



Town Council - Meeting Agenda

August 15th, 2023 @ 6:30pm
Council Chambers - 1 Portland Avenue

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PLEDGE OF ALLEGIANCE:

ROLL CALL:

ACKNOWLEDGEMENTS:

GOOD & WELFARE:

PRESENTATION: Casella: New Automated Trash and Recycling Collection Services

ACCEPTANCE OF MINUTES:

Accept minutes from 8/1/2023 Town Council Regular meeting.

Chair: Shawn O'Neill

PUBLIC HEARING – ORDINANCE AMENDMENTS:

PUBLIC HEARING - Town Council to consider amendments to Ch. 71, Article III, Sec. 78-41 (b). This amendment proposes changes to the Post-construction Stormwater Management ordinance.

Chair: Shawn O’Neill

PUBLIC HEARING - Town Council to consider amendments to Ch. 78, Article II, Sec. 78-36 (b); Article VI, Sec. 78-215 (b) (3), (4) and renumber existing (4), (5), and (6); Article VIII, Sec. 78-1412; and 78-1856 – 1863. These amendments propose changes to the Erosion and Sedimentation Control ordinance to comply with the Town’s current Stormwater Management Plan.

Chair: Shawn O’Neill

PUBLIC HEARING – LIQUOR LICENSE & APPROVALS:

Patron’s Mexican Restaurant, Anel Seina, (207-27-13), 8 Heath Street, m-s-v in a Class A restaurant/lounge.

Chair: Shawn O’Neill

PUBLIC HEARING – BUSINESS LICENSE & APPROVALS:

Patron’s Mexican Restaurant, Anel Seina, (206-27-13), 8 Heath St, victualer with prep and alcohol. Conditional license issued for occupancy limit of 80 people until the second means of egress is provided, per the Fire Chief.

Karen and Arthur Wright, (311-9-7), 52 11th Street, one seasonal rental (new).

Jordan Haddock, (312-9-3), 30 W. Old Orchard Ave., one year-round, short-term rental (new).

Susan and Jeff Sullivan dba Sully's Seacoast LLC, (304-7-1-6), 78 East Grand Ave., #106, one year-round, short-term rental (new).

Chair: Shawn O'Neill

PUBLIC HEARING – SPECIAL AMUSEMENT PERMITS & APPROVALS:

The Whaler, William P. Marshall, (206-31-17), 20 Staples St., acoustic music 8:00 pm to 12:00 am inside (no change).

Pirate's Patio & Galley, New England Restaurant Group, (304-2-9), 2 Walnut St., amplified music, dancing, and karaoke, inside and outside from 11:00 am – 8:00 pm (no change).

Chair: Shawn O'Neill

TOWN MANAGER REPORT

NEW BUSINESS:

AGENDA ITEM #7965

Discussion with Action: Appoint Tim Nelson and Zachary Heffernan as Deputy Code Enforcement Officers, and Deputy Licensed Plumbing Inspectors terms to expire 7/1/2024, and re-appoint Rickey Haskell, as Code Enforcement Officer, Electrical Inspector and Licensed Plumbing Inspector, term to expire 7/1/2024.

Chair: Shawn O'Neill

AGENDA ITEM #7966

Discussion with Action: Enact an Emergency Ordinance establishing a Moratorium on Short Term Rentals, whereas no specific regulations governing Short Term Rentals exists under the Town of Old Orchard Beach's Zoning Ordinances, which the Town Council has determined creates a public emergency under the provisions in Section 410.1 of the Town Charter, and which has raised concerns related to public safety and welfare and potential adverse effects on the fabric of residential neighborhoods.

Chair: Shawn O'Neill

AGENDA ITEM #7967

Discussion with Action: Approve the proposal from Wright-Pierce for design, engineering and construction oversight services in the amount of \$97,400.00 for the Saco Avenue, Goodwin Avenue, and MacArthur Avenue sewer replacement from account number 50002-50508 CIP Sewer Maintenance and Improvement account with a balance of \$1,165,201.80.

Chair: Shawn O'Neill

AGENDA ITEM #7968

Discussion with Action: Approve the proposal from Wright-Pierce for engineering services for the New Salt Road Tributary Subwatershed Smoke Testing in an amount not to exceed \$37,000.00, from account number 20151-50300, Public Works Professional Engineering Services with a balance of \$148,396.92.

Chair: Shawn O'Neill

AGENDA ITEM #7969

Discussion with Action: Approve the proposal from Wright Pierce for Construction Inspection Services for the Town Hall Tower Repairs in the amount of \$6,500.00, from account number 51002-50842 Town Hall Improvements Expense account with a balance of \$57,609.90.

Chair: Shawn O'Neill

AGENDA ITEM #7970

Discussion with Action: Accept the proposal from McLaughlin Builders for the repair and replacement of existing roof railings at Town Hall in the amount of \$18,300.00 from account number 51002-50842 CIP Town Hall Improvements Expense account with a balance of \$57,609.90.

Chair: Shawn O'Neill

AGENDA ITEM #7971

Discussion with Action: Award the proposal from Bergeron Protective Clothing for the purchase of Structural Firefighting Boots and Helmets in the amount of \$5,246.40 from CIP account 52002-50895 – with a balance of \$68,123.18.

Chair: Shawn O'Neill

AGENDA ITEM #7972

Discussion with Action: Renew the liquor license for Soho's Oceanic Inn Lounge/OOB Cafe, Jeff Corbin, (310-6-3), 43 West Grand Ave., m-s-v in a Hotel Class I-A.

Chair: Shawn O'Neill

AGENDA ITEM #7973

Discussion with Action: Renew the liquor license for The Whaler, William P. Marshall, (206-31-17), 20 Staples St, m-s-v in a Class A lounge.

Chair: Shawn O'Neill

AGENDA ITEM #7974

Discussion with Action: Renew the liquor license for the Strike Zone Restaurant, Robert Bouthot, (205-4-1-C), 20 Old Orchard St, m-s-v in a Class A restaurant/lounge.

Chair: Shawn O'Neill

AGENDA ITEM #7975

Discussion with Action: Renew the liquor license for the Pirate's Patio & Galley, New England Restaurant Group, (304-2-9), 2 Walnut St., m-s-v in a Class A restaurant/lounge.

Chair: Shawn O'Neill

AGENDA ITEM #7976

Discussion with Action: Convey foreclosed property identified as 15 FRANCIS STREET #7, Parcel Number 00205-00007-001-7 to owners of record SKILLINGS PAULA J ESTATE OF, for the total amount of \$64,338.50 in outstanding taxes and accumulated interest, due on the effective date of conveyance, including estimated taxes for FY24, plus any legal costs incurred by the Town of Old Orchard Beach, and delegate to the Town Treasurer the authority to sign all documents and undertake all actions necessary to accomplish the same.

Chair: Shawn O'Neill

AGENDA ITEM #7977

Discussion with Action: Approve the Pole Permit application from Central Maine Power Company for a pole to be installed on Smithwheel Road, 150 feet northerly of pole 29H.

Chair: Shawn O'Neill

AGENDA ITEM #7978

Discussion with Action: To accept from Woodbridge Condominiums a permanent access and driveway easement of 331.5 square feet in area, 14 feet in width and 30 feet in length for the purposes of accessing the Portland Avenue Pump Station, and a temporary construction easement of 453 square feet in area for the purpose of entering the easement area during construction project to replace the Portland Avenue Pump Station, in substantially the same form as the easements included in the Council packet.

Chair: Shawn O'Neill

AGENDA ITEM #7979

Discussion with Action: Amend the Chamber of Commerce's approved Special Event Permit, approved on 04/05/2022, for the Car Show that is occurring on September 15th and 16th, by allowing volunteers to park in the Milliken Stret parking lot on Saturday, the 16th without cost.

Chair: Shawn O'Neill

ADJOURNMENT

Chair: Shawn O'Neill