  
    Ballpark Commissioners  
    Commissioner Paul Crossman**

**Presentation of Annual Report to  
Former Chair, Sharri MacDonald  
by Assistant Town Manager**

**ACKNOWLEDGEMENTS:**

**ACCEPTANCE OF MINUTES:    Special Town Council Minutes of May 11, 2011; Town Council  
    Workshop Minutes of May 11, 2011; Town Council Meeting  
    Minutes of May 17, 2011; Town Council Workshop Minutes of  
    May 19, 2011; Special Town Council Meeting Minutes of  
    May 26, 2011; and Town Council Workshop Minutes of  
    May 26, 2011.**

**PUBLIC HEARING:    Shall We Revise Chapter 50, Article II, Sidewalks, Amending  
    Sections 50-52, 50-53, 50-58, 50-148,50-172, 50-241 and 50-243 adding  
    Sections 50-150 and 50-249 of the Town of Old Orchard Beach Code of Ordinances?**

**Shall We Amend Chapter 54, Traffic and Vehicles, Sections 54-32 through and  
including 54-46, 54-102, 54-103, Sections 54-114 through and including 54-115,  
Sections 54-142, 54-144, 54-146, 54-153, 54-154, 54-160, 54-186, 54-187 of the Town  
of Old Orchard Beach Code of Ordinances?**

**PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:**

**Thomas & Pamela Cahill (302-6-7-2), 165 East Grand Avenue, Unit 2, one seasonal rental;  
Gangway Properties Inc. dba/Seaside Pushkarts (306-1-2-V), 1 East Grand Avenue, Victualers  
with preparation, no alcohol sales; Harrisburg Group, LLC dba/Harold's 2 (306-3-3), 11 East  
Grand Avenue, retail; Pierre & Katy Janelle (310-7-2-5) 64 West Grand Avenue, #5, one year  
round rental; and Timothy & Siobhan Quinlan (319-12-6) 20 Pavia Avenue, one seasonal rental.**

**TABLED ITEM: # 5412 Discussion with Action: Approve the Special Event Permit application from OOB365 to host the Spirit in America Hot Air Balloon Festival/ Smokin' at the Ballpark State Championship BBQ Festival, on June 24<sup>th</sup> through June 26<sup>th</sup>, 2011 from 4:30 a.m. to 10 p.m. each day in the Square and Memorial Park, on the beach, and at the Ballpark. Request for a Beer Garden at the Ballpark. Caterer to provide liquor liability insurance listing the Town of Old Orchard Beach as additionally insured to the Town Clerk's Office at least one week prior to the event; a request for a banner in the Square; and a request to waive the fee in lieu of a donation to the Ballpark.**

**TOWN MANAGER'S REPORT:**

**NEW BUSINESS:**

**# 5418 Discussion with Action: Consider request of Thomas Ta, owner of 227 Temple Avenue (MBL 211-2-1) to waive or reduce the sewer permit fee for the reconstruction of the building at that location pursuant to Section 58- 121(d) and 58-124 of the Municipal Code.**

**Town Mgr. Jack Turcotte**

**# 5419 Discussion with Action: Review and Approve or Deny a proposed consent agreement/order to resolve a long standing zoning violation at 42 West Old Orchard Ave (MBL 312-8-6) – Owner, Jeffery Wu, represented by James McGuire.**

**Town Mgr. Jack Turcotte**

**# 5420 Discussion with Action: Approve and enter into a three-party Agreement with PACTS (Federal Highway and Maine Department of Transportation) – at a cost of \$211,380; and Old Orchard Beach with a share cost of \$21,138 (10%) due by July 19, 2011 to Shim and Overlay Ocean Park Road from I-195 to Temple Avenue (0.28 miles) from Account Number 20203-50506 – Road Maintenance/Improvements, with a balance of \$203,705.**

**Town Mgr. Jack Turcotte**

**#5421 Discussion with Action: Set a Public Hearing Date of June 21, 2011 to Revise Chapter 42, Article III, Recreation and Park Regulations, Amending Sections 42-82, of the Town of Old Orchard Beach Code of Ordinances to allow the sale of alcohol at the Ballpark.**

**Chair Bob Quinn**

- # 5422 Discussion with Action: Appoint Patricia Driscoll as a regular member of the Recycling Committee, term to expire 6/30/2013. Chair Bob Quinn
- # 5423 Discussion with Action: Approve the Special Event Permit for the Surfrider Foundation, Maine Chapter, to hold International Surf Day on the beach at the end of Union Avenue on Saturday, June 18<sup>th</sup>, 2011 from 6 p.m. to 9 p.m., to include the use of grills; request to waive the fee; and Insurance listing the Town as additionally insured to be provided to the Town Clerk's Office at least one week prior to the event. Chair Bob Quinn
- # 5424 Discussion with Action: Approve the Special Event Permit application from MASS Evolution to hold their 1<sup>st</sup> Annual Father's Day Basketball Game in Memorial Park on Sunday, June 19<sup>th</sup>, 2011, from 9 a.m. to 1 p.m. Request to hang a banner on the gazebo and a request to use the electricity at the gazebo or bathrooms for announcing; request to waive the fee; and proof of Insurance listing the Town as additionally insured and paperwork listing their non-profit status to be provided to the Town Clerk's Office at least one week prior to the event. Chair Bob Quinn
- # 5425 Discussion with Action: Amend the current Contract with Extreme Clean, Inc. for the remainder of the 2011 contract and extend the Contract for an additional two year period through 2012 and 2013; performing a rolling trash pick up system starting immediately; with the additional cost of \$15,000 to the current contract cost of \$131,100; the 2012 contract at a cost of \$146,100; and the 2013 contract at a cost of \$147,100; from Account Number 20151-50310 – Public Works Service Contract. Town Mgr. Jack Turcotte
- # 5426 Discussion with Action: Approve Liquor License Renewals of Brentland Beth Inc. dba/Bell Buoy Restaurant (205-4-5B), 24 Old Orchard Street, s-m-v in a Restaurant; and Alouette OOB Oceanfront Resorts Inc. (303-1-11), 91 East Grand Avenue, m-v in a Hotel. Chair Bob Quinn

**GOOD AND WELFARE**

**ADJOURNMENT**