

AGENDA

Cumberland Town Council Meeting

Town Council Chambers

MONDAY, March 14, 2022

6:00 P.M. Budget Workshop

7:00 P.M. Call to Order

I. CALL TO ORDER

II. APPROVAL OF MINUTES

February 28, 2022

III. MANAGER'S REPORT

IV. PUBLIC DISCUSSION

Public discussion is for comments on items that are not on the agenda. Comments are limited to 5 minutes per person. Rebuttal comments will be limited to 2 minutes. Public discussion topics may be brought up again under New Business for further Council discussion.

V. LEGISLATION AND POLICY

22 – 025. To discuss a request from the Greater Portland Council of Governments (GPCOG) to find housing for 700 refugee families in the Greater Portland area.

22 – 026. To consider and act on a Wharfing Out Permit for 301 Foreside Road, as recommended by the Coastal Waters Commission.

22 – 027. To endorse a solar field on the MSAD 51 present and future campuses.

22 – 028. To authorize the Town Manager to execute an Agreement for Services with the Town of Gray.

22 – 029. To hear a presentation from the Town Manager re: Route 100 Redevelopment Plan.

VI. NEW BUSINESS

A. Budget Workshops:

- a)** Monday, March 28th at 6:00 p.m.
- b)** Monday, April 4th at 6:00 p.m.
- c)** Saturday, April 9th at 8:00 a.m.

B. Neighborhood Meeting at West Cumberland Hall on March 22nd at 6:00 p.m. re: Route 100 Redevelopment Plan

VII. BUDGET REPORT

VIII. ADJOURNMENT

MINUTES

Cumberland Town Council Meeting

Town Council Chambers

MONDAY, February 28, 2022

6:00 P.M. Budget Workshop

7:00 P.M. Call to Order

Present: Councilors Copp, Edes, Foster, Gruber, Storey-King and Vail

Excused: Councilor Segrist

I. CALL TO ORDER

II. APPROVAL OF MINUTES

Motion by Councilor Copp, seconded by Councilor Gruber, to accept the February 14, 2022 meeting minutes as presented.

VOTE: 6-0 UNANIMOUS

III. MANAGER'S REPORT

Town Manager Shane introduced Jessie, a Greeley High student who spoke about the Climate Action Group at the high school and a presentation that they gave at a School Board meeting urging the school to consider installing a solar array.

Town Manager Shane added that Councilor Segrist and Denny Gallaudet, of our Lands & Conservation Commission Climate Action subcommittee, drafted a letter to the School Board urging them to consider the recommendation that the Greeley Climate Action Group made regarding a MSAD #51 solar farm. He would like to add the consideration for the Council to endorse the letter on the next Town Council agenda.

IV. PUBLIC DISCUSSION

Mike Doyle of Portsmouth, New Hampshire said: *I came here to comment on what I have seen going on and give a brief history. Two years ago, when Jeff Porter sent out his ridiculous inclusion and white supremacy letter to the community, I had several people call and ask me what I thought about it. I was unaware of it, so I came up and looked at the group demonstrating on the green and talked to a few people. I thought it was interesting to see which way it was going to go and from that point on it seemed to have taken a very bad turn to critical race theory. Whether it's taught in school or not, if the essence of it is taught in school, I don't think that's good. Some of the books that have come to light in different school systems, I wouldn't want my daughters back when they were eight years old to bring that home from school. These things have just escalated over a period of time, and I had no idea who Ann Maksymowicz was until I said to the School Board that I would like to start their meeting by dedicating the Pledge of Allegiance to all the men and women serving overseas to protect our freedom of speech. Ann didn't stand up to do the Pledge of Allegiance, which is fine. In this room I referred to her as an a-hole for doing that. At the same time, I said that I would fight to the death to protect her right to protest like that, but I said at the same time that I am going to point out that she's an a-hole when she does it. Nothing's happened since I got arrested at the School Board meeting last May, but recently Ann gave testimony in Augusta at the committee looking at this new LD1939, which basically usurps the First Amendment and says that we can't speak about any of the people on the School Board, or if you're a janitor at the school, we can't speak*

harshly about you. If this new bill passes it completely overrides the First Amendment, which I object to. So, in her testimony, Ann made the comment that somebody had threatened to steal something from her property and destroy it. She was referring to me because she stole my sign format and changed it to a campaign sign for herself. Now the Chief of Police didn't send her any notice of harassment, but I got one this past Saturday. Two counts of harassment because I wrote her an email saying you're acting like an ass again and I sent a very detailed report to the all the members of the committee about what happened when she stole my sign. I said that I predict someone's going to steal something off your property and destroy it so you'll never even know it's gone until you look for it. I wasn't going to steal it, I didn't threaten to steal it, but she has now filed a harassment charge and I have to go to court on March 16th for it. Well folks I have a 19-page federal lawsuit that I typed up this weekend that I'm filing against the Town of Cumberland Chief of Police for condoning this by giving me a summons on a false charge. I'm also suing Ann. So, if Ann thinks that this is a game she can play by jerking me around, she's making a big mistake. I understand that she's been on the phone a lot with the District Attorney complaining about me. Maybe the District Attorney will defend her for this federal suit, but I'm taking both of them to court.

V. LEGISLATION AND POLICY

22 – 017 To hear a report from the Prince Memorial Library Advisory Board.

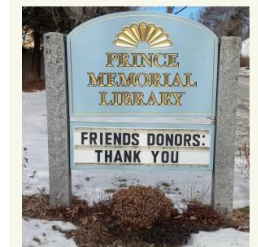
Tom Foley, outgoing Chairman of the Prince Memorial Library Advisory Board, introduced new Chairman, Paul Dexter and Vice-Chair, Jill O'Connor, who presented the following:

2021 Library Advisory Board Report Prince Memorial Library



Your Dedicated PML Team

Thomas C. Bennett, Library Director
Elizabeth Manning, Assistant Director
Kelly Greenlee, Community Outreach Librarian
Jennifer Benham, Youth Services and Teen Librarian
Pam Copenhagen, Technical Services Librarian
Arabella Eldredge, Circulation Librarian
Diana Fowski, Circulation Assistant (PartTime)
Michael Lewis, Circulation Assistant (Part-Time)
Sally Somes, Circulation Assistant (Part-Time)
Rachel St. Pierre, Circulation Assistant (PartTime)



Our PML Supporters

Prince Memorial Library Advisory Board
Kelly Barnes (Secretary) (NY)
Jill O'Connor (Vice Chair) (C)
Paul Dexter (Chair) (NY)
Jerry Benezra (C)
Linda Draper (C)
David Echeverria (C)
Thomas Foley (C)
Barb Hauke (NY)
Linda Putnam (C)
Eli Rivers (C)
Bill Stiles (C)
Shirley Storey-King (C)

Friends of Prince Memorial Library Board
Pam Green (Secretary) (C)
Mary Gulezian (Secretary) (C)
Dale Hahn (Vice President) (C)
Elaine McMahon (President) (C)
Barbara Hauke (Communications) (NY)
Kelly Hankinson (C)
Bob Abbott (NY)
Marge Aube (C)
Jill Coale (C)
Linda Draper (C)
Cindi Farris (C)
Pat Muzzy (C)
Vicki Plaget (C)
Sheila Skeffington (C)
Polly Wright (C)
Mary Miles (NY)
Nancy Smith (NY)

Part I:

Highlights From 2021



Visits to the Library are Up



Summer Reading Program

Preschool
356 participants

Minutes of Reading logged: 270,959 minutes

*Participation increased by 75% over 2019

*Kids read for more than 4,500 hours this summer. Of those who submitted reading logs, that translates to an average of 14 hours of reading per child.

*More than 10,000 raffle tickets were earned toward the 7 prizes raffled at the end of the summer (donated by The Friends of the Library).

"Thank you — the incentive has kept her going and turned her into a beginning reader!" — Kelly M., parent of a preschooler



"I just wanted to thank you so much for putting this all together! My boys read more this summer than they EVER would have because of this!" — Allison B., parent of 2 boys, ages 5 & 8



Summer Reading Program

Grades 7-12

99 participants

232 Scratch Tickets given out

This is a 300% increase over 2019, when we asked this group to sign up for the Summer Reading Program. Some kids made frequent trips (twice weekly or more) to the library just to participate.

*108 prizes (of varying sizes) were awarded.

"I usually struggle to get my kids to sit and read in the summertime. This year, it was all about the prizes, and they read ALL summer." — Katie C., parent of 4 boys, ages 4-10



So Many Programs

In 2021, despite not being open for in-person programming, PML hosted many programs outdoors...



-Story Times: reached families in the park and on local nature trails. These were enormously successful until the weather became too cold to be comfortable. Parents particularly enjoyed being in a place they could explore (and move!) with new friends after story time.

-Star Party: An annual favorite with Edward Gleason, astronomer from Southworth Planetarium. This event was rescheduled a few times due to cloudy/rainy conditions, and the actual event was too cloudy for any star sightings. However, the crowd of about 75 people of all ages gathered together under the big sky at Twin Brook to enjoy ice cream and an otherwise lovely late-summer evening.



Nature Walks

-Four monthly Family Nature exploration walks with a Maine master naturalist, got families with preschoolers out on the trails in wintertime. These took place at Chandler Brook Preserve in No. Yarmouth. All walks were filled to capacity.



Nature Explorer

-PML co-hosted monthly workshops for kids on CCLT properties. All were filled to capacity (12 kids per workshop). Some of the topics: Animal tracks and traces; Trees 101; Using the five senses on the trail. Partnership program with CCLT.



Monarch Release, Twin Brook, Cumberland



Stories Under the Sky

-A collaborative effort. Community members and MSAD51 teachers read their favorite stories aloud to families as they enjoyed a picnic at the MSAD51 amphitheater. Two were held, in June and in October (including a Halloween costume parade). Roughly 60 people showed up to each event.



Arrival & Renovation of the Historical Society



Our Community Is Growing



2019 Community Poll Results

In 2019, with the planned move of the Historical Society Building to the library campus, the LAB surveyed the community to determine what they loved and needed from their library

- More programs
- More space
- A dedicated Children's area

**Library staff have continued to be creative with the available spaces whenever possible.*



Accommodating High-Demand Programs



Part II:

Looking to the Future

SPCOS Member	2018 Population	2019 Population	Population Change	% Change
Cumberland	7,211	8,473	1,262	17.36%
Scarborough	18,519	22,131	3,612	19.49%
Westbrook	17,494	20,490	2,996	16.81%
North Yarmouth	5,561	6,072	511	9.19%
Dorham	16,381	18,336	1,955	11.93%
Yarmouth	11,381	12,684	1,303	11.45%
Salisbury	7,719	8,111	392	5.08%
Freeport	7,779	8,171	392	5.04%
Durham	3,848	4,171	323	8.40%
Windham	17,081	18,434	1,353	7.92%
Yarmouth	8,349	8,980	631	7.56%
Gray	7,761	8,160	399	5.14%
Frederic	1,414	1,544	130	9.20%
South Portland	26,091	26,496	405	1.55%
Cape Elizabeth	9,611	9,911	300	3.12%
Bridgton	5,310	5,418	108	2.03%
Standish	9,874	10,244	370	3.75%
Portland	66,134	68,428	2,294	3.47%
New Gloucester	5,541	5,676	135	2.44%
Topsham	3,871	3,911	40	1.03%
Cass	3,741	3,846	105	2.81%
Harrison	2,730	2,847	117	4.30%



Existing Floor Plan



Utilizing the Open Footprint



Serving All Ages



Mr. Drew at West Cumberland Hall

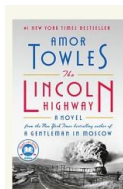


Guiding Questions

- What are the avenues for improving and increasing PML spaces?
- How can PML reach and serve more community members who do not always make their needs known?
- How can PML continue to play a vital role in building a local "cultural campus" for our residents?
- How can PML expand both the access and impact of library services and initiatives, both within and beyond our walls?



What's Happening At PML?



PML's Thursday Afternoon Book Group meets monthly at 3 p.m. (fourth Thursday of the month). PML, contact Elizabeth. Next up: *The Lincoln Highway* by Amor Towles (February 24).



Bringing Nature Home with Maine Audubon

Wednesday, March 16
6:30 p.m. (Virtual)
Registration required.



Wherever you are in Maine, the smallest planting and maintenance choices you make can have a profound impact on your local food web. Our yards and local green spaces are refuges for species of plants and trees facing real challenges across broader landscapes.



Increased Programming Beyond the Library Walls

"Ideas are everywhere! As the weather warms library staff are hoping to be out in the community – on the trails, at the Farmer's Market, in community gathering places. They will continue to offer virtual programming and will likely also offer hybrid and in-person programs as the conditions allow. In youth services, the focus will continue to build on a strong foundation with an eye toward increasing teen programming and circulation, developing and honing the collection, and, hopefully, re-instituting some in-person youth programming."

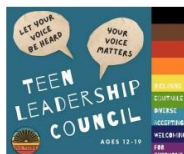
- Kelly Greenlee, Community Outreach Librarian



Fostering Community and Meeting Critical Needs



Passport Acceptance Services at PML



Teen Leadership Council



Legacy Letters



Aerial Rendering



Entry Courtyard Rendering



MINERVA : A Shared Library System

- Brings together over 60 libraries of all types from across the state
- Over 6 million items available for borrowing
- Easy access to more books, DVDs, audiobooks, magazines, and music CDs
- Library staff can easily and quickly order interlibrary loans for patrons from any library in the collaborative
- The statewide delivery service, which is subsidized by Minerva, reduces postage costs and shortens delivery time

Patrons can find and access materials without having to appear in person



Growth Takes Planning and Innovation

PML embraces this opportunity through:

- Seeking avenues for improving and expanding PML's physical, virtual, and human resources
- Responding the community's diverse and growing needs
- Leveraging existing and potential partnerships
- Offering PML's experience and energy to the community's future planning efforts



Thank you for your time!

Thomas Bennett, Director, Prince Memorial Library
tbennett@cumberlandmaine.com

Paul Dexter, Chair, Prince Memorial Library Advisory Board
pauldexterj@gmail.com

We welcome your questions and feedback.
(And make sure to sign up for and read the weekly PML e-newsletter!)



22 – 018 To consider and act on a Right of First Refusal per the agreement with the Maine State Golf Association. *TABLED*

Motion by Councilor Edes, seconded by Councilor Gruber, to table.

VOTE: 6-0 UNANIMOUS

22 – 019 To consider and act on a Party Wall Agreement with the new owners of the Val Halla Banquet Center. *TABLED*

Motion by Councilor Edes, seconded by Councilor Gruber, to table.

VOTE: 6-0 UNANIMOUS

22 – 020 To authorize the Town Manager to execute a lease agreement with the Cumberland Historical Society.

Chairman of the Historical Society, Steve Moriarty said that the Historical Society building is very close to being completed and the Historical Society is presently poised to finally get back into the building. The shelving will be installed on the lower level on March 9th and then the collection can be taken out of storage. Now that the building has been preserved, there should be some sort of formalization between the Town and the Historical Society in terms of a lease. He and the Town Attorney have drafted a lease that spells out what the obligations are for each party.

Chairman Vail asked for any public comment.

No public comment.

Motion by Councilor Copp, seconded by Councilor Foster, to authorize the Town Manager to execute a lease agreement with the Cumberland Historical Society.

VOTE: 6-0 UNANIMOUS

22 – 021 To hold a Public Hearing to consider and act on a Farm Based Special Events License renewal for Joanne Fryer of Mowfield Farm, LLC.

Motion by Councilor Copp, seconded by Councilor Storey-King, to remove this item from the table.

VOTE: 6-0 UNANIMOUS

Chairman Vail explained that as requested at the last meeting, our Town Attorney reviewed this and determined that Joanne Fryer does have the right to hold 3 events at the premises, even though she has sold the property.

Chairman Vail opened the Public Hearing.

No public comment.

Chairman Vail closed the Public Hearing.

Motion by Councilor Storey-King, seconded by Councilor Foster, to approve the Farm Based Special Events License renewal for Joanne Fryer of Mowfield Farm, LLC.

VOTE: 5-1 (Edes opposed) MOTION PASSES

22 – 022 To hold a Public Hearing to consider and act on a liquor license renewal for Rachel's on the Green.

Chairman Vail explained that this is an annual renewal.

Chairman Vail opened the Public Hearing.

No public comment.

Chairman Vail closed the Public Hearing.

Motion by Councilor Edes, seconded by Councilor Gruber, to approve the liquor license renewal for Rachel's on the Green.

VOTE: 6-0 UNANIMOUS

22 – 023 To consider and act on Commercial Hauler's License for Breggia Sanitation, LLC.

Chairman Vail explained that when we have a company that operates in the Town of Cumberland as a Commercial Hauler, they are required to have an annual license.

Chairman Vail asked for any public comment.

No public comment.

Motion by Councilor Storey-King, seconded by Councilor Gruber, to approve the Commercial Hauler's License application for Breggia Sanitation, LLC.

VOTE: 6-0 UNANIMOUS

22 – 024 To appoint members to the Planning Board.

Councilor Copp said that he and Councilor Segrist met last week to interview 4 Planning Board candidates. They were all very good candidates and choosing only 2 was a difficult decision.

Motion by Councilor Copp, seconded by Councilor Gruber, to appoint Peter Bingham and Bridget Perry to the Planning Board.

VOTE: 6-0 UNANIMOUS

VI. NEW BUSINESS

Councilor Storey-King – for years she taught World Cultures and wants to send her thoughts and wishes to the people of Ukraine. We have a lot of Ukrainian immigrants in our country. We have difficult times ahead and she wished for peace for all of us.

In January, the Prince Memorial Library, in collaboration with the Cemetery Association (led by Robert Storey), published a digital book entitled “Cemeteries of Cumberland Maine Select Occupant Genealogies”. There was a lot of collaboration on this, and she extended her thanks to her uncle, Robert Storey.

Councilor Gruber – the Food Pantry had to close on Friday due to the snowstorm, but a lot of people worked very hard behind the scenes to make sure people got their food on Thursday. Thank you to all of our great Food Pantry volunteers.

Chairman Vail – his heart also goes out to the citizens of Ukraine, and they deserve our prayers.

Greater Portland Council of Governments put on a session called “Chairs in a Circle”. It was an interesting session, the conversation was wide-ranging, and he picked up some ideas. A lot of communities talked about problems with their Select Board or Town Council. He was struck by the absence of any types of these problems with our Town Council. We don’t allow things to fester. We have a Town Manager that steps right up to any issue and we don’t allow people to let a grudge grow. They also talked about hybrid meetings that allow people to participate via Zoom or in person.

Councilor Foster – our third coffee chat session is coming up this Thursday at 8:30 a.m. in the Solarium Room at the Library. There is also a Zoom link on the Town website for those who want to attend virtually. We will highlight the budget process for the Cumberland, North Yarmouth and MSAD 51. The first two sessions were well attended, and the community has been engaged, which is great to see.

Our community survey is now live, and we ask that all residents, 18 and older, participate. It will take approximately 15 minutes and is user friendly. Postcard reminders to take the survey should be hitting mailboxes this week. There will be a phone number on the postcard for those who prefer to get a hard copy of the survey mailed to them. As of right now, we are just over 10% of our target of a 50% response rate.

Councilor Edes – he echoed Councilor Storey-King’s sentiments about the people of Ukraine. The news has been breaking his heart all week and there is no need for it. It’s almost like history is repeating itself. His thoughts and prayers go out to the people of Ukraine.

He wants to say thank you to our first responders. Our fire department responded to a structure fire Saturday on Tuttle Road, and they did an admirable job, as always. Our police department also does a great job. If anybody ever questions why the police need qualified immunity, tonight was a perfect example why.

Councilor Copp – as he does at every meeting, he made his \$20 donation to the 4-H fund that benefits the Food Pantry. He urged everyone to consider donating to this worthy cause.

He reminded the public that the lottery for kayak storage at Broad Cove Reserve ends on March 31st. Applications and more information can be found on the Town website.

- VII. EXECUTIVE SESSION** pursuant to 1 M.R.S.A., § 405(6)(C) re: real property.
Motion by Councilor Storey-King, seconded by Councilor Gruber, to recess to Executive Session pursuant to 1 M.R.S.A., § 405(6)(C) re: real property.
VOTE: 6-0 UNANIMOUS
TIME: 8:13 P.M.

Reconvene to regular session at 8:28 P.M.

- VIII. ADJOURNMENT**
Motion by Councilor Edes, seconded by Councilor Gruber, to adjourn.
VOTE: 6-0 UNANIMOUS
TIME: 8:28 P.M.

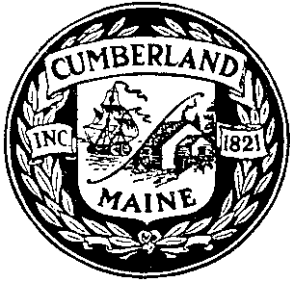
Respectfully submitted by,

Brenda L. Moore
Council Secretary

ITEM

22-025

To discuss a request from the Greater Portland Council of Governments (GPCOG) to find housing for 700 refugee families in the Greater Portland area



M E M O R A N D U M

T O W N O F C U M B E R L A N D , M A I N E

2 9 0 T U T T L E R O A D

C U M B E R L A N D , M A I N E 0 4 0 2 1

T E L : 2 0 7 - 8 2 9 - 2 2 0 5 F A X : 8 2 9 - 2 2 2 4

To: Town Council
From: William R. Shane, Town Manager
Date: March 10, 2022
Re: GPCOG Refugee Resettlement and Future Goals

Councilor Vail asked that this item be put in front of the Town Council for discussion Monday evening. The cities of Portland and South Portland will be dealing with another 700 refugees arriving in early June, and the 500 current refugees that are in hotels in South Portland need to be relocated by July 1st, as state and federal funds will expire.

It is becoming increasingly clear that hotel housing, while adequate for temporary housing for up to several weeks, is woefully inadequate for long term housing needs. GPCOG is working on a plan that would allow for housing to be available for up to 2 years. The types of housing units being considered could be mobile home parks, smaller prefab type housing structures, and any type of housing that could be quickly occupied that has water, sewer and cooking facilities. These smaller housing clusters would also need some sort of central meeting or recreation area close by or on site.

While temporary immediate housing is still needed for 4 to 6-week periods and is an important part of the solution, a longer-term solution is critical for our region. The discussion Monday can become the start of a community dialogue toward the appetite to assist in a longer-term solution. We can enlist the services of our own Housing Authority to begin discussing logistics, land needs, locations, proximity to services, and what we have available for local resources. We asked Pastor Allison Smith and Sally Bancroft of the Congregation Church to assist in the discussion Monday evening as they have had experience in assisting refugee resettlement two years ago.

There is not much more information available other than what is attached to this memo.

We need your ideas!

700+ asylum-seekers in our region
will need temporary housing this spring.

Together, we can find creative
solutions.



The news: We need your help. We're looking for innovative and efficient temporary housing solutions for 700+ asylum seekers, many of whom will be losing their current housing within the next couple of months.

Why it matters: Portland and neighboring communities are facing an ongoing crisis as they coordinate to provide temporary housing to asylum-seekers.

GIVE US YOUR IDEAS

**SIGN UP FOR
NOTIFICATIONS**

**MEMBER
SERVICES**

DATA LIBRARY

WEBSITE



DRAFT

Metro Regional Coalition Meeting Minutes

February 8, 2022

In Attendance:

Name	Affiliation
Amy Kuhn, Chair	Falmouth
Nathan Poore	Falmouth
Scott Morelli	South Portland
Susan Gillis	Cape Elizabeth
Matt Sturgis	Cape Elizabeth
Virginia Wilder-Cross	Gorham
Kevin Jensen	Gorham
Michael Foley	Westbrook
Jerre Bryant	Westbrook
Kate Snyder	Portland
Anne McGuire	Portland
Kristen Dow	Portland
April Sither	Scarborough
Tom Hall	Scarborough
Gail Kezar	Office of Senator King
Jim Gailey	Cumberland County
For GPCOG:	Kristina Egan, Chris Hall, Tom Bell, Vanessa Farr

1. Welcome and introductions

Amy Kuhn called the meeting to order at 12:02 pm and welcomed everyone. Attendees did quick introductions.

2. Acceptance of minutes from the January 11, 2022 meeting

Amy Kuhn moved acceptance of the minutes of the January 11, 2022 MRC meeting by acclamation – all voted in favor.

3. Public Comment

No public comment was offered.

4. Housing Crisis – Asylum Seekers in Portland

The City of Portland continues to face unsustainable staffing and financial burdens as a result of increasing numbers of newly arriving asylum seekers in need of temporary emergency shelter and services. Members heard from City officials and discussed how the MRC can engage to help address the crisis.

Mayor Snyder gave an introduction and background to the current crisis. Since the fall of 2021 Portland has seen an increasing number of asylum seekers arriving in the City and asking for assistance, including housing and General Assistance (GA). In response, City officials began meeting with Mills Administration officials to ask for state help.

Specific requests from the City to the State include:

- 1) a state commitment to fund Portland's municipal share of GA costs (30%, estimated at \$9 million per year) if and when federal funding of those costs ends (scheduled to happen this April), and
- 2) that the State establish an Office of Resettlement Services to take on the administration and coordination of providing social and support services to asylum seekers.

City officials have met with our Congressional delegation's staff, as well as with state lawmakers. In response, Representative Pingree submitted a bill to reduce the waiting time for asylum seekers to obtain a work permit from 365 days to 30 days ([PPH](#)).

Kristen Dow, Portland's Director of Health & Human Services, provided additional information. Currently Portland is providing temporary emergency shelter for 1200 persons, of which approximately 700 are asylum seekers. The remaining 500 come from all parts of Maine, and beyond, with a minority coming from Portland.

Hotels from Freeport to Old Orchard Beach are being used to provide shelter, necessitating Portland staff to work across municipal lines to coordinate services and support. At times Portland's lack of jurisdiction and authority creates problematic barriers to efficient, effective service delivery. Transportation, medical services, and translation services are all complicated by the regional dispersal of people needing help.

Kristen emphasized that the current crisis is very different from the 2019 asylum influx. The Expo, and programs like Host Homes, are not viable now. New solutions are required.

Mayor Snyder noted that Portland's temporary emergency shelter capacity is less than 200, far less than what's needed today.

During Q&A the following points were made and discussed:

- Talks are ongoing with County and State Emergency Management officials to extend FEMA funding of City GA costs. It remains to be seen if federal funding will be extended.
- Construction of the new Riverside Homeless Shelter will not alleviate the crisis since its capacity (about 200 beds) will replace existing facilities).
- South Portland is also experiencing cost burdens as hotels in South Portland provide temporary shelter, increasing the costs of City services. Long term funding for those increases has not been secured yet.
- Beyond asylum seekers, Portland is also serving many people suffering homelessness who come from other communities – only about 30% of the 508 non-asylum seekers in temporary shelters are from Portland.
- Durable permanent solutions are needed, and go beyond the GA system. State funding will be central to finding new housing types and locations that can reduce the dimensions of the current crisis and work to prevent future occurrences.

Kristina Egan offered a framework for crafting solutions:

1. Metro Regional Coalition advocacy to the Governor to support Portland's existing requests (regarding GA support and a Resettlement Office);
2. Identification and location of innovative housing solutions;
3. Changing the public narrative around asylum seekers into one of economic and demographic opportunity.

Members were strongly in support of #1, and voted unanimously to do so on a motion by Mayor Foley and a second by Councilor Wilder-Cross.

Members were also supportive of #2 and #3, and in discussion members began imagining what it would take to create and locate innovative housing opportunities outside the saturated housing market. Repurposing empty commercial space was one thought – all members agreed to think more closely about innovative places and housing types that could contribute to a solution.

Kristina summarized the member direction: work with Portland to advance these three items, and work with MRC members (and others) as needed to advance housing solutions.

5. Housing Progress report

Vanessa Farr updated members on preparation of the 2021-2022 MRC Housing Choice Progress Report. Vanessa described the development of a cloud-based mapping system that would allow users to see

building data at a glance throughout the region, modeled on an existing platform developed by MAPC (see [MassBuilds](#)).

When completed, the tool will be used in many planning projects, helping to understand housing location in other contexts including transportation, climate, and economic development.

To begin, Vanessa is asking all MRC members' staffs to provide the following information in the next three weeks – she will follow up as needed with each community:

2021 Residential Building Permit Data

Permits issued for all new housing construction

- by unit type (Single Family, duplex, multi-family, Accessory dwelling unit
- rental or ownership,
- affordable (LMI deed restricted) or market rate

Vanessa and other GPCOG staff will use the data to produce the next Housing Choice Progress Report for release near the Annual Summit in later May.

6. COVID-19 Roundtable

With brief time remaining members quickly discussed Council actions around the region on masking requirements, the continued availability of testing in Westbrook, and available mask supplies at the Cumberland County Emergency Management Agency.

7. Adjourn

At 1:33 pm Amy Kuhn adjourned the meeting by acclamation.

ITEM 22-026

To consider and act on a Wharfing Out Permit for 301 Foreside Road,
as recommended by the Coastal Waters Commission



CUMBERLAND POLICE DEPARTMENT

290 TUTTLE ROAD
CUMBERLAND, MAINE 04021

CHARLES J. RUMSEY, IV
CHIEF OF POLICE

EMERGENCY
911

BUSINESS
(207) 829-6391

FAX
(207) 829-2211

From: Charles Rumsey, Chief of Police

To: Cumberland Town Council

Date: February 24, 2022

Subject: Wharfing Out Permit, 301 Foreside Road

On February 23rd, the Coastal Waters Commission held a public hearing for a pier application at 301 Foreside Road in Cumberland. No members of the public were present. Lisa Vickers of Atlantic Environmental was present and gave a brief overview of the application. She noted that there was an error in the application, namely the wharf size. The float size approved by DMR is 12' by 20' and NOT the 12' by 24' size as noted in the application. The committee reviewed all aspects of the application and it appeared to be in compliance with the town ordinances. The committee voted unanimously to approve the application.

Atlantic Environmental will submit an updated application reflecting the proper float dimensions of 12' by 20'.



135 River Road • Woolwich, ME 04579
207-837-2199 • tim@atlanticenviromaine.com
www.atlanticenviromaine.com

December 27, 2021

Mr. Bill Longley
Code Enforcement Officer
Town of Cumberland
290 Tuttle Road
Cumberland, Maine 04021

Re: Shoreland Zoning and Building Permit Applications on behalf of the Paul E. Tarbox Revocable Trust, 301 Foreside Road, Cumberland, Maine.

Dear Bill,

On behalf of Paul Tarbox of the Paul E. Tarbox Revocable Trust, Atlantic Environmental, LLC (AE) is pleased to submit a Shoreland Zoning Application and a Building Permit Application to the Town of Cumberland to rebuild a set of access stairs that measure four (4) feet wide by seventy (70) feet long and construct a dock consisting of a pier, ramp, and float located at 301 Foreside Road. Specifically, the Applicant proposes to construct a six (6) foot wide by eighty (80) foot long pier, a three (3) foot wide by forty (40) foot long seasonal ramp and a twelve (12) foot wide by twenty (20) foot long seasonal float. Applications have been submitted to the U.S. Army Corps of Engineers (ACOE), Maine Projects Office in Augusta, Maine and to the Maine Department of Environmental Protection (MDEP). Copies of those approvals are included in the attached application materials.

Thank you in advance for your consideration of this Application. If you require any additional information or clarifications, please feel free to contact me at 207 - 837 - 2199 or by email at tim@atlanticenviromaine.com.

Sincerely,
Atlantic Environmental LLC.

A handwritten signature in black ink that reads 'Timothy A. Forrester'.

Timothy A. Forrester, Owner

FOR OFFICE USE ONLY:

PERMIT NO.: _____

ISSUE DATE: _____

FEE AMOUNT: _____

Town of Cumberland Shoreland Zoning Permit Application

GENERAL INFORMATION

1. APPLICANT	2. APPLICANT ADDRESS	3. APPLICANT PHONE NUMBER
4. PROPERTY OWNER	5. PROPERTY OWNER ADDRESS	6. PROPERTY OWNER PHONE NUMBER
7. CONTRACTOR:	8. CONTRACTOR'S ADDRESS:	9. CONTRACTOR'S PHONE NUMBER:
10. LOCATION / ADDRESS OF PROPERTY	11. TAX MAP & LOT NUMBER, AND DATE LOT WAS CREATED	12. ZONING DISTRICT
13. DESCRIPTION OF PROPERTY INCLUDING A DESCRIPTION OF ALL PROPOSED CONSTRUCTION, E.G. LAND CLEARING, ROAD BUILDING, SEPTIC SYSTEMS AND WELLS (PLEASE NOTE THAT A SITE PLAN SKETCH IS REQUIRED ON PAGE 3).		
14. PROPOSED USE OF PROJECT	15. ESTIMATED COST OF CONSTRUCTION	

SHORELAND PROPERTY INFORMATION

16. LOT AREA (SQ. FT.)	17. FRONTAGE ON ROAD (FT.)
18. SQ. FT. OF LOT TO BE COVERED BY NON-VEGETATED SURFACES	19. ELEVATION ABOVE 100 YEAR FLOOD
20. FRONTAGE ON WATERBODY (FT.)	21. HEIGHT OF PROPOSED STRUCTURE
22. EXISTING USE OF PROPERTY	23. PROPOSED USE OF PROPERTY

NOTE: Questions 24 & 25 apply only to expansions of portions of existing structures which are less than the required setback from the high water mark.

24. A) TOTAL FLOOR AREA OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK AS OF 1/1/89 (SQ. FT.)	25. A) TOTAL VOLUME OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK AS OF 1/1/89 (CU. FT.)
B) FLOOR AREA OF EXPANSIONS OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK FROM 1/1/89 TO PRESENT (SQ. FT.)	B) VOLUME OF EXPANSIONS OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK FROM 1/1/89 TO PRESENT (CU. FT.)
C) FLOOR AREA OF PROPOSED EXPANSION OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK (SQ. FT.)	C) VOLUME OF PROPOSED EXPANSION OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK (CU. FT.)
D) % INCREASE OF FLOOR AREA OF ACTUAL AND PROPOSED EXPANSIONS OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK SINCE 1/1/89 (% INCREASE = (B+C)/Ax100)	D) % INCREASE OF VOLUME OF ACTUAL AND PROPOSED EXPANSIONS OF PORTION OF STRUCTURE WHICH IS LESS THAN REQUIRED SETBACK SINCE 1/1/89 (%) (% INCREASE = (B+C)/Ax100)

SITE PLAN

PLEASE INCLUDE: LOT LINES; AREA TO BE CLEARED OF TREES AND OTHER VEGETATION; THE EXACT POSITION OF PROPOSED STRUCTURES, INCLUDING DECKS, PORCHES, AND OUT BUILDINGS WITH ACCURATE SETBACK DISTANCES FROM THE SHORELINE, SIDE AND REAR PROPERTY LINES; THE LOCATION OF PROPOSED WELLS, SEPTIC SYSTEMS, AND DRIVEWAYS; AREAS AND AMOUNTS TO BE FILLED OR GRADED. IF THE PROPOSAL IS FOR THE EXPANSION OF AN EXISTING STRUCTURE, PLEASE DISTINGUISH BETWEEN THE EXISTING STRUCTURE AND THE PROPOSED EXPANSION.

NOTE: FOR ALL PROJECTS INVOLVING FILLING, GRADING, OR OTHER SOIL DISTURBANCE, YOU MUST PROVIDE A SOIL EROSION CONTROL PLAN DESCRIBING THE MEASURE TO BE TAKEN TO STABILIZE DISTURBED AREAS BEFORE, DURING, AND AFTER CONSTRUCTION. (See attached guidelines.)

A large grid for a site plan, with a north arrow in the top left corner. The grid is 30 units wide and 30 units high. The north arrow is a square with an upward-pointing arrow and the word "NORTH" below it.

Scale: _____ inches = _____ feet.

EXTERIOR ELEVATIONS

DRAW A SIMPLE SKETCH SHOWING BOTH EXISTING AND PROPOSED STRUCTURES WITH DIMENSIONS:

FRONT OR REAR ELEVATION

SIDE ELEVATION

Scale: _____ inches = _____ feet.

ADDITIONAL PERMITS, APPROVALS, AND/OR REVIEWS REQUIRED

CHECK IF REQUIRED:

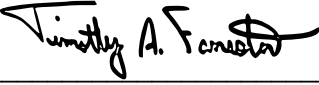
- ☐ PLANNING BOARD REVIEW APPROVAL (e.g. Subdivision, Site Plan Review)
- ☐ BOARD OF APPEALS REVIEW APPROVAL
- ☐ FLOOD HAZARD DEVELOPMENT PERMIT
- ☐ EXTERIOR PLUMBING PERMIT (Approved HHE-200 Application Form)
- ☐ INTERIOR PLUMBING PERMIT
- ☐ D.E.P. PERMIT (Site Location, Natural Resource Protection Act)
- ☐ ARMY CORPS OF ENGINEERS PERMIT (e.g. Sec. 404 of Clean Waters Act)
- ☐ ARMY CORPS OF ENGINEERS PERMIT (e.g. Sec. 404 of Clean Waters Act)

OTHERS:

<input type="checkbox"/> _____	<input type="checkbox"/> _____
<input type="checkbox"/> _____	<input type="checkbox"/> _____

NOTE: Applicant is advised to consult with the Code Enforcement Officer and appropriate State and Federal agencies to determine whether additional permits, approvals, and reviews are required.

I CERTIFY THAT ALL INFORMATION GIVEN IN THIS APPLICATION IS ACCURATE. ALL PROPOSED USES SHALL BE IN CONFORMANCE WITH THIS APPLICATION AND THE **CUMBERLAND** SHORELAND ZONING ORDINANCE. I AGREE TO FUTURE INSPECTIONS BY THE CODE ENFORCEMENT OFFICER AT REASONABLE HOURS.

APPLICANT'S SIGNATURE


AGENT'S SIGNATURE (if applicable)

DATE

DATE

* If the person signing the application is not the owner or lessee of the property, then that person shall submit a letter of authorization from the owner or lessee.

APPROVAL OR DENIAL OF APPLICATION
(For Office Use Only)

THIS APPLICATION IS:

MAP _____ LOT _____

☐ APPROVED

☐ DENIED

IF APPROVED, THE FOLLOWING CONDITIONS ARE PRESCRIBED:

IF DENIED, REASON FOR DENIAL:

NOTE: IN APPROVING A SHORELAND ZONING PERMIT, THE PROPOSED USE SHALL COMPLY WITH THE PURPOSES AND REQUIREMENTS OF THE SHORELAND ZONING ORDINANCE FOR THE TOWN OF CUMBERLAND.

CODE ENFORCEMENT OFFICER

DATE

* This permit will expire one year from the date of issuance, if no substantial start is made in construction.

INSPECTION CHECKLIST:

☐ Prior to Clearing and Excavation

☐ Prior to Foundation Pour

☐ Prior to Final Landscaping

☐ Prior to Occupancy

Permit # _____

Fee Amount _____

Town of Cumberland, Maine Building Permit Application Tax Map/Lot No.: _____
MINIMUM PERMIT FEE \$50.00 (See back for info) Zoning/Overlay District _____
DATE RECEIVED _____ PERMIT # _____

Applicant Name: _____ **Phone #:** _____

Mailing Address: _____

Email Address: _____

Owner's Name: _____ **Phone #:** _____

Mailing Address: _____

Contractor Name: _____ **Phone #:** _____

Mailing Address: _____

Property Location: _____

Lot Dimensions: _____ x _____ **Area:** _____ **Number of dwelling units:** _____

Plumbing: Sewer Permit Issued?: yes ☐ no ☐ n/a ☐ **Septic Permit Issued?:** yes ☐ no ☐ n/a ☐

Street Opening?: yes ☐ no ☐ n/a ☐ **Private way?:** yes ☐ no ☐ n/a ☐ **Driveway Entrance?:** yes ☐ no ☐ n/a ☐

Plans Filed: Scaled Plot Plan?; - yes ☐ no ☐ n/a ☐ **Full Construction Drawings?:** yes ☐ no ☐ n/a ☐

Area of Land to be Disturbed if over 1 acre: _____ **Amount of soil disturbed (square feet):** _____

Amount of Excavation and/or fill if over 1,000 cubic yards: _____

Description of Proposed Construction: _____

Setback Info: Front Yard: _____ **Side Yard #1:** _____ **Side Yard #2:** _____ **Rear Yard:** _____

Building Info: Length: _____ ft. **Width:** _____ ft. **Height:** _____ ft. **Area:** _____ sq. ft.

Shoreland Overlay District: yes ☐ no ☐ **Resource Protection District:** yes ☐ no ☐ **Floodplain Permit:** _____

Notice of Intent (DEP) ME Const. General Permit _____

Estimated Cost of Construction: \$ _____ **Permit Fee: \$** _____

Owner/Agent signature:  _____ **Date signed:** _____

Office use only: TYPE OF CONSTRUCTION: _____ **USE GROUP** _____

CONDITIONS OF APPROVAL: _____

_____ **Date Permit Issued:** _____

CODE ENFORCEMENT OFFICER

BUILDING INSPECTIONS MONDAY THROUGH THURSDAY – 829-2207

[Type here]

[Type here]

rvsd 8/20

Building Permit Application Checklist

All building plans must meet or exceed Maine Universal Building and Energy Codes (MUBEC), IRC-2015, IBC-2015 & IEBC-2015 as adopted by the State of Maine.

All building permits (EXCEPT for sheds and decks) are a MINIMUM \$50.00 fee.

Sheds & Decks are a MINIMUM \$25.00 fee (Up to 400 sq. ft. then \$.10 per additional sf)

New Home applications needed:

- **Growth Permit \$100.00**
- **Building Permit Application and Fee** (Finished Areas \$.40 per sf – Unfinished areas \$.20 per sf)
- **Septic/Sewer Permit** - 3 SIGNED COPIES OF HHE-200 Fee (non-engineered complete system is \$390.00) **or** Sewer connection permit (\$50.00) & user unit fee (Varies)
- **Deed** for the Property
- **One (1) copy of full size construction plans, one (1) 11x17 size plans & (1) electronic set of plans**
- **Plans must include:** 4 elevations, framing cross-section (including sizes of structural members), foundation plan, floor plan (each room use labeled), structural steel, ridges, beams involving LVL's, or Paralam's, (stamped by engineer), plot plan; lot size and accurate locations of all existing and proposed structures with set-backs (per scale noted on plot plan), and drainage. **Please be aware that structurally complicated buildings must be reviewed by an Engineer.**

Impact Fee: Will be applied to all new homes & all additions to homes that are less than 5 years old - \$1.40 per sq. ft. minus first 1,000 sf. for original structure

Renovations/Solar Arrays: Minimum fee of \$50.00 or \$14.00 per \$1,000 of renovation cost

New Construction/Additions Residential: Minimum fee of \$50.00 **OR** Finished areas at \$.40 per sf. **AND** Unfinished areas AT \$.20 / per sf. whichever is greater.

COMMERCIAL New Construction/Additions: Minimum fee of \$100.00 **OR** finished areas at \$.50 per sf. **AND** unfinished areas at \$.20 per sf.

- **Floor plans** showing existing structure and proposed changes
- **Framing cross sections** (including sizes of structural members)
- **Plot Plan;** lot size and accurate locations of all existing and proposed structures with set-backs (PER SCALE ON PLOT PLAN), and drainage.
- **BUILDING PERMIT APPLICATION and FEE**

COMMERCIAL Renovations/Solar Arrays: \$14.00 per \$1,000.00 of renovation cost

Demolition Permits: \$50.00 (10-day waiting period)

Shoreland Permits: The Shoreland Overlay District (SOD) is generally 250 feet from rivers, streams or saltwater bodies and their associated wetlands where shown on the official Zoning Map, also 75 feet from certain streams - See Zoning Ordinance. All requests for Building Permits in the SOD require a Shoreland Zoning Permit (Fee \$150.00) prior to or with issuance of the Building Permit.

Maine Construction General Permit: Effective 2-17-03 a "NOTICE OF INTENT" may be required if your construction will result in disturbance of greater than or equal to one acre. (To be filed with the DEP)



135 River Road • Woolwich, ME 04579
207-837-2199 • tim@atlanticenviromaine.com
www.atlanticenviromaine.com

March 30, 2021

To whom it may concern:

By this letter, I authorize Atlantic Environmental LLC to act on my behalf as my Agent for the preparation and submission of all federal, state, and local town or city permit applications and relevant documents and correspondence related to natural resource permitting project(s) at my property located at 301 Foreside Road in Cumberland, Maine. This authorization includes attending meetings and site visits, appearing before all boards, commissions, and/or committees, and providing other services as required for completing the aforementioned tasks.

Thank you for the opportunity to work with you on this project. Should you have any additional questions, please do not hesitate to contact me at 207-837-2199 or via email at tim@atlanticenviromaine.com.

PAUL TARBOX
Print Name

Paul Tarbox
Signature

4/2/21
Date

Sincerely,
Atlantic Environmental LLC.

Timothy A. Forrester

Timothy A. Forrester, Owner

EXHIBIT 1.0: ACTIVITY DESCRIPTION

The Applicant owns an approximate 2.1-acre parcel of land located on Foreside Road and adjacent to Broad Cove of Casco Bay in the Town of Cumberland, Maine (see **Exhibit 3.0**). The site is developed with a residential structure and associated development. There is currently an existing set of access stairs that provides access to the intertidal zone for foot traffic; however, there is no formal access to the resource for boating from the Applicant's property, therefore, the Applicant proposes to construct a dock in order to provide safe and reasonable access to Casco Bay and adjacent waters for recreational purposes.

Atlantic Environmental, LLC (AE) investigated the site and the surrounding area to determine the feasibility of accessing the resource and constructing a dock that will accommodate the Applicant's watercraft and meet project goals while avoiding and minimizing impacts to the environment. Based on the Applicant's needs, the existing conditions of the site, and the outcome of our investigations, the following design criteria have been determined.

In order to reach navigable waters on a partial-tide basis, the Applicant proposes reconstruct the existing access stairs. The stairs measure four (4) feet wide by seventy (70) feet long and will be constructed in the same location and with the same dimensions as they currently exist. The stairs will be supported with 2" pipe driven to refusal into the substrates. The Applicant proposes to construct the proposed dock to the north of the lower portion of the stairs. The dock will consist of a six (6) foot wide by eighty (80) foot long pier that will connect to a three (3) foot wide by forty (40) foot long ramp and a twelve (12) foot wide by twenty (20) foot long float. The pier will be supported with a total of fourteen (14), eight (8) inch by eight (8) inch pilings and helix anchors that will be driven into the substrates. As a result of the

supports for the pier, there will be approximately fourteen (14) square feet of direct impacts to the coastal wetland. The float will be secured in place with cross chains and helix anchors.

During the off-season, the ramp will be stored on the pier and the float will be hauled off-site and stored in an upland location.

EXHIBIT 2.0: PROJECT STANDARDS

Town of Cumberland

Chapter 226-25: Piers, Wharves, Docks, Bridges, Floats and Other Structures

Section D: Approval Standards and Criteria

The following standards shall apply to all piers, docks, wharves, floats, bridges, and other structures and uses extending over or beyond the normal high-water line of a water body, submerged lands, or wetland:

(1) Access from the shore shall be developed on soils appropriate for such use and constructed so as to control erosion.

The Applicant has an existing set of access stairs that will provide access to the intertidal area. The stairs will be reconstructed as part of the proposed development. The proposed dock will be supported with pilings and helix anchors which require minimal disturbance to the substrates.

(2) The location shall not interfere with existing developed or natural beach areas.

The proposed dock will be elevated to provide for the public rights to fish, fowl, and navigate within the intertidal area of the project site.

(3) The facility shall be located so as to minimize adverse effects on fisheries.

The project was reviewed by the Department of Environmental Protection and the Army Corps of Engineers and, as part of that review, the project was reviewed by the Department of Marine Resources, the Maine Department of Inland Fisheries and Wildlife, US Fish and Wildlife Service, and the National Marine Fisheries Service. The Applicant has agreed to the recommendations of these agencies in order to minimize potential impacts on fisheries and habitat which includes a reduction in the original float size. The ramp and float will be in place on a seasonal basis and stored outside of the coastal wetland in the off-season. In addition, the float will be constructed with float skids to elevate the float off the substrates.

(4) The facility shall be no larger in dimension than necessary to carry on the activity and be consistent with the surrounding character and uses of the area. A temporary pier, dock, or wharf in nontidal waters shall not be wider than six feet for noncommercial uses.

The purpose of the proposed dock is to provide reasonable and safe access to Casco Bay for recreational purposes. The surrounding area is developed with residential structures and the area is utilized for recreational boating. The proposed dock is consistent with those uses.

(5) No new structure shall be built on, over or abutting a pier, wharf, dock or other structure extending beyond the normal high-water line of a water body or within a wetland unless the structure requires direct access to the water body or wetland as an operational necessity.

The Applicant does not propose to construct a structure on, over, or abutting the proposed dock.

(6) New permanent piers and docks on nontidal waters shall not be permitted unless it is clearly demonstrated to the Code Enforcement Officer that a temporary pier or dock is not feasible and a permit has been obtained from the Department of Environmental Protection pursuant to

the Natural Resources Protection Act. [Amended 5-14-2018]

The proposed dock is located on tidal waters and has received approval from the Maine Department of Environmental Protection.

(7) No existing structures built on, over or abutting a pier, dock, wharf or other structure extending beyond the normal high-water line of a water body or within a wetland shall be converted to residential dwelling units in any district.

The Applicant does not propose to convert any structures on, over, or abutting the proposed dock to a residential dwelling unit.

(8) Except in the General Development District, structures built on, over or abutting a pier, wharf, dock or other structure extending beyond the normal high-water line of a water body or within a wetland shall not exceed 20 feet in height above the pier, wharf, dock or other structure.

The Applicant does not propose to any structures on, over, or abutting the proposed dock that would exceed twenty (20) feet in height.

(9) Structures shall not unduly interfere with passage along or within the intertidal zone in order to protect established colonial rights for fishing, fowling, and navigation. This may require accommodations such as steps or pier elevation to allow passage over or beneath a structure.

The Applicant has designed the dock to allow for passage beneath the pier for fishing, fowling, and navigating within the intertidal area.

(10) Where the applicant has applied for "group dock" and the waterfront structure proposed will serve more than one property, the property owners shall submit to the Town a proposed easement deed demonstrating that permanent access and maintenance rights shall be granted to the parties sharing the structure. The parties shall submit to the Code Enforcement Officer proof of recording of the easement after its review and approval by the Town.

The proposed dock will provide access for one residence.

(11) Storage of floats, ramps, and pier accessories is prohibited within the intertidal zone.

The Applicant proposes to store the ramp on the pier during the off-season and haul the float off-site to an upland storage location

(12) Storage of floats, ramps, and pier accessories must comply with all federal, state, and local shoreland zoning rules and regulations.

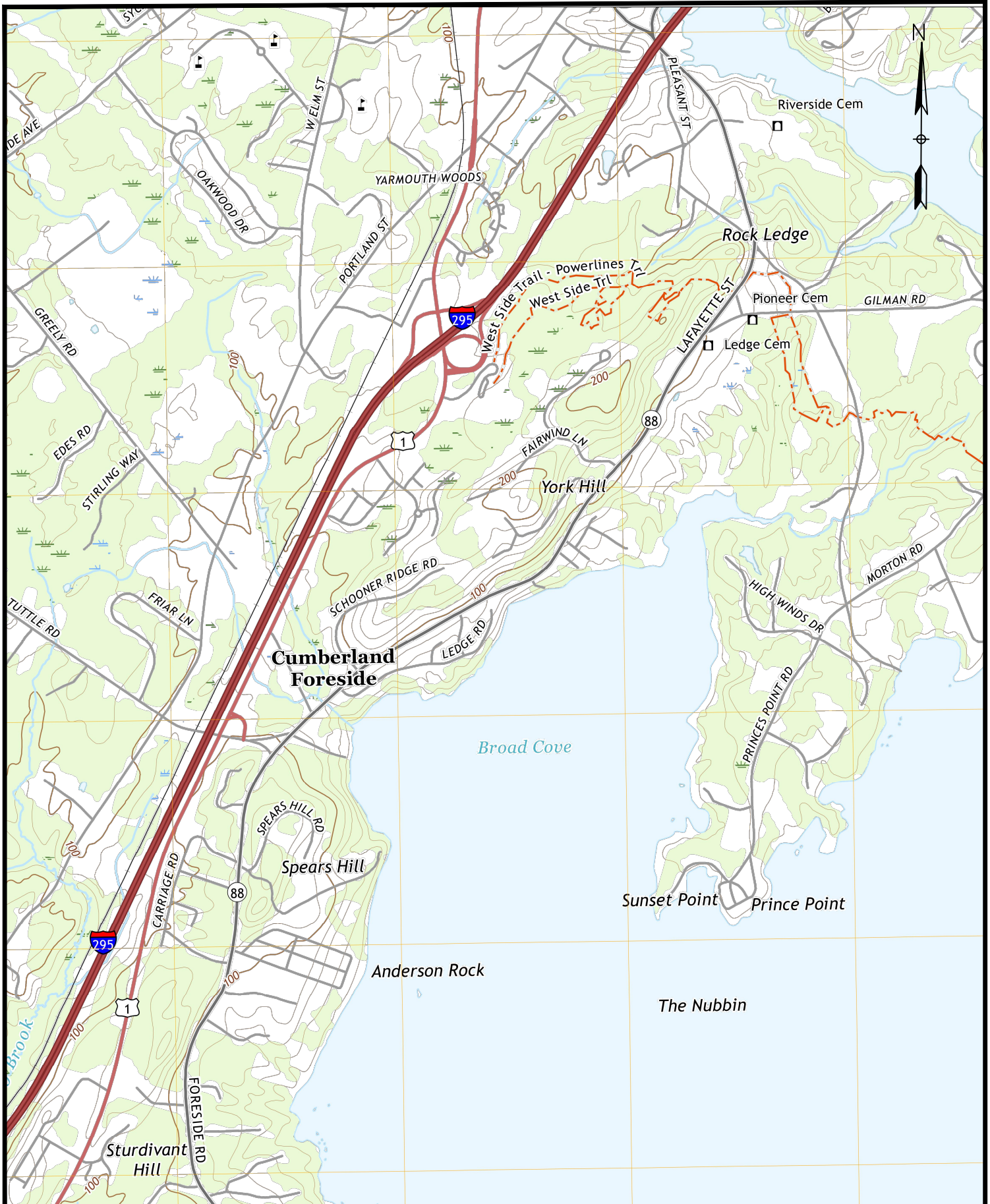
The Applicant proposes to store the float in an upland location off-site to comply with federal, state, and local rules and regulations.

(13) Lighting on piers, wharves, docks, bridges, floats and other structures should be designed and installed to minimize negative impacts on other properties and to promote safe navigation at night. Negative impacts include excessive lighting and unnecessary glare that can be a hazard to navigation.

The Applicant does not propose lighting on the proposed dock.

NOTE: New permanent structures, and expansions thereof, projecting into or over water bodies shall require a permit from the Department of Environmental Protection pursuant to the Natural Resources Protection Act, 38 M.R.S.A. § 480-C. Permits may also be required from the Army Corps of Engineers if located in navigable waters.

The Applicant has included permits from the DEP and ACOE.



ATLANTIC ENVIRONMENTAL LLC.
Environmental Consultants
135 River Road, Woolwich, ME 04579
(207) 837-2199
tim@atlanticenviromaine.com

Date: 7/6/2021
Revised:
Project: Tarbox, Cumberland
Drafted By: ---

PROJECT LOCATION
301 Forside Road, Cumberland, Maine
Maine Atlas & Gazetteer
Map 5 (Section D-5)
43.774722, -70.185316

Sheet
1
of
1

EXHIBIT 4.0: PHOTOGRAPHS

The following photographs are taken from the site of the project and represent the proposed location of the dock located at 301 Foreside Road in the Town of Cumberland, ME.



Photograph One. Aerial View of Project Site. Red arrow indicates approximate location of dock. Source: Google Earth. Date: May 4, 2018.



Photograph Two. Facing northeasterly - view of intertidal zone at project site. Photographer: Tim Forrester, Atlantic Environmental, LLC. Date: March 26, 2021.



Photograph Three. Facing southwesterly – additional view of intertidal zone at project site and surrounding area. Photographer: Tim Forrester, Atlantic Environmental, LLC. Date: March 26, 2021.



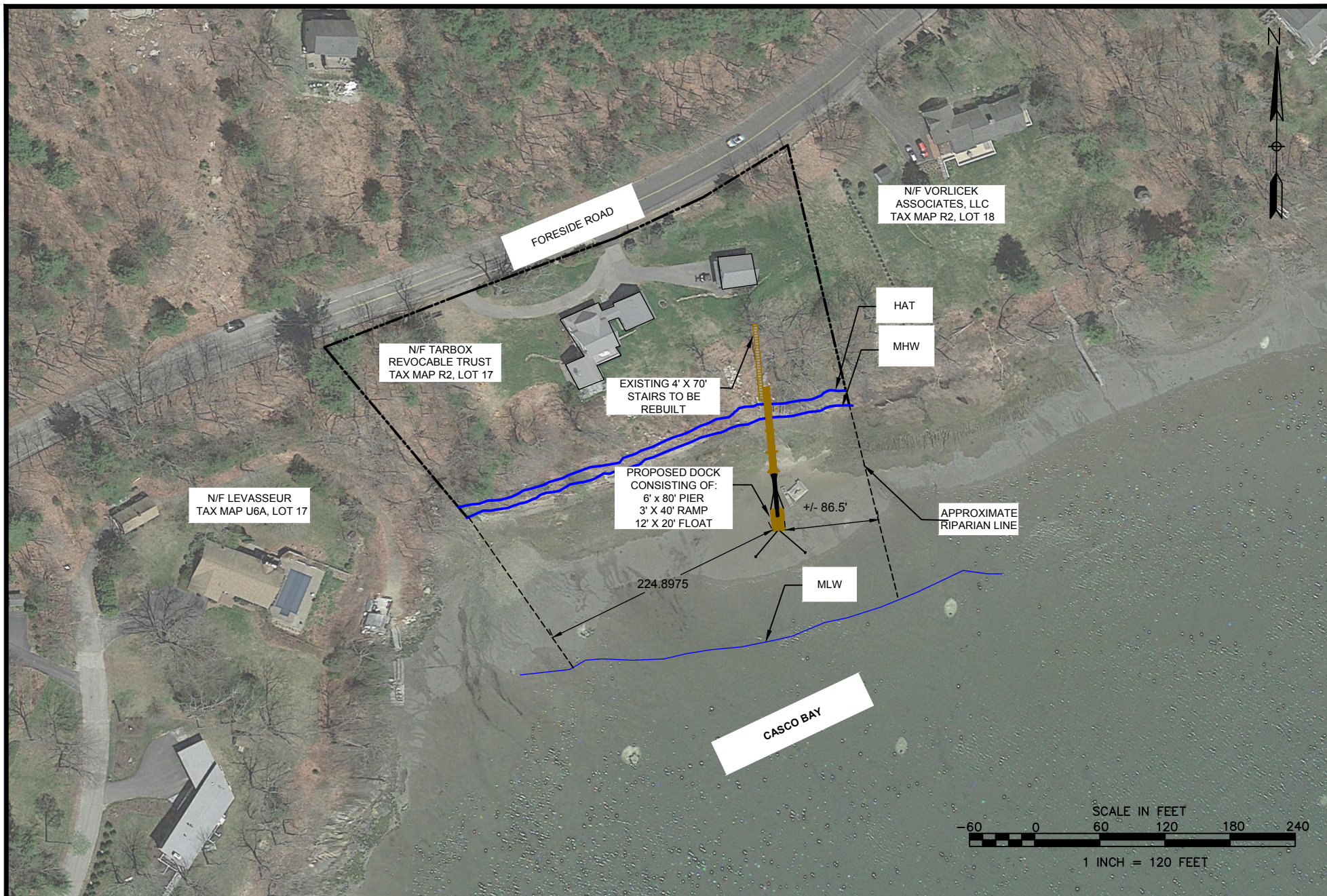
Photograph Four. Facing southerly – view of lower intertidal zone. Photographer: Tim Forrester, Atlantic Environmental, LLC. Date: March 26, 2021.



Photograph Five. Facing northerly - view of upland where proposed dock will begin. Photographer: Tim Forrester, Atlantic Environmental, LLC. Date: March 26, 2021.



Photograph Six. View of Existing Stairs to be rebuilt. Photographer: Tim Forrester, Atlantic Environmental, LLC. Date: March 26, 2021.



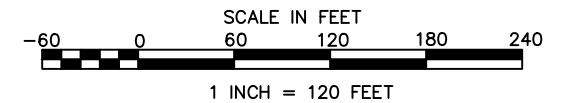
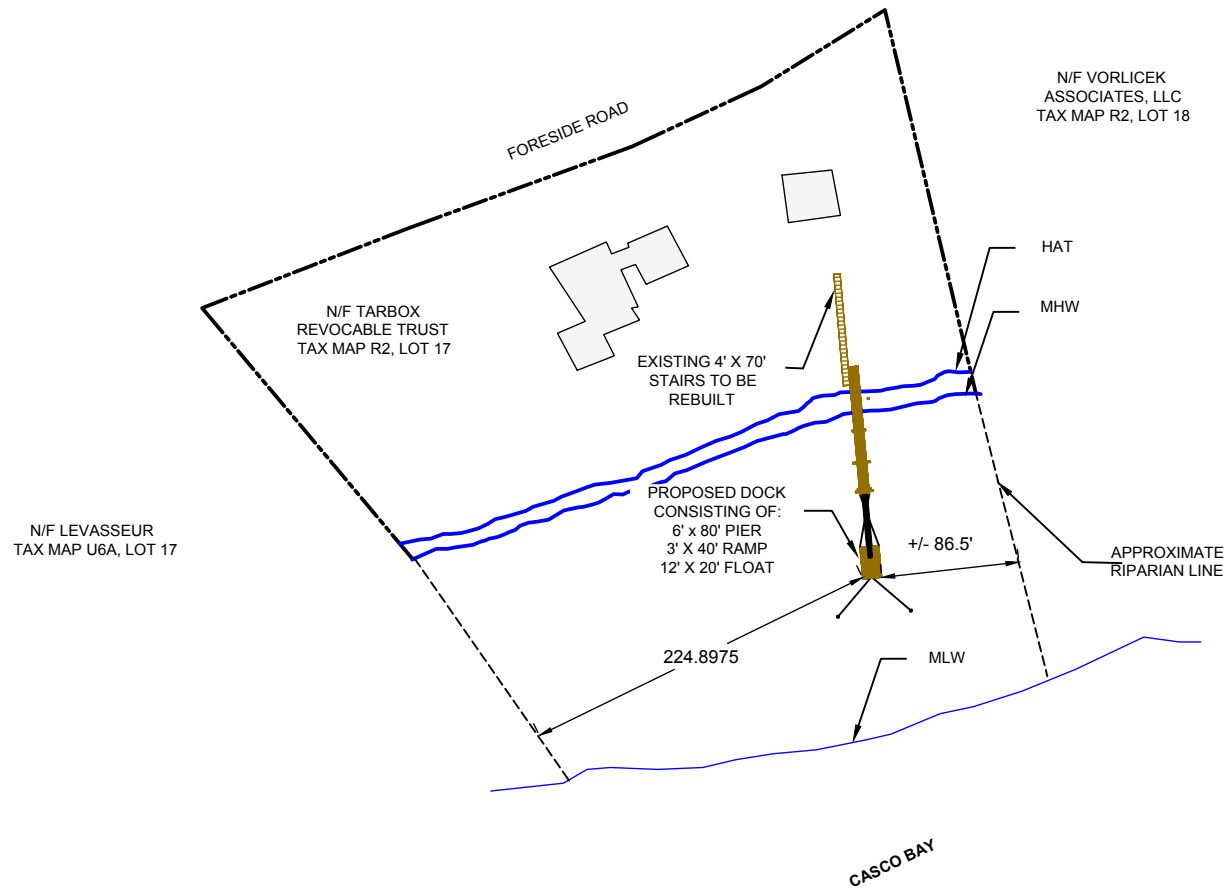
ATLANTIC ENVIRONMENTAL LLC.
Environmental Consultants
135 River Road, Woolwich, ME 04579
(207) 837-2199
tim@atlanticenviromaine.com

Date: 7/6/2021
Revised: 9/24/2021
Project: Tarbox, Cumberland
Drafted By: TAF/LCV

Plan View of the Proposed Dock for Paul E. Tarbox Revocable Trust located at 301 Foreside Road in Cumberland, Maine.

Sheet
1
of
3

FOR PERMITTING PURPOSES



ATLANTIC ENVIRONMENTAL LLC.
Environmental Consultants
135 River Road, Woolwich, ME 04579
(207) 837-2199
tim@atlanticenviromaine.com

Date: 7/6/2021
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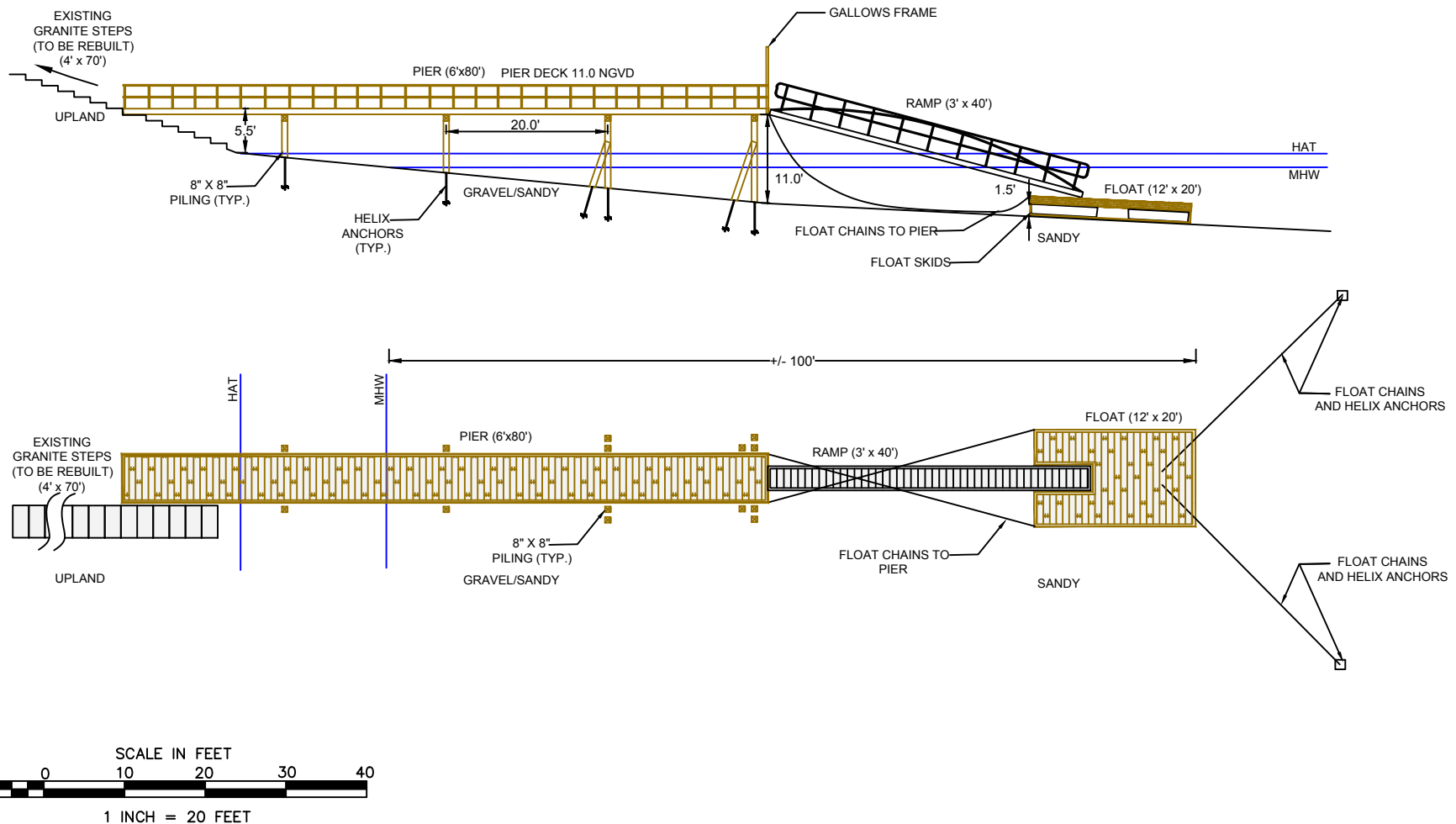
Plan View of the Proposed Dock for Paul E. Tarbox Revocable Trust located at 301
Foreside Road in Cumberland, Maine.

FOR PERMITTING PURPOSES

Sheet
2
of
3

NOTES:

- 1) ALL PT LUMBER WILL BE CURED IN THE UPLAND FOR 21 DAYS PRIOR TO INSTALL.
- 2) 8" X 8" PILING AND HELIX ANCHORS WILL SUPPORT THE PROPOSED PIER.
- 3) DURING THE OFF-SEASON, THE RAMP AND THE FLOAT WILL BE STORED IN AN UPLAND LOCATION.
- 4) FLOAT WILL BE SECURED IN PLACE WITH CHAINS AND HELIX ANCHORS.



ATLANTIC ENVIRONMENTAL LLC.
Environmental Consultants
135 River Road, Woolwich, ME 04579
(207) 837-2199
tim@atlanticenviromaine.com

Date: 7/6/2021
Revised: 9/24/2021
Project: Tarbox, Cumberland
Drafted By: TAF/LCV

Plan View and Cross Section View of the Proposed Dock for the Paul E. Tarbox Revocable Trust located at 301 Foreside Road in Cumberland, Maine.

FOR PERMITTING PURPOSES

Sheet
3
of
3

EXHIBIT 6.0: CONSTRUCTION PLAN

The stairs will be constructed with 2" pipe supports driven to refusal. All work for the stairs will be constructed with hand tools and will minimize soil disturbance. The pier will be supported with pilings and helix anchors as described in the activity description. Any CCA-treated lumber used for the construction of the pier will be cured on dry land for 21 days prior to the start of construction. The aluminum ramp and wood float will be constructed off-site and set in place once the pier is constructed. The construction of the dock should take approximately one (1) to two (2) weeks.

All materials will be transported to the site from the adjacent upland area. In addition, construction access will take place from the upland. The helix anchors will be installed hydraulically. The anchors are held in place and the power head winds the helix into the ground, resulting in minimal soil disturbance. The ramp and float will be constructed off-site and set in place once the pier is constructed. It is not anticipated that measureable soil disturbance will occur as a result of the construction of the dock given the use of the pipe supports, helix anchors, and construction methods.

EXHIBIT 7.0: EROSION CONTROL PLAN

The dock involves minimal excavation and/or earth moving and all work will be conducted at low tide. Given that minimal sedimentation, if any, will occur for the construction of the dock, no formal measures are proposed to control erosion or sedimentation. However, if there are any areas of soil disturbance at the completion of construction, the area will be stabilized with vegetation and mulch in accordance with the Department's permanent soil stabilization BMPs published in the most recent version of the Maine Erosion and Sediment Control BMPs manual.

CONFIRMATORY QUIT CLAIM DEED WITHOUT COVENANT

PAUL E. TARBOX of 301 Foreside Road, Cumberland Foreside, Maine 04110

FOR NO CONSIDERATION PAID - RELEASES TO

PAUL E. TARBOX of 301 Foreside Road, Cumberland Foreside, Maine 04110 as Trustee of the **PAUL E. TARBOX REVOCABLE TRUST**

A certain lot or parcel of land, together with any buildings thereon, situated in the Town of Cumberland, County of Cumberland and State of Maine, on the southerly side of the Foreside Road leading from Yarmouth to Portland, being more particularly bounded and described as follows:

BEGINNING at a stone monument on the shore at high water mark at the westerly side of land owned by the heirs of Samuel M. Loring;

THENCE N 36° W, by land of heirs of Loring on the Fireside Road line, a distance of 404 feet to a point;

THENCE westerly, along the wall by said road line, a distance of 806 feet to the town way to the town landing, so-called;

THENCE southerly, by said town way, a distance of 260 feet to the high water mark;

THENCE easterly, along the high water mark to the point of beginning.

EXCEPTING THEREFROM the following parcels of land:

1. Land conveyed from Elliott S. Peterson to Leon L. Bean and Claire L. Bean by Warranty Deed dated December 1, 1954 and recorded in the Cumberland County Registry of Deeds, Book 2226, Page 279; and

2. Land conveyed by Sarah K. Willimann to Leo F. Blair as Trustee of the 307 Foreside Road Nominee Trust by Warranty Deed dated January 12, 2001 and recorded in the Cumberland County Registry of Deeds, Book 15973, Page 226.

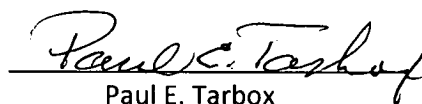
TOGETHER WITH all of Grantors' right, title and interest in and to the intertidal zone abutting the land released herein.

For source of title reference may be had to the Quit Claim Deed fo Paul E. Tarbox to Paul E. Tarbox and Audrey T. Tarbox, as joint tenants, dated January 27, 2017 and recorded in the Cumberland County Registry of Deeds, Book 33808, Page 48; and to the Trustees' Deed of Stefan J. Willimann and Sarah S. Willimann in their individual capacities and as Trustees of the Sarah S. Willimann Living Trust and as trustees of the Stefan J. Willimann Living Trust to Paul E. Tarbox dated June 15, 2012 and recorded in the Cumberland County Registry of Deeds, Book 27849, Page 93. Audrey T. Tarbox died on February 22, 2021 and Paul Tarbox is the surviving joint tenant.

This deed confirms the Quit Claim Deed of Paul E. Tarbox and Audrey T. Tarbox to Paul E. Tarbox as Trustee of the Tarbox Revocable Trust dated October 3, 2017 and recorded in the Cumberland County Registry of Deeds, Book 34371, 65, which deed does not contain a recitation of the legal description of the premises therein conveyed.

WITNESS my hand and seal this 30th day of June, 2021



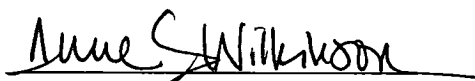

Paul E. Tarbox

STATE OF MAINE
County of Cumberland

June 30, 2021

Then personally appeared the above named Paul E. Tarbox and acknowledged the foregoing instrument to be his free act and deed.

BEFORE ME,


Notary Public/Attorney-at-Law

ANNE F. WILKINSON
NOTARY PUBLIC - State of Maine
My Commission Expires
September 5, 2026



Received
Recorded Register of Deeds
Jul 26, 2021 12:06:42P
Cumberland County
Jessica M. Spaulding

Notary Public/Attorney-at-Law
Anne F. Wilkinson
My Commission Expires
September 5, 2026



STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION
17 STATE HOUSE STATION AUGUSTA, MAINE 04333-0017

DEPARTMENT ORDER

IN THE MATTER OF

PAUL E. TARBOX REVOCABLE TRUST) NATURAL RESOURCES PROTECTION ACT
Cumberland, Cumberland County) COASTAL WETLAND ALTERATION
RESIDENTIAL PIER SYSTEM) SIGNIFICANT WILDLIFE HABITAT
L-29320-4P-A-N (approval)) WATER QUALITY CERTIFICATION
L-29320-TW-B-N (approval)) FINDINGS OF FACT AND ORDER

Pursuant to the provisions of 38 M.R.S. §§ 480-A–480-JJ, Section 401 of the Clean Water Act (33 U.S.C. § 1341), and Chapters 310, 315, and 335 of Department rules, the Department of Environmental Protection has considered the application of PAUL E. TARBOX REVOCABLE TRUST with the supportive data, agency review comments, and other related materials on file and FINDS THE FOLLOWING FACTS:

1. PROJECT DESCRIPTION:

A. History of Project: On June 3, 2010, the applicant submitted a Permit by Rule Notification Form (PBR #50311) pursuant to Chapter 305 Permit by Rule Standards Section 2 for activities adjacent to a protected natural resource for the construction of a new garage, which was accepted by the Department on June 14, 2010. On December 11, 2014, the applicant submitted a Permit by Rule Notification Form (PBR #59205) pursuant to Chapter 305 Permit by Rule Standards Section 2 for activities adjacent to a protected natural resource for the remediation of erosion in three areas of the property, which was accepted by the Department on December 22, 2014.

B. Summary: The applicant proposes to reconstruct a set of existing access stairs. The stairs to be reconstructed are four-foot wide by 70-foot long and will connect to a new pier system. The pier system will consist of a six-foot wide by 80-foot long permanent pile supported pier, a three-foot wide by forty-foot long seasonal ramp and a 12-foot wide by 20-foot long seasonal float with float skids secured with cross chains. The proposed pier system will provide partial-tide access to the resource for recreational use and will directly alter 14 square feet of the coastal wetland as a result of 14 new pilings and will indirectly alter 840 square feet of the coastal wetland as a result of shading over the resource. Details regarding the proposed project can be seen on a set of plans, the first of which is entitled, “Plan View of the Proposed Dock,” prepared by Atlantic Environmental, LLC and dated July 6, 2021. The project site is located on Foreside Road in the Town of Cumberland.

C. Current Use of the Site: The site of the proposed project is a 2.10-acre parcel that contains a residence and garage located in the upland area of the property. The parcel is identified as Lot 17 on Map R2.

2. EXISTING SCENIC, AESTHETIC, RECREATIONAL OR NAVIGATIONAL USES:

The Natural Resources Protection Act (NRPA), in 38 M.R.S. § 480-D(1), requires the applicant to demonstrate that the proposed project will not unreasonably interfere with existing scenic, aesthetic, recreational and navigational uses.

In accordance with Chapter 315, *Assessing and Mitigating Impacts to Scenic and Aesthetic Uses* (06-096 C.M.R. Ch. 315, effective June 29, 2003), the applicant submitted a copy of the Department's Visual Evaluation Field Survey Checklist as Appendix A to the application along with a description of the property and the proposed project. The applicant also submitted several photographs of the proposed project site and surroundings including an aerial photograph of the project site.

The proposed project is located in Broad Cove, which is a scenic resource visited by the general public, in part, for the use, observation, enjoyment and appreciation of its natural and cultural visual qualities. Nearby properties contain similar residential structures and pier systems. There are seven existing pier systems in the vicinity of the project site with similar dimensions and features as the proposed pier system.

The Department staff utilized the Department's Visual Impact Assessment Matrix in its evaluation of the proposed project and the Matrix showed an acceptable potential visual impact rating for the proposed project. Based on the information submitted in the application and the visual impact rating, the Department determined that the location and scale of the proposed activity is compatible with the existing visual quality and landscape characteristics found within the viewshed of the scenic resource in the project area.

The Department of Marine Resources (DMR) reviewed the project and stated that the proposed project should not cause any significant adverse impact to navigation or recreation based on the nature of the project and its location.

The Department finds that the proposed activity will not unreasonably interfere with existing scenic, aesthetic, recreational or navigational uses of the coastal wetland.

3. SOIL EROSION:

The NRPA, in 38 M.R.S. § 480-D(2), requires the applicant to demonstrate that the proposed project will not cause unreasonable erosion of soil or sediment nor unreasonably inhibit the natural transfer of soil from the terrestrial to the marine or freshwater environment.

Construction access to the project site will occur through the upland and intertidal area. Pilings will be driven to refusal. The seasonal ramp and float will be constructed off-site and taken to the project site for installation. During the off-season, the ramp will be stored on the pier and the float will be hauled off-site and stored in an upland location. The applicant does not anticipate the need for tree or vegetation removal to accommodate the proposed project; however, the applicant stated that any disturbed areas will be

revegetated with native vegetation. Based on these methods, the applicant anticipates that there will be minimal soil disturbance associated with project construction.

The Department finds that the activity will not cause unreasonable erosion of soil or sediment nor unreasonably inhibit the natural transfer of soil from the terrestrial to the marine or freshwater environment.

4. HABITAT CONSIDERATIONS:

The NRPA, in 38 M.R.S. § 480-D(3), requires the applicant to demonstrate that the proposed project will not unreasonably harm significant wildlife habitat, freshwater wetland plant habitat, threatened or endangered plant habitat, aquatic or adjacent upland habitat, travel corridor, freshwater, estuarine or marine fisheries or other aquatic life.

The project site is a 30-foot tall slope dominated by vegetation and trees. In the immediate area of the proposed project, the intertidal consists of a sand beach. The mid- to lower-intertidal area is mixed coarse and fine substrates. The subtidal area consists of mudflat habitat.

According to the Department's Geographic Information System (GIS) database there is mapped Tidal Wading and Waterfowl Habitat (TWWH) located at the project site which is considered Significant Wildlife Habitat.

In its review, dated September 20, 2021, the Department of Marine Resources (DMR) stated that the project as proposed would cause some impacts to the mudflat habitat. DMR recommended the applicant minimize the size of the seasonal float to reduce impacts to the coastal wetland. The applicant received a copy of the review and decided to reduce the size of the seasonal float from a 12-foot wide by 24-foot long float to a 12-foot wide by 20-foot long float. DMR responded to the revised dimensions and stated in comments dated September 28, 2021 that the revised smaller float would not cause significant adverse impacts to marine resources.

The Maine Department of Inland Fisheries and Wildlife (MDIFW) reviewed the proposed project and stated in comments dated October 1, 2021 that there is Significant Wildlife Habitat at the project site. MDIFW further stated that provided activities within the coastal wetland are minimized to the extent practicable, construction best management practices are used, and all vegetation removed is replanted with native species minimal impacts to the habitat are anticipated. The applicant received a copy of the review comments and agreed to use construction best management practices and to replant any disturbed areas with native vegetation.

The Department finds that the activity will not unreasonably harm any significant wildlife habitat, freshwater wetland plant habitat, threatened or endangered plant habitat, aquatic or adjacent upland habitat, travel corridor, freshwater, estuarine or marine fisheries or other aquatic life.

5. WATER QUALITY CONSIDERATIONS:

The applicant proposes to use lumber treated with chromated copper arsenate (CCA) to construct the pier. To protect water quality, all CCA-treated lumber must be cured on dry land in a manner that exposes all surfaces to the air for 21 days prior to the start of construction.

Provided that CCA-treated lumber is cured as described above, the Department finds that the proposed project will not violate any state water quality law, including those governing the classification of the State's waters.

6. WETLANDS AND WATERBODIES PROTECTION RULES:

The applicant proposes to directly alter 14 square feet of coastal wetland to install the 14 permanent pilings for the pier structure. The applicant proposes to indirectly alter 840 square feet of the coastal wetland as a result of shading over the resource. Coastal wetlands are wetlands of special significance.

The *Wetlands and Waterbodies Protection Rules*, 06-096 C.M.R. Ch. 310 (last amended November 11, 2018), interpret and elaborate on the Natural Resources Protection Act (NRPA) criteria for obtaining a permit. The rules guide the Department in its determination of whether a project's impacts would be unreasonable. A proposed project would generally be found to be unreasonable if it would cause a loss in wetland area, functions and values and there is a practicable alternative to the project that would be less damaging to the environment. Each application for a NRPA permit that involves a coastal wetland alteration must provide an analysis of alternatives in order to demonstrate that a practicable alternative does not exist.

A. Avoidance. An applicant must submit an analysis of whether there is a practicable alternative to the project that would be less damaging to the environment and this analysis is considered by the Department in its assessment of the reasonableness of any impacts. Additionally, for activities proposed in, on, or over wetlands of special significance the activity must be among the types listed in Chapter 310, § 5(A) or a practicable alternative less damaging to the environment is considered to exist and the impact is unreasonable. A pier is a water dependent use and its proposed construction is among the activities specifically provided for in Chapter 310, § 5(A)(1)(c). The applicant also submitted an alternatives analysis for the proposed project completed by Atlantic Environmental, LLC and dated July 26, 2021. The purpose of the project is to provide partial-tide access to the resource from the applicant's waterfront property. The applicant considered multiple alternatives to the proposed project including the no-action approach, but determined that this alternative does not meet project goals. The applicant considered constructing a temporary pier system but determined that a temporary structure would not be safe. The applicant considered utilizing public and private facilities instead of installing a residential pier system but found that these facilities are congested during the summer months and therefore, do not meet project goals. The applicant determined that

there is no other practicable alternative to the proposed project that meets project goals and avoids impacts to the resource.

B. Minimal Alteration. In support of an application and to address the analysis of the reasonableness of any impacts of a proposed project, an applicant must demonstrate that the amount of coastal wetland to be altered will be kept to the minimum amount necessary for meeting the overall purpose of the project. The applicant considered alternative configurations on the property for the proposed project but found that the proposed location is the shortest distance to partial-tide access and would minimize impacts to the resource. The applicant also reduced the length of the seasonal float from 24 feet long to 20 feet long.

C. Compensation. In accordance with Chapter 310, § 5(C)(6)(b), compensation may be required to achieve the goal of no net loss of coastal wetland functions and values. This project will not result in over 500 square feet of fill in the resource, which is the threshold over which compensation is generally required. Further, the proposed project will not have an adverse impact on marine resources or wildlife habitat as determined by DMR and MDIFW. For these reasons, the Department determined that compensation is not required.

The Department finds that the applicant has avoided and minimized coastal wetland impacts to the greatest extent practicable, and that the proposed project represents the least environmentally damaging alternative that meets the overall purpose of the project.

7. OTHER CONSIDERATIONS:

The Department finds, based on the design, proposed construction methods, and location, the proposed project will not inhibit the natural transfer of soil from the terrestrial to the marine environment, will not interfere with the natural flow of any surface or subsurface waters, and will not cause or increase flooding. The proposed project is not located in a coastal sand dune system, is not a crossing of an outstanding river segment, and does not involve dredge spoils disposal or the transport of dredge spoils by water.

BASED on the above findings of fact, and subject to the conditions listed below, the Department makes the following conclusions pursuant to 38 M.R.S. §§ 480-A–480-JJ and Section 401 of the Clean Water Act (33 U.S.C. § 1341):

- A. The proposed activity will not unreasonably interfere with existing scenic, aesthetic, recreational, or navigational uses.
- B. The proposed activity will not cause unreasonable erosion of soil or sediment.
- C. The proposed activity will not unreasonably inhibit the natural transfer of soil from the terrestrial to the marine or freshwater environment.

D. The proposed activity will not unreasonably harm any significant wildlife habitat, freshwater wetland plant habitat, threatened or endangered plant habitat, aquatic or adjacent upland habitat, travel corridor, freshwater, estuarine, or marine fisheries or other aquatic life.

E. The proposed activity will not unreasonably interfere with the natural flow of any surface or subsurface waters.

F. The proposed activity will not violate any state water quality law including those governing the classifications of the State's waters provided that CCA-treated lumber is cured as described in Finding 5.

G. The proposed activity will not unreasonably cause or increase the flooding of the alteration area or adjacent properties.

H. The proposed activity is not on or adjacent to a sand dune.

I. The proposed activity is not on an outstanding river segment as noted in 38 M.R.S. § 480-P.

THEREFORE, the Department APPROVES the above noted application of PAUL E. TARBOX REVOCABLE TRUST to construct a residential pier system, as described in Finding 1, SUBJECT TO THE ATTACHED CONDITIONS, and all applicable standards and regulations:

1. Standard Conditions of Approval, a copy attached.
2. The applicant shall take all necessary measures to ensure that their activities or those of their agents do not result in measurable erosion of soil on the site during the construction of the project covered by this approval.
3. Severability. The invalidity or unenforceability of any provision, or part thereof, of this License shall not affect the remainder of the provision or any other provisions. This License shall be construed and enforced in all respects as if such invalid or unenforceable provision or part thereof had been omitted.
4. All CCA-treated lumber shall be cured on dry land in a manner that exposes all surfaces to the air for 21 days prior to the start of construction.

THIS APPROVAL DOES NOT CONSTITUTE OR SUBSTITUTE FOR ANY OTHER REQUIRED STATE, FEDERAL OR LOCAL APPROVALS NOR DOES IT VERIFY COMPLIANCE WITH ANY APPLICABLE SHORELAND ZONING ORDINANCES.

DONE AND DATED IN AUGUSTA, MAINE, THIS 30TH DAY OF NOVEMBER, 2021.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

BY: 
For: Melanie Loyzin, Commissioner

PLEASE NOTE THE ATTACHED SHEET FOR GUIDANCE ON APPEAL PROCEDURES.

KG/L29320ANBN/ATS#88008, 87955

FILED
December 14th, 2021
State of Maine
Board of Environmental Protection



Natural Resources Protection Act (NRPA) Standard Conditions

THE FOLLOWING STANDARD CONDITIONS SHALL APPLY TO ALL PERMITS GRANTED UNDER THE NATURAL RESOURCES PROTECTION ACT, 38 M.R.S. §§ 480-A ET SEQ., UNLESS OTHERWISE SPECIFICALLY STATED IN THE PERMIT.

- A. Approval of Variations From Plans. The granting of this permit is dependent upon and limited to the proposals and plans contained in the application and supporting documents submitted and affirmed to by the applicant. Any variation from these plans, proposals, and supporting documents is subject to review and approval prior to implementation.
- B. Compliance With All Applicable Laws. The applicant shall secure and comply with all applicable federal, state, and local licenses, permits, authorizations, conditions, agreements, and orders prior to or during construction and operation, as appropriate.
- C. Erosion Control. The applicant shall take all necessary measures to ensure that his activities or those of his agents do not result in measurable erosion of soils on the site during the construction and operation of the project covered by this Approval.
- D. Compliance With Conditions. Should the project be found, at any time, not to be in compliance with any of the Conditions of this Approval, or should the applicant construct or operate this development in any way other the specified in the Application or Supporting Documents, as modified by the Conditions of this Approval, then the terms of this Approval shall be considered to have been violated.
- E. Time frame for approvals. If construction or operation of the activity is not begun within four years, this permit shall lapse and the applicant shall reapply to the Board for a new permit. The applicant may not begin construction or operation of the activity until a new permit is granted. Reapplications for permits may include information submitted in the initial application by reference. This approval, if construction is begun within the four-year time frame, is valid for seven years. If construction is not completed within the seven-year time frame, the applicant must reapply for, and receive, approval prior to continuing construction.
- F. No Construction Equipment Below High Water. No construction equipment used in the undertaking of an approved activity is allowed below the mean high water line unless otherwise specified by this permit.
- G. Permit Included In Contract Bids. A copy of this permit must be included in or attached to all contract bid specifications for the approved activity.
- H. Permit Shown To Contractor. Work done by a contractor pursuant to this permit shall not begin before the contractor has been shown by the applicant a copy of this permit.

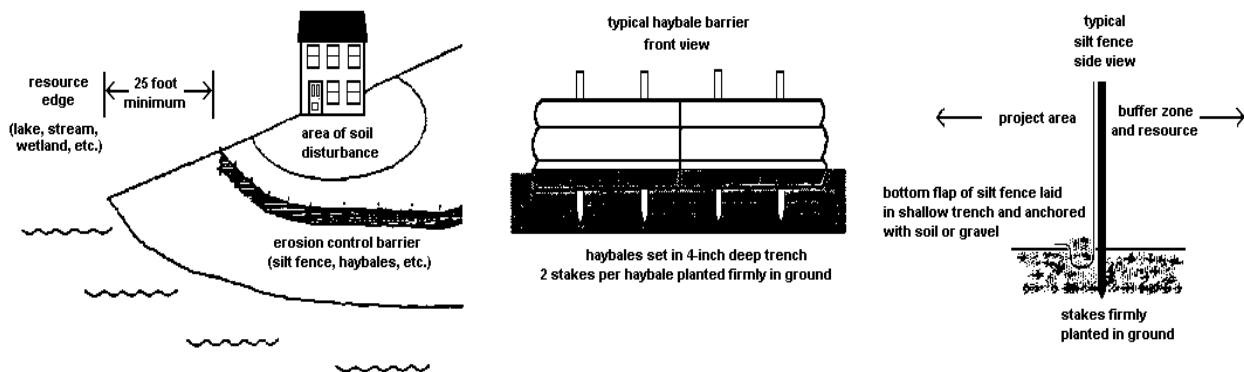


STATE OF MAINE
DEPARTMENT OF ENVIRONMENTAL PROTECTION
 17 STATE HOUSE STATION, AUGUSTA, MAINE 04333

Erosion Control for Homeowners

Before Construction

1. If you have hired a contractor, make sure you discuss your permit with them. Talk about what measures they plan to take to control erosion. Everybody involved should understand what the resource is, and where it is located. Most people can identify the edge of a lake or river. However, the edges of wetlands are often not so obvious. Your contractor may be the person actually pushing dirt around, but you are both responsible for complying with the permit.
2. Call around to find where erosion control materials are available. Chances are your contractor has these materials already on hand. You probably will need silt fence, hay bales, wooden stakes, grass seed (or conservation mix), and perhaps filter fabric. Places to check for these items include farm & feed supply stores, garden & lawn suppliers, and landscaping companies. It is not always easy to find hay or straw during late winter and early spring. It also may be more expensive during those times of year. Plan ahead – buy a supply early and keep it under a tarp.
3. Before any soil is disturbed, make sure an erosion control barrier has been installed. The barrier can be either a silt fence, a row of staked hay bales, or both. Use the drawings below as a guide for correct installation and placement. The barrier should be placed as close as possible to the soil-disturbance activity.
4. If a contractor is installing the erosion control barrier, double check it as a precaution. Erosion control barriers should be installed "on the contour", meaning at the same level or elevation across the land slope, whenever possible. This keeps stormwater from flowing to the lowest point along the barrier where it can build up and overflow or destroy the barrier.



During Construction

1. Use lots of hay or straw mulch on disturbed soil. The idea behind mulch is to prevent rain from striking the soil directly. It is the force of raindrops hitting the bare ground that makes the soil begin to move downslope with the runoff water, and cause erosion. More than 90% of erosion is prevented by keeping the soil covered.
2. Inspect your erosion control barriers frequently. This is especially important after a rainfall. If there is muddy water leaving the project site, then your erosion controls are not working as intended. You or your contractor then need to figure out what can be done to prevent more soil from getting past the barrier.
3. Keep your erosion control barrier up and maintained until you get a good and healthy growth of grass and the area is permanently stabilized.

After Construction

1. After your project is finished, seed the area. Note that all ground covers are not equal. For example, a mix of creeping red fescue and Kentucky bluegrass is a good choice for lawns and other high-maintenance areas. But this same seed mix is a poor selection for stabilizing a road shoulder or a cut bank that you don't intend to mow. Your contractor may have experience with different seed mixes, or you might contact a seed supplier for advice.
2. Do not spread grass seed after September 15. There is the likelihood that germinating seedlings could be killed by a frost before they have a chance to become established. Instead, mulch the area with a thick layer of hay or straw. In the spring, rake off the mulch and then seed the area. Don't forget to mulch again to hold in moisture and prevent the seed from washing away or being eaten by birds or other animals.
3. Keep your erosion control barrier up and maintained until you get a good and healthy growth of grass and the area is permanently stabilized.

Why Control Erosion?**To Protect Water Quality**

When soil erodes into protected resources such as streams, rivers, wetlands, and lakes, it has many bad effects. Eroding soil particles carry phosphorus to the water. An excess of phosphorus can lead to explosions of algae growth in lakes and ponds called blooms. The water will look green and can have green slime in it. If you are near a lake or pond, this is not pleasant for swimming, and when the soil settles out on the bottom, it smothers fish eggs and small animals eaten by fish. There many other effects as well, which are all bad.

To Protect the Soil

It has taken thousands of years for our soil to develop. Its usefulness is evident all around us, from sustaining forests and growing our garden vegetables, to even treating our septic wastewater! We cannot afford to waste this valuable resource.

To Save Money (\$\$)

Replacing topsoil or gravel washed off your property can be expensive. You end up paying twice because State and local governments wind up spending your tax dollars to dig out ditches and storm drains that have become choked with sediment from soil erosion.



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS
696 VIRGINIA ROAD
CONCORD, MASSACHUSETTS 01742-2751

**MAINE GENERAL PERMITS (GPs)
AUTHORIZATION LETTER AND SCREENING SUMMARY**

Paul E. Tarbox Revocable Trust
301 Foreside Road
Cumberland, ME 04021

CORPS PERMIT # NAE-2021-02078
CORPS GP# 3
STATE ID# NRPA

DESCRIPTION OF WORK:

The project involves placement and maintenance of a 6' wide by 80' long pile-supported pier, connected to a 3' wide by 40' long ramp that attaches to a 12' wide by 24' long float structure located at 301 Foreside Road in Cumberland, Maine. The structure will extend approximately 104' waterward of the Mean High Water Mark of Broad Cove within Casco Bay and the float will be secured with 2 float chains and helix anchors. This work is shown on the attached plans on four sheets entitled "Tarbox, Cumberland" and "7/6/2021" and revised date "7/30/2021".

See GENERAL and SPECIAL CONDITIONS attached.

LAT/LONG COORDINATES: 43.77454° N -70.185747° W **USGS QUAD:** Yarmouth, MAINE

I. CORPS DETERMINATION:

Based on our review of the information you provided, we have determined that your project will have only minimal individual and cumulative impacts on waters and wetlands of the United States. **Your work is therefore authorized by the U.S. Army Corps of Engineers under the Federal Permit, the Maine General Permits (GPs) which can be found at: <https://www.nae.usace.army.mil/Missions/Regulatory/State-General-Permits/Maine-General-Permit/>** Accordingly, we do not plan to take any further action on this project.

You must perform the activity authorized herein in compliance with all the terms and conditions of the GP [including any attached Special Conditions and any conditions placed on the State 401 Water Quality Certification including any required mitigation]. Please review the GPs, including the GPs conditions beginning on page 5, to familiarize yourself with its contents. You are responsible for complying with all of the GPs requirements; therefore you should be certain that whoever does the work fully understands all of the conditions. You may wish to discuss the conditions of this authorization with your contractor to ensure the contractor can accomplish the work in a manner that conforms to all requirements.

If you change the plans or construction methods for work within our jurisdiction, please contact us immediately to discuss modification of this authorization. This office must approve any changes before you undertake them.

Condition 45 of the GPs (page 19) provides one year for completion of work that has commenced or is under contract to commence prior to the expiration of the GPs on October 14, 2025. You will need to apply for reauthorization for any work within Corps jurisdiction that is not completed by October 14, 2026.

This authorization presumes the work shown on your plans noted above is in waters of the U.S. Should you desire to appeal our jurisdiction, please submit a request for an approved jurisdictional determination in writing to the undersigned.

No work may be started unless and until all other required local, State and Federal licenses and permits have been obtained. **This includes but is not limited to a Flood Hazard Development Permit issued by the town if necessary.**

II. STATE ACTIONS: PENDING [x], ISSUED [], DENIED [] DATE _____

APPLICATION TYPE: PBR:____, TIER 1:____, TIER 2:____, TIER 3:____, INDIV X LURC:____ DMR LEASE:____ NA:____

III. FEDERAL ACTIONS:

JOINT PROCESSING MEETING: 5AUG2021 LEVEL OF REVIEW: SELF-VERIFICATION:____ PRE-CONSTRUCTION NOTIFICATION: X
AUTHORITY (Based on a review of plans and/or State/Federal applications): SEC 10 X, 404____, 10/404____, 103____

EXCLUSIONS: The exclusionary criteria identified in the general permit do not apply to this project.

FEDERAL RESOURCE AGENCY OBJECTIONS: EPA NO, USF&WS NO, NMFS NO

If you have any questions on this matter, please contact my staff at 978-318-8486 at our Augusta, Maine Project Office. In order for us to better serve you, we would appreciate your completing our Customer Service Survey located at: http://corpsmapu.usace.army.mil/cm_apex/f?p=136:4:0

AMANDA L. T. SAYLES
PROJECT MANAGER

FRANK J. DEL GIUDICE
CHIEF, PERMITS & ENFORCEMENT BRANCH
REGULATORY DIVISION



**US Army Corps
of Engineers®**
New England District

**PLEASE NOTE THE FOLLOWING GENERAL AND SPECIAL CONDITIONS FOR
DEPARTMENT OF THE ARMY
MAINE GENERAL PERMIT 3
PERMIT NO. NAE-2021-02078**

GENERAL CONDITIONS

11. Navigation. a. There shall be no unreasonable interference with general navigation by the existence or use of the activity authorized herein, and no attempt shall be made by the permittee to prevent the full and free use by the public of all navigable waters at or adjacent to the activity authorized herein. b. Work in, over, under, or within a distance of three times the authorized depth of an FNP shall specifically comply with GC 10. c. Any safety lights and/or signals prescribed by the U.S. Coast Guard, State of Maine or municipality, through regulations or otherwise, shall be installed and maintained at the permittee's expense on authorized facilities in navigable waters of the U.S. d. The permittee understands and agrees that, if future operations by the U.S. require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the U.S. No claim shall be made against the U.S. on account of any such removal or alteration.

31. Storage of Seasonal Structures. Seasonal or recreational structures such as pier sections, floats, aquaculture structures, etc. that are removed from the waterway for a portion of the year shall be stored in an upland location and not in wetlands, tidal wetlands, their substrate, or on mudflats. These seasonal structures may be stored on the fixed, pile-supported portion of a structure that is waterward of the mean high water mark or the ordinary high water mark, e.g. the storage of a ramp or gangway on the pile-supported pier. Seasonal storage of structures in navigable waters, e.g., in a protected cove, requires prior Corps approval and local harbormaster approval.

33. Permit(s)/Authorization Letter On-Site. The permittee shall ensure that a copy of the terms and conditions of these GPs and any accompanying authorization letter with attached plans are at the site of the work authorized by these GPs whenever work is being performed and that all construction personnel performing work which may affect waters of the U.S. are fully aware of the accompanying terms and conditions. The entire permit authorization shall be made a part of any and all contracts and subcontracts for work that affects areas of Corps jurisdiction at the site of the work authorized by these GPs. This shall be achieved by including the entire permit authorization in the specifications for work. The term "entire permit authorization" means all terms and conditions of the GPs, the GPs, and the authorization letter (including its drawings, plans, appendices and other attachments) and subsequent permit modifications as applicable. If the authorization letter is issued after the construction specifications, but before receipt of bids or quotes, the entire permit authorization shall be included as an addendum to the specifications. If the authorization letter is issued after receipt of bids or quotes, the entire permit authorization shall be included in the contract or subcontract. Although the permittee may assign various aspects of the work to different contractors or subcontractors, all contractors and subcontractors shall be obligated by contract to comply with all environmental protection provisions contained within the entire GP authorization, and no contract or subcontract shall require or allow unauthorized work in areas of Corps jurisdiction.

34. Inspections. The permittee shall allow the Corps to make periodic inspections at any time deemed necessary in order to ensure that the work is eligible for authorization under these GPs, is being, or has been performed in accordance with the terms and conditions of these GPs.

SPECIAL CONDITION

1. Work shall be completed between September 15 and April 15 of any year to protect listed endangered or threatened species.

ITEM

22-027

To endorse a solar field on the MSAD 51 present and future campuses

February 22, 2022

Sent Via Email – tmcginley@msad51.org

Tyler McGinley
Board Chair
MSAD #51 Board of Directors
Cumberland, Maine

Dear Chair McGinley:

We very much appreciated your presentation to the Cumberland Town Council (“Town Council”) on February 14th regarding Maine School Administrative District No. 51’s (“MSAD #51”) initial plans for the construction of a new pre-kindergarten through 2nd grade school building in North Yarmouth.¹ This a large and momentous project that will undoubtedly have a major impact on our community.

As context, we also want to share how impressed we were by the presentation the Greely High School Climate Action Group (“GCAG”) made to your Board on November 15, 2021. We found their call to action in addressing climate change inspirational and their specific focus on a potential MSAD #51 solar farm extremely timely. Superintendent Porter’s note congratulating the GCAG underscored the point by stating that “It is our collective responsibility to care for our planet, with solar energy being a critical area for more research and action.”²

We were, therefore, surprised and disheartened by your and other MSAD #51 Board Member statements at the February 14th Town Council meeting indicating that there are currently no plans in place to respond to GCAG’s call for action on a potential solar farm,³ as it appears that such an action may be inhibited by a \$70 million cap on the proposed bond issue for the new school.⁴

As you are aware, **development of a MSAD #51 solar farm is a top priority of the Town of Cumberland’s Climate Action Plan (“CAP”)**, which was approved unanimously by the Town Council on June 14, 2021.⁵ The CAP calls for an estimated 2.1-Megawatt (“MW”) project which would generate 100% of the electricity for the entire district; however, the planned new school could increase that size somewhat.

¹ See MSAD #51 Presentation to the Town Council, dated February 14, 2022, available at the following web-address: https://www.youtube.com/watch?v=lErnZUR_PfQ (last accessed Feb. 19, 2022).

² See GCAG Presentation to MSAD #51 Board of Directors, dated November 15, 2021, available at the following web-address: <https://www.youtube.com/watch?v=pkvHNUxX1k8> (last accessed on Feb. 19, 2022).

³ *Id.*

⁴ *Id.*

⁵ See Cumberland Town Council Meeting, dated June 14, 2021, available at the following web-address: <https://www.youtube.com/watch?v=i8Lvt2AGLeg> (last accessed Feb. 19, 2021).

In addition to eliminating greenhouse gas emissions from electricity use, the solar farm would also likely lock in **substantial cost savings for the district** in comparison to Central Maine Power's ("CMP") standard offer. For anyone following the news or the cost of their utility bills over the past few years, future inflation in the cost of electricity seems a given. In fact, the 2022 CMP standard offer for MSAD #51 has increased eighty-five percent (85%) since last year.

Therefore, we strongly encourage your Board to support GCAG's recommendation for an MSAD #51 solar farm. We further recommend that you adopt the same financial structure employed by the Town – *i.e.*, a Power Purchase Agreement ("PPA") with an option to purchase at year seven (7) of the program. Based on our market update, this approach continues to be the most cost effective. However, **time is of the essence** because the investment tax credit is decreasing year by year.

The PPA structure has the further advantage of requiring no upfront payment, and therefore, need not conflict with the tentative cap on the school bond this year. Having recently been through the process, we believe that the Town Manager and his staff would be more than willing to share insights and assist, where needed and beneficial.

We turn now to a second key goal of the CAP: **design and build new public buildings to a zero-carbon standard**. This Town goal mirrors goal B5 of "*Maine Won't Wait*," the State's new climate action plan to: Lead by example in publicly funded buildings by using procurement rules and coordinated planning efforts for state government to promote high-efficiency lighting, heating, and cooling; climate-friendly construction materials; and renewable energy use for reduced operating costs and emissions reductions.⁶

The size and cost of the new school is clearly the largest in the Town's history and could well retain that rank for the generation of today's GCAG members. Its carbon footprint will have an outsized impact on the ability of the CAP to reach its goal of carbon neutrality by 2050.

We are encouraged by the fact that the architects are considering geothermal heating for the campus. If paired with the previously discussed solar farm, **this approach could eliminate greenhouse gas emissions** from heating and cooling.

We, therefore, ask that you research carefully and hopefully implement any other approaches adhering to a zero-carbon standard with respect to the construction of a new school. There are several inspiring projects in Maine that you might consider emulating including, but not limited to, the Friends School here in town and the Davis Center at the College of the Atlantic in Bar Harbor, Maine.

For your reference, the following are other zero carbon approaches the Town is currently studying as part of its ongoing workplan to monitor Cumberland's CAP objectives:

⁶ See "*Maine Won't Wait*" Publication, Strategy B5, at p. 11, available at the following web-address: https://www.maine.gov/future/sites/maine.gov.future/files/inline-files/MaineWontWait_December2020.pdf (last accessed on Feb. 19, 2022).

- Passive solar orientation to maximize gain from winter sunlight;
- Low ratio of surface area to interior volume to minimize heat loss (the fewer wings the better);
- Weatherization and insulation that are well above code (at present the lowest common denominator);
- In lieu of natural gas, high efficiency biomass heating with fuel sourced from sustainably managed local woodlands (Falmouth Schools heat their entire campus in this fashion);
- Use of mass timber for structural elements where possible;
- Wood fiber insulation; and
- Alignment with German Passiv Haus standard where feasible.

Once again, we want to thank you for your recent presentation to the Town Council. We are excited about the opportunity the potential building of this new school brings to our community and we offer these ideas and suggestions in a spirit of constructive collaboration with the MSAD #51 Board of Directors.

Sincerely,

Robert Vail

Chair, Cumberland Town Council

Allison Foster

Vice-Chair, Cumberland Town Council

Mark J. Segrist

Cumberland Town Councilor

Shirley Storey-King

Cumberland Town Councilor

Ronald Copp

Cumberland Town Councilor

Thomas Gruber

Cumberland Town Councilor

Michael Edes

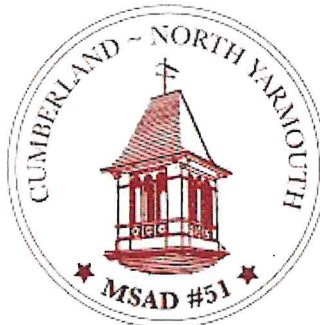
Cumberland Town Councilor

Denny Gallaudet

Chair, Cumberland Sustainability Subcommittee



Brian Sites, Chair



Tyler McGinley, Chair



Robert Vail, Chair
Allison Foster, Vice Chair

To : MSAD 51 Board of Directors, North Yarmouth Select Board, and Cumberland Town Council

From : Tyler McGinley, MSAD 51 Chair
Brian Sites, North Yarmouth Select Board Chairman
Bob Vail, Cumberland Town Council Chairman
Allison Foster, Cumberland Town Council Vice-Chair

Subject: Solar Collaboration

Date: March 8, 2022

The Towns of North Yarmouth and Cumberland have agreed to work with the MSAD 51 Board of Directors to find an adequately sized land area to locate a 2 MW solar facility that will power the current and potential future school campus sites.

The Leadership Team of each organization listed above, have determined that a collaborative approach with representation from each body will be the most efficient and effective way to bring this important project and process forward. The solar energy federal tax credits for calendar year 2023 will be at 22%, making this a very viable project. **The crucial pieces for this process are:**

- Proximity to three phase power
- A 10- 15-acre site
- Minimal wetlands and vernal pools. The vernal pools need to be inspected and mapped no later than early April, so time is of the essence
- Process from start to finish once a consultant is selected is 6-months (moving with a purpose is critical)
- Grid Capacity Analysis to see if this section of the system can accept 2 MW

The **organizational structure could be to** appoint 1 or 2 members from each organization, including up to 2 Greely HS students, plus the Town Managers and the Business Manager or Superintendent from the School's Admin team. This group will:

- Prepare a final report for all three Boards
- Recommend the site for the facility
- Develop an RFP
- Manage and lead interviews and provide a recommendation to the builder of the solar array
- Provide a final recommendation to the MSAD 51 Board of Directors at a televised meeting

- Negotiate a Commercial Tariff and Net Metering Agreement with an option to purchase after 6 years
- Provide an elementary level presentation to explain how the solar field and the purchasing of power in the future will work (cascading billing process and how the school will still be required to work with CMP through service agreements, demand charges, etc.)

Potential Solar Field Cost: 4 million dollars- excluding land costs

Potential Savings: \$500,000 Annually

Immediate budget needs for the committee: Wetland and Vernal Pool Delineation - I estimate \$2,500 per site. We should allocate up to \$10,000. I believe a 3-way equal split would be most appropriate, but I would offer that the Town of Cumberland would be happy to lead this part for the process and bill at whatever level the leadership group feels is appropriate. We could also have the Towns do a 70/30 split, similar to the MSAD funding. The future savings are too great to squabble around pennies right now.

If we are to be successful in getting a solar field built in 2023, we need to act now. A delay may lessen our abilities to secure investors, and we could potentially lose the tax credits at the federal level. Both risks are real and can be avoided by decisive action on the part of all three of our organizations.

Throughout this process, you will learn a lot about solar, but that learning curve must be developed as we go.

Thank you for your consideration and support for this environmentally and fiscally responsible project.

Tyler McGinley, MSAD 51 Chairperson

Brian Sites, North Yarmouth Chairman

Bob Vail, Cumberland Chairman

Allison Foster, Vice Chairperson

ITEM

22-028

To authorize the Town Manager to execute an Agreement for Services
with the Town of Gray

AGREEMENT FOR SERVICES

This Agreement, effective this ____ day of _____, 2022, is made by and between the Town of Cumberland, a municipality of the State of Maine wholly located within the boundaries of Cumberland County, Maine (hereinafter referred to as “CUMBERLAND”), and the Town of Gray, a municipality of the State of Maine wholly located within the boundaries of Cumberland County, Maine (hereinafter referred to as “GRAY”), to provide services customarily related to the responsibilities of the Town Clerk and Code Enforcement offices within the town limits of CUMBERLAND and GRAY, Cumberland County, Maine, respectively.

W I T N E S S E T H

WHEREAS, the municipal officers (i.e., the Town Councils) of CUMBERLAND and GRAY are permitted by 30-A M.R.S. § 2601-A to appoint a code enforcement officer trained and certified in accordance with Maine law to enforce state laws and local ordinances related to zoning, shoreland zoning, comprehensive planning, internal plumbing, subsurface wastewater disposal, building standards, electrical standards, and other duties as the municipalities may require, respectively; and

WHEREAS, the authority to appoint a code enforcement officer has been delegated to the Town Managers of CUMBERLAND and GRAY pursuant to Article III, Section 2(C) of the Gray Town Charter and Article III, Section 3(b) of the Cumberland Town Charter; and

WHEREAS, the municipal officers of CUMBERLAND and GRAY are permitted by 30-A M.R.S. § 2601 to appoint a town clerk to carry out the duties related to voter registration and the conduct of elections pursuant to Title 21 of the Maine Revised Statutes, and to carry out the duties related to motor vehicle registration pursuant to Title 29-A, Chapter 5 of the Maine Revised Statutes, including passenger vehicles, motorcycles, motor homes, trailers, boats, snowmobiles and all-terrain vehicles, and the collection of excise taxes pursuant to Title 36, Chapter 111 of the Maine Revised Statutes; and

WHEREAS, the authority to appoint a town clerk has been delegated to the Town Managers of CUMBERLAND and GRAY pursuant to Article III, Section 2(K) of the Gray Town Charter and Article III, Section 3(b) of the Cumberland Town Charter; and

WHEREAS, due to the ongoing COVID-19 pandemic, the effects of said pandemic on staffing, and the need for services of the code enforcement and town clerk offices to be conducted in person, CUMBERLAND and GRAY desire to share the services of their current personnel in the code enforcement and town clerk offices respectively; and

NOW, THEREFORE, in consideration of the sums hereinafter set forth and for other good and valuable considerations, the receipt and legal sufficiency of which are hereby acknowledged, **IT IS HEREBY AGREED AS FOLLOWS:**

ARTICLE 1 – TERM

1. This Agreement shall commence upon execution by both the Town Manager of Gray and the Town Manager of Cumberland following approval of the Cumberland Town Council and the Gray Town Council, respectively, and shall remain in full force and effect until December 31, 2022, unless sooner terminated by either party pursuant to Article 5 of this Agreement.
2. In the absence of a notice of termination in accordance with Article 5, this Agreement shall automatically renew annually subject to the annual appropriation of the funds required to fulfill the obligations hereunder and the authorization of the respective Town Councils.

ARTICLE 2 – EMPLOYMENT & SERVICES

1. Cumberland as Employer. CUMBERLAND currently employs a fulltime certified Town Clerk (the “Cumberland Clerk”) and a fulltime certified Code Enforcement Officer (the “Cumberland CEO”). The Cumberland Clerk and the Cumberland CEO shall remain exclusively employed by CUMBERLAND during the term of this Agreement for all purposes including, without limitation, pay, benefits, workers’ compensation and liability coverage. CUMBERLAND shall be solely responsible to determine the wages and benefits provided to the Cumberland Clerk and the Cumberland CEO and shall have the sole authority to adopt and enforce personnel regulations and policies. CUMBERLAND shall have and maintain the responsibility for and control of the delivery of services, the standards of performance, the discipline of personnel, and other matters incident to the performance of services, duties, and responsibilities as described and contemplated herein with respect to the Cumberland Clerk and Cumberland CEO.
2. Gray as Employer. GRAY currently employs a fulltime employee serving in the capacity of Acting Town Clerk (the “Gray Clerk”) and a fulltime certified Code Enforcement Officer (the “Gray CEO”). The Gray Clerk and the Gray CEO shall remain exclusively employed by GRAY during the term of this Agreement for all purposes including, without limitation, pay, benefits, workers’ compensation and liability coverage. GRAY shall be solely responsible to determine the wages and benefits provided to the Gray Clerk and the Gray CEO and shall have the sole authority to adopt and enforce personnel regulations and policies. GRYA shall have and maintain the responsibility for and control of the delivery of services, the standards of performance, the discipline of personnel, and other matters incident to the performance of services, duties, and responsibilities as described and contemplated herein with respect to the Gray Clerk and Gray CEO.
3. Joint Employment.
4. Appointment. Each municipality, through its Town Council, shall independently appoint the Town Clerk and CEO of the other municipality, as may be required by applicable

provisions of municipal charter and Maine law, to serve as a deputy in their respective town, which appointment shall be made subject to the terms of this Agreement.

5. Representation. The parties hereto agree that the Cumberland Clerk and the Cumberland CEO shall be employees of CUMBERLAND for all payroll purposes, but may separately act as agents of each town in the discharge of his/her services, duties, and responsibilities as Town Clerk or Code Enforcement Officer within the scope of this Agreement. The parties hereto agree that the Gray Clerk and the Gray CEO shall be employees of GRAY for all payroll purposes, but may separately act as a sworn officer and agent of each town in the discharge of his/her services, duties, and responsibilities as Town Clerk or Code Enforcement Officer within the scope of this Agreement. An appeal taken under the ordinance of any town on an action or decision of the CEO acting as CEO in that town shall not be a cause of action or basis of appeal in the other town.
6. Scope of Services. CUMBERLAND and GRAY agree that the Cumberland Clerk, Cumberland CEO, Gray Clerk and Gray CEO shall devote their work time, efforts, and attentions to the customary duties and responsibilities of their respective positions and the administration-related functions of such positions to both towns identified in this contract fairly, but it is recognized that the employees of CUMBERLAND may give priority to matters affecting CUMBERLAND and employees of GRAY may give priority to matters affecting GRAY.
 - a. CEO Services. The Cumberland CEO, together with his staff as may be necessary and appropriate, shall perform certain duties and responsibilities imposed by law on the Gray CEO during such times when the Gray CEO shall be unable to perform said duties and responsibilities on a temporary basis. The Gray CEO, together with his staff as may be necessary and appropriate, shall perform certain duties and responsibilities imposed by law on the Cumberland CEO during such times when the Cumberland CEO shall be unable to perform said duties and responsibilities on a temporary basis. The duties of each CEO acting under this Agreement may include, but shall not be limited to, the enforcement of state laws and local ordinances related to zoning, shoreland zoning, comprehensive planning, internal plumbing, subsurface wastewater disposal, building standards, electrical standards, and inspections of plumbing, electrical or buildings in connection with the enforcement of such laws, ordinances and regulations.
 - b. Clerk Services. The Cumberland Clerk, together with her staff as may be necessary and appropriate, shall perform certain duties and responsibilities imposed by law on the Gray Clerk during such times when the Gray Clerk shall be unable to perform said duties and responsibilities on a temporary basis. The Gray Clerk, together with her staff as may be necessary and appropriate, shall perform certain duties and responsibilities imposed by law on the Cumberland Clerk during such times when the Cumberland Clerk shall be unable to perform said duties and responsibilities on a temporary basis. The duties of each Clerk acting under this Agreement may include, but shall not be limited to, voter

registration, motor vehicle registration and the collection of excise taxes pursuant to applicable Maine law.

7. Schedule. The services set forth in this Agreement shall generally be performed on an as-needed basis subject to the limitations set forth in Section 6 of this Article and the availability of the personnel providing such services. The parties may agree upon a mutually acceptable schedule for some or all of the services under this Agreement to be performed, but no such schedule is required for the performance of services hereunder.

ARTICLE 3 – COSTS

1. Reimbursement. GRAY and CUMBERLAND agree to reimburse one another a rate of \$50 per hour for each hour of service provided by their respective Clerk and CEO under this Agreement, plus any applicable mileage incurred by the respective Clerk or CEO in connection with performing services under this Agreement. The parties hereby agree that this rate of reimbursement is intended to be inclusive of employee wages, benefits, taxes and other direct or indirect costs paid by each town in employing its Clerk and CEO. The reimbursement rate established under this section may be renegotiated by the parties upon seven (7) days written notice from one party to the other.
2. Overtime. The Gray Clerk, Gray CEO, Cumberland Clerk and Cumberland CEO are currently salaried exempt employees of each Town and are not subject to overtime compensation as a result. To the extent any non-exempt staff of the respective Clerk or CEO provide services under this Agreement which constitute overtime hours, the parties agree to track such hours separately and reimburse one another on a quarterly basis the actual cost of overtime wages in connection with services provided under this Agreement.
3. Other Obligations. Each town shall be individually responsible for providing office space, office supplies, furniture, computer equipment, software, other equipment, support staff, and legal counsel and defense costs related to appeals processes, as needed for the services performed under this Agreement. Each town shall individually provide such additional support and other necessary resources and functions as the town shall deem necessary and prudent for the proper administration of the services provided under this Agreement in each town.

ARTICLE 4 – TERMINATION OF AGREEMENT

1. This Agreement may be terminated under the following conditions:
 - a. Either town may terminate this Agreement upon failure of the other to pay its portion of reimbursement costs within forty-five (45) days of an **invoice** for the same.
 - b. In the event that one of the towns provides written notice of a change to the reimbursement rate pursuant to Article 3 and the parties fail to reach agreement on a new rate, either party may terminate this Agreement by providing written notification to the other at least seven (7) days' in advance of the terminations.

- c. If any position identified in this Agreement (i.e., Cumberland Clerk, Cumberland CEO, Gray Clerk or Gray CEO) becomes vacant for any reason during the term of this Agreement, the employing town may terminate this Agreement upon two (2) weeks' written notice of termination to the other town.
- d. If any individual holding a position identified in this Agreement fails to perform the services required hereunder, either town may terminate this Agreement for cause upon two (2) week's written notice of termination to the other town.
- e. If either town desires to terminate this Agreement for convenience, they must provide written notice of termination to the other town at least thirty (30) days in advance of termination.

In the event of a termination under this section, no town shall have any ongoing obligation to the other after the effective date of the termination. Each town shall remain responsible for its share of costs accrued prior to the effective date of termination.

ARTICLE 5 – INDEMNIFICATION

1. If a claim is brought against CUMBERLAND arising out of, or within the scope of, the services performed by the Gray CEO, the Gray Clerk, and/or their staff, or any other agents they lawfully engage on their behalf for CUMBERLAND, then CUMBERLAND shall defend, indemnify and hold harmless GRAY, its officials, agents and employees, including without limitation, the Gray CEO, the Gray Clerk and their staff in their public and individual capacities from and against any all such claims, damages, losses and expenses, including reasonable attorney's fees. This section shall not be interpreted to waive the monetary limits or substantive areas of immunity under the Maine Tort Claims Act.
2. If a claim is brought against GRAY arising out of, or within the scope of, the services performed by the Cumberland CEO, the Cumberland Clerk, and/or their staff, or any other agents they lawfully engage on their behalf for GRAY, then GRAY shall defend, indemnify and hold harmless CUMBERLAND, its officials, agents and employees, including without limitation, the Cumberland CEO, the Cumberland Clerk and their staff in their public and individual capacities from and against any all such claims, damages, losses and expenses, including reasonable attorney's fees. This section shall not be interpreted to waive the monetary limits or substantive areas of immunity under the Maine Tort Claims Act.

ARTICLE 6 – ENTIRE AGREEMENT

This Agreement constitutes the entire agreement between the towns. If any clause, section, or provision is held to be invalid or unenforceable, that shall not affect the entire agreement and the towns agree to meet and negotiate a new clause, section, provision or agreement.

IN WITNESS WHEREOF, the Towns of CUMBERLAND and GRAY, by orders duly adopted by their respective Town Councils have caused this Agreement to be signed by the Town Managers, all on the day and year first above written.

By _____
William R. Shane, Town Manager
Town of Cumberland

By _____
Nathaniel Rudy, Town Manager
Town of Gray

BUDGET REPORT

Revenues

03/10/2022
10:18:11

TOWN OF CUMBERLAND HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 09 OF 2022

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
<hr/>					
0011 Other Tax Revenues					
<hr/>					
0011 0303 Motor Vehicle Excise Tax	-1,593,114.60	-1,600,179.62	-1,785,088.63	-1,552,010.37	-2,003,000.00
0011 0304 Boat Excise Tax	-4,943.00	-4,117.30	-6,914.40	-4,465.50	-17,000.00
0011 0325 Supplemental Taxes	.00	-38,940.00	.00	-1,212.60	.00
0011 0328 Outer Islands Property Tax	-22,020.50	-23,513.74	-22,947.69	-22,947.68	-46,000.00
0011 0329 Payment in Lieu of Taxes	-31,918.00	-16,061.48	-18,903.00	-38,079.00	-33,000.00
TOTAL Other Tax Revenues	-1,651,996.10	-1,682,812.14	-1,833,853.72	-1,618,715.15	-2,099,000.00
0012 License & Permit Revenues					
<hr/>					
0012 0311 Hunting/Fishing Lic Agent Fees	-312.25	-288.75	-273.00	-778.18	-541.00
0012 0312 Marriage Lic & Vital Records	-1,898.20	-1,943.60	-2,095.80	-2,112.60	-2,400.00
0012 0313 Birth Certificates	-1,045.00	-1,138.20	-1,099.00	-1,486.00	-1,400.00
0012 0314 Death Certificates	-1,410.40	-1,344.20	-1,262.00	-816.60	-1,500.00
0012 0315 Clerk Licenses	-2,720.00	-1,785.00	-1,730.00	-3,060.00	-4,608.00
0012 0316 Shellfish Licenses	-496.34	-511.82	-760.53	-753.39	-600.00
0012 0317 Conservation Fees	-123.66	-88.18	-179.47	-166.61	-100.00
0012 0334 Snowmobile Reg. Agent Fees	-223.00	-225.00	-268.00	-256.00	.00
0012 0361 Motor Vehicle Reg. Agent Fees	-15,281.00	-20,263.00	-24,970.00	-21,651.00	-21,406.00
0012 0362 Boat Reg. Agent Fees	-203.00	-207.00	-243.00	-171.25	-500.00
0012 0366 Building Permits	-55,894.00	-52,520.60	-98,445.95	-109,624.46	-75,000.00
0012 0367 Electrical Permits	-15,362.30	-15,843.10	-26,096.31	-20,767.27	-21,634.00
0012 0368 Plumbing Permits	-11,203.50	-10,660.00	-18,517.50	-15,543.75	-18,789.00
0012 0369 Other Permits	-730.00	-446.00	-465.00	-1,413.00	-1,751.00
0012 0383 ATV Reg. Agent Fees	-71.00	-72.00	-69.00	-50.00	-60.00
0012 0390 Misc. Revenue	.00	.00	-100.00	-80.00	.00
0012 0398 Application Fee	-3,650.00	-1,250.00	-1,350.00	-1,200.00	-1,300.00
0012 0401 Dog Reg. Clerk Fees	-892.00	-816.00	-651.00	-751.00	-900.00
0012 0404 Commercial Haulers License	.00	.00	-100.00	-100.00	-500.00
TOTAL License & Permit Revenue	-111,515.65	-109,402.45	-178,675.56	-180,781.11	-152,989.00
0013 Intergovernmental Revenues					
<hr/>					
0013 0331 State Revenue Sharing	-330,651.24	-544,007.63	-748,256.30	-1,013,647.25	-825,000.00
0013 0335 Local Rd Asst Prog	-68,644.00	-71,480.00	-66,876.00	-72,636.00	-67,000.00

03/10/2022
10:18:11

TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

PAGE 2
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FOR PERIOD 09 OF 2022

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
0013 0341 North Yarmouth Recreation Shar	-14,190.00	1,742.50	-4,546.00	-64,608.00	-129,216.00
0013 0342 North Yarmouth Library Share	-120,054.00	-84,680.42	-45,848.25	-96,217.50	-192,435.00
0013 0390 Misc. Revenue	.00	.00	.00	-11,206.25	.00
TOTAL Intergovernmental Revenue	-533,539.24	-698,425.55	-865,526.55	-1,258,315.00	-1,213,651.00
0015 Other Revenues					
0015 0305 Interest & Penalties	-14,926.33	-25,649.11	-16,466.02	-6,039.97	-30,000.00
0015 0306 Over/Short	3,706.70	311.06	473.69	-3,344.82	-100.00
0015 0364 Growth Permits	-2,200.00	-2,000.00	-2,700.00	-1,900.00	-2,000.00
0015 0365 Board of Appeals	-100.00	-200.00	.00	.00	.00
0015 0390 Misc. Revenue	-40,509.59	-31,988.27	-32,588.66	-45,140.87	-25,000.00
0015 0399 Staff Review Fee	-9,950.00	-9,025.00	-5,100.00	-3,950.00	-9,700.00
0015 0403 Mooring Fees	-2,623.92	-5,448.00	-4,262.00	-9,798.00	-5,000.00
0015 0410 Private Ways	-600.00	.00	-400.00	.00	-400.00
0015 0508 Impact Fees	-59,751.30	-59,728.20	-78,621.20	-82,863.20	-60,000.00
TOTAL Other Revenues	-126,954.44	-133,727.52	-139,664.19	-153,036.86	-132,200.00
0021 Police Related Revenues					
0021 0337 State Grant revenue	-965.00	-1,846.00	-951.30	.00	.00
0021 0351 Police Issued Permits	-1,830.00	-8,389.00	-820.00	-417.00	-2,000.00
0021 0353 Police Insurance Reports	-396.00	-400.00	-260.00	-802.00	-500.00
0021 0390 Miscellaneous Police Revenue	-770.25	-192.00	-51.00	-185.00	-648.00
0021 0427 Parking Tickets	-375.00	-575.00	-225.00	-25.00	-100.00
0021 0536 Dog Licenses ACO Revenue	-2,512.00	-3,000.00	-1,355.00	-1,718.00	-1,800.00
0021 0546 Court Reimbursements	-1,059.32	-4,346.72	-119.02	-932.88	-2,200.00
TOTAL Police Related Revenues	-7,907.57	-18,748.72	-3,781.32	-4,079.88	-7,248.00
0022 Fire Related Revenues					
0022 0390 Misc. Revenue	.00	-15.00	-15.00	.00	.00
0022 0504 Rescue Billing	-124,042.35	-109,209.30	-95,591.36	-102,864.52	-160,000.00
0022 0507 Paramedic Intercepts	.00	.00	-300.00	.00	.00
0022 0617 Donations Received	.00	-1,000.00	-3,877.48	.00	.00

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ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
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0022 0617 COVID Donations Received	.00	.00	8.99	.00	.00
TOTAL Fire Related Revenues	-124,042.35	-110,224.30	-99,774.85	-102,864.52	-160,000.00
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0031 Public Services Revenues					
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0031 0390 Misc. Revenue	-3,151.00	-5,983.00	-3,619.00	-28.00	-20,500.00
0031 0391 Field Usage Fees	-5,383.20	-4,031.80	.00	-60.00	-5,000.00
0031 0517 Bags/Universal Waste	-237,400.00	-203,211.50	-203,890.00	-114,487.50	-295,015.00
0031 0539 Brush Passes	-2,398.00	-2,319.00	-11,541.00	-3,517.00	-8,277.00
0031 0617 Twin Brooks Donations	.00	-100.00	-1,885.00	-2,908.60	.00
TOTAL Public Services Revenues	-248,332.20	-215,645.30	-220,935.00	-121,001.10	-328,792.00
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0035 VH Other Revenues					
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0035 0329 Payment in Lieu of Taxes	.00	-9,000.00	.00	.00	.00
0035 0378 Soda Sales	-2,039.60	-1,594.40	-2,085.40	-2,745.00	-2,500.00
0035 0560 Rental Income	-10,276.25	-6,750.00	-6,750.00	-7,500.00	-14,000.00
0035 0565 Cell Tower Land Lease	-16,200.00	-16,200.00	-19,620.00	-18,630.00	-24,840.00
TOTAL VH Other Revenues	-28,515.85	-33,544.40	-28,455.40	-28,875.00	-41,340.00
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0037 VH Golf Revenues					
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0037 0306 Over/Short	-7.24	506.47	-3.89	-.64	.00
0037 0357 Golf Memberships	-118,643.40	-93,154.48	-177,320.30	-190,331.60	-235,542.00
0037 0358 Greens Fees	-100,033.75	-80,082.44	-125,836.61	-146,279.50	-179,737.00
0037 0359 Golf Cart Rentals	-56,108.29	-52,915.45	-73,486.19	-87,765.00	-92,257.00
0037 0416 Practice Range	-4,911.75	-1,248.25	-6,478.97	-4,888.00	-8,860.00
0037 0417 VH Program Revenues	-50,000.70	-45,943.00	-73,920.63	-80,230.00	-70,500.00
0037 0419 Advertising Sales	-5,681.50	.00	-5,000.00	-1,200.00	-22,500.00
0037 0522 Outing Golf	-41,978.43	-66,487.00	-36,038.00	-64,708.00	-48,290.00
TOTAL VH Golf Revenues	-377,365.06	-339,324.15	-498,084.59	-575,402.74	-657,686.00
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0041 Recreation Related Revenues					
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0041 0440 41100 After School Programs	-232,813.59	-254,980.50	-244,031.50	-239,384.00	-272,000.00

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ACCOUNTS FOR:		PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
001	General Fund					
0041 0441 41110	Youth Enrichment Programs	-102,286.20	-120,708.82	-19,972.50	-143,340.50	-175,000.00
0041 0442 41120	Youth Sports Programs	-67,470.25	-67,718.00	-13,458.50	-95,930.75	-115,000.00
0041 0443 41130	Skiing Programs	-53,362.00	-57,274.00	-14,282.50	-25,255.00	-45,020.00
0041 0444 41140	Day Camps	-29,100.65	-30,108.43	-71,445.50	-211,997.90	-165,000.00
0041 0445 41150	Swimming Programs	-20,847.29	-20,271.00	-1,155.00	-5,525.00	-21,250.00
0041 0446 41160	Adult Enrichment Revenue	-32,690.43	-34,729.60	-8,230.00	-14,493.40	-31,715.00
0041 0447 41170	Adult Fitness Revenue	-45,264.33	-43,582.20	-22,088.00	-36,522.00	-45,000.00
0041 0448 41190	Special Events/Trips Reven	-3,820.00	-4,415.00	.00	-8,766.00	-5,000.00
0041 0449 41190	Recreation Programs	-2,042.00	-6,042.28	.00	.00	-1,995.00
0041 0570 41190	Rec Soccer Revenue	-18,175.00	-20,190.00	-9,123.00	-29,827.00	-23,000.00
0041 0571 41190	Rec Ultimate Frisbee Reven	-11,529.00	-12,035.00	-5,465.00	-10,770.00	-14,000.00
0041 0606 41190	CPR/First Aid Revenues	5.00	-630.00	-240.00	-1,035.00	-250.00
	TOTAL Recreation Related Reven	-619,395.74	-672,684.83	-409,491.50	-822,846.55	-914,230.00
0044	W Cumberland Hall Revenues					
0044 0377	Hall Rental	.00	.00	.00	-680.00	.00
	TOTAL W Cumberland Hall Revenu	.00	.00	.00	-680.00	.00
0045	Library Related Revenues					
0045 0392	Library Fines	-2,295.35	-3,177.22	-687.59	-49.15	.00
0045 0394	Misc. Library Revenue	-862.10	-995.20	-523.65	-205.58	.00
	TOTAL Library Related Revenues	-3,157.45	-4,172.42	-1,211.24	-254.73	.00
	TOTAL General Fund	-3,832,721.65	-4,018,711.78	-4,279,453.92	-4,866,852.64	-5,707,136.00
	TOTAL REVENUES	-3,832,721.65	-4,018,711.78	-4,279,453.92	-4,866,852.64	-5,707,136.00
	GRAND TOTAL	-3,832,721.65	-4,018,711.78	-4,279,453.92	-4,866,852.64	-5,707,136.00

Expenses



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ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
130 Administration	469,065.49	474,881.77	425,092.87	442,904.50	664,743.00
140 Assessor	79,960.99	78,890.12	82,676.33	80,148.82	118,867.00
150 Town Clerk	175,576.53	197,817.86	174,097.87	200,336.01	291,177.00
160 Technology	166,590.42	199,332.59	243,853.86	217,760.96	280,613.00
165 Elections	5,701.69	7,982.18	5,666.78	23,692.78	35,127.00
170 Planning	46,978.77	45,532.95	43,110.10	48,430.97	74,035.00
190 Legal	45,707.30	38,266.83	39,969.65	36,239.66	47,500.00
210 Police	959,880.62	1,046,841.77	1,066,486.72	1,025,825.35	1,552,217.00
220 Fire	682,631.59	713,463.32	737,003.25	670,382.38	1,078,586.00
240 Code Enforcement	102,471.00	104,385.10	113,246.92	112,028.53	150,858.00
250 Harbor Master	4,682.18	14,676.21	14,652.14	13,205.15	22,480.00
260 Animal Control	23,885.29	28,904.60	42,031.70	33,906.28	36,179.00
310 Public Works	899,419.61	914,562.79	876,906.70	938,415.55	1,302,955.00
320 Waste Disposal	359,301.78	392,968.58	406,275.65	435,116.19	637,459.00
350 Valhalla-Club	27,143.81	18,785.15	20,533.15	19,054.04	26,241.00
360 Valhalla-Course	356,188.86	378,139.33	411,966.94	426,026.66	559,899.00
370 Valhalla-Pro Shop	212,106.19	157,631.37	145,483.33	152,142.68	240,351.00
410 Recreation	782,793.75	856,538.31	557,982.73	744,305.27	955,292.00
420 Aging in Place	18,420.48	65,194.15	63,932.38	74,325.65	101,716.00
430 Parks	227,669.84	222,066.01	238,466.45	224,748.89	327,477.00
440 West Cumberland Rec	4,432.52	4,973.64	4,000.96	5,526.05	8,744.00
450 Library	356,126.50	375,619.90	374,356.08	377,660.75	550,098.00
470 Historical Society Building	6,073.20	4,317.30	204.00	2,172.21	11,364.00
580 General Assistance	26,904.58	31,736.36	23,975.31	12,566.78	35,000.00
590 Health Services	12,831.95	16,831.95	298.10	2,682.90	3,875.00
620 Cemetery Association	28,450.00	26,700.00	27,575.00	26,700.00	26,700.00
630 Conservation	6,098.52	2,327.69	9,903.45	19,549.10	21,000.00
650 Debt Service	574,387.35	717,415.94	300,580.47	14,808.25	1,262,301.00
750 Insurance	275,518.40	265,807.24	296,865.49	305,276.79	319,619.00
800 Fire Hydrants	60,246.76	61,490.98	55,909.20	56,650.35	83,500.00
810 Street Lighting	27,326.84	31,754.21	45,000.00	45,000.00	45,000.00
830 Contingent	2,907.19	2,799.85	59,248.51	27,181.77	10,000.00
840 Municipal Building	76,622.52	64,451.95	79,570.68	116,522.86	109,837.00
850 Abatements	23,670.91	35,285.20	10,555.87	9,605.08	1.00
TOTAL General Fund	7,127,773.43	7,598,373.20	6,997,478.64	6,940,899.21	10,990,811.00
TOTAL EXPENSES	7,127,773.43	7,598,373.20	6,997,478.64	6,940,899.21	10,990,811.00
GRAND TOTAL	7,127,773.43	7,598,373.20	6,997,478.64	6,940,899.21	10,990,811.00