## TOWN OF OLD ORCHARD BEACH REGULAR TOWN COUNCIL MEETING TUESDAY, MARCH 15 2011 TOWN HALL CHAMBERS 7:00 P.M. AGENDA

Pledge to the Flag Roll Call

## **ACKNOWLEDGEMENTS:**

ACCEPTANCE OF MINUTES: Town Council Workshop Minutes of February 24, 2011; and

Town Council Minutes of March 1, 2011.

### **PUBLIC HEARING:**

Shall We Amend Chapter 78 – Zoning Section 78-1, 78-2 through and including 78-5, 78-34, 78-93 through and including 78-95, 78-456 through and including 78-457, Division 17, Section 78-1176 through and including 78-1185, 78-1201 through and including 78-1218. These amendments deal with mandated Shoreland Zoning?

## PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:

<u>Alfred T. Simpson</u> – Street Musician – Downtown Area - Personal Service, and a request to waive the fee; <u>Jeffrey Cyr</u> (103-1-5-40), 56 Ross Road, #40, one year round rental; <u>Ron E. Ricchiuto</u> (301-7-10-22), 190 East Grand Avenue, #22, one year round rental; <u>Lafayette Waves Inc.</u>, <u>dba/West Grand Market</u> (313-6-1), 77 West Grand Avenue, Retail – Victualers with Preparation and Alcohol; <u>Lafayette Waves Inc.</u>, <u>dba/The Goodie Bag</u> (313-6-1-A), 77 West Grand Avenue, Retail, Victualers without Preparation and No Alcohol Sales; <u>Lafayette Waves Inc.</u>, <u>dba/Beach Street Café</u> (313-6-1-B), 77 West Grand Avenue, Victualers with Preparation and Alcohol; <u>Philip & Robin Pelletier</u> (318-8-6-78), 146 West Grand Avenue, #78, one year round rental; and <u>Wilbur</u> & Joan Carter, Carter, Kirk A. Trustee (323-9-6), 30 Randall Avenue, one seasonal rental.

### PUBLIC HEARING SPECIAL AMUSEMENT PERMIT AND APPROVAL:

New England Restaurant Group dba/Pirates Patio & Galley (304-2-9), 2 Walnut Street, Amplified Music and Dancing – Inside and Outside – 12:00 p.m. to 9:00 p.m.; J.J. Eatery LLC dba/J.J.'s Eatery II (306-5-1-F), 12 B Old Orchard Street, Single Acoustics Inside and Outside – 6:30 p.m. – 11:00 p.m.; Fly by Night Inc., dba/Mr. Goodbar (306-5-2), 6 East Grand Avenue, Live Music, Bands, DJ's Inside – 7:00 p.m. to 1:00 a.m.; Patio Pub Inc., dba/Pier Patio Pub (306-6-1-J), 2 Old Orchard Street, Amplified, Bands, Solo's, Comedy, DJ's Inside and Outside – 11:00 a.m. to 1:00 a.m.; and Patio Pub, Inc., dba/Hooligan's Landing (306-6-1-DD), 2 Old Orchard Street, Solo & Duet Acts, Comedy – Inside – 11:00 a.m. to 1:00 a.m.

### **TOWN MANAGER'S REPORT:**

# **NEW BUSINESS:**

# 5355	Discussion: Presentation of the 2012 Fiscal Year Municipal Budget.	Town Mgr. Jack Turcotte
# 5356	Discussion: Establish a policy for televising Workshops.	Councilor Robin Dayton
# 5357	Discussion with Action: Amend Article II, Town Council, Section 2-72, Tabling motions, and add Section 2-97, Rules of Procedure are Town Council Policy.	Chair Bob Quinn
# 5358	Discussion with Action: Accept, with regret, the resignation of Jacqui Deveneau from the Recycling Committee; and Accept, with regret, the resignation of Carol Hudson from the Recycling Committee.	Chair Bob Quinn
# 5359	Discussion with Action: Ballpark fees to remain as currently set until additional information can be presented.	Town Mgr. Jack Turcotte
# 5360	Discussion with Action: Appoint Alan Graves as a Regular Member of the Ballpark Commission, Term to expire 12/31/2012; and Appoint Patricia Driscoll as a Regular Member of the Comprehensive Plan Committee, term to expire 12/31/2011.	Chair Bob Quinn
# 5361	Discussion with Action: Approve the Special Event Permit application for Southern Maine Community College and Central Maine Community College to hold the USCAA Baseball Tournament on Friday, May 13 <sup>th</sup> , through Tuesday, May 17 <sup>th</sup> , 2011; and a request to waive the fee. Insurance, listing the Town as additionally insured, to be provided to the Town Clerk's Office at least one week prior to May 13 <sup>th</sup> .	Chair Bob Quinn
# 5362	Discussion with Action: Approve the Special Event Permit application for the 8 <sup>th</sup> Annual Captain Christopher S. Cash 5K Race on Saturday, June 23, 2012 from 6 a.m. to noon; a request for a banner in the Square and Cascade Road; and a request to waive the fee. Insurance for event, listing the Town of Old Orchard Beach additionally insured, to be provided to the Town Clerk's Office at one week prior to the event.	Chair Bob Quinn

# 5363 Discussion with Action: Approve Liquor License Renewals of New England Restaurant Group dba/Pirates Patio & Galley (304-2-9), 2 Walnut Street, s-m-v in a Restaurant; Fly By Night Inc., dba/Mr. Goodbar (306-5-2), 6 East Grand Avenue, s-m-v in a Class A Lounge; New Pier Pizza Corp. dba/Pier Pizza (306-6-1) 2 Old Orchard Street, m-v in a Restaurant; Patio Pub Inc. dba/Pier Patio Pub (306-6-1-J) 2 Old Orchard Street, s-m-v in a Restaurant/Lounge; and Patio Pub Inc., dba/Hooligan's Landing (306-6-1-DD), 2 Old Orchard Street, s-m-v in a Restaurant.

**Chair Bob Quinn** 

# 5364 Discussion with Action: Discuss Labor Contract.
(Note: This item discusses a labor contract proposal related to the AFSCME Council 93, Local 481-06,
Old Orchard Beach Waste Water Treatment
Plant Union Contract, pursuant to 1 M.R.S.A.,
Section 405, 6(d), and this discussion will be held in executive session.)

**Chair Bob Quinn** 

**GOOD AND WELFARE** 

**ADJOURNMENT**