AGENDA

Cumberland Town Council Meeting
Town Council Chambers
MONDAY, October 26, 2015
6:00 & 6:30 Workshops
7:00 P.M. Call to Order

6:00 WORKSHOP with Board of Assessment Review

6:30 WORKSHOP with Town Attorney re: Litigation Update

I. CALL TO ORDER

II. APPROVAL OF MINUTES
October 12, 2015

III. MANAGER'S REPORT
- Update from Town Attorney re: litigation

IV. PUBLIC DISCUSSION

V. LEGISLATION AND POLICY

15 – 142 To hear a presentation from Tom Gorrill of Gorrill Palmer Consulting Engineers re: Route One center turn lane 2016.

15 – 143 To hear a report from the Town Manager re: proposed Senior Circuit Breaker Program.

15 – 144 To hold a Public Hearing to consider and act on accepting Castle Rock Drive as a public road. (***TABLE to November 9th***)

15 – 145 To hold a Public Hearing to consider and act on draft amendments to the 2009 Comprehensive Plan as recommended by the Planning Board in their Notices of Decision dated August 19th and September 16th, 2015 (excluding Town Center Growth Area).

15 – 146 To hear a report and consider setting a future Public Hearing date for amendments to the Traffic Ordinance regarding parking on Orchard Road.

15 – 147 To authorize the Town Manager to accept an anonymous donation of $30,000 to be used for food, fuel assistance and school supplies, and to authorize the Manager to execute a gift letter.

15 – 148 To appoint Renee LaChapelle as Tax Assessor.

VI. NEW BUSINESS
- Senior Forum, Saturday, October 31st from 10:00 a.m. – 2:30 p.m. at Greely Middle School
- Smoke Testing Sewer Lines
- November 9th - Town Center Growth Area

VII. EXECUTIVE SESSION pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on two applications for tax abatement based on hardship.

VIII. ADJOURNMENT

MOTIONS

MOTIONS

15 – 142 **No action.**

15 – 143 **I move to forward** the proposal to the Senior Circuit Breaker Committee for consideration and return it to the Town Council no later than December 14th for a Public Hearing.

15 – 144 **I move to *TABLE to November 9th***

15 – 145 **I move to approve** the draft amendments to the 2009 Comprehensive Plan as recommended by the Planning Board in their Notices of Decision dated August 19th and September 16th, 2015 attached herein (excluding Town Center Growth Area).

15 – 146 **I move to set** a Public Hearing date of November 23rd to consider and act on amending the Traffic Ordinance regarding parking on Orchard Road.

15 – 147 **I move to authorize** the Town Manager to accept an anonymous donation of $30,000 to be used for food, fuel assistance and school supplies, and to authorize the Manager to execute a gift letter.

15 – 148 **I move to appoint** Renee LaChapelle as Tax Assessor.

I move to recess to EXECUTIVE SESSION pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on two applications for tax abatement based on hardship.

I move to reconvene to regular session.

I move to (approve/deny) tax abatement request #1.

I move to (approve/deny) tax abatement request #2

I move to adjourn.

MINUTES

Cumberland Town Council Meeting
Town Council Chambers
MONDAY, October 12, 2015

6:00 P.M. EXECUTIVE SESSION of the Appointments Committee pursuant to 1 M.R.S.A. § 405(6)(A)(1) re: a personnel matter.
Motion by Chairman Bingham, seconded by Councilor Turner to recess to Executive Session pursuant to 1 M.R.S.A. § 405(6)(A)(1) re: a personnel matter.
VOTE: 3-0 UNANIMOUS
TIME: 6:02 P.M.

7:00 P.M. CALL TO ORDER
Present: Councilors Bingham, Turner, Copp, Edes, Gruber, Stiles, and Storey-King

I. CALL TO ORDER

II. APPROVAL OF MINUTES

Motion by Councilor Gruber, seconded by Councilor Stiles, to accept the September 28, 2015 meeting minutes as presented.
VOTE: 7-0 UNANIMOUS

III. MANAGER'S REPORT

Town Clerk, Tammy O'Donnell swore in Police Sergeant, David Young.

IV. PUBLIC DISCUSSION

Mark McConnell of Maple Street said that the Lawn Avenue and Maple Street neighborhood is currently having drainage and pavement repair work done. There was an incident where the natural gas line was ruptured and the gas had to be shut off in the neighborhood. He was fortunate enough to meet with Summit Natural Gas and they asked if they could come inside his home to be sure that his boiler was running property after the gas had been shut off. Fortunately, his system had reset itself and was running fine. His issue is that he is not aware that his neighbors had been notified that the gas had been shut off. He heard of one neighbor who didn't know how to reset one of her appliances that runs off natural gas. His asked what protocol the Town has in situations like this and who is responsible for making repairs if this happens again.

Town Manager Shane responded that this incident was not the fault of the contractor. The line was mismarked by over 6 feet. When the line was struck, Summit was onsite and informed the Town that they had picked up the underground telephone cable instead of the gas main. The PUC was onsite immediately and Summit personnel were working with the customers affected. The Town does not have a list of customers who are on natural gas. He said that the correct protocols were followed. Summit personnel are trained to reset appliances if need be, so customers should contact them directly for this type of assistance.

Sam York of Fox Run Road and Chairman of the Lands and Conservation Commission invited the Council and the public to the grand opening of the new and improved trials in the Town Forest. The ribbon cutting will be on Saturday, October 24th at 2:00 p.m.

Heidi Leseige of Pleasant Valley Road asked what the guidelines are for open burning. She is having an issue in her neighborhood and a dispute with a neighbor. The fires that the neighbor is having are producing thick smoke that is a nuisance at her home. On September 27th they came home to find that their smoke alarms were going off and there was smoke in the children's bedrooms on the second floor, due to a fire that the neighbor had. She found that the fire rules for the State and the rules for Cumberland leave some gray areas. The State has a nuisance ordinance which Cumberland does not. However, Cumberland's regulations says that a burn permit can be revoked it a nuisance is created. It also says that there will be no burning within 50 feet of any structure. The neighbor's fire pit is dangerously close to their fence and very close to the other neighbor's house. She is here this evening looking for help with the guidelines for fire pits.

Town Manager Shane asked Ms. Leseige if there have been any fires since he met with her at the property. She said there has not. He said that the Town does not regulate fire pits or smoke. The only thing that is permitted to be burned in Cumberland is leaves and brush. He advised Mr. Strom (the other neighbor) that he would have to file civil action with an attorney because the neighbors are not violating any ordinances. This has all come about because of a property boundary dispute. The majority of the homes on Pleasant Valley Road were placed on their lots as if it was a 3 rod road back in the 1700's, and it is actually a 4 rod road. Most of the homes are very close to or in the setbacks. We are doing a survey now to see how the extensive the boundary problems are.

Ms. Leseige said that she is not saying that they do not want the neighbor's using their fire pit. The issue is that since the boundary dispute began, the fires have become very smoky.

Town Manager Shane said that they have agreed not to burn again or the pit will have to be moved because it is currently in Town owned property. That was the compromise while the property line issue is untangled. He suggested sending this issue to the Ordinance Committee to consider adding it to a nuisance or solid waste ordinance.

V. LEGISLATION AND POLICY

15 - 135 To hold a Public Hearing to consider and act on authorizing the Town Council Chairman to send a letter to inform the Town of Windham that effective December 1, 2015, the Town of Cumberland will no longer be able to provide primary response services for Fire, EMS and Police. The Town will continue to assist with mutual aid calls as circumstances allow.

Town Manager Shane explained that Councilor Copp and Councilor Edes have been very involved with the Windham Town Council to try to resolve this issue. The Town of Windham is trying to work with the homeowner's associations around the lake to fix the road conditions and lack of turnarounds. What we ultimately need is better winter maintenance on the roads and turn arounds for our emergency vehicles to get back out. He does not believe that Windham will be ready by this winter and we cannot send our equipment into those conditions again.

Chairman Bingham opened the Public Hearing.
Public discussion: Tony Plante, Windham Town Manager said that the Town of Windham spent some time researching the development in that area and there has been some development over the past few years that has contributed to the problem with the roads. The Windham Town Council voted in September to enact an emergency moratorium on development on Lakeside Drive, James Way, Atlantic Drive and Bruschi Road. This at least puts a halt on further development worsening this problem right now. Part of the problem is they are dealing with private ways that were built before their road standards went into effect. They are somewhat limited in being able to physically assist the road associations. Winter maintenance has been the

most challenging issue in that area and they are working with the residents and associations to make improvements. Councilor Chapman has helped coordinate a work day with the residents to deal specifically with the issue of hammerhead turnarounds. Mr. Plante said that they are getting closer to a solution and still have some hurdles to clear. They understand where Cumberland is coming from, but if action can be postponed and be brought back up before December 1st, they would appreciate it.

Donna Chapman, Windham Town Councilor, said that they have worked very hard since August to try to address this matter. She said that the hammerhead turnarounds should be done about the same time as the clean-up day. She is worried about Cumberland not being the first responders to that area. Windham is 7 minutes away.

Chairman Bingham closed the Public Hearing.

Councilor Copp said that Cumberland is not going to ignore emergency calls and he won't be surprised if we are still the first ones to show up on scene. If these issues are addressed he feels that we can revisit this. Snow season is right around the corner and he feels confident that the issues will be taken care of.

Councilor Edes said that we are going in a direction the Windham does not want us to go, but there are 800 plus aces in that area that can be developed. He hopes that Windham will develop a long term plan as well.

Motion by Councilor Turner, seconded by Councilor Copp, to authorize Chairman Bingham to send a letter to inform the Town of Windham that effective December 1, 2015, the Town of Cumberland will no longer be able to provide primary response services for Fire, EMS and Police. The Town will continue to assist with mutual aid calls as circumstances allow.
VOTE: 7-0 UNANIMOUS

15 – 136 To hold a Public Hearing to consider and act on authorizing the Town Manager to order a traffic count for the intersection of Blanchard and Skillin Roads to determine if the stop sign at Blanchard Road can be removed.

Town Manger Shane said the Gorrill Palmer Engineers have agreed to do a traffic count to study the intersection giving us data to analyze. The cost will not exceed $2,500. Mr. Neagle brought up a lot of good points about the increase in homes and traffic in that area. Manager Shane said that he recommends approving the traffic study.

Chairman Bingham opened the Public Hearing.
Public discussion: Brenda Sherwin, who lives on the corner of Skillin and Blanchard Road (owns a home daycare there), said that she likes the stop sign being there. There is a lot more traffic in that area now and before the stop sign was installed, there were a lot of accidents there. There is a lot of pedestrian and bike traffic in the area also.

Chris Neagle, 76 Orchard Road, thanked the Council for keeping this issue alive. Stop signs in general, create problems as well as safety benefits. Problems include wasted gasoline (pollution), money spent in gasoline by stopping, wear and tear on vehicles, and time. The basic question is why protect the left turn. He is not aware of any other intersection in the entire Town where the left turn is protected. He thinks the traffic study is worth the money, and fully supports it and hopes that neighborhood meetings will be held after the study results are in and before the sign is removed.

Chairman Bingham closed the Public Hearing.

Motion by Councilor Copp, seconded by Councilor Turner, to authorize the Town Manager to order a traffic count for the intersection of Blanchard and Skillin Roads to determine if the stop sign at Blanchard Road can be removed.
VOTE: 4-3 (Edes, Gruber and Bingham opposed) MOTION PASSES

15 – 137 To hold a Public Hearing to consider and act on an Automobile Graveyard/Junkyard and Automobile Recycling Permit for Cumberland Salvage for the period of October 31, 2015 – October 31, 2020.

Chairman Bingham opened the Public Hearing.
Public discussion: none
Chairman Bingham closed the Public Hearing.

Motion by Councilor Stiles, seconded by Councilor Storey-King, to approve the Automobile Graveyard/Junkyard and Automobile Recycling Permit for Cumberland Salvage for the period of October 31, 2015 – October 31, 2020.
VOTE: 6-0-1 (Copp abstained) MOTION PASSES

15 – 138 To hold a Public Hearing to consider and act on an Automobile Recycling Permit for Copp Motors for the period of October 31, 2015 – October 31, 2020.

Chairman Bingham opened the Public Hearing.
Public discussion: none
Chairman Bingham closed the Public Hearing.

Motion by Councilor Gruber, seconded by Councilor Stiles, to approve the Automobile Recycling Permit for Copp Motors for the period of October 31, 2015 – October 31, 2020.
VOTE: 6-0-1 (Copp abstained) MOTION PASSES

15 – 139 To hold a Public Hearing to consider and act on draft amendments to change the zoning from Rural Residential One (RR1) district to Village Mixed Use Zone (VMU) for the property located at 306 Tuttle Road, as recommended by the Planning Board.

Town Manager Shane said that at the Planning Board meeting, Steve Moriarty came up with a great idea that any lots in the VMU zone that abuts Tuttle Road are required to have 20,000 square feet, not 5,000 of frontage. By that, we are able to get the landowner what he needed and protect the rest of the area on Tuttle Road from unintended consequences that sometimes come with some zone changes.

Chairman Bingham opened the Public Hearing.
Public discussion: none
Chairman Bingham closed the Public Hearing.

Motion by Councilor Edes, seconded by Councilor Gruber, to approve the draft amendments to change the zoning from Rural Residential One (RR1) district to Village Mixed Use Zone (VMU) for the property located at 306 Tuttle Road, as recommended by the Planning Board.
VOTE: 6-1 (Stiles opposed) MOTION PASSES

15 – 140 To appoint a member to the M.S.A.D. 51 School Board.

Councilor Copp said that the Nominating Committee met earlier and have chosen Michael Brown to fill the vacant School Board seat.

Motion by Councilor Copp, seconded by Councilor Gruber, to appoint Michael Broad to the M.S.A.D. 51 School Board to fill a vacancy until the next regular municipal election on June 14, 2016.
VOTE: 7-0 UNANIMOUS

15 – 141 To hold a Public Hearing to consider and act on amendments to the Purchase and Sale Agreement for the Knight's Pond properties and to authorize the Town Manager to execute said agreements.

Town Manager Shane explained that documents had to be revised prior to the closing this week. If and when the Lands for Maine's Future funds are released, it is important to indicate that money is to go to the Land Trust, not the Town.

Chairman Bingham opened the Public Hearing.
Public discussion: none
Chairman Bingham closed the Public Hearing.

Motion by Councilor Storey-King, seconded by Councilor Gruber, to amend the Purchase and Sale Agreement for the Knight's Pond properties and to authorize the Town Manager to execute said agreements.
VOTE: 7-0 UNANIMOUS

VI. NEW BUSINESS

Councilor Edes – he reminded everyone that it is bulky trash pickup week.

Councilor Gruber – the Aging in Place Committee will hold a community forum on Saturday October 31st beginning at 10:00 a.m. at the Middle School. This committee works very hard and he cannot thank them enough.

Congratulations to Councilor Stiles and the 4-H kids on another successful auction. The food pantry was able to purchase 3 pigs and a cow.

Last week there was a joint dinner meeting with the Cumberland Town Council, North Yarmouth Selectmen and the MSAD 51 School Board. It was a good meeting and he hopes that the finance committees can also get together to meet soon.

Councilor Storey-King – thank you to the Fire/Rescue department for a great job done in helping to save the football player from Leavitt High School who got received a hard hit from a Greely player who was wearing a cast. There is no doubt that their response saved the young man's life.

Condolences to the family of John Fulda who passed away recently. John was a longtime member of the Cumberland Fire Department. Per his wishes, there will be no service. Donations can be made to the fire department in his memory.

There is a confirmed case of viral meningitis at the Mable I. Wilson School. Everyone should be vigilant about spreading germs and hand washing.

To our friends in North Yarmouth, get informed about your local referendum items and remember to get out and vote.

Councilor Turner – Atlantic Regional Credit Union is offering free document shredding for their customers during the month of October, if anyone missed the Town's shredding event.

Chairman Bingham – Martha (Marty) Porch passed away recently. A lot of people know the Porch's through their ownership and operation of the Lobster Shack. Marty's service to the Town goes back 30 years, with the Comprehensive Plan Committee and Planning Board. Her family has done a lot for this Town.

Councilor Stiles – Thank you to all those who donated to the 4-H auction fund and to Councilor Copp for purchasing a pig for the food pantry. The donations help the 4-H children and their projects. Most of the kids use the money toward their collage funds. The meat products help those families who use the food pantry.

He felt that the joint meeting was a good meeting. We do need to work together at budget time so we know what each other is doing.

It is hunting season, so remember to wear orange if out walking in or near the woods.

Councilor Copp – Bulky pick up week is going on now and there are televisions sitting on the side of the road what will not be picked up. He did notice that there were fewer items left out that would fit into a Town trash bag. People seem to be doing better with this and hopefully our tonnage will be down.

357 days from today, the Cumberland Fair will start. He gave Councilor Stiles $20 to go toward the 4-H auction next year and said he would try to do the same every Council meeting to help with the $10,000 goal for next year.

Town Manager Shane – the Greely football physician, Dr. Kate Winn wrote a very nice note saying that the training and no-nonsense approach that Cumberland Rescue has saved that young man's life at the football game last week. The Fire/Rescue Department does a phenomenal job at keeping the high level of service that we have in this community. They are dedicated, they train every week, practice their trade, and give back to the community. He is very proud of all of those who serve the community and we are all fortunate to have them.

At the October 26th Council meeting, Town Attorney, Ken Cole will be here to give the Town an update on where we are with the Payson Property lawsuit. Tom Gorrill of Gorrill-Palmer Consulting Engineers will also be here to give us an overview of the Route One turning lanes that will hopefully be installed next summer. This is a partnership project with the State as part of our TIF District. We are looking to have center turn lanes from Tuttle Road north, almost to the Yarmouth town line, and from Pack Edge to the Falmouth town line.

VII. **EXECUTIVE SESSION** pursuant to 1 M.R.S.A., § 405(6)(C) re: real property.
Motion by Councilor Stiles, seconded by Councilor Edes, to adjourn to Executive Session pursuant to 1 M.R.S.A.,§ 405(6)(C) re: real property.
VOTE: 7-0 UNANIMOUS
TIME: 8:41 P.M.

Reconvene to regular session at 9:37 P.M.

VIII. ADJOURNMENT

Motion by Councilor Stiles, seconded by Councilor Turner, to adjourn.
VOTE: 7-0 UNANIMOUS
TIME: 9:37 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary

ITEM
15-142

To hear a presentation from Tom Gorrill of Gorrill Palmer Consulting Engineers re: Route One center turn lane 2016

ITEM
15-143

To hear a report from the Town Manager re: proposed
Senior Circuit Breaker Program

MEMORANDUM

TOWN OF CUMBERLAND, MAINE
290 TUTTLE ROAD
CUMBERLAND, MAINE 04021
TEL: 207-829-2205 FAX: 829-2224

To: Town Council

From: William R. Shane, Town Manager

Date: October 21, 2015

Re: **Senior Property Tax Relief Program**

Attached you will find the revised Property Tax Relief for Senior's program. I believe it meets the letter of the law. I believe the Town Attorney will advise you to seek enabling legislation from the State to protect you from any backlash.

I would recommend moving forward with this program for FY 2017 since FY 2016 checks have already been sent. I would change the effective date to coincide with the first tax payment each year. This will allow Tammy, Pam and I to meet and review financial records with each senior, get forms signed and ready for your approval each year by the second August Town Council meeting.

The next step would be to send to the Senior Circuit Breaker Committee (maybe a new name might be in order) and set a public hearing for amending the ordinance (November 23).

TOWN OF CUMBERLAND
SENIOR PROPERTY TAX ASSISTANCE

Application Deadline- August 1, 2016

Name: _____Age:_____

Property Address: _____

_____

Home Phone Number: _____

Map and Lot Number (on Property Tax Bill):_____

<u>If different than</u> property address please provide mailing address:

_____

_____

Please <u>Check and Attach</u> a Copy of Proof of Age:

Driver's License:_____ Birth Certificate: _____ Other:_____
Please Describe

Proof of Residency: Ownership _____ (Town to Verify)

Rental _____ (Please provide copy of lease)

Total income per attached Worksheet [ ]

Please contact Pam Bosarge at 829-2206 or Tammy O'Donnell at 829-5559 at the Cumberland Town Hall Monday through Thursday 8 AM – 5PM set-up an appointment to sign affidavit, review and submit for approval your application.

To be completed by Town:

Reviewed by: _____ Date: _____

Approved by Town Manager: _____ Amount: _____

CUMBERLAND SENIOR

PROPERTY TAX ASSISTANCE

AFFIDAVIT

I, _____, being first duly sworn, depose and state as follows:

1. My name is _____, and I am at least 67 years of age and have been a Town of Cumberland resident for at least the past 10 years consecutively and my primary residence is:

   _____, of the Town of

   Cumberland, County of Cumberland, and State of Maine. I make the statements herein based upon my personal knowledge.

2. I certify my annual gross income is _____.

STATE OF MAINE
CUMBERLAND, ss. _____,
2016

Personally appeared the above named _____ and swore the above statements to be true based upon her own personal knowledge.

Before me,

_____
Notary Public/Attorney at Law

_____
Print Name

Worksheet

If you Paid Income Taxes

Total From Federal Incom Form 1040 Line 22
Form 1040A Line 15
Form 1040 EZ Line 4

Total Income [ ]

If You Didn't Pay Income Taxes

If you do not file federal Form 1040, 1040A or 1040EZ:

Line 1a. Social security and railroad retirement benefits. Enter all payments received under the federal Social Security Act, including regular social security benefits, social security disability benefits and supplemental security income. Include the gross amount before Medicare is subtracted. This amount can generally be located on federal Form SSA-1099 (see also federal Form 1040, line 20a). Also enter on this line the amount of railroad retirement benefits received. This amount can generally be located on federal Form RRB-1099 or RRB-1099-R.

Line 1b. Interest and dividends. Enter all interest and ordinary dividends you received. These amounts can generally be found on the federal Form 1099 issued by the payer.

Line 1c. Pensions, annuities and IRA distributions. Enter the amount of all pensions, annuities and IRA distributions you received that would be included in federal total income if you filed a federal income tax return. These amounts can generally be found on the federal Form 1099 issued by the payer.

Line 1d. Wages, salaries, tips, etc. Enter the total amount of wages, salaries and other compensation that would be included in federal total income if you filed a federal income tax return. This amount is generally reported in box 1 of the federal Form W-2 or on the federal Form 1099 issued by the payer.

IF YOU DO NOT FILE FEDERAL FORM 1040, 1040A or 1040EZ, ENTER:

1. (a) Social security benefits and railroad retirement benefits (see instructions).....

   (b) Interest and dividends (see instructions).....

   (c) Pensions, annuities and IRA distributions (see instructions).....

   (d) Wages, salaries, tips, etc. (see instructions.).....

   (e) Other income (see instructions).....

Total 1 a through 1 d [ ]

TOWN OF CUMBERLAND
SENIOR PROPERTY TAX ASSISTANCE ORDINANCE

Section 1. Purpose

The purpose of this Ordinance is to establish a program to provide property tax assistance to persons **67** years of age and over who reside in the Town of Cumberland. Under this program, the Town of Cumberland will provide supplemental cash refund payments to those individuals who qualify as Cumberland resident and meet the criteria established by this Ordinance.

Section 2. Definitions

Homestead: A homestead is a dwelling owned or rented by the person seeking tax assistance under this Ordinance or held in a revocable living trust for the benefit of that person. The dwelling must be occupied by that person and that person's dependents as a home.

Qualifying applicant: A qualifying applicant is a person who is determined by the Town Manager, after review of a complete application under Section 4 of this Ordinance, to be eligible for a refund payment under the terms of this Ordinance.

Section 3. Criteria for Participation

In order to participate in the Property Tax Assistance Program, an applicant shall demonstrate all of the following:

a. The applicant shall be **67** years of age or more at the time of application.

b. The applicant shall have a homestead in the Town of Cumberland at the time of the application and for the entire year prior to the date of application.

d. The applicant has been a resident of the Town of Cumberland for at least ten years immediately proceeding the date of application for participation in the Program.

Section 4. Application and Payment Procedures

Persons seeking to participate in the Property Tax Assistance Program shall submit a written request to the Town Manager no later than August 1. Applications are required every year to participate in this program. The Town Manager shall provide an application form for the program, which shall include, at a minimum, the applicant's name, homestead address and contact information. The Town Manager shall review and determine if the application is complete and accurate and if the applicant is otherwise eligible to participate in the Program. The Town Manager shall notify an applicant if an application is determined to be incomplete. The Town Manager's decision on eligibility to participate in the Program shall be final.

Section 5. Determination of eligibility and amount of eligibility

If the Town Manager determines that the applicant is eligible to participate in the Program, he shall determine the total amount of such eligibility. Eligibility shall be the lesser of the following amounts:

Table 1

Family Income - Portland ME METRO		$77,100		Cumberland Tax Assistance
	90%	$69,390	and above	$0
	80%	$61,680	to $69,000	$300
	70%	$53,970	to $61,679	$450
	60%	$46,260	to $53,970	$600
	LT 60%	$46,259	or less	$750

Shown is the 2015 HUD Metro Area Median Family Income Amount. This number will be adjusted annually to reflect the information available from HUD on August 1 each year.

Or

An equally prorated amount of assistance if limited funds are available. This program may be adjusted by the Town Council. The FY 2017 number has been set at $75,000 and shall be the 100% funding number. Should that funding decrease in the future, funding will be prorated; for example, if only $37,500 of funds are available then the benefit will be $37,500 / $75,000 or 50%. Each value listed in Table 1 above will be adjusted accordingly.

The Town Manager shall report to the Town Council at their second meeting in August each year the projected payments and number of eligible applicant requesting assistance for the program fund.

Section 6. Program Fund - Limitations upon payments

Payments under this Ordinance shall be conditioned upon the existence of sufficient monies in the Program Fund the year in which participation is sought. If there are not sufficient monies in the Program Fund to pay all qualifying applicants under this Ordinance, payments shall be limited to the amounts available in the Fund. In the event that a lack of funding results in no payment or less than the full payment to a qualifying applicant, the request will not carry over to the next year.

Section 7. Creation of the Program Fund

The Program Fund from which payments shall be made under the terms of this Ordinance shall be created as follows:

As funds are available, the Town Council shall annually appropriate monies from the general fund or other sources to support this program. Any surplus monies available after all payments have been made shall be carried forward within the Fund to the next fiscal year.

Section 8. Timing of Payments

A person who qualifies for payment under this Program shall be mailed a check for the full amount (or pro-rated amount if inadequate funds are available) no later than September 10th for the year in which participation is sought

Section 9. Limitations upon payments

Only one qualifying applicant per household shall be entitled to payment under this Program each year. The right to file an application under this Ordinance is personal to the applicant and does not survive the applicant's death, but the right may be exercised on behalf of an applicant by the applicant's legal guardian or attorney-in-fact. If an applicant dies after having filed a timely complete application that results in a determination of qualification, the amount determined by the Town Manager shall be disbursed to another member of the household as determined by the Town Assessor or the Town Manager. If the applicant was the only member of a household, then no payment shall be made under this Ordinance.

ITEM
15-144

To hold a Public Hearing to consider and act on accepting
Castle Rock Drive as a public road

TABLE TO NOVEMBER 9th

ITEM
15-145

To hold a Public Hearing to consider and act on draft amendments to the 2009 Comprehensive Plan as recommended by the Planning Board in their Notices of Decision dated August 19th and September 16th, 2015 (excluding Town Center Growth Area)

Notice of Decision

Date: August 19, 2015

To: William Shane, Town Manager
Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021

RE: Public Hearing: To recommend to the Town Council draft amendments to the 2009 Comprehensive Plan as recommended by the Ad Hoc Land Use Advisory Committee's final report dated June 15, 2015.

This is to advise you that on August 18, 2015 the Planning Board voted to approve and recommend to the Town Council the following recommendations for draft amendments to the 2009 Comprehensive Plan.

Committee Charge #3 – Conservation Subdivisions

1. A committee of residents should be appointed to study the development of a conservation subdivision ordinance with the assistance of consultant and the goals and issues be used as a resource as developed by the Land Use Committee

Committee Charge #2 – Route One Zoning

2. Timber harvesting should be abolished as a permitted use in the OC-N and OC-S zones.
3. Duplex and multiplex dwellings should not be added as permitted uses in the OC-S zone.
4. Restaurant and retail uses should be permitted in the OC-N and OC-S zones provided that the restaurant or retail space does not exceed 33% of the developed floor space and that no single restaurant or retail use may exceed 3,500 square feet.
5. An overlay district should be created to include the northernmost four lots in the OC-S zone for restaurant and retail uses provided that the uses not exceed 3,500 square feet in size, but with no limit on the percentage of developed floor space devoted to either use.
6. Drive-through restaurants should be prohibited in the OC-N and OC-S zones.
7. The Cumberland Conservation Subdivision Ordinance Goals and Issues should be adopted as a framework for the study and development of a proposed Conservation Subdivision Ordinance.
8. Another committee should be appointed and, with the assistance of a consultant, should be charged with the development of a proposed Conservation Subdivision Ordinance.

The Planning Board agreed to table the following recommendations (related to the Growth Area Maps and Route One Guidelines) and hold a workshop on September 10, 2015 at 6:00 p.m.

a

1. The boundaries of the existing RR1 and RR2 zones should be retained, with the exception of that portion of the RR1 zone connecting the MDR and HC in the Town Center Growth Area.

2. No changes to the location, boundaries, lot standards and allowed uses of the RR1 and RR2 zones are recommended, except as noted above.

3. The Committee recommends that the boundaries of the Foreside Growth Area should be depicted as shown on the map attached under Attachment #3.

4. The Committee recommends that the boundaries of the Town Center Growth Area should be depicted as shown on the map included in Attachment # 3.

5. The Committee recommends that the boundaries of the West Cumberland Growth Area should be as depicted as shown on the map included in Attachment # 3.

6. The Route One Design Standards shown in Attachment # 4 of this report should be adopted in place of the existing Route One Design Guidelines.

Findings of Fact:	**None**
Waivers granted:	**None**
Waivers Denied:	**None**

Standard Conditions of Approval

This approval is dependent upon and limited to the proposals and plans contained in the application and supporting documents submitted by the applicant. Any variation from the plans, proposals and supporting documents, except minor changes as so determined by the Town Planner which do not affect approval standards, is subject to review and approval of the Planning Board prior to implementation.

Cumberland Planning Board

Christopher S. Neagle, Board Chair

Notice of Decision

Date: September 16, 2015

To: William Shane, Town Manager
Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021

RE: Public Hearing: To recommend to the Town Council draft amendments to the 2009 Comprehensive Plan as recommended by the Ad Hoc Land Use Advisory Committee's final report dated June 15, 2015.

This is to advise you that on September 15, acted on the following recommendations of the Ad Hoc Land Use Committee as follows:

Committee Charge #2 – Growth Areas and Rural Zoning

1. The Planning Board voted to recommend to the Town Council that the 2009 Comprehensive Plan be amended to adopt the boundaries of the Foreside Growth Area as shown on the map under Attachment # 3of The Report of the Land Use Committee dated 6/15/15.

2. The Planning Board voted to recommend to the Town Council that the 2009 Comprehensive Plan be amended to adopt the proposed boundaries of the West Cumberland Growth Area as depicted as shown on the map included in the Attachment #3 of The Report of the Land Use Committee dated 6/15/15.

3. The Planning Board voted to recommend to the Town Council that the 2009 Comprehensive Plan be amended to adopt the proposed boundaries of the Town Center Growth Are as depicted as shown on the map included in the Attachment # 3 of The Report of the Land Use Committee dated 6/15/15.

4. The Planning Board voted to recommend that the boundaries of existing RR1 and RR2 zones should be retained, except that the portion of the RR1 Zone within the proposed new Town Center Growth Area should be changed to the RR 2 Zone.

5. The Planning Board voted to commend that no other changes be made to the location, boundaries, lot standards and allowed uses of the RR1 and RR2 zones, except as described in paragraph 4.

Committee Charge #2 – Route One Zoning

6. The Planning Board voted to table the request for Route One Design Standards and voted to hold a workshop on the Route One Design Standards on October 6, 2015 at 6:30 p.m.

Ce

ITEM 15-146

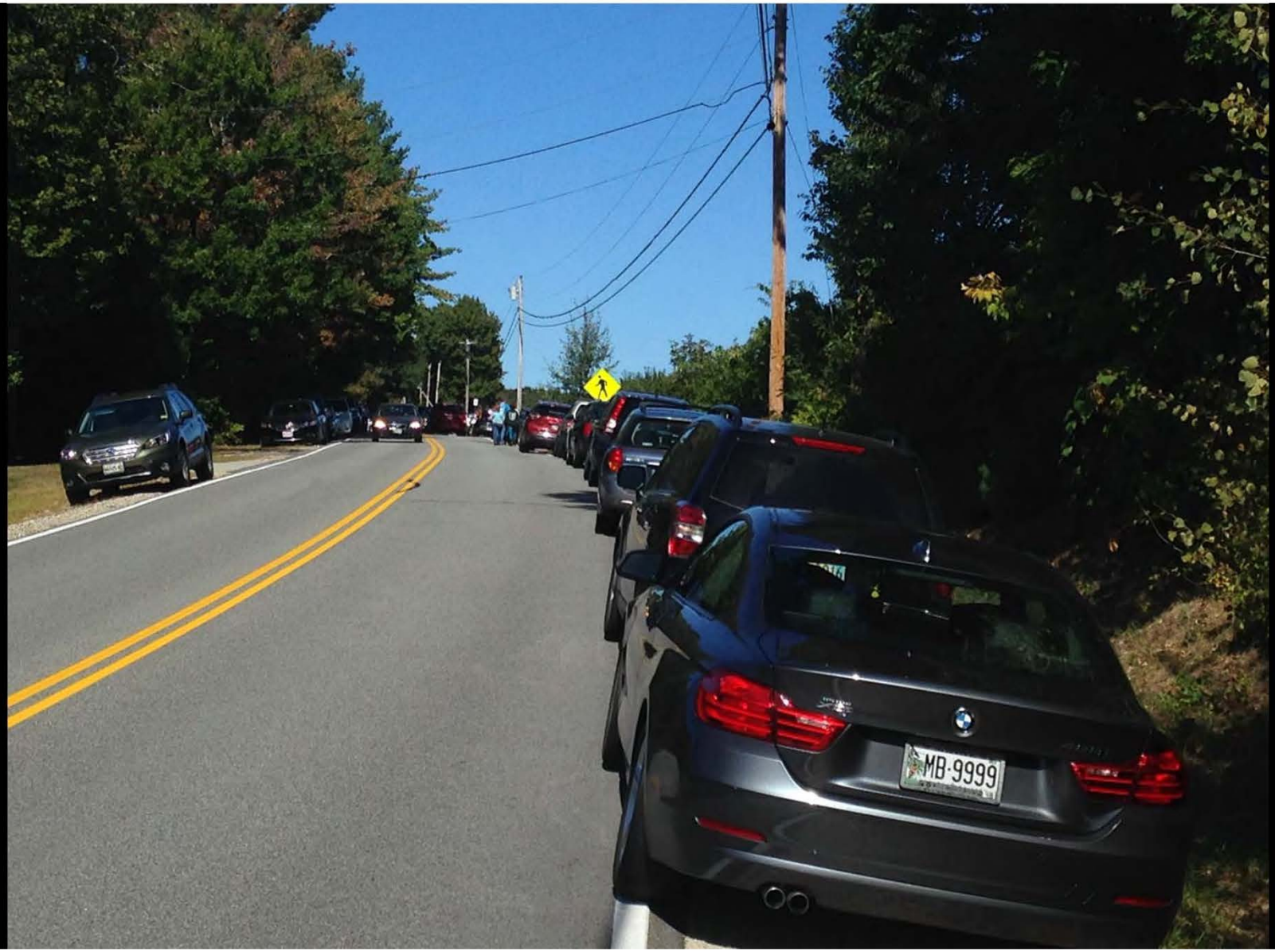
To hear a report and consider setting a Public Hearing date of November 23rd to act on amending the Traffic Ordinance to prohibit parking on Orchard Road

Orchard Hill
Apple Orchard

Future Parking Proposal for 2016

By
William R. Shane, Town Manager
Chief Joseph Charron
Lieutenant Milton Calder
Chris Bolduc, Asst. Town Manager

October 26, 2015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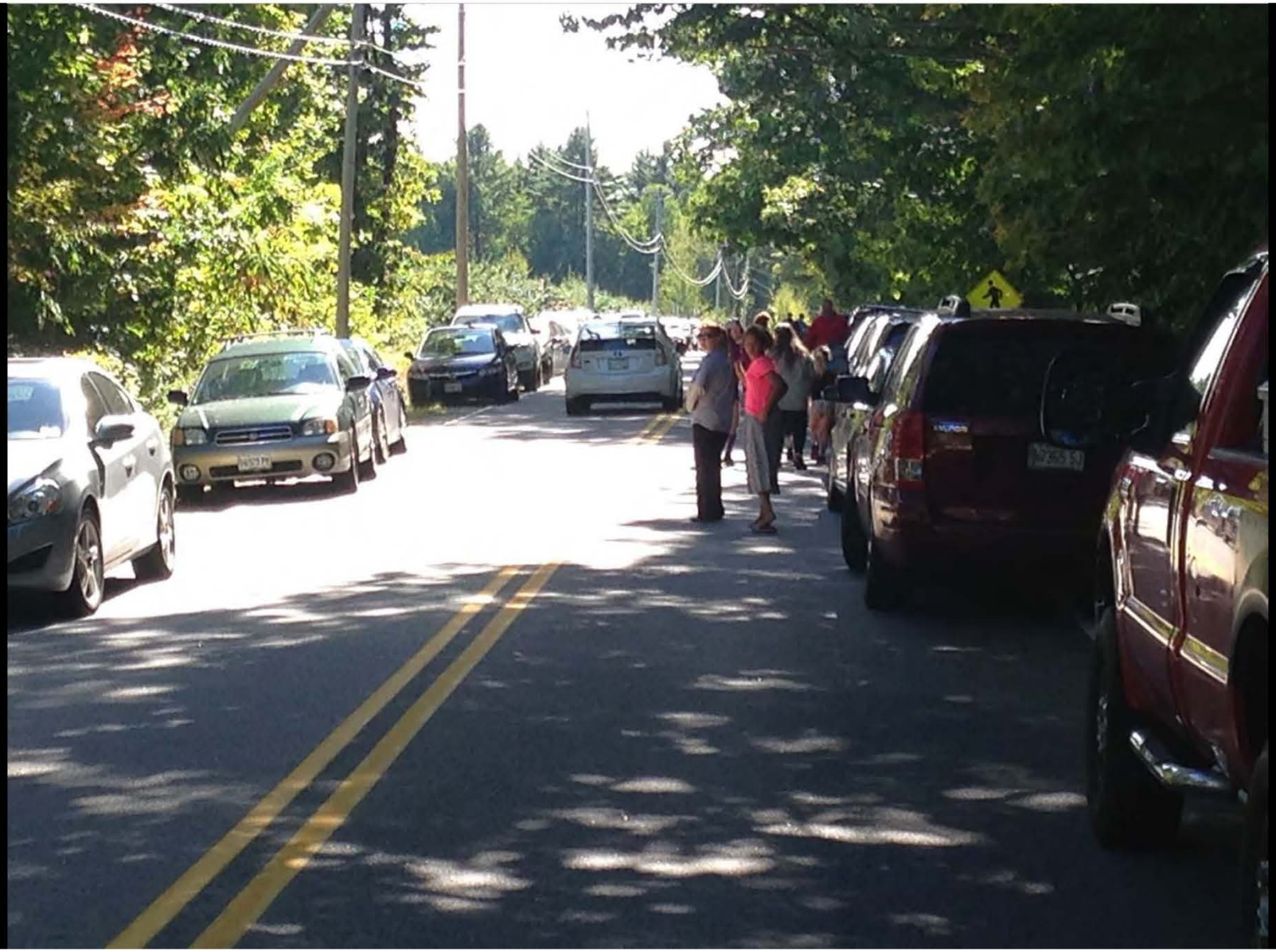
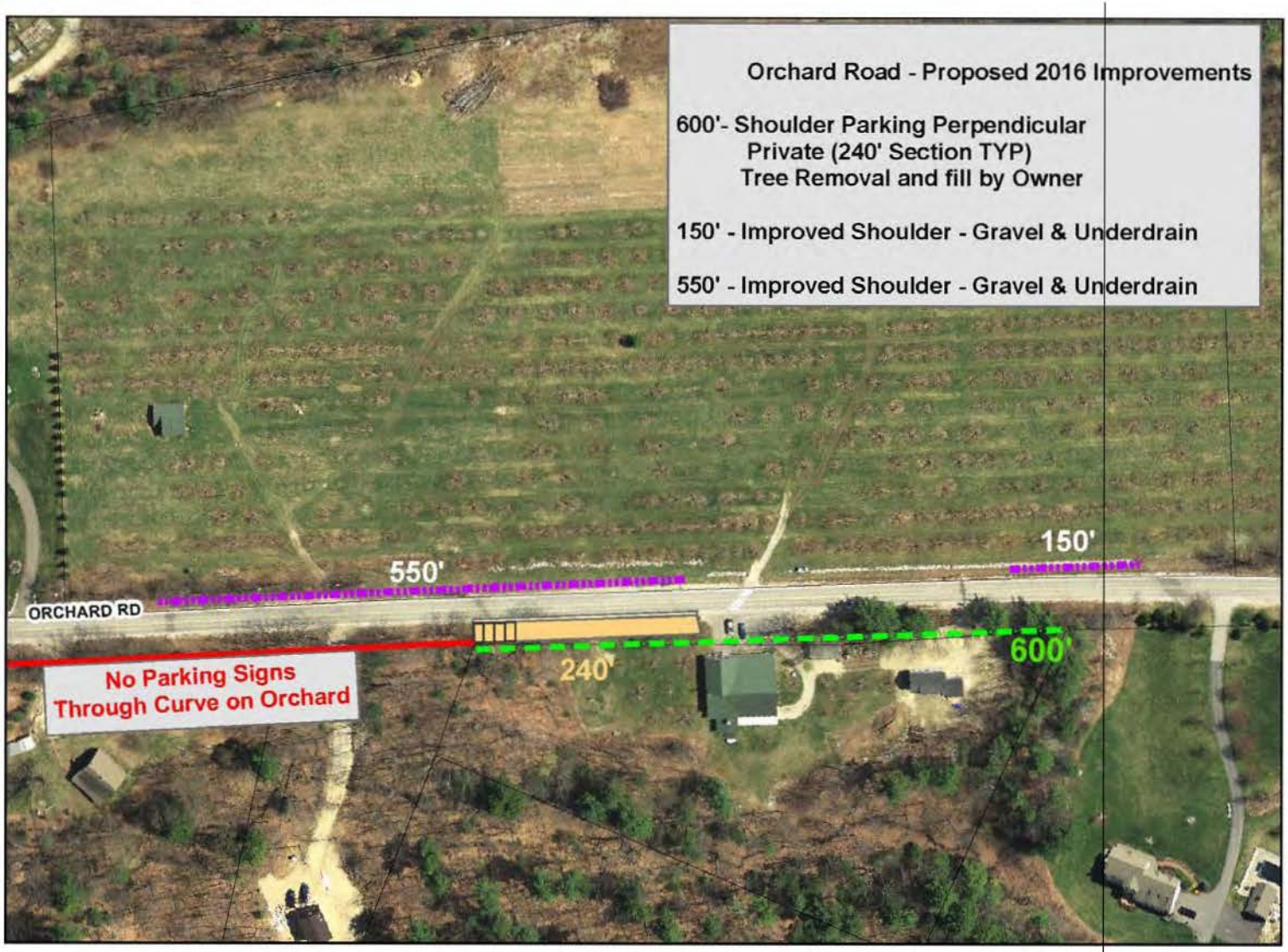
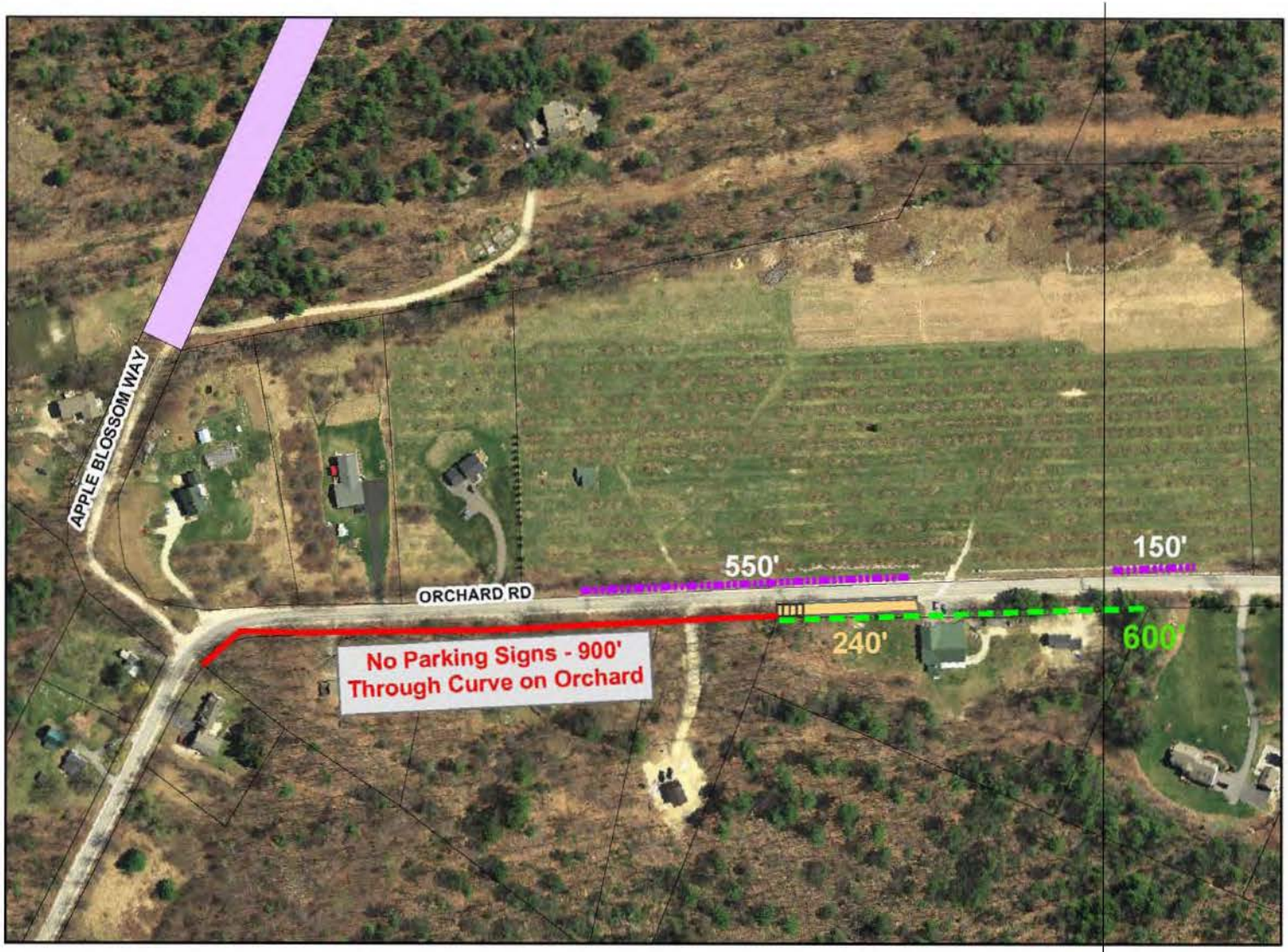


October 14, 2015 Meeting on Site

The Police Chief & Lieutenant, the Assistant Manager and I met onsite with Bob Pierce ,the owner, and walked all the roadside parking areas

The following Plan proposal was agreed to as a good solution to the current parking situation


Orchard Road - Proposed 2016 Improvements
600'- Shoulder Parking Perpendicular
Private (240' Section TYP)
Tree Removal and fill by Owner
150' - Improved Shoulder - Gravel & Underdrain
550' - Improved Shoulder - Gravel & Underdrain
150'
550'
ORCHARD RD
600'
240'
No Parking Signs
Through Curve on Orchard


APPLE BLOSSOM WAY
ORCHARD RD
550'
150'
240'
600'
No Parking Signs - 900'
Through Curve on Orchard

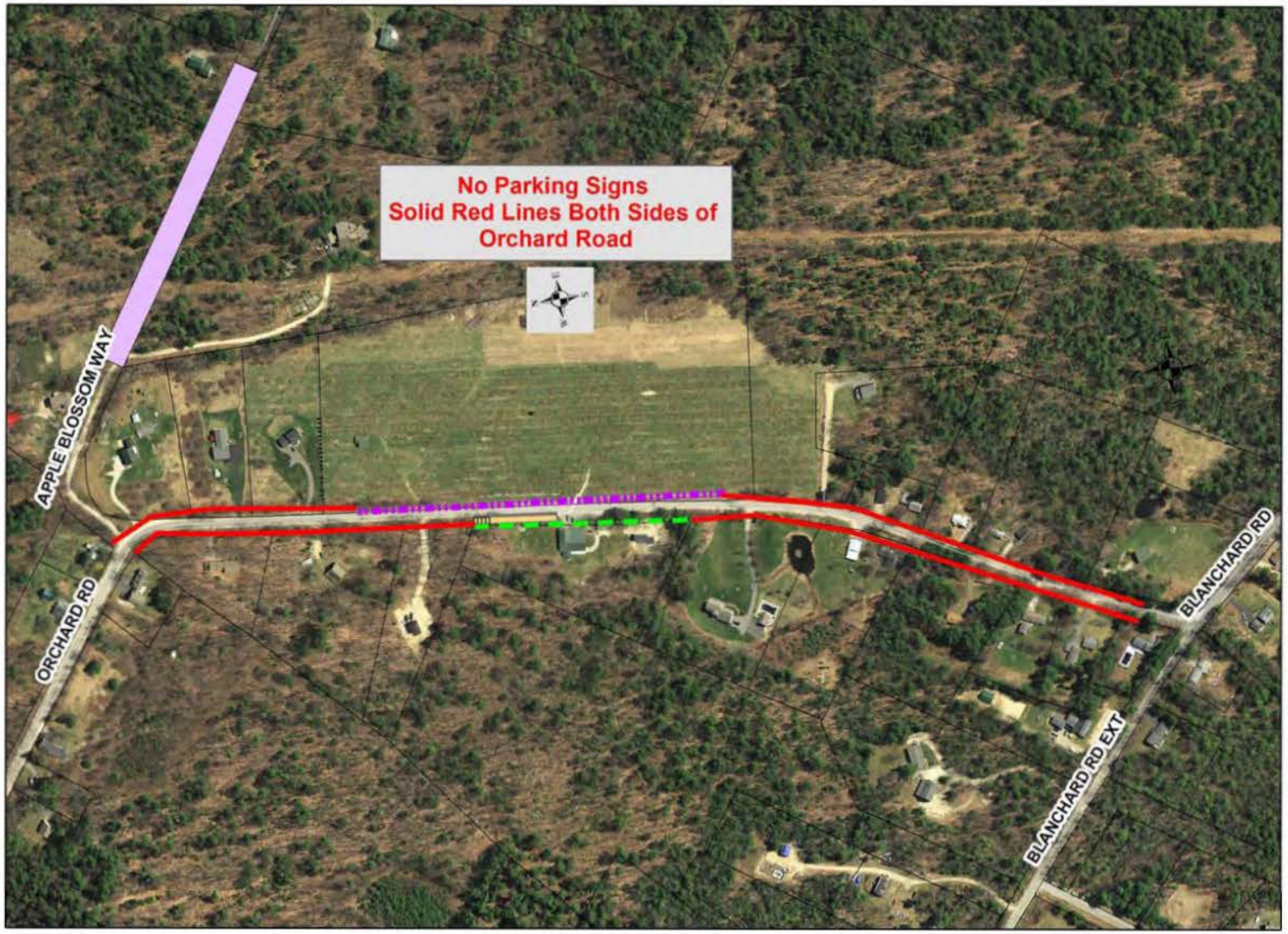
Parking & Traffic Proposal for Orchard Hill

- Install drainage and gravel along shoulder along easterly side of Orchard Road - Town to provide 6” underdrain, stone and gravel for 700’ of Shoulder Improvements – Owner to supply equipment and labor for installation to Town Specification

- Owner to Remove Trees and develop parking area on the westerly side for a total distance of approximately 600’ . The Parking shall allow for a 4’ Shoulder along Orchard Road and create perpendicular parking .

- Town shall monitor weekend traffic , including speeds and conformance with shoulder usage by pedestrians walking to store.

- Town Shall Post remaining unimproved areas “No Parking “ east & west side both north and south of the Orchard Hill


No Parking Signs
Solid Red Lines Both Sides of
Orchard Road
APPLE BLOSSOM WAY
ORCHARD RD
BLANCHARD RD
BLANCHARD RD EXT

Parking & Traffic Proposal – Next Steps

- Set Public Hearing for Neighborhood Input
- Set Public Hearing for Public Hearing to Amend Traffic Ordinance and prohibit parking per proposal
- If improvements are not completed by August 15th a Public Hearing will be scheduled to post the entire westerly side of Orchard Road " No Parking"

ITEM
15-147

To authorize the Town Manager to accept an anonymous donation of $30,000 to be used for food, fuel assistance and school supplies, and to authorize the Manager to execute a gift letter

ITEM 15-148

To appoint Renee LaChapelle as Tax Assessor

MEMORANDUM

TOWN OF CUMBERLAND, MAINE
290 TUTTLE ROAD
CUMBERLAND, MAINE 04021
TEL: 207-829-2205 FAX: 829-2224

To: Town Council

From: William R. Shane, Town Manager

Date: October 21, 2015

Re: **New Tax Assessor Renee Lachapelle**

State law requires us to appoint an actual Assessor even though we have a contract with the County for this service. I'm recommending you appoint Renee through July 30, 2016, so regardless of what happens with the service, we can have our FY 2017 commitment ready to go.

We are required to give the County notice (by January 1) if we plan to leave this Regional Program.

NEW BUSINESS

Cumberland's First

Forum on Aging

Saturday, October 31, 2015
9:30 am-2:30 pm
Greely Middle School
351 Tuttle Road

GET ANSWERS:
Find out more about Cumberland's new Aging in Place initiative and what it means for you and your loved ones.

Learn how to access services that can allow you to live in your own home longer.

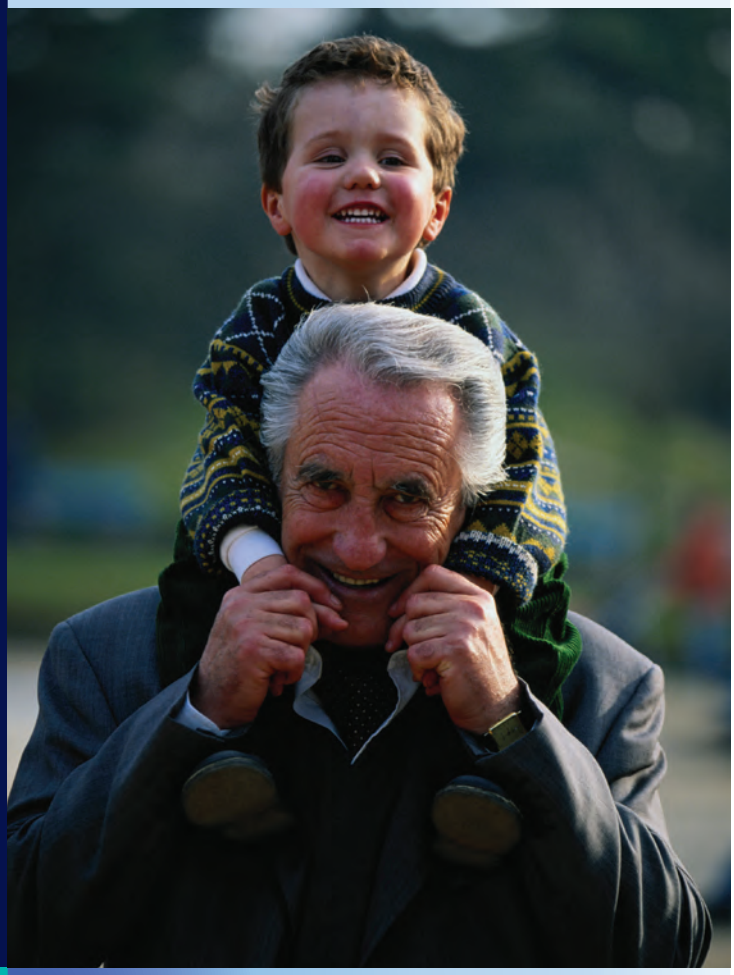
Get answers to your questions about property taxes, the cost of public schools, and other issues.

FIND RESOURCES:

- Medical issues
- Transportation
- Social services
- Home services
- End of life planning
- Medicare advice

MEET PEOPLE:
The Forum is a great place to make connections with others in the community who share your concerns and are working to make Cumberland a better place to live.

Call 829-2205 today to reserve your free lunch!



AGING IN PLACE
Cumberland Town Hall
207.829.3318
cumberlandmaine.com

Aging in Place

Aging in Place
Cumberland, Maine

Stay Connected and Be Involved—in Your Home, in Life, in the Community.

Notice of Smoke Testing of Sewer Mains

Slide 1of 2

As part of a survey of the town's sewer system, the Portland Water District will be conducting smoke testing from October 27th to 30th. This will help identify any leaks or defects in the sewers. The smoke is non-toxic.

Concerns? Please Contact
Portland Water District 207-774-5961

Notice of Smoke Testing of Sewer Mains

Streets Affected

Birch Lane
Brookside Drive
Concord Circle
Coveside Road
Ebb Tide Drive
Ferne Lane
Island View Drive
Ocean Terrace
Pine Lane
Stony Ridge Road
Sylvan Lane
Val Halla Road
Wildwood Boulevard

Door hangers with detailed information will be distributed to residents of the affected streets

Concerns? Please Contact
Portland Water District 207-774-5961

BUDGET REPORT

10/20/2015
10:56:51

REVENUES

TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
0011 Tax Revenues					
0011 0303 Motor Vehicle Excise Tax	-507,907.30	-562,820.02	-612,803.92	-582,394.54	-1,480,000.00
0011 0304 Boat Excise Tax	-2,088.50	-2,604.60	-1,555.80	-2,427.90	-10,000.00
0011 0328 Outer Islands Property Tax	-20,232.32	-20,783.21	.00	.00	-40,000.00
0011 0329 Payment in Lieu of Taxes	.00	-11,556.00	-14,328.00	-14,804.00	-23,793.00
TOTAL Tax Revenues	-530,228.12	-597,763.83	-628,687.72	-599,626.44	-1,553,793.00
0012 License & Permit Revenues					
0012 0311 Hunting & Fishing License	-123.00	-158.25	-180.75	-126.75	-600.00
0012 0312 Marriage Lic & Vital Records	-1,157.60	-1,088.40	-1,305.80	-956.40	-1,900.00
0012 0313 Birth Certificates	-502.20	-666.20	-427.40	-437.00	-365.00
0012 0314 Death Certificates	-581.20	-331.20	-459.80	-276.80	-1,000.00
0012 0315 Clerk Licenses	-546.00	-1,200.00	-1,205.00	-790.00	-4,500.00
0012 0316 Shellfish Licenses	-7.14	-37.85	-32.14	.00	-3,000.00
0012 0317 Conservation Fees	-2.86	-13.15	-12.86	.00	-500.00
0012 0334 Snowmobile Reg	-4.00	-3.00	-6.00	.00	-200.00
0012 0361 Auto Reg. Fees	-7,089.00	-7,574.00	-7,456.00	-6,707.00	-21,000.00
0012 0362 Boat Reg. Fees	-119.00	-485.60	-466.40	-139.00	-500.00
0012 0366 Building Permits	-44,188.03	-30,999.72	-37,415.82	-25,379.90	-70,000.00
0012 0367 Electrical Permits	-4,910.73	-8,767.08	-7,856.65	-6,195.60	-18,000.00
0012 0368 Plumbing Permits	-7,018.50	-8,981.00	-10,088.75	-5,263.73	-18,000.00
0012 0369 Other Permits	-500.00	-775.00	-1,050.00	-350.00	-2,500.00
0012 0383 Agent Fees-Moses	.00	-4.00	-2.00	.00	.00
0012 0398 Application Fee	-600.00	-233.33	-300.00	-255.56	-1,000.00
0012 0401 Dog Licenses	-325.00	-861.00	-129.00	-77.00	-3,000.00
0012 0404 Commercial Haulers License	-200.00	.00	.00	-200.00	-600.00
TOTAL License & Permit Revenue	-67,874.26	-62,178.78	-68,394.37	-47,154.74	-146,665.00
0013 Intergovernmental Revenues					
0013 0327 Homestead State Reimb	-161,558.14	-119,408.00	-81,770.00	-128,242.00	.00
0013 0331 State Revenue Sharing	-202,624.71	-140,585.42	-112,133.52	-160,322.13	-385,710.00
0013 0332 Park Fee Sharing	.00	.00	.00	.00	-7,080.00
0013 0335 DOT Block Grant	-20,418.00	.00	.00	.00	-62,592.00

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
0013 0337 State Grant revenue	.00	.00	-2,673.74	.00	.00
0013 0338 Federal Grants	.00	.00	-10,000.00	.00	.00
0013 0341 North Yarmouth Recreation Shar	-12,588.25	-12,589.00	-8,976.00	-1,822.00	-7,355.00
0013 0342 North Yarmouth Library Share	-32,819.00	-32,819.00	-35,345.00	-36,488.00	-145,952.00
0013 0347 North Yarmouth Channel 2	.00	-550.00	-636.00	-637.00	-2,674.00
0013 0348 ACO Sharing Payments	-1,050.00	-1,125.00	.00	.00	.00
0013 0397 Windham-Fire & Rescue	.00	.00	.00	.00	-3,900.00
0013 0509 Regional Assessing	-19,496.00	.00	.00	.00	.00
TOTAL Intergovernmental Revenu	-450,554.10	-307,076.42	-251,534.26	-327,511.13	-615,263.00
0015 Other Revenues					
0015 0305 Interest & Penaties	-7,093.81	-12,044.24	-3,744.92	-3,337.64	-40,000.00
0015 0306 Over/Short	86.18	-134.12	-93.19	5.43	-100.00
0015 0364 Growth Permits	-1,200.00	-2,200.00	-2,300.00	-1,400.00	-2,000.00
0015 0365 Board of Appeals	-100.00	.00	.00	-100.00	-100.00
0015 0379 Investment Earnings	-663.93	-55.42	-116.10	1,040.88	.00
0015 0381 Building Rentals	.00	.00	.00	.00	-500.00
0015 0382 Sale of Assets	.00	-550.00	-2,100.00	.00	-25,000.00
0015 0390 Misc. Revenue	-1,710.50	-1,252.90	-35,162.73	-1,281.15	-38,000.00
0015 0399 Staff Review Fee	-6,750.00	-766.67	-4,559.00	-719.44	-10,000.00
0015 0402 Cable TV Revenue	-550.00	.00	.00	.00	-107,000.00
0015 0403 Mooring Fees	-130.00	-135.00	-135.00	-135.00	-1,000.00
0015 0410 Private Ways	-200.00	-200.00	-400.00	-400.00	-400.00
0015 0508 Impact Fees	-26,255.60	-38,483.00	-41,238.65	-29,229.20	-50,000.00
0015 0513 Assessing Records	.00	.00	.00	.00	-100.00
TOTAL Other Revenues	-44,567.66	-55,821.35	-89,849.59	-35,556.12	-274,200.00
0021 Police Related Revenues					
0021 0351 Police Issued Permits	-1,749.00	-409.00	-139.00	-210.00	-3,500.00
0021 0353 Police Insurance Reports	-136.00	-184.00	-120.00	-184.00	-500.00
0021 0427 Parking Tickets	-190.00	.00	.00	.00	-200.00
0021 0428 Outside Detail	-12,899.40	-5,927.16	-2,788.13	-1,583.23	-35,000.00
0021 0536 Animal Control Officer Revenue	-226.60	-370.00	-136.00	-144.00	-2,500.00
0021 0546 Court Reimbursements	-215.00	-867.84	-200.00	-100.00	-3,500.00
0021 0547 Miscellaneous Police Revenue	-1,242.87	-1,021.59	-33.00	-15.00	-500.00
0021 0620 Federal Grant revenue	.00	.00	.00	-5,000.00	-25,000.00

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
TOTAL Police Related Revenues	-16,658.87	-8,779.59	-3,416.13	-7,236.23	-70,700.00
0022 Fire Related Revenues					
0022 0390 Misc. Revenue	-10,518.50	.00	.00	-5.00	-15,000.00
0022 0431 Outside Details	-2,215.00	-3,291.00	-2,990.00	-1,622.88	-15,000.00
0022 0504 Rescue Billing	-13,599.24	-8,526.49	-24,658.29	-26,313.48	-155,000.00
0022 0505 Non Emergency Transports	.00	.00	-10,918.72	-23,096.36	-31,200.00
0022 0507 Paramedic Intercepts	-600.00	-600.00	.00	.00	-2,000.00
TOTAL Fire Related Revenues	-26,932.74	-12,417.49	-38,567.01	-51,037.72	-218,200.00
0031 Public Works Related Revenues					
0031 0355 Recycling Income	.00	-20.00	.00	.00	.00
0031 0390 Misc. Revenue	-569.00	-312.00	-31,726.00	-273.00	-500.00
0031 0517 Bags/Universal Waste	-52,019.00	-42,944.00	-48,195.50	-53,085.00	-260,000.00
0031 0539 Brush Passes	-1,011.00	-1,097.00	-1,264.00	-683.00	-7,500.00
TOTAL Public Works Related Rev	-53,599.00	-44,373.00	-81,185.50	-54,041.00	-268,000.00
0037 ValHalla Revenues					
0037 0306 Over/Short	.00	.00	.00	-8.63	.00
0037 0329 Payment in Lieu of Taxes	.00	.00	.00	.00	-8,000.00
0037 0357 Golf Memberships	.00	.00	.00	-99,914.50	-239,283.00
0037 0358 Greens Fees	.00	.00	.00	-68,259.70	-127,148.00
0037 0359 Golf Cart Rentals	.00	.00	.00	-43,063.21	-89,232.00
0037 0378 Soda Sales	.00	.00	.00	-1,603.62	-3,325.00
0037 0416 Practice Range	.00	.00	.00	-6,319.00	-9,465.00
0037 0417 Program Revenues	.00	.00	.00	-12,954.00	-60,132.00
0037 0419 Advertising Sales	.00	.00	.00	-2,050.00	-24,000.00
0037 0522 Outing Golf	.00	.00	.00	-61,802.08	-72,315.00
0037 0560 Rental Income	.00	.00	.00	-4,545.20	-21,600.00
0037 0565 Cell Tower Land Lease	.00	.00	.00	.00	-20,000.00
TOTAL ValHalla Revenues	.00	.00	.00	-300,519.94	-674,500.00
0041 Recreation Related Revenues					

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
0041 0370 Recreation Programs	-293.00	-5,254.50	-3,426.66	-1,003.00	-32,408.00
0041 0371 Fall Recreation Revenue	-35,762.22	-39,412.70	-32,279.00	-39,561.00	-36,228.00
0041 0372 Winter Recreation Revenue	-15,964.68	-15,625.00	-19,532.00	-1,740.00	-124,846.00
0041 0373 Spring Recreation Revenue	-325.70	-21.00	-2,428.00	.00	-41,239.00
0041 0374 Summer Recreation Revenue	-34,599.68	-37,578.79	-36,024.92	-21,178.50	-223,017.00
0041 0385 After School Programs	-33,114.22	-36,946.45	-55,980.20	-40,494.75	-173,302.00
0041 0387 Adult Enrichment Revenue	.00	.00	-10,126.50	-8,280.15	-32,377.00
0041 0388 Adult Fitness Revenue	.00	.00	-14,794.05	-18,052.43	-41,840.00
0041 0570 Rec Soccer Revenue	-1,755.00	-10,320.00	-7,456.00	-6,815.00	-10,211.00
0041 0606 CPR/First Aid Revenues	.00	.00	.00	-50.00	.00
TOTAL Recreation Related Reven	-121,814.50	-145,158.44	-182,047.33	-137,174.83	-715,468.00
0043 Park Revenues					
0043 0391 Field Usage Fees	-4,809.87	-3,992.70	-6,282.40	-250.00	-15,000.00
0043 0617 Twin Brooks Donations	.00	.00	-25.00	.00	.00
TOTAL Park Revenues	-4,809.87	-3,992.70	-6,307.40	-250.00	-15,000.00
0045 Library Related Revenues					
0045 0379 Library Interest Income	-118.42	-79.80	.00	-93.80	-200.00
0045 0392 Library Fines	-1,606.05	-1,597.98	-2,595.40	-1,666.50	-3,500.00
0045 0394 Misc. Library Revenue	-538.10	-347.00	-566.50	-481.90	.00
TOTAL Library Related Revenues	-2,262.57	-2,024.78	-3,161.90	-2,242.20	-3,700.00
TOTAL General Fund	-1,319,301.69	-1,239,586.38	-1,353,151.21	-1,562,350.35	-4,555,489.00
TOTAL REVENUES	-1,319,301.69	-1,239,586.38	-1,353,151.21	-1,562,350.35	-4,555,489.00
GRAND TOTAL	-1,319,301.69	-1,239,586.38	-1,353,151.21	-1,562,350.35	-4,555,489.00

10/20/2015
10:51:31

EXPENSES

TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
10 General Government					
130 Administration	197,822.67	188,719.51	196,933.96	181,727.46	548,827.00
140 Assessor	55,654.44	29,994.47	22,342.36	25,471.01	79,486.00
150 Town Clerk	57,246.69	58,075.27	66,421.96	63,991.82	221,002.00
160 Technology	69,995.26	82,252.97	45,707.33	65,169.01	166,546.00
165 Elections	956.49	2,327.00	5,922.39	221.77	11,953.00
170 Planning	19,619.74	18,183.17	20,158.48	16,282.71	63,775.00
190 Legal	3,757.34	6,633.74	11,372.48	10,404.00	42,500.00
999 Finance/GAAP entries	.00	.00	-63.26	-2,125.00	.00
TOTAL General Government	405,052.63	386,186.13	368,795.70	361,142.78	1,134,089.00
20 Public Safety					
210 Police	364,768.85	356,852.20	425,664.24	376,751.93	1,257,423.00
220 Fire	253,008.73	241,820.07	292,991.32	253,018.38	885,161.00
240 Code Enforcement	21,718.30	23,660.36	31,782.55	28,648.72	94,049.00
260 Animal Control	14,555.54	16,391.34	9,616.02	13,526.73	27,661.00
TOTAL Public Safety	654,051.42	638,723.97	760,054.13	671,945.76	2,264,294.00
30 Public Services					
310 Public Works	284,515.06	216,369.84	250,820.52	219,768.58	968,453.00
320 Waste Disposal	210,105.52	132,438.00	121,362.10	85,275.96	520,525.00
430 Parks	58,585.15	78,652.78	117,758.72	98,330.60	221,520.00
440 West Cumberland Rec	947.18	1,429.54	395.60	338.80	7,775.00
470 Historical Society Building	.00	.00	.00	.00	2,102.00
TOTAL Public Services	554,152.91	428,890.16	490,336.94	403,713.94	1,720,375.00
37 Val Halla Golf Club					
350 Valhalla-Club	.00	.00	.00	11,022.09	39,713.00
360 Valhalla-Course	.00	.00	.00	235,235.22	500,382.00

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
370 Valhalla-Pro Shop	.00	.00	.00	114,035.24	195,668.00
TOTAL Val Halla Golf Club	.00	.00	.00	360,292.55	735,763.00
40 Recreation					
360 Valhalla-Course	.00	.00	.00	.00	23,471.00
410 Recreation	246,317.14	250,035.10	313,567.25	282,242.24	783,686.00
TOTAL Recreation	246,317.14	250,035.10	313,567.25	282,242.24	807,157.00
45 Library					
450 Library	117,976.67	122,026.59	128,169.25	117,283.73	411,267.00
TOTAL Library	117,976.67	122,026.59	128,169.25	117,283.73	411,267.00
50 Health & Welfare					
580 General Assistance	10,541.35	10,552.02	9,298.36	14,141.03	35,000.00
590 Health Services	6,341.45	6,341.45	7,841.45	10,692.40	13,375.00
TOTAL Health & Welfare	16,882.80	16,893.47	17,139.81	24,833.43	48,375.00
90 Other					
620 Cemetery Association	22,600.00	25,700.00	22,500.00	32,500.00	26,700.00
630 Conservation Commission	.00	.00	2,000.00	5,961.36	6,000.00
800 Fire Hydrants	18,924.49	19,187.45	15,004.93	16,608.70	65,000.00
810 Street Lighting	8,995.13	9,126.82	10,139.10	10,566.76	37,000.00
830 Contingent	1,633.62	9,273.08	.00	2,958.70	25,000.00
840 Municipal Building	49,593.84	53,680.34	49,273.97	14,225.47	80,629.00
850 Abatements	.00	1,690.00	24,450.48	1,771.99	20,000.00
TOTAL Other	101,747.08	118,657.69	123,368.48	84,592.98	260,329.00
98 Fixed Expenses					

FOR PERIOD 04 OF 2016

ACCOUNTS FOR: 001 General Fund	PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
650 Debt Service	572,892.69	573,651.86	594,533.52	571,794.72	825,000.00
750 Insurance	166,476.01	159,085.94	120,472.86	147,081.19	219,499.00
860 MSAD #51	4,392,202.20	4,558,835.91	4,771,102.00	5,185,683.64	15,557,051.00
890 County Tax	623,416.00	.00	.00	1,494,862.00	747,431.00
910 Capital Imp. Plan	896,137.00	1,133,693.00	1,323,868.00	1,181,500.00	1,181,500.00
TOTAL Fixed Expenses	6,651,123.90	6,425,266.71	6,809,976.38	8,580,921.55	18,530,481.00
TOTAL General Fund	8,747,304.55	8,386,679.82	9,011,407.94	10,886,968.96	25,912,130.00
TOTAL EXPENSES	8,747,304.55	8,386,679.82	9,011,407.94	10,886,968.96	25,912,130.00
GRAND TOTAL	8,747,304.55	8,386,679.82	9,011,407.94	10,886,968.96	25,912,130.00

WORKSHOP

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(1914-1987)
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(1918-2003)

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11 MAIN STREET, SUITE 4
KENNEBUNK, MAINE 04043
(207) 985-4676 (Phone)
(207) 985-4932 (Fax)

ATTORNEY-CLIENT PRIVILEGED

October 22, 2015

VIA EMAIL
William Shane
Town Manager
Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021

Re: Broad Cove Reserve Pending Litigation

Dear Bill:

This letter provides a summary of the pending litigation regarding the Town's use of Broad Cove Reserve.

On December 18, 2014, Merrill Woodworth, as personal representative to the Estate of Merrill Robbins (Plaintiff), filed a declaratory judgment action against the Town and the CCLT seeking an opinion of the Court that the Town's anticipated use of the Property was prohibited under the terms of the Conservation Easement. The Superior Court dismissed Plaintiff's Complaint, finding that they did not have standing under Maine's Conservation Easement Act and that the matter was not ripe for consideration since the Town had not yet sought any approvals for use of the property. Plaintiff appealed that dismissal to the Law Court and that appeal is pending. The parties have briefed the case and are awaiting notice from the Law Court regarding oral argument.

On August 20, 2015, Plaintiff filed a separate action against the Town in Superior Court appealing both the Planning Board and Board of Appeals decisions permitting the Town's proposed use of the property as a municipal use. Then on August 27, Plaintiff filed a Motion for Preliminary Injunction with the Law Court seeking to prevent the Town from performing any work on the property until these two cases are finally resolved. The Law Court issued an Order the next day stating that the Superior Court has primary jurisdiction over this case as the appeal is currently pending there and that the Plaintiff's motion to the Law Court would be stayed pending a decision on the injunction request by the Superior Court. On August 28, Plaintiff filed

a similar Motion for Preliminary Injunction in Superior Court, along with a Motion for Expedited Hearing, which the court granted. The Town filed its Opposition to the Motion for Preliminary Injunction on September 4 and the Court denied the Plaintiff's Motion for Preliminary Injunction by order dated September 15. The order held that Plaintiff failed to demonstrate a likelihood of success on the merits, irreparable harm if injunctive relief was not granted and an adverse effect on the public if injunctive relief was granted.

Plaintiff then filed a Motion to Proceed with Consideration of Preliminary Injunction with the Law Court on September 18, requesting that the Law Court take up the Motion for Preliminary Injunction previously filed on August 27, which it had deferred pending the Superior Court's decision on a similar motion. The Law Court issued an Order Denying Motion for Preliminary Injunction on October 8 without further reasoning.

Currently, there are two suits pending – the appeal of the December 18, 2014 declaratory judgment action to the Law Court, which is now at the oral argument stage, and the appeal of the Planning Board and Board of Appeals decisions filed on August 20, 2015 in Superior Court, which is still in the briefing stage.

Please let me know if you have any questions. Thank you.

Sincerely,

Alyssa C. Tibbetts

EXECUTIVE SESSION pursuant to Title 36 M.R.S.A. Section 841(2) to consider and act on two applications for tax abatement based on hardship

REQUEST #1

TOWN OF CUMBERLAND
General Assistance

Re: Dorothy Tonini
426 Greely Road Extension
Cumberland, Maine 04021
Map R06, Lot 025
Book 3197, Page 248
Date: 10/21/2015
To: Town Council
From: Maurice E. Geoffroy,
General Assistance Administrator

Dear Council Members:

On 10/21/2015, I assisted Dorothy Tonini in completing a request for Property Tax Abatement. She came well prepared and fully documented. I also assisted her in completing a General Assistance application.

I determined she was ineligible for General Assistance, and would have been for the period for which she is requesting an abatement (FY '15 through current FY '16).

In determining her monthly debt, she included $300 in the line item of "Taxes". She stated she would try to set aside $300/month for her property taxes. However, that would set her into a deficit mode of approximately $210+/month .And, given her history of serious health issues, her efforts at monthly budgeting could be easily disrupted. I would recommend she use local resources such as the food pantry, and State programs such as the Tax and Rent Rebate (that replaced the Circuit Breaker Program), and Food Stamps. These latter benefits would be small, but could help free up a bit more "cash".

I am willing to assist her in devising and implementing a monthly budget to help avoid a repeat of the situation at hand. But, I know of no other program that could address the tax arrearage problem.

Sincerely,

Maurice E. Geoffroy

Maurice E. Geoffroy.

Sen DS $250/month

MUNICIPALITY OF CUMBERLAND
MUNICIPAL OFFICERS
CUMBERLAND, MAINE

Application for Abatement of Local Property Tax
(Under 36 M.R.S.A. ss. 841)

Instructions: All questions should be answered. You may be requested to supply additional data to support your request. An application must be submitted for each year for which the abatement is being requested.

Name: DOROTHY TONINI

Address: 426 GREELY RD. EXT

Phone: 207-489-9483

Marital Status: Single _____ Married _____ Widowed ✓
Divorced _____ Seperated: _____

List **ALL** household members **including applicant and spouse:**

Name	Birthdate	Occupation
DOROTHY TONINI	03 23 39	RETIRED

Are you or your spouse a disabled veteran? NO

If either your or your spouse is disabled, specify whom and describe disability:
MYSELF = NARCOLEPSY - DEPRESSION - HBP - ANXIETY DIABETES T2

Please describe real estate for which abatement is requested.

Description (Address)	Location (Town)	Current Assessed Value (on tax bill)
426 GREELY RD EXT.	CUMB. CTR	118,400.00

Amount of property tax abatement requested: ? 5004.55 *

* 3933.03 FY '15
* 1071.52 FY '16

INCOME: (Monthly)

Net Income: Total → 1364.77
S. S. Benefits:
S. S. Income: 1295.00
Pensions: + 69.77
Other:

ASSETS:

Cash on hand: 50.00
Checking: 700.00
Property:
Vehicles: 1250.00

Total 2000.

DEBT: (Monthly)

Mortgage: Ø
Credit Cards:
Food: 325.00
Household items: 80.00
Medication: 50.00
Insurance: 133.90
Heating Fuel: 330.00
Electricity: 88.74
Telephone: 37.50
Gas: 50.00
Car Payments: Ø
Medical Expenses: 180.00
Taxes: 300.00

Total 1575.14

OUTSTANDING INDEBTEDNESS:

AMOUNT OF MORTGAGE ON PROPERTY: Ø

CREDITOR'S NAME: Ø

TOTAL AMOUNT OWED: Ø

TOTAL INCOME: 1364.77 mo

TOTAL EXPENSES: 1575.14

To the Municipal Officers for the Municipality of Cumberland, Maine:

I hereby apply for abatement of property taxes in accordance with Title 36, M.R.S.A., Section 841, as amended, which permits tax abatement by the municipal officers, or the State Tax Assessor for the Unorganized Territory, who may on their own knowledge or on written application therefore, make such abatements as they believe reasonable in the real and personal taxes of all persons who, by reason of infirmity or poverty, are in their judgement unable to contribute to the public charges. The answers to the above questions are correct to the best of my knowledge and belief.

Dated: X 10-21-2015 Applicant: X Dorothy Evans
Dated: Applicant:

STATE OF MAINE

Cumberland, ss

Subscribed and sworn to before me this day.

Dated: Notary Public:

Notice: A written decision shall be made within 30 days of the date of application.

HARDSHIP ABATEMENT WORKSHEET

INCOME: (Monthly)

Net Income:	—
S. S. Benefits:	1295.00
S. S. Income:	—
Pensions:	69.77
Other:	—
Total	1364.77

ASSETS:

Cash on hand:	50.00
Checking:	700.00
Property:	
Vehicles:	1250.00

Total: 2000

DEBT: (Monthly)

Mortgage:	0
Credit Cards:	—
Food:	325.00
Household items:	80.00
Medication:	50.00
Insurance: car house	133.90
Heating Fuel:	330 (average)
Electricity:	88.74
Telephone:	37.50
Gas:	50.00
Car Payments:	0
Medical Expenses:	180.00
Taxes: (average)	300. *

Total 1575.14

(*) Monthly amount due if averaged over 12/mo period.

OUTSTANDING INDEBTEDNESS:

AMOUNT OF MORTGAGE ON PROPERTY: 0

CREDITOR'S NAME:	TOTAL AMOUNT OWED:

TOTAL INCOME: 1364.77

TOTAL EXPENSES: 1575.14

Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021
(207) 829-2200

PROPERTY TAX BILL

For the Fiscal Year of 7/1/2014 to 6/30/2015

OFFICE HOURS
Mon. - Wed. 8:00 - 5:00
Thurs: 8:00 - 6:00

3.8.15
250 00
#2581

Bill Number: 20153093

MAP	R06	LOT	025
SUB	000	TYPE	000
BOOK/PAGE	3197/248		
ALT PARCEL	R06-025-000-000		
LOCATION			
426 GREELY ROAD EXT			

ONINI GEORGE
ONINI DOROTHY
26 GREELY ROAD EXT
UMBERLAND, ME 04021

05 19 2015
250 00

Current Billing Distribution

	RATE	%
School	11.70	67.24
County	0.57	3.28
Municipal	5.13	29.48
Total	17.40	100.00

Late Payments
All late payments accrue interest each day. Your interest due as of February 04, 2015 is $52.83 If any interest is due, this amount is included in the amount shown below.

DUE DATE	AMOUNT
3/16/2015	$3,933.03

Current Billing Information	
Land Value	$117,500.00
Building Value	$115,500.00
Total Value	$233,000.00
Exemptions	$10,000.00
Homestead Ex.	
Tax Value	$223,000.00
Personal Property	
Total Tax	$3,880.20

As of June 30, 2014, the outstanding bonded indebtedness of the Town of Cumberland was $14,526,776.

Interest at 7% per annum charged beginning September 16, 2014 and March 17, 2015.

PLEASE REMIT THIS PORTION WITH YOUR PAYMENT

ll Number: 20153093
)6-025-000-000
ONINI GEORGE
ONINI DOROTHY
26 GREELY ROAD EXT
UMBERLAND, ME 04021

wner as of April 1, 2014
ONINI GEORGE

DUE DATE 3/16/2015 AMOUNT DUE $3,933.03

AMOUNT PAID $_____

REMITTANCE INSTRUCTIONS
Please make check or money order payable to **Town of Cumberland** and mail to:
Town of Cumberland, 290 Tuttle Road, Cumberland, ME 04021
If a receipt is desired, please send a self-addressed, stamped envelope.

TAXPAYER'S NOTICE
Notice is hereby given that your property tax is due by September 15, 2014 and March 16, 2015
Interest will be charged on unpaid taxes at an annual rate of 7% beginning September 16, 2014 and March 17, 2015
If you have an escrow account or sold your property after 04/01/2014, please send a copy of this bill to your mortgage holder or new owner.

INFORMATION
Information regarding changes OR information regarding valuations, please call the Assessor, tel. (207) 829-2204.
For information regarding payments, interest, cost changes, and/or refunds, please call (207) 829-5559.
Without State Aid Revenue Sharing, Homestead Exemption, State Revenue Sharing, your taxes would have been 30.8% higher.
This bill for the current year only, past due amounts are not included.

Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021
(207) 829-2200

PROPERTY TAX BILL

For the Fiscal Year of 7/1/2015 to 6/30/2016

Bill Number: 20163126

OFFICE HOURS
Mon. - Wed. 8:00 - 5:00
Thurs: 8:00 - 6:00

MAP	R06	LOT	025
SUB	000	TYPE	000
BOOK/PAGE	3197/248		
ALT PARCEL	R06-025-000-000		
LOCATION			
126 GREELY RD EXT			

ONINI GEORGE
ONINI DOROTHY
26 GREELY ROAD EXT
UMBERLAND, ME 04021

Current Billing Distribution

	RATE	%
School	12.13	67.02
County	0.58	3.20
Municipal	5.39	29.78
Total	18.10	100.00

Current Billing Information	
Land Value	$117,500.00
Building Value	$10,900.00
Total Value	$128,400.00
Exemptions	$10,000.00
Homestead Ex.	
Tax Value	$118,400.00
Personal Property	
Total Tax	$2,143.04

DUE DATE	AMOUNT
9/15/2015	$1,071.52

As of June 30, 2015 the outstanding bonded indebtedness of the Town of Cumberland was $15,982,134.

Interest at 7% per annum charged beginning September 16, 2015 and March 16, 2016.

PLEASE REMIT THIS PORTION WITH YOUR PAYMENT

ll Number: 20163126
06-025-000-000
ONINI GEORGE
ONINI DOROTHY
26 GREELY ROAD EXT
UMBERLAND, ME 04021

wner as of April 1, 2015
ONINI GEORGE

DUE DATE 9/15/2015 AMOUNT DUE $1,071.52

AMOUNT PAID $_____

REMITTANCE INSTRUCTIONS

Please make check or money order payable to **Town of Cumberland** and mail to:
Town of Cumberland, 290 Tuttle Road, Cumberland, ME 04021
If a receipt is desired, please send a self-addressed, stamped envelope.

TAXPAYER'S NOTICE

Notice is hereby given that your property tax is due by September 15, 2015 and March 15, 2016
Interest will be charged on unpaid taxes at an annual rate of 7% beginning September 16, 2015 and March 16, 2016
If you have an escrow account or sold your property after 04/01/2015, please send a copy of this bill to your mortgage holder or new owner.

INFORMATION

Information regarding changes OR information regarding valuations, please call the Assessor, tel. (207) 829-2204.
For information regarding payments, interest, and/or refunds, please call the Deputy Tax Collector at (207) 829-5559.
Without State Aid Revenue Sharing, Homestead Exemption, State Revenue Sharing, your taxes would have been 30.8% higher.
This bill is for the current year only, past due amounts are not included.

Please Read Carefully

Notice of General Assistance Ineligibility

Date: 10/21/2015

Dear DOROTHY TONINI :

You have been found ineligible to receive General Assistance for the following reason(s):

- [x] You are not in need (your income exceeds the maximum levels or you have sufficient available resources. (22 M.R.S.A. §§ 4301(10), 4305, 4315-A)
- [ ] You are over income and there is no emergency. (22 M.R.S.A. § 4308)
- [ ] You refused to search for employment as required. (22 M.R.S.A. § 4316-A)
- [ ] You refused to register for work. (22 M.R.S.A. § 4316-A)
- [ ] You refused to accept a suitable job offer. (22 M.R.S.A. § 4316-A)
- [ ] You refused to participate in a training or education program as directed. (22 M.R.S.A. § 4316-A)
- [ ] You failed to perform or complete workfare. (22 M.R.S.A. § 4316-A)
- [ ] You quit work without just cause or were fired for misconduct. (22 M.R.S.A. § 4316-A)
- [ ] You refused to utilize a potential resource after being instructed to in writing. (22 M.R.S.A. § 4317)
- [ ] You willfully made a false representation about your eligibility. (22 M.R.S.A. § 4315)
- [ ] You did not report changes in your income or other circumstances affecting your eligibility. (22 M.R.S.A. § 4309)
- [ ] You did not provide or permit me to gather the necessary verification and documentation as requested. (22 M.R.S.A. § 4309)
- [ ] Other:

Explanation:

YOUR MONTHLY INCOME OF $1364.77 EXCEEDS THE GENERAL ASSISTANCE GUIDELINE OF $806/MONTH FOR A HOUSEHOLD OF 1.

Disqualification Period: You are ineligible to receive General Assistance:

- [ ] for 120 days
- [ ] for 120 days—unless you regain your eligibility by complying with the work requirement(s)
- [ ] until you attempt to make use of the following potential resources:
- [ ] for 120 days from separation from employment, or until (date)
- [ ] Other:

Important: If you disagree with this decision, please feel free to discuss it with me. You have the right to request a Fair Hearing. A person who was not involved in this decision will decide whether you are eligible for assistance. If you would like a Fair Hearing, you must request a hearing in writing within 5 working days of when you receive this notice or by (date). You have the right to be represented by an attorney, at your expense, and to present witnesses and written evidence on your behalf. Forms to request a hearing are available from my office.

You also have the right to contact the State Department of Human Services in Augusta (1-800-442-6003) if you think this decision violates state law.

If you have any questions, do not hesitate to contact me. Please read the other side of this decision.

Sincerely,

Maurice E. Geoffroy

General Assistance Administrator

(continued on the back)

If you want to receive General Assistance in the future:

- You must make a good-faith effort to make all reasonable efforts to reduce your need for General Assistance, including using available and potential resources such as other government benefit programs, assistance from legally liable relatives, employment opportunities, etc.
- If you are able to work, but are unemployed you must make a good-faith attempt to find a job, accept a job offer, and participate in any training or rehabilitation program that would help you become employed.
- You must not quit your job unless you can document a good reason for doing so, nor must you be fired for misconduct.
- If you are assigned workfare, you must complete your work assignment satisfactorily.
- You must report your household income and expenses completely and accurately and report any changes in the household or income to the administrator.
- Should you receive a lump sum payment between the date of this decision and any future application for General Assistance, you must report to the Administrator the receipt and the amount of that lump sum payment. Under certain circumstances the municipality has the right to consider (i.e., prorate) lump sum income available to your household for as long as 12 months after an application for General Assistance. Lump sum income that is spent toward basic necessities will not be prorated, therefore you should keep receipts of your expenditure of lump sum income in order to preserve your eligibility for General Assistance during the 12-month period after receiving a lump sum payment.
- You must not commit fraud or violate rules of other programs which would cause you to lose other public benefits such as TANF or Unemployment Compensation.
- You must show that your income has been used for basic necessities such as: rent/mortgage, fuel, utilities, non-elective medical services, non-prescription drugs, telephone when medically necessary, necessary work-related expenses, clothing, personal supplies and food. Income received within a 30-day period and spent on non-necessities shall be considered available to the household resulting in a reduction or denial of future benefits. Examples of spending for non-necessities include expenditures for tobacco or alcohol, gifts, trips or vacations, court fines, repayments of unsecured loans, credit card debt, etc.
- The municipality reserves the right to apply specific use-of-income requirements to any applicant who fails to use his or her income for basic necessities or fails to reasonably document his or her use of income. These requirements will take the form of written directives to spend all or a portion of prospective income toward priority basic necessities such as housing (rent/mortgage), energy (heating fuel/electricity), or other specified basic necessities. Failure to abide by these requirements may result in an ineligibility for General Assistance to replace the misspent income, unless you are able to show with verifiable documentation that all income was spent on basic necessities up to the maximum amounts allowed by ordinance.
- For you to be eligible for emergency General Assistance in the future (for example, to avert an eviction or disconnection of electric service), you will have to be able to demonstrate that you could not have prevented the emergency situation from occurring with the income and resources available to you. Please refer to the municipal General Assistance ordinance to review the guidelines the administrator may follow to limit the amount of emergency General Assistance you will be eligible for if you could have financially prevented or partially prevented the emergency from occurring.

Important:

Failure to fulfill one or more of these requirements may result in your being ineligible to receive assistance the next time you apply, or even disqualification from the program for 120 days.

Assistance that you receive must be repaid to the municipality if you are ever financially able to repay it. Parents who are financially able are required by law to help their children under the age of 25, as spouses are legally required to financially support each other. The municipality has the right to require these relatives to repay any assistance that is granted.

If you are dissatisfied with this decision, please feel free to discuss it with me. You have the right to have a fair hearing. A person who was not involved with this decision will decide whether you are eligible for assistance. If you would like a fair hearing, you must request a hearing **in writing within 5 working days** of when you receive this notice. You have the right to be represented by an attorney, at your expense, and to present witnesses and written evidence on your behalf. Forms to request a hearing are available from my office.

You also have the right to contact the State Department of Human Services in Augusta (1-800-442-6003) if you think this decision violates state law.

Town/City of Cumberland. 01/07/14

APPLICATION FOR GENERAL ASSISTANCE

Administrator: Please read the following to the applicant or have the applicant read it in your presence.

PENALTY FOR FALSE REPRESENTATION. Any person who knowingly and willfully makes any written or oral false statement of a material fact to the administrator for the purpose of causing himself/herself to be granted assistance will be ineligible for the assistance for 120 days and may be prosecuted for committing a Class E crime, which carries a penalty of up to a $1,000 fine and one year in jail (22 M.R.S.A. § 4315).

1. HOUSEHOLD (Please type or print)

Name of Applicant: TONINI, DOROTHY	Date of Birth: 3/23/39	Place of Birth: PORTLAND	Social Security Number:004-36-0174	Telephone numbers: Home: / Cell: 749-3397 / Message:
Mailing Address: SEE BELOW				Length of Use:
Physical Address: 426 GREELY ROAD EXTENSION, CUMBERLAND				Length of Residence: 43 YEARS
Most recent previous address:				Length of Residence:

Applicant is: (Circle One)	Single	Has anyone in the HH ever applied for GA in the past? NO	If yes, Where: / When:	Type of Assistance Received:
Married	Divorced			
Separated	Widowed X			

Does anyone in your household have a warrant for their arrest as a result of a felony conviction? NO		If yes, who? N/A	Have you reached the TANF 60 mo. Limit? N/A	If yes, have you applied for an extension? N/A
Has your household applied for LIHEAP?	Does everyone receive SNAP benefits?	If so, how much?	Do you have a Government funded cell phone?	Has your household filed for an income tax refund?
Are you a Veteran? NO	Has anyone applied for a VA pension? N/A	Does anyone receive Financial Aid? N/A	Subsidized Housing? No\\NO Utility Allowance? NO $	Is everyone in the household a US citizen? YES
Total number of people in household: 1	Number seeking assistance: 1	Total # of people for whom applicant is seeking assistance: 1	Is anyone Sanctioned through GA or TANF? NO	If so, who and date: N/A

PEOPLE LIVING WITH THE APPLICANT	RELATIONSHIP	DOB	Birthplace	SOCIAL SECURITY #	Disabled(D) Veteran (V)
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					

NAMES AND ADDRESSES OF SPOUSE, EX-SPOUSE, PARENTS, GRANDPARENTS AND CHILDREN'S PARENTS WHO ARE NOT MEMBERS OF THE HOUSEHOLD

GEORGE		2. Name:	
Mailing Address:		Mailing Address:	
Relationship:HUSBAND/CECEASED	Telephone #:	Relationship:	Telephone #:

3. Name:		4. Name:	
Mailing Address:		Mailing Address:	
Relationship:	Telephone #:	Relationship:	Telephone #:

2. EMPLOYMENT INFORMATION - APPLICANT

Is applicant currently employed? NO		If YES, type of job: RETIRED	
If yes, name of employer:		Address of Employer:	
Start Date:	How many hours per week?	Date last wages received?	Amount?

LIST TWO PREVIOUS EMPLOYERS (if needed):

Name:	Address:	Start Date:	End Date:
Name:	Address:	Start Date:	End Date:

Are you disabled? YES	Do you have an active SSI/SSDI application?	If so, what stage of the process are you in?	Do you have an attorney? If so, who?
			Have you filed an IAR?

Under what circumstances did the Applicant leave his/her last place of employment?	Date of Separation from employment:

If unemployed, has applicant registered with the Maine Job Bank/Career Center?	Highest level of education completed:	Was applicant in the military? Branch?
Job Skills:		

EMPLOYMENT INFORMATION – OTHER HOUSEHOLD MEMBER – Name:

Is member currently employed?		If YES, type of job:	
If yes, name of employer:		Address of Employer:	
Start Date:	How many hours per week?	Date last wages received?	Amount?

LIST TWO PREVIOUS EMPLOYERS :

Name:	Address:	Start Date:	End Date:
Name:	Address:	Start Date:	End Date:

Are they disabled?	Do they have an active SSI/SSDI application?	If so, what stage of the process are they in?	Do you have an attorney? If so, who?
			Have they filed an IAR?

Under what circumstances did this member leave his/her last place of employment?	Date of Separation from employment?

If unemployed, has member registered with the Maine Job Bank/Career Center?	Highest level of education completed?	Was member in the military? Branch?
Job Skills:		

EMPLOYMENT INFORMATION – OTHER HOUSEHOLD MEMBER - Name: _____

Is member currently employed?		If YES, type of job:	
IF yes, name of employer:		Address of Employer:	
Start Date:	How many hours per week?	Date last wages received?	Amount?

LIST TWO PREVIOUS EMPLOYERS:

Name:	Address:	Start Date:	End Date:

Name:	Address:	Start Date:	End Date:

Are they disabled?	Do they have an active SSI/SSDI application?	If so, what stage of the process are they in?	Do they have an attorney? If so, who? Have they filed an IAR?

Under what circumstances did this member leave his/her last place of employment?	Date of Separation from employment?

If unemployed, has member registered with the Maine Job Bank/Career Center?	Highest level of education completed?	Was this member in the military? Branch?

Job Skills:

3. ASSISTANCE REQUESTED

ASSISTANCE REQUESTED: Please place check mark next to each type of assistance being requested and enter the amount of the request.

✓	ASSISTANCE	AMOUNT	✓	ASSISTANCE	AMOUNT
	1. Food	$		7. Household/Personal Supplies	$
	2. Rent	$		8. Prescriptions/Medical	$
	3. Mortgage	$		9. Water	$
	4. Electricity	$		10. Sewer	$
	5. LP Gas	$	X	11. Other (Specify): TAXES	**$5004.55**
	6. Heating Fuel	$		**TOTAL ASSISTANCE REQUESTED**	**$5004.55**

4. USE OF INCOME - PRIOR 30 DAYS (Office use only)

Income:	$
	$
	$
Total: (A)	$
Household Receipts	
Food	$
Housing	$
Utilities	$
Propane	$
Fuel	$
Household	$
Personal	$
Med/Presc.	$
Water	$
Sewer	$
Other:GAS	$
	$
Total: (B)	$
Notes:	

NOT APPLICABLE. GA SCREENING FOR TA ABATEMENT PURPOSES ONLY.

(Use of income may not bar eligibility for applicants in a life threatening emergency or initial applicants)

Other Receipts	
Phone	$
Internet	$
Cable	$
Tobacco	$
Alcohol	$
Magazines	$
Pet Food	$
Fines/bails	$
Other:	$
	$
Total: (C)	$
Total Income: (A)	$
Less Total Receipts: (B)	$
Plus Misspent Money: (C)	$
Plus Difference Between (A)-(B)+(C) - Unaccounted	$
(A) Total Added to Line "N, section 5":	$

5. PROJECTED 30 DAY INCOME

INCOME: Check YES or NO for each type of income. Enter the amount of all money to be received (in the next 30 days) by: (1) the applicant; (2) the applicant's family; and (3) unrelated household members. Report how often income is received.

TYPE OF INCOME	✓	MONEY APPLICANT RECEIVES		MONEY FAMILY RECEIVES		MONEY OTHERS RECEIVE		OFFICE USE ONLY
		AMOUNT	FREQUENCY	AMOUNT	FREQUENCY	AMOUNT	FREQUENCY	MONTHLY TOTAL
A. Employment		$		$		$		$
B. TANF		$		$		$		$
C. Social Security	X	$1295.00	MONTHLY	$		$		$ 1295.00
D. Military/Veteran Benefits		$		$		$		$
E. Retirement or Pension Plan	X	$69.77	MONTHLY	$		$		$69.77
F. Unemployment Benefits		$		$		$		$
G. Worker's Compensation		$		$		$		$
H. Child Support/ Alimony		$		$		$		$
I. SSI-Supplemental Security Income		$		$		$		$
J. Bank Accounts & Cash on Hand		$		$		$		$
K. Income/In kind from Relatives		$		$		$		$
L. Other (please specify)		$		$		$		$
For Repeat Applicants Only: M. Investment Asset(s) Value (See Section 5, C)								$
N. Misspent Income & Unverified Expenditures (during the last 30 days)								$
SUBTOTAL – MONTHLY HOUSEHOLD INCOME								$ 1364.77
O. LESS: Total verified monthly work-related expenses: Child Care: $_____ Mileage: (RT miles ____* # of days a week: ____* # of weeks per month: _____* ordinance mileage: _____)= Other: _____								$
TOTAL – MONTHLY HOUSEHOLD INCOME								$ 1364.77

6. ASSETS

ASSETS: Check yes for each asset owned and enter the value. Enter who in the household owns the asset.

TYPE OF ASSET	✓	VALUE	ASSET OWNED BY
A. Home	X	$118,400	DOROTHY
B. Real Estate (other than home)		$	
C. Investments: Stocks, Bonds, Retirement Account(s), Life Insurance, etc.		$	
D. Vehicle(s) i.e., car, truck, motorcycle) 03 NISSAN		$ 1250	
Additional:		$	
E. Recreational Vehicle (s) (i.e., camper, ATV, snowmobile, boat)		$	
Additional:		$	
F. Other		$	

7. EXPENSES

MONTHLY EXPENSES	ACTUAL COST FOR NEXT 30 DAYS	MAXIMUM AMOUNT (OFFICE USE ONLY)	ALLOWED AMOUNT (OFFICE USE ONLY)
1. Food	$325	$194	$194
2. Rent – Name and Address of Landlord:	$	$	$
3. Mortgage – Mortgage Holder:	$	$	$
4. Electricity –Hot Water/N Electric Heat /N	$ 88.74	$60	$60
5. LP Gas	$	$	$
6. Heating Fuel TYPE: #2	$ 174.90	$174.90	$ 174.90
7. Household/Personal Supplies	$ 45	$45	$45
8. Prescriptions/Medical	$ 50	$50	$50
9. Water	$	$	$
10. Sewer	$	$	$
11. Other (specify)	$	$	$
	$	$	$
TOTAL MONTHLY HOUSEHOLD EXPENSES	$	$	$ 523.90

8. OTHER EXPENSES

NOTE: The administrator should be aware of the following to gain an understanding of the applicant's financial situation.		
A. Do you have any debts (i.e., bank loans, car payments, credit cards)?	NO	
If YES, give (1) name; (2) purpose money was borrowed; and (3) amount (list below).		
NAME	PURPOSE	AMOUNT
1.		$
2.		$
3.		$

9. DEFICIT (Office use only)

A. **Overall Maximum Level of Assistance Allowed** (See GA Ordinance Appendix A)	$ 806		D. **Deficit** (If line A is greater than line B)	$
B. **Income** (See Section 5)	$ 1364.77		E. ***Surplus** (If line B is greater than line A)	$558.77
C. **Result** (Line A minus line B)	$		* **Note:** If a surplus exists, applicant is not eligible for regular GA. Proceed to Section 10 to determine if "unmet need" results in eligibility for "emergency" GA	

10. UNMET NEED (Office use only)

A. **Allowed Expenses** (See Section 7)	$ 523.90		D. **Unmet Need** (Amount from line C, but only if line A is greater than line B)	$
B. **Income** (See Section 4)	$ 1364.77		E. **Deficit** (See Section 9, line D)	$
C. **Result** (Line A minus line B)	$(840.870		F. **Amount of GA Eligibility** (The lower of line D and line E)	$

INSTRUCTIONS:

1) If Section 9, line B (income) is greater than line A (overall maximum), then applicant has a surplus of $_____ and will not be eligible for General Assistance **unless** the GA administrator determines there is need for emergency assistance.
2) If Section 10, line A (allowed expenses) is greater than line B (income), the result will be an "Unmet Need" (line D).
3) If there is both an "Unmet Need" (Section 10, line D) and a "Deficit" (Section 10, line E), the applicant will be eligible for the **lower** of the two amounts. This lower amount is the amount of assistance the applicant is eligible for in the next 30-day period, or a proportionate amount for a shorter period of eligibility (i.e., if the applicant needs one week's worth of GA assistance, they should receive ¼ of the 30 day amount).

Administrator: Please read the following to the applicant or have the applicant read it in your presence.

In accordance with Maine law (22 M.R.S.A. § 4321) you have the right to be given a written decision concerning your application within 24 hours of submitting a completed application. If you disagree with the administrator's decision on the application, you have the right to a fair hearing before an impartial hearing authority. If you believe that the municipality has violated state law with respect to your application, you have the right to notify the State Department of Health and Human Services in Augusta (1-800-442-6003)

STATEMENT BY APPLICANT: I hereby affirm that the facts in this application are true, correct and complete, and that I have not knowingly withheld any information. I understand the Administrator has the right to verify any information necessary to determine my eligibility and hereby give my consent. I understand if I refuse to give my consent it may result in my not being eligible to receive assistance; therefore, I hereby give my express permission for the Administrator to contact the following specific sources or persons to verify any or all information material to the determination of General Assistance eligibility for my household:

- Employer(s) (past/present);
- Persons, organizations or businesses referenced in this application;
- Past, present and/or future landlords;
- Bank(s) or financial institutions;
- The Department of Health and Human Services or any department of the State of Maine;
- The area Community Action Program;
- Relatives, specify:_____ _____
- Persons/vendors to whom I owe money (i.e. utility company, fuel dealer, car dealership);
- Physician(s) with information related to my ability to work or receive other benefits;
- Housing Authority (local and/or state);
- The following specific sources of information_____ _____

Applicant's Signature: Woodrow Tolman

Date: 10/21/15

Administrator's Signature: Maurice E. Geoffroy

Date: 10/21/15

REQUEST #2

TOWN OF CUMBERLAND
General Assistance

Re: Eleanor Hunter
PO Box 151
5 Linda Street
Cumberland, Maine 04021
Map U14, Lot 098
Book 4573, Page 265
Date: 10/21/2015
To: Town Council
From: Maurice E. Geoffroy,
General Assistance Administrator

Dear Council Members:

On 10/21/2015, I assisted Eleanor Hunter in completing a request for Property Tax Abatement. She came well prepared and fully documented.

Previously, on 10/07/2015, I had determined she was ineligible for General Assistance, and would have been for the period covering FY '15 through current FY '16.

She has incurred a significant amount of "credit-type" debt, on which she is not making regular payments. Given that situation, she has approximately $213 per month available in "tenuous" discretionary income. She, herself, suggested she consider her taxes a form of rent, and that she divide her tax bill by 12, and pay that amount monthly.

Though this would perhaps help address an on-going need to honor her tax obligation, it does not solve the arrearage issue. At most, she might qualify for the Tax and Rent benefit of $300-$400, which replaced the Circuit Breaker Program. I know of no other assistance program for which she qualifies. I am willing to assist her to devise and implement a monthly budget, at her request.

Sincerely,

Maurice E. Geoffroy

Maurice E. Geoffroy.

MUNICIPALITY OF CUMBERLAND
MUNICIPAL OFFICERS
CUMBERLAND, MAINE

Application for Abatement of Local Property Tax
(Under 36 M.R.S.A. ss. 841)

Instructions: All questions should be answered. You may be requested to supply additional data to support your request. An application must be submitted for each year for which the abatement is being requested.

Name: (Alice) Eleanor Hunter

Address: PO Box 151, 5 Linda Street

Phone: 207-420-7462

Marital Status: Single ____ Married ____ Widowed ✓
Divorced ✓ Seperated: ____

List **ALL** household members **including applicant and spouse:**

Name	Birthdate	Occupation
Eleanor	5/23/38	retired

Are you or your spouse a disabled veteran? No

If either your or your spouse is disabled, specify whom and describe disability:
Eleanor: trouble walking; Can't walk more than 200 feet @ 1 time.

Please describe real estate for which abatement is requested.

Description (Address)	Location (Town)	Current Assessed Value (on tax bill)
5 Linda St.	Cumberland	207,900

Amount of property tax abatement requested: $3666.72 (FY '14-'15)
$1,881.50 (FY '15-'16)

Total 5548.22

INCOME: (Monthly)

Net Income:	1000
S. S. Benefits:	353
S. S. Income:	
Pensions:	
Other:	
	1353.

ASSETS:

Cash on hand:	50 savings
Checking:	(-) 183.14
Property:	
Vehicles:	1997 Lincoln

DEBT: (Monthly)

Mortgage:	0
Credit Cards:	—
Food:	200
Household items:	70
Medication: R/A	261
Insurance:	224.53 {house car
Heating Fuel: 100 gal	176
Electricity:	80.
Telephone: (cell)	48
Gas: for car	80
Car Payments:	0
Medical Expenses:	
Taxes:	
	1139.53

OUTSTANDING INDEBTEDNESS:

AMOUNT OF MORTGAGE ON PROPERTY: _____

CREDITOR'S NAME:	TOTAL AMOUNT OWED:	
Citibank (cc)	1,516	7199.79
Catherine's (cr. c)	319	
Medical Bills	3,983.94	
Electrician	117.15	
Plumber	63.70	
Co-sign for grandson	1200.00	

TOTAL INCOME: 1353.00 **TOTAL EXPENSES:** 1139.53.

To the Municipal Officers for the Municipality of Cumberland, Maine:

I hereby apply for abatement of property taxes in accordance with Title 36, M.R.S.A., Section 841, as amended, which permits tax abatement by the municipal officers, or the State Tax Assessor for the Unorganized Territory, who may on their own knowledge or on written application therefore, make such abatements as they believe reasonable in the real and personal taxes of all persons who, by reason of infirmity or poverty, are in their judgement unable to contribute to the public charges. The answers to the above questions are correct to the best of my knowledge and belief.

Dated: 10/21/15 Applicant: X Eleanor Hunter

Dated: _____ Applicant: _____

STATE OF MAINE

Cumberland, ss

Subscribed and sworn to before me this day.

Dated: _____ Notary Public: _____

Notice: A written decision shall be made within 30 days of the date of application.

HARDSHIP ABATEMENT WORKSHEET

INCOME: (Monthly)

Net Income:	1,000
S. S. Benefits:	353
S. S. Income:	–
Pensions:	–
Other:	–

ASSETS:

Cash on hand:	50 (Savings
Checking:	– 183.14
Property:	
Vehicles:	1997 Lincoln.

DEBT: (Monthly)

Mortgage:	– 0 –
Credit Cards:	–
Food:	c 200
Household items:	c 70
Medication: Rx	261
Insurance:	224.53
Heating Fuel: 100 g	176
Electricity:	c 80
Telephone:	c 48
Gas: (Car)	c 80
Car Payments:	– 0 –
Medical Expenses: ~~Rx~~	~~261~~
Taxes:	–
	$ 1,139.53

OUTSTANDING INDEBTEDNESS:

AMOUNT OF MORTGAGE ON PROPERTY: _____

CREDITOR'S NAME:	TOTAL AMOUNT OWED:	
Citibank (cr c)	1,516	
Capital One (cr c)	319	
Medical Bills	3,983.94	
Electrician	117.15	
Plumber	63.70	
Tax bill Apt.	1,200.00	Co-Sign

* Not paying credit card and other debt on a regular basis (Mr. Geoffrey)

TOTAL INCOME: 1353

TOTAL EXPENSES: 1139.53

Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021
(207) 829-2200

PROPERTY TAX BILL

For the Fiscal Year of 7/1/2015 to 6/30/2016

OFFICE HOURS
Mon. - Wed. 8:00 - 5:00
Thurs: 8:00 - 6:00

Bill Number: 20161499

MAP U14	LOT 098		
SUB 000	TYPE 000		
BOOK/PAGE	4573/265		
ALT PARCEL	U14-098-000-000		
LOCATION			
5 LINDA ST			

Current Billing Distribution

	RATE	%
School	12.13	67.02
County	0.58	3.20
Municipal	5.39	29.78
Total	18.10	100.00

Current Billing Information	
Land Value	$109,600.0(
Building Value	$108,300.0(
Total Value	$217,900.0(
Exemptions	$10,000.0(
Homestead Ex.	
Tax Value	$207,900.0(
Personal Property	
Total Tax	$3,762.99

HUNTER ELEANOR
5 LINDA STREET
PO BOX 151
CUMBERLAND CTR, ME 04021-0151

DUE DATE	AMOUNT
9/15/2015	$1,881.50

As of June 30, 2015 the outstanding bonded indebtedness of the Town of Cumberland was $15,982,134.

Interest at 7% per annum charged beginning September 16, 2015 and March 16, 2016.

PLEASE REMIT THIS PORTION WITH YOUR PAYMENT

Bill Number: 20161499
U14-098-000-000
HUNTER ELEANOR
5 LINDA STREET
PO BOX 151
CUMBERLAND CTR, ME 04021-0151

Owner as of April 1, 2015

HUNTER ELEANOR

DUE DATE 9/15/2015 AMOUNT DUE $1,881.50

AMOUNT PAID $_____

REMITTANCE INSTRUCTIONS

Please make check or money order payable to **Town of Cumberland** and mail to:
Town of Cumberland, 290 Tuttle Road, Cumberland, ME 04021
If a receipt is desired, please send a self-addressed, stamped envelope.

TAXPAYER'S NOTICE

Notice is hereby given that your property tax is due by September 15, 2015 and March 15, 2016
Interest will be charged on unpaid taxes at an annual rate of 7% beginning September 16, 2015 and March 16, 2016
If you have an escrow account or sold your property after 04/01/2015, please send a copy of this bill to your mortgage holder or new owner.

INFORMATION

Information regarding changes OR information regarding valuations, please call the Assessor, tel. (207) 829-2204.
For information regarding payments, interest, and/or refunds, please call the Deputy Tax Collector at (207) 829-5559.
Without State Aid Revenue Sharing, Homestead Exemption, State Revenue Sharing, your taxes would have been 30.8% higher.
This bill is for the current year only, past due amounts are not included.

Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021
(207) 829-2200

PROPERTY TAX BILL

For the Fiscal Year of 7/1/2014 to 6/30/2015

OFFICE HOURS
Mon. - Wed. 8:00 - 5:00
Thurs: 8:00 - 6:00

Bill Number: 20151463

MAP	U14	LOT	098
SUB	000	TYPE	000
BOOK/PAGE	4573/265		
ALT PARCEL	U14-098-000-000		
LOCATION			
5 LINDA STREET			

HUNTER ELEANOR
5 LINDA STREET
PO BOX 151
CUMBERLAND CTR, ME 04021-0151

Current Billing Distribution

	RATE	%
School	11.70	67.24
County	0.57	3.28
Municipal	5.13	29.48
Total	17.40	100.00

Late Payments
All late payments accrue interest each day. Your interest due as of February 04, 2015 is $49.26 If any interest is due, this amount is included in the amount shown below.

DUE DATE	AMOUNT
3/16/2015	$3,666.72

Current Billing Information

Land Value	$109,600.00
Building Value	$108,300.00
Total Value	$217,900.00
Exemptions	$10,000.00
Homestead Ex.	
Tax Value	$207,900.00
Personal Property	
Total Tax	$3,617.46

As of June 30, 2014, the outstanding bonded indebtedness of the Town of Cumberland was $14,526,775.

Interest at 7% per annum charged beginning September 16, 2014 and March 17, 2015.

PLEASE REMIT THIS PORTION WITH YOUR PAYMENT

Bill Number: 20151463
U14-098-000-000
HUNTER ELEANOR
5 LINDA STREET
PO BOX 151
CUMBERLAND CTR, ME 04021-0151

Owner as of April 1, 2014
HUNTER ELEANOR

DUE DATE 3/16/2015 AMOUNT DUE $3,666.72

AMOUNT PAID $_____

REMITTANCE INSTRUCTIONS
Please make check or money order payable to Town of Cumberland and mail to:
Town of Cumberland, 290 Tuttle Road, Cumberland, ME 04021
If a receipt is desired, please send a self-addressed, stamped envelope.

TAXPAYER'S NOTICE
Notice is hereby given that your property tax is due by September 15, 2014 and March 16, 2015
Interest will be charged on unpaid taxes at an annual rate of 7% beginning September 16, 2014 and March 17, 2015
If you have an escrow account or sold your property after 04/01/2014, please send a copy of this bill to your mortgage holder or new owner.

INFORMATION
Information regarding changes OR information regarding valuations, please call the Assessor, tel. (207) 829-2204.
For information regarding payments, interest, cost changes, and/or refunds, please call (207) 829-5559.
Without State Aid Revenue Sharing, Homestead Exemption, State Revenue Sharing, your taxes would have been 30.8% higher.
This bill for the current year only, past due amounts are not included.

Please Read Carefully

Notice of General Assistance Ineligibility

Date: 10/07/2015

Dear ELEANOR HUNTER:

You have been found ineligible to receive General Assistance for the following reason(s):

- [x] You are not in need (your income exceeds the maximum levels or you have sufficient available resources. (22 M.R.S.A. §§ 4301(10), 4305, 4315-A)
- [ ] You are over income and there is no emergency. (22 M.R.S.A. § 4308)
- [ ] You refused to search for employment as required. (22 M.R.S.A. § 4316-A)
- [ ] You refused to register for work. (22 M.R.S.A. § 4316-A)
- [ ] You refused to accept a suitable job offer. (22 M.R.S.A. § 4316-A)
- [ ] You refused to participate in a training or education program as directed. (22 M.R.S.A. § 4316-A)
- [ ] You failed to perform or complete workfare. (22 M.R.S.A. § 4316-A)
- [ ] You quit work without just cause or were fired for misconduct. (22 M.R.S.A. § 4316-A)
- [ ] You refused to utilize a potential resource after being instructed to in writing. (22 M.R.S.A. § 4317)
- [ ] You willfully made a false representation about your eligibility. (22 M.R.S.A. § 4315)
- [ ] You did not report changes in your income or other circumstances affecting your eligibility. (22 M.R.S.A. § 4309)
- [ ] You did not provide or permit me to gather the necessary verification and documentation as requested. (22 M.R.S.A. § 4309)
- [ ] Other:

Explanation:

YOUR MONTHLY INCOME OF 1353 PER MONTH EXCEEDS THE GENERAL ASSISTANCE GUIDELINE OF $806/MONTH FOR A HOUSEHOLD OF 1.

Disqualification Period: You are ineligible to receive General Assistance:

- [ ] for 120 days
- [ ] for 120 days—unless you regain your eligibility by complying with the work requirement(s)
- [ ] until you attempt to make use of the following potential resources:
- [ ] for 120 days from separation from employment, or until (date)
- [ ] Other:

Important: If you disagree with this decision, please feel free to discuss it with me. You have the right to request a Fair Hearing. A person who was not involved in this decision will decide whether you are eligible for assistance. If you would like a Fair Hearing, you must request a hearing in writing within 5 working days of when you receive this notice or by (date). You have the right to be represented by an attorney, at your expense, and to present witnesses and written evidence on your behalf. Forms to request a hearing are available from my office.

You also have the right to contact the State Department of Human Services in Augusta (1-800-442-6003) if you think this decision violates state law.

If you have any questions, do not hesitate to contact me. Please read the other side of this decision.

Sincerely,

Maurice E. Geoffroy

General Assistance Administrator

(continued on the back)

If you want to receive General Assistance in the future:

- You must make a good-faith effort to make all reasonable efforts to reduce your need for General Assistance, including using available and potential resources such as other government benefit programs, assistance from legally liable relatives, employment opportunities, etc.
- If you are able to work, but are unemployed you must make a good-faith attempt to find a job, accept a job offer, and participate in any training or rehabilitation program that would help you become employed.
- You must not quit your job unless you can document a good reason for doing so, nor must you be fired for misconduct.
- If you are assigned workfare, you must complete your work assignment satisfactorily.
- You must report your household income and expenses completely and accurately and report any changes in the household or income to the administrator.
- Should you receive a lump sum payment between the date of this decision and any future application for General Assistance, you must report to the Administrator the receipt and the amount of that lump sum payment. Under certain circumstances the municipality has the right to consider (i.e., prorate) lump sum income available to your household for as long as 12 months after an application for General Assistance. Lump sum income that is spent toward basic necessities will not be prorated, therefore you should keep receipts of your expenditure of lump sum income in order to preserve your eligibility for General Assistance during the 12-month period after receiving a lump sum payment.
- You must not commit fraud or violate rules of other programs which would cause you to lose other public benefits such as TANF or Unemployment Compensation.
- You must show that your income has been used for basic necessities such as: rent/mortgage, fuel, utilities, non-elective medical services, non-prescription drugs, telephone when medically necessary, necessary work-related expenses, clothing, personal supplies and food. Income received within a 30-day period and spent on non-necessities shall be considered available to the household resulting in a reduction or denial of future benefits. Examples of spending for non-necessities include expenditures for tobacco or alcohol, gifts, trips or vacations, court fines, repayments of unsecured loans, credit card debt, etc.
- The municipality reserves the right to apply specific use-of-income requirements to any applicant who fails to use his or her income for basic necessities or fails to reasonably document his or her use of income. These requirements will take the form of written directives to spend all or a portion of prospective income toward priority basic necessities such as housing (rent/mortgage), energy (heating fuel/electricity), or other specified basic necessities. Failure to abide by these requirements may result in an ineligibility for General Assistance to replace the misspent income, unless you are able to show with verifiable documentation that all income was spent on basic necessities up to the maximum amounts allowed by ordinance.
- For you to be eligible for emergency General Assistance in the future (for example, to avert an eviction or disconnection of electric service), you will have to be able to demonstrate that you could not have prevented the emergency situation from occurring with the income and resources available to you. Please refer to the municipal General Assistance ordinance to review the guidelines the administrator may follow to limit the amount of emergency General Assistance you will be eligible for if you could have financially prevented or partially prevented the emergency from occurring.

Important:

Failure to fulfill one or more of these requirements may result in your being ineligible to receive assistance the next time you apply, or even disqualification from the program for 120 days.

Assistance that you receive must be repaid to the municipality if you are ever financially able to repay it. Parents who are financially able are required by law to help their children under the age of 25, as spouses are legally required to financially support each other. The municipality has the right to require these relatives to repay any assistance that is granted.

If you are dissatisfied with this decision, please feel free to discuss it with me. You have the right to have a fair hearing. A person who was not involved with this decision will decide whether you are eligible for assistance. If you would like a fair hearing, you must request a hearing **in writing within 5 working days** of when you receive this notice. You have the right to be represented by an attorney, at your expense, and to present witnesses and written evidence on your behalf. Forms to request a hearing are available from my office.

You also have the right to contact the State Department of Human Services in Augusta (1-800-442-6003) if you think this decision violates state law.

Town/City of Cumberland 01/07/14

APPLICATION FOR GENERAL ASSISTANCE

Administrator: Please read the following to the applicant or have the applicant read it in your presence.

PENALTY FOR FALSE REPRESENTATION. Any person who knowingly and willfully makes any written or oral false statement of a material fact to the administrator for the purpose of causing himself/herself to be granted assistance will be ineligible for the assistance for 120 days and may be prosecuted for committing a Class E crime, which carries a penalty of up to a $1,000 fine and one year in jail (22 M.R.S.A. § 4315).

1. HOUSEHOLD (Please type or print)

Name of Applicant: HUNTER, ELEANOR A.	Date of Birth: 5/23/38	Place of Birth BOSTON	Social Security Number:005-36-0758	Telephone numbers: Home: / Cell: 420-7462 / Message:
Mailing Address: PO BOX 151, CUMBERLAND 04021				Length of Use: 20 YRS.
Physical Address: 5 LINDA STREET, CUMBERLAND 04021				Length of Residence: 40 YEARS+
Most recent previous address:				Length of Residence:

Applicant is: (Circle One)	Single	Has anyone in the HH ever applied for GA in the past? YES	If yes, Where: N/A When: N/A	Type of Assistance Received: N/A
Married	Divorced			
Separated	Widowed X			

Does anyone in your household have a warrant for their arrest as a result of a felony conviction? NO	If yes, who? N/A	Have you reached the TANF 60 mo. Limit? N/A	If yes, have you applied for an extension? N/A
Has your household applied for LIHEAP? NO	Does everyone receive SNAP benefits? NO	If so, how much?N/A	Do you have a Government funded cell phone? NO	Has your household filed for an income tax refund? NO
Are you a Veteran? NO	Has anyone applied for a VA pension? N/A	Does anyone receive Financial Aid? NO	Subsidized Housing? NO / Utility Allowance? NO $	Is everyone in the household a US citizen? YES
Total number of people in household: 1	Number seeking assistance: 1	Total # of people for whom applicant is seeking assistance: 1	Is anyone Sanctioned through GA or TANF? NO	If so, who and date: N/A

PEOPLE LIVING WITH THE APPLICANT	RELATIONSHIP	DOB	Birthplace	SOCIAL SECURITY #	Disabled(D) Veteran (V)
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					

NAMES AND ADDRESSES OF SPOUSE, EX-SPOUSE, PARENTS, GRANDPARENTS AND CHILDREN'S PARENTS WHO ARE NOT MEMBERS OF THE HOUSEHOLD

1. Name:	2. Name:

Mailing Address:		Mailing Address:	
Relationship:	Telephone #:	Relationship:	Telephone #:
3. Name:		4. Name:	
Mailing Address:		Mailing Address:	
Relationship:	Telephone #:	Relationship:	Telephone #:

2. EMPLOYMENT INFORMATION - APPLICANT

Is applicant currently employed? NO		If YES, type of job: RETIRED. RECEIVES SSA	
If yes, name of employer:		Address of Employer:	
Start Date:	How many hours per week?	Date last wages received?	Amount?

LIST TWO PREVIOUS EMPLOYERS (if needed):			
Name:	Address:	Start Date:	End Date:
Name:	Address:	Start Date:	End Date:

Are you disabled?	Do you have an active SSI/SSDI application?	If so, what stage of the process are you in?	Do you have an attorney? If so, who?
			Have you filed an IAR?

Under what circumstances did the Applicant leave his/her last place of employment?	Date of Separation from employment:	
If unemployed, has applicant registered with the Maine Job Bank/Career Center?	Highest level of education completed:	Was applicant in the military? Branch?
Job Skills:		

EMPLOYMENT INFORMATION – OTHER HOUSEHOLD MEMBER – Name:

Is member currently employed?		If YES, type of job:	
If yes, name of employer:		Address of Employer:	
Start Date:	How many hours per week?	Date last wages received?	Amount?

LIST TWO PREVIOUS EMPLOYERS :			
Name:	Address:	Start Date:	End Date:
Name:	Address:	Start Date:	End Date:

Are they disabled?	Do they have an active SSI/SSDI application?	If so, what stage of the process are they in?	Do you have an attorney? If so, who?
			Have they filed an IAR?

Under what circumstances did this member leave his/her last place of employment?	Date of Separation from employment?	
If unemployed, has member registered with the Maine Job Bank/Career Center?	Highest level of education completed?	Was member in the military? Branch?
Job Skills:		

EMPLOYMENT INFORMATION – OTHER HOUSEHOLD MEMBER - Name: _____

Is member currently employed?	If YES, type of job:
IF yes, name of employer:	Address of Employer:

Start Date:	How many hours per week?	Date last wages received?	Amount?

LIST TWO PREVIOUS EMPLOYERS:

Name:	Address:	Start Date:	End Date:
Name:	Address:	Start Date:	End Date:

Are they disabled?	Do they have an active SSI/SSDI application?	If so, what stage of the process are they in?	Do they have an attorney? If so, who?
			Have they filed an IAR?

Under what circumstances did this member leave his/her last place of employment?	Date of Separation from employment?

If unemployed, has member registered with the Maine Job Bank/Career Center?	Highest level of education completed?	Was this member in the military? Branch?

Job Skills:

3. ASSISTANCE REQUESTED

ASSISTANCE REQUESTED: Please place check mark next to each type of assistance being requested and enter the amount of the request.

✓	ASSISTANCE	AMOUNT	✓	ASSISTANCE	AMOUNT
	1. Food	$		7. Household/Personal Supplies	$
	2. Rent	$		8. Prescriptions/Medical	$
	3. Mortgage	$		9. Water	$470.63
	4. Electricity	$		10. Sewer	$
	5. LP Gas	$		11. Other (Specify):	$
	6. Heating Fuel	$		TOTAL ASSISTANCE REQUESTED	$470.63

4. USE OF INCOME - PRIOR 30 DAYS (Office use only)

1st TIME APPLICANT.

Income:	$
SS	$ 353
TRUST	$1000
Total: (A)	$ 1353
Household Receipts	
Food	$
Housing	$
Utilities	$
Propane	$
Fuel	$
Household	$
Personal	$
Med/Presc.	$
Water	$
Sewer	$
Other:GAS	$
	$
Total: (B)	$
Notes:	

Other Receipts	
Phone	$
Internet	$
Cable	$
Tobacco	$
Alcohol	$
Magazines	$
Pet Food	$
Fines/bails	$
Other:	$
	$
Total: (C)	$
Total Income: (A)	$
Less Total Receipts: (B)	$
Plus Misspent Money: (C)	$
Plus Difference Between	

		(A)-(B)+(C) - Unaccounted	$
		(A) Total Added to Line "N, section 5":	$

5. PROJECTED 30 DAY INCOME

INCOME: Check **YES** or **NO** for each type of income. Enter the amount of all money to be received (in the next 30 days) by: (1) the applicant; (2) the applicant's family; and (3) unrelated household members. Report how often income is received.

TYPE OF INCOME	✓	MONEY APPLICANT RECEIVES		MONEY FAMILY RECEIVES		MONEY OTHERS RECEIVE		OFFICE USE ONLY
		AMOUNT	FREQUENCY	AMOUNT	FREQUENCY	AMOUNT	FREQUENCY	MONTHLY TOTAL
A. Employment		$		$		$		$
B. TANF		$		$		$		$
C. Social Security	X	$353		$		$		$ 353
D. Military/Veteran Benefits		$		$		$		$
E. Retirement or Pension Plan		$		$		$		$
F. Unemployment Benefits		$		$		$		$
G. Worker's Compensation		$		$		$		$
H. Child Support/ Alimony		$		$		$		$
I. SSI-Supplemental Security Income		$		$		$		$
J. Bank Accounts & Cash on Hand		$		$		$		$
K. Income/In kind from Relatives		$		$		$		$
L. Other (please specify)TRUST		$1000		$		$		$1000
For Repeat Applicants Only: M. Investment Asset(s) Value (See Section 5, C)								$
N. Misspent Income & Unverified Expenditures (during the last 30 days)								$
SUBTOTAL – MONTHLY HOUSEHOLD INCOME								$ 1353
O. LESS: Total verified monthly work-related expenses: Child Care: $_____ Mileage: (RT miles ____* # of days a week: ____* # of weeks per month: _____* ordinance mileage: _____)= _____ Other: _____								$
TOTAL – MONTHLY HOUSEHOLD INCOME								$ 1353

6. ASSETS

ASSETS: Check yes for each asset owned and enter the value. Enter who in the household owns the asset.

TYPE OF ASSET	✓	VALUE	ASSET OWNED BY
A. Home	X	$	VALUE UNKNOWN
B. Real Estate (other than home)		$	
C. Investments: Stocks, Bonds, Retirement Account(s), Life Insurance, etc.		$	
D. Vehicle(s) i.e., car, truck, motorcycle) 97 LINCOLN	X	$	VALUE UNKNOWN
Additional:		$	
E. Recreational Vehicle (s) (i.e., camper, ATV, snowmobile, boat)		$	
Additional:		$	
F. Other		$	

7. EXPENSES

MONTHLY EXPENSES	ACTUAL COST FOR NEXT 30 DAYS	MAXIMUM AMOUNT (OFFICE USE ONLY)	ALLOWED AMOUNT (OFFICE USE ONLY)
1. Food	$194	$194	$194
2. Rent – Name and Address of Landlord:	$	$	$
3. Mortgage – Mortgage Holder:	$	$	$
4. Electricity –Hot Water/Y Electric Heat /N	$ 50.58	$86	$50.58
5. LP Gas	$	$	$
6. Heating Fuel TYPE: 2	$ 174.90	$174.90	$ 174.90
7. Household/Personal Supplies	$ 45	$45	$45
8. Prescriptions/Medical	$ 75.17	$18	$18
9. Water	$58.23	$58.23	$58.23
10. Sewer	$	$	$
11. Other (specify)	$	$	$
	$	$	$
TOTAL MONTHLY HOUSEHOLD EXPENSES	**$**	**$**	**$ 540.71**

8. OTHER EXPENSES

NOTE: The administrator should be aware of the following to gain an understanding of the applicant's financial situation.		
A. Do you have any debts (i.e., bank loans, car payments, credit cards)? YES NO		
If YES, give (1) name; (2) purpose money was borrowed; and (3) amount (list below).		
NAME	PURPOSE	AMOUNT
1.		$
2.		$
3.		$

9. DEFICIT (Office use only)

A. **Overall Maximum Level of Assistance Allowed** (See GA Ordinance Appendix A)	**$ 803**		D. **Deficit** (If line A is greater than line B)	**$**
B. **Income** (See Section 5)	**$ 1353**		E. ***Surplus** (If line B is greater than line A)	**$550**
C. **Result** (Line A minus line B)	**$**		* **Note:** If a surplus exists, applicant is not eligible for regular GA. Proceed to Section 10 to determine if "unmet need" results in eligibility for "emergency" GA	

10. UNMET NEED (Office use only)

A. **Allowed Expenses** (See Section 7)	**$ 540.17**		D. **Unmet Need** (Amount from line C, but only if line A is greater than line B)	**$**
B. **Income** (See Section 4)	**$ 1353**		E. **Deficit** (See Section 9, line D)	**$**
C. **Result** (Line A minus line B)	**$ (812.83)**		F. **Amount of GA Eligibility** (The lower of line D and line E)	**$**

INSTRUCTIONS:

1) If Section 9, line B (income) is greater than line A (overall maximum), then applicant has a surplus of $_____ and will not be eligible for General Assistance **unless** the GA administrator determines there is need for emergency assistance.

3) If there is both an "Unmet Need" (Section 10, line D) and a "Deficit" (Section 10, line E), the applicant will be eligible for the lower of the two amounts. This lower amount is the amount of assistance the applicant is eligible for in the next 30-day period, or a proportionate amount for a shorter period of eligibility (i.e., if the applicant needs one week's worth of GA assistance, they should receive ¼ of the 30 day amount).

Administrator: Please read the following to the applicant or have the applicant read it in your presence.

In accordance with Maine law (22 M.R.S.A. § 4321) you have the right to be given a written decision concerning your application within 24 hours of submitting a completed application. If you disagree with the administrator's decision on the application, you have the right to a fair hearing before an impartial hearing authority. If you believe that the municipality has violated state law with respect to your application, you have the right to notify the State Department of Health and Human Services in Augusta (1-800-442-6003)

STATEMENT BY APPLICANT: I hereby affirm that the facts in this application are true, correct and complete, and that I have not knowingly withheld any information. I understand the Administrator has the right to verify any information necessary to determine my eligibility and hereby give my consent. I understand if I refuse to give my consent it may result in my not being eligible to receive assistance; therefore, I hereby give my express permission for the Administrator to contact the following specific sources or persons to verify any or all information material to the determination of General Assistance eligibility for my household:

- Employer(s) (past/present);
- Persons, organizations or businesses referenced in this application; Water District
- Past, present and/or future landlords;
- Bank(s) or financial institutions;
- The Department of Health and Human Services or any department of the State of Maine;
- The area Community Action Program;
- Relatives, specify:_____ _____
- Persons/vendors to whom I owe money (i.e. utility company, fuel dealer, car dealership);
- Physician(s) with information related to my ability to work or receive other benefits;
- Housing Authority (local and/or state);
- The following specific sources of information_____ _____

Applicant's Signature: X A. Eleanor Hunter

Date: 10/7/15

Administrator's Signature: Maurice E. Geoffroy

Date: 10/7/15