

AGENDA
Cumberland Town Council Meeting
Town Council Chambers
MONDAY, May 14, 2012
6:00 p.m. Workshop
7:00 p.m. Call to Order

6:00 P.M. WORKSHOP with Ordinance Committee re: multiple items

I. CALL TO ORDER

II. APPROVAL OF MINUTES

April 9, 2012

April 23, 2012

III. MANAGER'S REPORT

IV. PUBLIC DISCUSSION

V. LEGISLATION AND POLICY

- 12 – 075** To hear a report from Kate Colby, Field Epidemiologist, Maine Center for Disease Control and Prevention re: Rabies.
- 12 – 076** To hear a report from the Town Clerk re: June Election and Victualer's Licensing.
- 12 – 077** To countersign the Warrant and Notice of Election calling the June 12, 2012 M.S.A.D. 51 Budget Validation Referendum.
- 12 – 078** To hold a Public Hearing to consider and act on a Mass Gathering Permit for Cumberland Soccer Club "Just For Fun" Labor Day Tournament to be held at Twin Brook Recreational Facility on September 1st & 2nd from 7:00 a.m. to 7:00 p.m.
- 12 – 079** To hold a Public Hearing to consider and act on amendments to Section 204.17.1 (Setback Overlay District 1) of the Cumberland Zoning Ordinance to include the following properties, as recommended by the Planning Board: Tax Map U06, Lot 87 (145 Foreside Road), Lot 86 (149 Foreside Road), Lot 87 (1 Wildwood Blvd.), and Tax Map R01, Lot 2B (2 Birch Lane).
- 12 – 080** To hear a report from the Ordinance Committee and set a Public Hearing date (June 4th) to consider and act on the adoption of a Road Acceptance Ordinance.
- 12 – 081** To hear a report from the Ordinance Committee and consider and act on forwarding draft zoning amendments to the Recreational Facilities & Open Space Impact Fee Ordinance to the Planning Board for a Public Hearing and recommendation.
- 12 – 082** To hear a report from the Ordinance Committee and consider and act on forwarding draft zoning amendments to the Cumberland Zoning Ordinance to eliminate junkyards as a permitted use to the Planning Board for a Public Hearing and recommendation.
- 12 – 083** To set a Public Hearing date (June 4th) to consider and act on a Mass Gathering Permit for the United Maine Craftsmen's 43rd Annual Cumberland Arts and Crafts Show, August 9th – 12th, 2012 at the Cumberland Fair Grounds.

12 – 084 To endorse the nomination of George Turner to the Maine Municipal Association Legislative Policy Committee.

VI. NEW BUSINESS

6:00 p.m. Planning Board Workshop on May 15th re: proposed amendments to VCC Zone.

VII. EXECUTIVE SESSION pursuant to 1 M.R.S.A., § 405(6)(C) re: real property acquisition.

VIII. ADJOURNMENT

MOTIONS

MOTIONS

- 12 - 075** No action necessary.
- 12 - 076** No action necessary.
- 12 - 077** I move to receive and countersign the Warrant and Notice of Election calling the MSAD 51 Budget Validation Referendum of Tuesday, June 12, 2012.
- 12 - 078** I move to approve the Mass Gathering Permit for Cumberland Soccer Club "Just for Fun" Labor Day Tournament to be held at Twin Brook Recreational Facility on September 1st & 2nd from 7:00 a.m. to 7:00 p.m.
- 12 - 079** I move to amend Section 204.17.1 (Setback Overlay District 1) of the Cumberland Zoning Ordinance to include the following properties, as recommended by the Planning Board: Tax Map U06, Lot 87 (145 Foreside Road), Lot 86 (149 Foreside Road), Lot 87 (1 Wildwood Blvd.), and Tax Map R01, Lot 2B (2 Birch Lane).
- 12 - 080** I move to set a Public Hearing date of June 4th to consider and act on the adoption of a Municipal Road Acceptance Ordinance.
- 12 - 081** I move to forward draft zoning amendments to the Recreational Facilities & Open Space Impact Fee Ordinance to the Planning Board for a Public Hearing and recommendation.
- 12 - 082** I move to forward draft zoning amendments to the Cumberland Zoning Ordinance, eliminating junkyards as a permitted use, to the Planning Board for a Public Hearing and recommendation.
- 12 - 083** I move to set a Public Hearing date of June 4th to consider and act on a Mass Gathering Permit for the United Maine Craftsmen's 43rd Annual Cumberland Arts and Crafts Show, to be held August 9th - 12th, 2012 at the Cumberland Fair Grounds.
- 12 - 084** I move to nominate George Turner for consideration to the Maine Municipal Association's Legislative Policy Committee, representing Senate District 11.

MINUTES

04/09/12

III. PUBLIC DISCUSSION

None

IV. LEGISLATION AND POLICY

12 – 053 To hear a report from the Finance Committee re: 3rd quarter financials.
Councilor Stiles introduced Finance Director, Alex Kimball who presented the following:

3rd Quarter 2011-12 Budget Update

Not as inexpensive a winter as one might think

Storm Related Expenses through 3/31

	Overtime	Diesel	Road Salt	Totals
2011-12 Budget	\$ 60,000	\$ 40,000	\$ 95,000	\$ 195,000
2011-12 YTD	\$ 45,302	\$ 42,434	\$ 90,228	\$ 177,964
2010-11 YTD	\$ 56,462	\$ 37,767	\$ 96,313	\$ 190,532
2009-10 YTD	\$ 41,124	\$ 28,708	\$ 80,864	\$ 150,696
2008-09 YTD	\$ 53,749	\$ 27,659	\$ 127,405	\$ 208,813
2007-08 YTD	\$ 70,761	\$ 35,000	\$ 113,878	\$ 219,629

Town of Cumberland Through March 31, 2012

Year To Date Expenses

Department	Budget	2011-12 YTD Expenses	Used	2010-11 Used
General Administration	\$ 1,018,843	\$ 842,707	82.7%	78.7%
Public Safety	\$ 1,865,778	\$ 1,408,850	75.5%	78.2%
Public Works	\$ 1,557,165	\$ 1,188,912	76.4%	76.0%
Parks & Recreation	\$ 658,242	\$ 550,217	83.6%	82.5%
Library	\$ 363,875	\$ 264,345	72.6%	76.5%
Other Expenses	\$ 351,355	\$ 309,694	88.1%	90.6%
Controllable Expense Total	\$ 5,815,258	\$ 4,564,725	78.50%	78.75%
Other Expenses	Budget	YTD Expenses	Used	Used
MSAD #51	\$ 12,354,475	\$ 9,263,022	75.0%	74.9%
Debt Service	\$ 951,583	\$ 810,233	85.1%	81.9%
County Tax	\$ 601,242	\$ 601,242	100.0%	100.0%
Capital Imp. Plan	\$ 333,485	\$ 333,485	100.0%	100.0%
Insurance	\$ 263,275	\$ 246,387	93.6%	101.6%
Other Expense Total	\$ 14,504,060	\$ 11,254,370	77.59%	77.55%
All Expenses Total	\$ 20,319,318	\$ 15,819,095	77.85%	77.90%

Revenues are up

Revenues Through 03/31/12

Description	Budget	2011-2012 Actual	Percent Collected	2010-11 %
Misc Revenues	\$ 2,401,116	\$ 1,794,144	75%	73%
Dept Revenues	\$ 1,091,300	\$ 683,134	63%	54%
Total Revenues	\$ 3,492,416	\$ 2,477,278	71%	67%
Selected Revenue Lines	Budget	Actual	11-12	10-11
Excise Tax	\$ 1,330,446	\$ 977,125	73%	74%
State Revenue Sharing	\$ 550,000	\$ 438,196	80%	83%
Building Permits	\$ 40,000	\$ 45,318	113%	69%
Recreation Revenues	\$ 409,057	\$ 303,001	74%	47%
Bags/Universal Waste	\$ 300,000	\$ 165,795	55%	50%

The overall budget is projected to exceed expectations by .5%

Estimated 2011-12 General Fund Budget vs. Actual

	Budget	Actual	\$ Variance	% Variance
Revenues	\$ 20,970,529	\$ 21,113,949	\$ 143,420	0.7%
Expenses	\$ 20,319,318	\$ 20,369,998	\$ 50,680	0.2%
Net Effect			\$ 92,740	0.5%

12 – 054 To hold a Public Hearing to consider and act on draft zoning amendments to the Recreational Facilities & Open Space Impact Fee Ordinance.

Town Manager Shane presented the following Impact Fee calculation explaining that the Ordinance Sub-Committee met last week, reviewed and approved this calculation.

IMPACT FEE CALCULATION

Rines	\$1,241,000	WITH 1,000 SF DISCOUNT	Option 2
TB	\$1,594,546		
Total	\$2,835,546		A
Impact Fees Collected	\$730,814		B
Unpaid Debt	\$2,104,732		A- B
30 Yr note @ 4% \$2.1 M	\$121,717		C Annual Debt
Cost Per Growth Permit (50)	\$2,434		D C / 50
Avg Size Home	2,739	1,000	E
		SF Discount	Net for Impact
Impact Fee Per SQ Foot	\$1.40		D/E
2739 AVG SF - 1000 SF Discount			

Home SF	Present - 500 SF at \$1.36	Modified - 1000 SF at \$1.40	% Difference
1,500	\$1,360	\$700	-48.53%
1,750	\$1,700	\$1,050	-38.24%
2,000	\$2,040	\$1,400	-31.37%
2,250	\$2,380	\$1,750	-26.47%
2,500	\$2,720	\$2,100	-22.79%
2,750	\$3,060	\$2,450	-19.93%
3,000	\$3,400	\$2,800	-17.65%
3,250	\$3,740	\$3,150	-15.78%
3,500	\$4,080	\$3,500	-14.22%
3,750	\$4,420	\$3,850	-12.90%
4,000	\$4,760	\$4,200	-11.76%
4,250	\$5,100	\$4,550	-10.78%
4,500	\$5,440	\$4,900	-9.93%
4,750	\$5,780	\$5,250	-9.17%
5,000	\$6,120	\$5,600	-8.50%
5,250	\$6,460	\$5,950	-7.89%
5,500	\$6,800	\$6,300	-7.35%

OLD FEES STAFF PROPOSED MODIFIED 3/26/12

Home SF	Present - 500 SF at \$1.36	Staff Proposal 500 SF at \$1.09	% Difference	Modified - 1000 SF at \$1.40	% Difference
1,500	\$1,360	\$1,090	-19.85%	\$700	-48.53%
1,750	\$1,700	\$1,363	-19.85%	\$1,050	-38.24%
2,000	\$2,040	\$1,635	-19.85%	\$1,400	-31.37%
2,250	\$2,380	\$1,908	-19.85%	\$1,750	-26.47%
2,500	\$2,720	\$2,180	-19.85%	\$2,100	-22.79%
2,750	\$3,060	\$2,453	-19.85%	\$2,450	-19.93%
3,000	\$3,400	\$2,725	-19.85%	\$2,800	-17.65%
3,250	\$3,740	\$2,998	-19.85%	\$3,150	-15.78%
3,500	\$4,080	\$3,270	-19.85%	\$3,500	-14.22%
3,750	\$4,420	\$3,543	-19.85%	\$3,850	-12.90%
4,000	\$4,760	\$3,815	-19.85%	\$4,200	-11.76%
4,250	\$5,100	\$4,088	-19.85%	\$4,550	-10.78%
4,500	\$5,440	\$4,360	-19.85%	\$4,900	-9.93%
4,750	\$5,780	\$4,633	-19.85%	\$5,250	-9.17%
5,000	\$6,120	\$4,905	-19.85%	\$5,600	-8.50%
5,250	\$6,460	\$5,178	-19.85%	\$5,950	-7.89%
5,500	\$6,800	\$5,450	-19.85%	\$6,300	-7.35%

Councilor Turner said that this calculation made sense to the Ordinance Committee and is the most attractive option. This creates a progressive situation. The less square footage, the less cost. It seems to be the fairest alternative.

Public discussion: Brad Hilton of Blanchard Road said he feels that when the Impact Fee Ordinance was introduced in 2000, it was very appropriate for that point in time. The environment is very different now and he feels that the Impact Fee is fighting against the Town and the Town is losing real estate revenue and school population growth. He said that the Impact Fee is going to raise his taxes because it hinders growth in Cumberland. Mr. Hilton said that Cumberland needs more pupils in the schools and more real estate revenue. He requested that the Council vote to eliminate Impact Fees in order to get a clear view of where the Council stands. The votes at the last meeting were a little confusing and he was not able to tell how each Councilor felt about this issue. Mr. Hilton said that we need to be a little more competitive with our neighboring towns and they way to do this is by eliminating the impact fees.

Adam Dews of Lower Methodist Road asked if this is the only fee that someone would pay the Town if they build a new house.

Town Manager Shane responded that it is not. Building, plumbing, and electrical permits are also required and are additional fees.

Councilor Turner responded to Mr. Hilton saying that if the Town had no obligations relative to Impact Fees, it would be a very easy vote for him. He agrees with most of what Mr. Hilton said, adding that he feels that there is a substantial psychological impact to someone looking into moving into Cumberland. However, if we are not going to continue to pay for the Rines Forest with Impact Fees, the only other option is to raise property taxes.

Councilor Storey-King also responded to Mr. Hilton saying that to eliminate any fee would be a popular idea, but as Councilor Turner said, we have an obligation. The other point that she wants to respond to is, from her experience, she does not see any evidence that shows eliminating the Impact Fee will increase school growth. All the surrounding communities are losing school population. There are no children out there waiting to be scooped up by the Town of Cumberland. Falmouth and Yarmouth both have declining school population. The population in the entire state is going down. Since it is well known that there will be no great influx in property taxes, increasing the commercial tax base has been the big push in order to promote growth in the most sensible and logical places. Right now, for Cumberland, that is in our commercial tax base. On a positive note, there has been an increase in building permits over the past year. She said that she is simply not seeing the evidence that eliminating Impact Fees will make a significant difference.

Councilor Moriarty responded to Mr. Dews saying that no matter where someone builds in the State, there would be some sort of municipal fee associated with new construction. Cumberland Impact Fees are only for new construction and do not apply to someone who is purchasing an existing home.

Motion by Councilor Copp, seconded by Councilor Gruber, to amend the Recreational Facilities & Open Space Impact Fee Ordinance to charge \$1.40 per square foot and exempt the first 1,000 feet from the Impact Fee calculation.

VOTE: 7-0

UNANIMOUS PASSAGE

12 – 055 To hold a Public Hearing to consider and act on draft amendments to the Route 100 Design Standards to add Section 2.1.5 (Overhead Doors), as recommended by the Planning Board.
TABLED 3-26-12

Town Manager Shane said that staff is recommending not to define overhead doors in the Route 100 Design Standards and allow the Planning Board handle it to be sure overhead doors are in proportion with the architecture, etc.

Public discussion: Adam Dews of Lower Methodist Road thanked the Manager for his recommendation. He felt that adding the definition of overhead doors would be anti-business by limiting the style or size door allowed.

Motion by Councilor Moriarty, seconded by Councilor Turner, to not amend the Route 100 design Standards to include a definition of overhead doors and to allow the Planning Board to review overhead door design and placement as part of their review of the overall structure under consideration.

VOTE: 6-1 (Copp opposed)

MOTION PASSES

12 – 056 To hold a Public Hearing to consider and act on a Mass Gathering Permit for the Cumberland Farmers Club's "Cumberland/Windham Family Fundraiser" to be held at the Cumberland Fairgrounds on May 5, 2012 from 1:00 – 8:30 p.m.

Town Manager Shane said the application is in order and staff is recommending approval. Mike Timmons of the Cumberland Farmer's Club is present this evening and has respectfully requested that the Council consider

waiving the Mass Gathering Permit fee so that additional money can be donated to the two charities who will benefit from the event.

Mike Timmons thanked the Council for their consideration in approving the Mass Gathering Permit and their consideration in waiving the fee.

Public discussion: None

Councilor Stiles said that as a member of the Cumberland Farmers Club, he will recuse himself from discussion and vote on this item.

Motion by Councilor Copp, seconded by Councilor Moriarty, to approve the Mass Gathering Permit for the Cumberland Farmers Club's "Cumberland/Windham Family Fundraiser" to be held at the Cumberland Fairgrounds on May 5, 2012 from 1:00 – 8:30 p.m. and to waive the Mass Gathering Fee of \$250.00

VOTE: 6-0-1 (Stiles abstained) MOTION PASSES

12 – 057 To hold a Public Hearing to consider and act on a Mass Gathering Permit for Nassau Broadcasting's "Maine's Ultimate Yard Sale" to be held at the Cumberland Fairgrounds on June 9, 2012 from 9:00 a.m. – 2:00 p.m.

Town Manager said that staff is recommending approval.

Public discussion: None

Motion by Councilor Storey-King, seconded by Councilor Turner, to approve the Mass Gathering Permit for Nassau Broadcasting's "Maine's Ultimate Yard Sale" to be held at the Cumberland Fairgrounds on June 9, 2012 from 9:00 a.m. – 2:00 p.m.

VOTE: 7-0 UNANIMOUS PASSAGE

12 – 058 To hold a Public Hearing to consider and act on a Mass Gathering Permit for the "Chickadee Classic Dog Show" to be held at the Cumberland Fairgrounds, June 21st – 24th from 8:00 a.m. – 5:00 p.m.

Town Manager Shane said that staff is recommending approval. The fee is \$250 because of the smaller size of the event and they are anticipating no need for Police or Fire Department coverage.

Public discussion: None

Motion by Councilor Moriarty, seconded by Councilor Storey-King, to approve the Mass Gathering Permit for the "Chickadee Classic Dog Show" to be held at the Cumberland Fairgrounds, June 21st – 24th from 8:00 a.m. – 5:00 p.m.

VOTE: 7-0 UNANIMOUS PASSAGE

12 – 059 To consider and act on a Victualer's License for Seamus Maguire d/b/a Steakhouse Steaks.

Town Manager Shane said that staff is recommending approval. This is a door-to-door type business with a freezer truck, clearly marked with the business name.

Councilor Gruber said that he is not supportive of a door-to-door business. He feels that it could become a nuisance for residents.

Motion by Councilor Turner, seconded by Councilor Stiles, to approve the Victualer's License for Seamus Maguire d/b/a Steakhouse Steaks.

12 – 060 To appoint Democratic and Republican Election Clerks.

Motion by Councilor Moriarty, seconded by Councilor Stiles, to appoint Democratic and Republican Election Clerks as recommended by the Town Clerk.

VOTE: 7-0

UNANIMOUS PASSAGE

12 – 061 To set a Public Hearing date (April 23rd) to consider and act on a Mass Gathering Permit for the Cumberland Farmer's Club 2nd Annual Cumberland "Sho-n-Shine Car Show" to be held at the Cumberland Fairgrounds on June 10, 2012 from 8:00 a.m. to 3:00 p.m.

Motion by Councilor Stiles, seconded by Councilor Copp, to set a Public Hearing date of April 23rd to consider and act on a Mass Gathering Permit for the Cumberland Farmer's Club 2nd Annual Cumberland "Sho-n-Shine Car Show" to be held at the Cumberland Fairgrounds on June 10, 2012 from 8:00 a.m. to 3:00 p.m.

VOTE: 7-0

UNANIMOUS PASSAGE

12 – 062 To set a Public Hearing date (April 23rd) to consider and act on amendments to the Fees and Fines Ordinance to add Twin Brook Recreation Facility Usage Fees.

Motion by Councilor Gruber, seconded by Councilor Copp, to set a Public Hearing date of April 23rd to consider and act on amendments to the Fees and Fines Ordinance to add Twin Brook Recreation Facility Usage Fees.

VOTE: 7-0

UNANIMOUS PASSAGE

12 – 063 To set a Public Hearing date (April 23rd) to consider and act on draft zoning amendments to Section 204.14 (Industrial Zone) of the Cumberland Zoning Ordinance to add motor vehicle sales as a permitted use, as recommended by the Planning Board.


Motion by Councilor Stiles, seconded by Councilor Moriarty, to set a Public Hearing date of April 23rd to consider and act on draft zoning amendments to Section 204.14 (Industrial Zone) of the Cumberland Zoning Ordinance to add motor vehicle sales as a permitted use, as recommended by the Planning Board.

VOTE: 6-0-1 (Copp abstained)

MOTION PASSES

12 – 064 To hold a Public Hearing to consider and act on adoption of the FY'13 Municipal Budget.

Town Manager Shane presented the following:



FY 13 Budget Overview
Monday, April 9, 2012

William R. Shane
Town Manager

Budget 2013 – Overview

FUND BALANCE POLICY

Goal – 2 months or 16.67% of real fund balance = \$3.2 M
Present- \$ 2,105,042 June 30, 2011

Strategies:

1. Eliminate deficit funds in Enterprise Funds & Capital Reserves
2. Use end of year surplus to pay down deficit funds
3. Once deficit funds gone- build up Capital Reserves
4. Once All of the Above Met- build Tax Stabilization Fund

Budget 2013 – Overview

Budget Changes

Admin.

- added salary and benefit adjustments into the budget
- Retirement program adjustments

Police Dept.

- Increased Details by \$16,000 – added also to revenues

Public Works

- \$20,000 in Wages and benefits transferred for winter plowing operations from VH

Budget 2013 – Overview

Budget Changes

Recreation

- added 109,226 of expenses for ASP and added \$130,00 in revenues

Debt Service

- Decreased by \$38,032

Contingency

- Added \$36,000 for Fuel contingency – end of year adjustment

Abatements

- Added \$10,000 to better reflect the last 3 year trend

County Tax- up \$22,172

Budget 2013 – Overview

Operating Budget Changes

- Increase \$ 219,236 or 2.79 %
- Deduct \$109k for Recreation increase equals 1.4%

Capital Budget Changes

Building Reserves	\$ 27,500	
Equipment Reserves	\$151,500	
Roads	<u>\$381,652</u>	
	\$562,652	169% increase

Budget 2013 – Overview

Operating Budget Changes	\$ 219,236	
Capital Budget Changes	<u>\$ 562,652</u>	
	\$781,888	9.8%

Budget Offsets

New Property Values	\$ 499,500
New Revenues	\$ 97,333
Overlay Reduction	<u>\$ 207,813</u>
	\$804,646

Revenues – Expenses = \$22,758

Budget 2013 – Overview

Mil Rate Today	\$15.80		
Mil Rate July 1st	\$ 16.55	\$00.75	\$4.75%

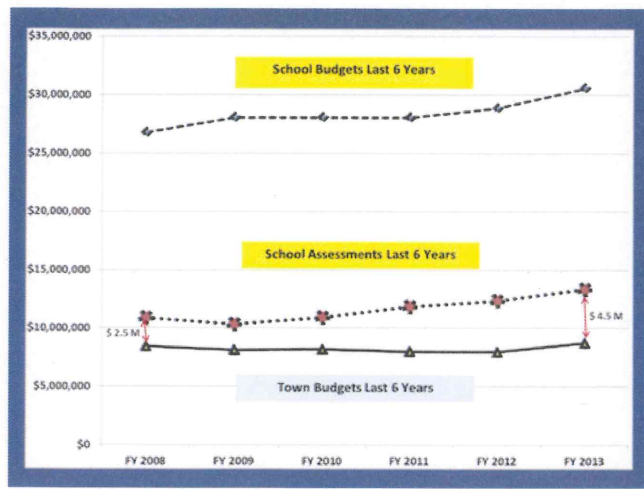
Tax Bill Breakdown		of 4.75% Increase	
School	\$ 11.55	70%	3.33%
Town	\$ 4.45	27%	1.28%
County	<u>\$ 0.55</u>	3%	<u>0.14%</u>
	\$16.55	100%	4.75%

Budget 2013 – Overview

Tax Bill Breakdown		of 4.75% Increase	
School	\$ 11.55	70%	3.33%
Town	\$ 4.45	27%	1.28%
County	<u>\$ 0.55</u>	3%	<u>0.14%</u>
	\$16.55	100%	4.75%

\$350,000 Avg. Home Breakdown - \$263 Increase

\$4,042 School
\$1,558 Town
<u>\$ 193 County</u>
\$5,793 Total



Budget 2013 – Overview

Questions & Clarifications

All Information Can be found on the
Town Website at
www.cumberlandmaine.com

Public discussion: None

Councilor Stiles said that the budget reflects the much needed repair of many roads in Town. He feels that it is time that the entire Town, as a group, contribute toward improving our roads. Councilor Stiles thanked the Council for the group effort in working on this budget.

Councilor Gruber said a lot of work went into this budget and it is the best that can be done at this time. Future budgets will require a hard look at expenses and making some hard decisions.

Chairman Perfetti said that revenues will come up when the economy rebounds. For every 10 million in new valuation the Town gains \$160,000 in revenue. Chairman Perfetti thanked Town Manager Shane for putting the budget together.

Motion by Councilor Moriarty, seconded by Councilor Stiles, to approve the FY'13 Municipal Budget not to exceed \$8,746,732.00.

VOTE: 7-0

UNANIMOUS PASSAGE

V. NEW BUSINESS

Councilor Turner – Brian Bickford has done a great job at increasing business at Val Halla. Brian is working very hard to increase membership and offer golf programs.

Cyclists need to be mindful and considerate of vehicles and use the bike lanes whenever possible. He has noticed many cyclists riding too close to the travel lane when they have the option of a bike lane and are not using it.

Councilor Copp – The Town has applied for the 2012 Certified Business Friendly Community. There were 4 letters of recommendation (that were submitted with the application) from businesses relocating to Cumberland who appreciated the efforts and assistance shown to them by the Town.

Councilor Storey-King – Congratulations to the Town Manager and Economic Development Director for submitting the application for the Business Friendly Community.

Reminder to residents to obtain a building permit, or check with the Code Enforcement office to see if a permit is required, for any home repairs or remodeling projects.

April 28th is the annual Fire Department Banquet. She will be attending and encouraged other Councilors to attend. This is a great annual event for the Fire Department.

Councilor Moriarty – There was an open house at Val Halla this past weekend. It was a great way to kick off the golf season.

He plans also plans to attend the Fire Department Banquet.

Chairman Perfetti – There will be a Council Workshop on April 23rd regarding Twin Brook fees. He will be away and unable to attend the Fire Department Banquet or the April 23rd Town Council Meeting.

Councilor Stiles – He will not be able to attend the Fire Department Banquet, as he will be on vacation at the Grand Canyon.

He also attended the open house at Val Halla and had Easter Dinner at Rachel's On the Green. Both events were excellent.

Councilor Gruber – The annual walk for Habitat for Humanity was last Friday. He saw a number of people participating, which is wonderful.

Bulky waste pick-up week will be May 14 – 18. If residents have household items that can be donated to the Habitat for Humanity Re-Store (in Portland), contact them and they will come pick it up. It will help a good cause and help the Town save money in disposals fees.

Town Manager Shane – Cumberland was one of 19 towns who submitted applications to be a 2012 Business Friendly Community.

There will be a Public Hearing in Yarmouth tomorrow evening with the Maine Department of Transportation regarding the Exit 15 improvements. We are looking forward to the improvement and the project will have a positive impact on Cumberland.

VI. ADJOURNMENT

Motion by Councilor Turner, seconded by Councilor Stiles, to adjourn.

VOTE: 7-0

UNANIMOUS PASSAGE

TIME: 8:59 p.m.

Respectfully submitted by,

Brenda L. Moore
Council Secretary

MINUTES

04/23/12

MINUTES
Cumberland Town Council Meeting
Town Council Chambers
MONDAY, April 23, 2012
6:00 Workshop
7:00 p.m. Call to Order

6:00 P.M. Workshop with the Twin Brook Facility Advisory Committee re: Twin Brook Facility Fees

7:00 P.M. Call to Order by Vice-Chairman Moriarty

Present: Councilors Moriarty, Turner, Storey-King, Gruber, & Stiles.

Excused: Chairman Perfetti & Councilor Copp

I. APPROVAL OF MINUTES

April 9, 2012

Motion by Councilor Stiles, seconded by Councilor Gruber, to accept the minutes as presented.

Councilor Storey-King requested that the minutes be corrected to add her comments to item 12-054, specifically, her response to Mr. Hilton's comment regarding impact fees prohibiting Town growth.

Motion by Councilor Stiles, seconded by Councilor Gruber, to withdraw the previous motion.

Motion by Councilor Stiles, seconded by Councilor Gruber, to table the approval of the April 9, 2012 minutes to the next meeting.

VOTE: 5-0

UNANIMOUS PASSAGE

II. MANAGER'S REPORT

- Bulky Waste Pick-up Week May 14th – 18th. Town Manager Shane reminded residents that bulky waste means anything that is too large to fit into a trash bag. Pine Tree Waste has been instructed what is and is not acceptable for them to pick up. They will be placing stickers on those items that are not acceptable, stating the reason the item was not picked-up. Residents will be responsible for disposing of these items (Riverside Recycling in Portland).
- Nomination Papers are due to be returned to the Town Clerk by May 1st for anyone who may be interested in running for Town Council or School Board.
- There is a new State law regarding Victualer's Licensing. If a municipality chooses to issue Victualer's Licenses, there is now a very strict set of guidelines for the training of the Health Officer. Many smaller towns are opting to allow the State to handle the process. Effective immediately, the State will take over the issuance of Victualer's Licenses until we decide how or if we would like to handle it in the future.
- The Safe Passage 5K Road Race will be in Cumberland on Sunday, May 6th beginning at 8:00 a.m. More information can be found on the Town's website or by contacting the Recreation Department.

III. PUBLIC DISCUSSION

None

IV. LEGISLATION AND POLICY

12 – 065 To hear a report from the Twin Brook Facility Advisory Committee re: User Fees.

Chairman of the Twin Brook Facility Advisory Committee, John Levitt, explained that the committee has been discussing fees (particularly for athletic events) for over a year. The main purpose of the fee is to offset the cost to repair and maintain the athletic fields after mass gathering athletic events. Mr. Leavitt said that the entire Twin Brook Committee is supportive of the fee structure presented.

Councilor Moriarty explained that the Council met in workshop prior to the Council Meeting and reviewed the entire fee structure with Mr. Bingham, so they are prepared to take action on this item this evening.

Councilor Gruber said that he is appreciative of the fact that the fees will not go into effect until April 2013, allowing time monitor the number of vehicles coming and going from each event and time to make adjustments if necessary.

Recreation Superintendent, Peter Bingham explained that the new fee structure has two components:

- 1) Fees for “regular” events (groups who may use the facility an hour at a time, such as travel soccer groups, ultimate Frisbee, etc.). There is a per event fee for these types of groups.
- 2) Fees for Mass Gathering (500+) type events (Maine Principal Association, Cumberland Soccer Club, etc.)

Councilor Storey-King said that the committee has done excellent work and the fees are consistent with other municipal facility use fees.

12 – 066 To hold a Public Hearing to consider and act on amendments to the Fees and Fines Ordinance to add Twin Brook Recreation Facility User Fees.

Mr. Bingham reminded everyone that the new fee structure would not take place until April 2013. Over the next year, each user group will be given a mock invoice advising them what the fees will be next year for their event.

Councilor Moriarty reiterated for the public that there will be no per person fee for attending events, but rather a per vehicle charge (\$2 per vehicle) which will be charged to the group renting the facility.

Public discussion: None

Town Manager Shane reminded the Council that the action this evening is for the major events only. The field rental fees will be included in the Fees and Fines Ordinance amendments on June 4th.

Motion by Councilor Storey-King, seconded by Councilor Turner, to amend the Fees and Fines Ordinance to add Twin Brook Recreation Facility User Fees.

VOTE: 5-0

UNANIMOUS PASSAGE

12 – 067 To hold a Public Hearing to consider and act on draft zoning amendments to Section 204.14 (Industrial Zone) of the Cumberland Zoning Ordinance to add motor vehicle sales as a permitted use, as recommended by the Planning Board.

Town Manager Shane explained that this came about from a resident who has a business in the area and requested that he be allowed to sell vehicles on his property. Similar uses are allowed in the Industrial Zone (vehicle repair, etc.), but not vehicle sales. There was very little discussion by the Planning Board on this item and they felt it was an appropriate use in the Industrial Zone.

Public discussion: None

Motion by Councilor Turner, seconded by Councilor Gruber, to amend Section 204.14 (Industrial Zone) of the Cumberland Zoning Ordinance to add motor vehicle sales as a permitted use, as recommended by the Planning Board.

VOTE: 5-0

UNANIMOUS PASSAGE

12 – 068 To hold a Public Hearing to consider and act on a Victualer's License for Doc's Café & Marketplace.

Councilor Moriarty explained that this item will be tabled indefinitely due to the new State Law on Victualer's Licensing, that the Town Manager explained earlier. Doc's requires a State License anyway and there is no longer a requirement for a local Victualer's License.

Councilor Storey-King explained for the public that Doc's Café will still be opening for business as soon as possible. It is very nice to see a new business in Town.

Public discussion: None

Motion by Councilor Stiles, seconded by Councilor Storey-King, to table this item indefinitely due to new State Law.

VOTE: 5-0

UNANIMOUS PASSAGE

12 – 069 To hold a Public Hearing to consider and act on a Mass Gathering Permit for the Cumberland Farmer's Club 2nd Annual Cumberland "Sho-n-Shine Car Show" to be held at the Cumberland Fairgrounds on June 10, 2012 from 8:00 a.m. to 3:00 p.m.

Public discussion: None

Motion by Councilor Stiles, seconded by Councilor Storey-King, to approve the Mass Gathering Permit for the Cumberland Farmer's Club 2nd Annual Cumberland "Sho-n-Shine Car Show" to be held at the Cumberland Fairgrounds on June 10, 2012 from 8:00 a.m. to 3:00 p.m.

VOTE: 5-0

UNANIMOUS PASSAGE

12 – 070 To set a Public Hearing date (May 14th) to consider and act on a Mass Gathering Permit for Cumberland Soccer Club "Just For Fun" Labor Day Tournament to be held at Twin Brook Recreational Facility on September 1st & 2nd from 7:00 a.m. to 7:00 p.m.

Motion by Councilor Stiles, seconded by Councilor Turner, to set a Public Hearing date of May 14th to consider and act on a Mass Gathering Permit for Cumberland Soccer Club "Just For Fun" Labor Day Tournament to be held at Twin Brook Recreational Facility on September 1st & 2nd from 7:00 a.m. to 7:00 p.m.

12 – 071 To set a Public Hearing date (May 14th) to consider and act on amendments to Section 204.17.1 (Setback Overlay District 1) of the Cumberland Zoning Ordinance to include the following properties, as recommended by the Planning Board: Tax Map U06, Lot 87 (145 Foreside Road), Lot 86 (149 Foreside Road), Lot 87 (1 Wildwood Blvd.), and Tax Map R01, Lot 2B (2 Birch Lane).

Motion by Councilor Stiles, seconded by Councilor Gruber, to set a Public Hearing date of May 14th to consider and act on amendments to Section 204.17.1 (Setback Overlay District 1) of the Cumberland Zoning Ordinance to include the following properties, as recommended by the Planning Board: Tax Map U06, Lot 87 (145 Foreside Road), Lot 86 (149 Foreside Road), Lot 87 (1 Wildwood Blvd.), and Tax Map R01, Lot 2B (2 Birch Lane).

VOTE: 5-0

UNANIMOUS PASSAGE

12 – 072 To set a Public Hearing date (June 4th) to consider and act on amendments to the Fees and Fines Ordinance (Sewer Fees, Shellfish License Fees, Parking Fees, Twin Brook Field Rental Fees, and West Cumberland Rental Fees).

Motion by Councilor Stiles, seconded by Councilor Storey-King, to set a Public Hearing date of June 4th to consider and act on amendments to the Fees and Fines Ordinance (Sewer Fees, Shellfish License Fees, Parking Fees, Twin Brook Field Rental Fees, and West Cumberland Field Rental Fees).

VOTE: 5-0

UNANIMOUS PASSAGE

12 – 073 To appoint members to various Boards & Committees.

Councilor Turner explained that he and Councilor Copp conducted Board/Committee interviews recently and are prepared to make appointments.

Motion by Councilor Turner, seconded by Councilor Gruber, to appoint:

David Fenderson, Coastal Waters Commission

Brian Restuccia, Lands & Conservation Commission

Nancy Storey, Teri Maloney-Kelly, and Chris Fitzpatrick, Recreation/Adult Ed Committee

Charles Piacentini, Shellfish Commission

VOTE: 4-0-1 (Storey-King abstained) MOTION PASSES

Councilor Turner said that Nancy Storey was also interested in serving on the Val Halla Board of Trustees, but was not appointed due to a possible conflict of interest since Nancy is the Executive Director of the Maine State Golf Association.

Councilor Stiles pointed out that the Val Halla Board of Trustee meetings are public meetings and Nancy is welcome to attend any time.

12 – 074 To authorize the Town Manager to execute a contract with A.H. Grover for the Tuttle Road paving and sidewalk project with MDOT.

Town Manager Shane said that he is pleased to announce that this project has come in under budget by nearly 35%. A.H. Grover was the low bidder by \$900 on a \$400,000 project. The project includes road paving from Main Street to the Middle School driveway, and a new sidewalk from the Commons to Town Hall. The project is scheduled to begin mid-May and should be completed sometime in August.

Motion by Councilor Gruber, seconded by Councilor Stiles, to authorize the Town Manager to execute a contract with A.H. Grover for the Tuttle Road paving and sidewalk project with MDOT.

VOTE: 5-0

UNANIMOUS PASSAGE

V. NEW BUSINESS

Councilor Turner – None

Councilor Storey-King – A few meetings ago, Mr. Hilton presented an idea for a Greely Alumni Challenge to benefit the Veterans Monument. Teri Maloney-Kelly and Gloria Nicholson are now working together, along with Foundation 51 to make this challenge happen. If anyone is interested in donating, contact Teri or Gloria.

Diana Copp is still collecting names of Cumberland residents who are currently serving in the military to add to a Wall of Honor that will be in Town Hall.

A reminder to our friends on Chebeague Island, whose names will also be included on the Veterans Monument, that it would be helpful for them to consider a donation to the monument fund.

Councilor Moriarty – The annual Fire Department Banquet is this Saturday.

There are some regularly scheduled Town Council Meeting date conflicts coming up. The first is May 28th, which is Memorial Day. Councilor Moriarty asked the Council if they would like to consider cancelling that meeting and meet on June 4th instead.

Motion by Councilor Stiles, seconded by Councilor Turner to cancel the May 28, 2012 Town Council Meeting and reschedule it to June 4, 2012.

VOTE: 5-0

UNANIMOUS PASSAGE

Councilor Moriarty said that the first regularly scheduled meeting in June would be on June 11th, which is the day before Election Day. Since the Council Chambers is set up for voting, it becomes difficult to hold a meeting. As Councilor Stiles incorporated in his previous motion, that meeting will be moved to June 4th. The Town Charter requires that the Council meet on the first Monday after an election in order to swear in newly elected Councilor's, which would be June 18th. This date could serve as the meeting to take care of the swearing in and could be the second regular monthly Council meeting.

Councilor Storey-King said that she would prefer to meet on June 4th and 18th, but not cancel the June 25th meeting yet. It is two months away and something may come up that requires Council action.

Councilor Moriarty agreed that the Council will meet on the June 18th, if for no other reason than to swear in newly elected Councilor's.

Councilor Stiles – Asked the Manager for an update on the Bateman project on the Doane property.

Town Manager Shane said that the project is going very well and he has signed releases for eight lots to date. Two homes are currently under construction and two foundations are in. The conversion of the Drowne Road School into senior housing is still on schedule. The closing is in early June.

Councilor Gruber – Last Saturday evening, he attended a fundraiser for the senior fitness program “Fit 2 Life”. The program was a ballroom dance competition. Bill Green danced with his daughter Emily, which was very special. They did a great job.

He will be attending the New England Emergency Management Agency 2-day conference in Augusta next week.

Town Manager Shane – Thank you to the Public Services and Public Safety employees for arriving at work very early this morning to prepare for the heavy rain/flooding event. We had over 2 inches of rain at 5:00 a.m. and 3 ½ inches by late afternoon.

VI. ADJOURNMENT

Motion by Councilor Stiles, seconded by Councilor Storey-King, to adjourn.

VOTE: 5-0

TIME: 7:46 p.m.

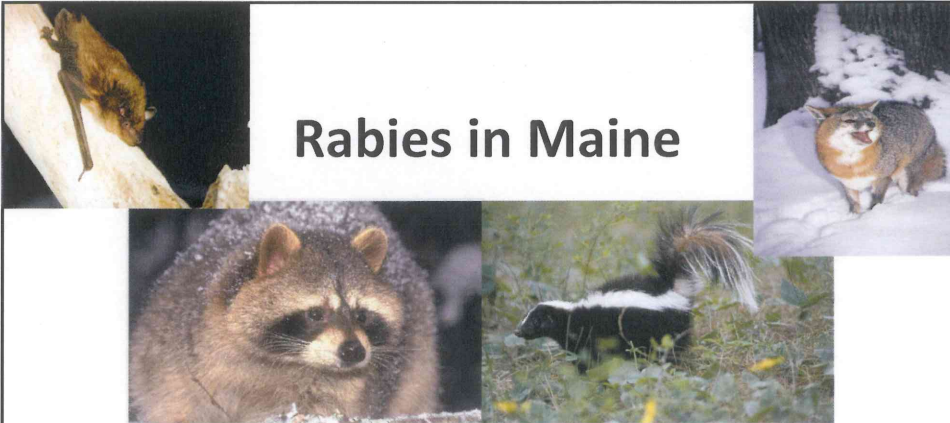
Respectfully submitted by,

Brenda L. Moore
Council Secretary

MANAGER'S REPORT

ITEM 12-075

To hear a report from Kate Colby, Field Epidemiologist, Maine
Center for Disease Control and Prevention re: Rabies



Rabies in Maine

Kate Colby, Field Epidemiologist
Maine Center for Disease Control and Prevention
Infectious Disease Epidemiology Program
May 14, 2012

Cumberland Town Council

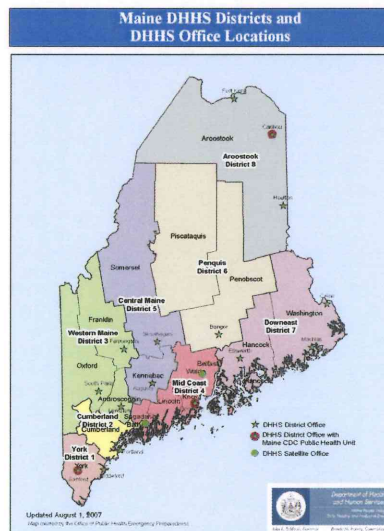
Overview

- Maine CDC's role in rabies prevention
- Rabies overview
- Rabies surveillance
- Rabies prevention & management

Maine CDC

- Available 24/7 for disease reporting and consultation
- Investigates all lab-confirmed animal rabies cases and make recommendations for human health
- Works with ACOs, Game Wardens, and Agriculture to implement animal control measures

Maine DHHS Districts



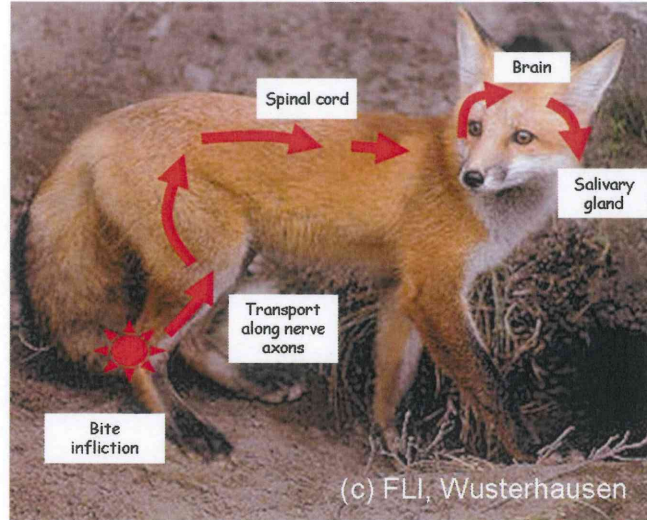
Rabies Overview

- Fatal disease caused by a virus
- Only mammals are susceptible
- Endemic in Maine wildlife
 - Most common carriers are raccoons, skunks, foxes, and bats
- No human cases in Maine since 1937

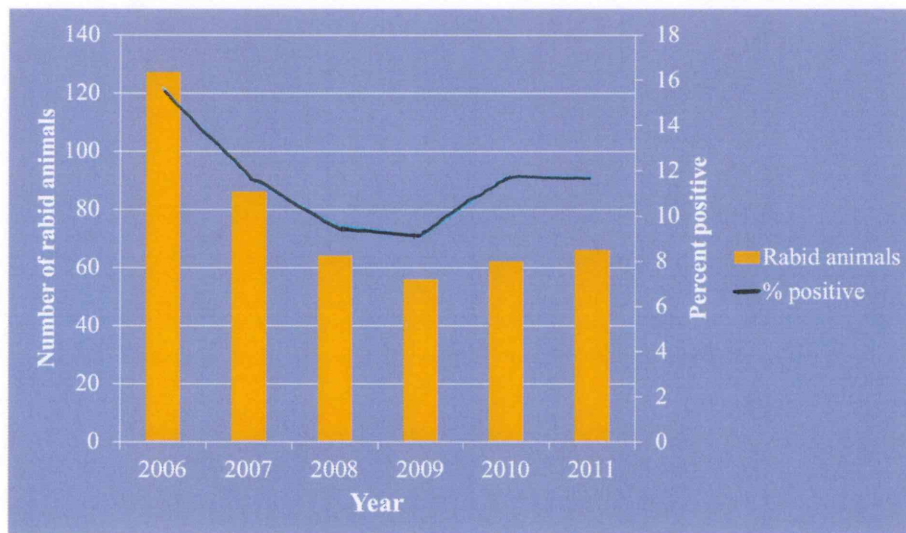
Rabies Exposure

- Refers to the threat of rabies transmission when the virus is introduced into bite wounds, open cuts in skin, or onto mucous membranes from saliva or other potentially infectious material such as neural tissue
- Rabies is not transmitted via blood, urine, or feces

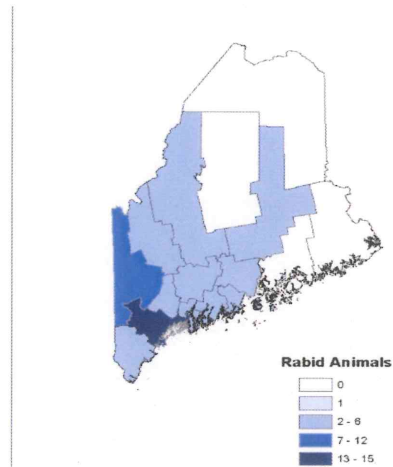
Rabies Virus



Animal Rabies by Year - Maine, 2006-2011



Animal Rabies by County -Maine, 2011



Animal Rabies by Species - Maine, 2006- 2011

Species	2006	2007	2008	2009	2010	2011	Total positive	% positive
Bat	15	9	8	6	5	5	48	3.9
Bobcat						1	1	14.3
Cat	6	3		1	1	2	13	1.3
Cow	1						1	2.9
Fox	2	4	3	7	7	11	34	29.8
Horse						1	1	3.0
Raccoon	59	38	32	28	28	32	217	52.3
Sheep						2	2	15.4
Skunk	43	31	21	14	20	12	141	44.6
Wildlife hybrid	1						1	10.0
Woodchuck		1			1		2	2.1
Total	127	86	64	56	62	66	461	11.7

■ = Domestic animal

Rabies Surveillance – Maine, 2011

- 66 animals tested positive
 - 32 Raccoons
 - 12 Skunks
 - 11 Foxes (8 gray, 3 red)
 - 5 Bats
 - 2 Cats
 - 2 Sheep
 - 1 Bobcat
 - 1 Horse
- 143 people recommended to receive PEP
 - 40 due to lab-confirmed exposure
- 874 rabies consultations
 - Majority June - Sept

Rabies Surveillance – Maine, 2012 1st Quarter

- 29 animals* positive for rabies
 - 17 Raccoons*
 - 10 Skunks
 - 1 Fox (gray)
 - 1 Cat, stray
- Last year, 8 positive animals in the 1st quarter (6 raccoons, 1 skunk, 1 sheep)

*Includes 1 raccoon tested by USDA

What to do...

If YOU are exposed:

1. Clean wound thoroughly with soap and water.
2. Call the local Animal Control Officer (domestic) or Game Warden (wild).
 - 10-day confinement and observation for domestic animals
 - Submit wild animals for testing
3. Contact Maine CDC or your physician.
 - If animal tests positive OR is unavailable for testing, begin post-exposure prophylaxis (PEP).

What to do...

If your PET is exposed:

1. Call the local Animal Control Officer (domestic) or Game Warden (wild)
 - 10-day confinement and observation for domestic animals
 - Submit wild animals for testing
2. Call your veterinarian
 - If pet is up-to-date, booster + 45 day observation
 - If not up-to-date, euthanasia OR booster + 6 month isolation

Enforcing Control Measures

Exposure Type	Jurisdiction
Domestic to Domestic/Human	Municipality – ACO
Wild to Domestic/Human	IF&W -- Game Warden
Wild to Livestock	Dept of Agriculture

Rabies Prevention

- Vaccinate cats and dogs against rabies; it's the law
- Vaccinate eligible livestock
- Avoid contact with wild animals and any animal you don't know
- Report all exposures to Maine CDC
- Consider "bat-proofing" your home
 - Wildlife biologists can provide tips on how to prevent bats from entering your home without harming them
- Do not leave garbage or pet food outside
- If you work with or have frequent contact with wild animals, consider getting the pre-exposure rabies vaccine

Rabies Alert!
For Safety's Sake:



STAY AWAY
from wild
and stray animals



VACCINATE
your pets and livestock



DON'T EVER
touch a bat!



**QUESTIONS?
CONCERNS?**
call the Maine CDC
at 1-800-821-5821



Maine Center for Disease
Control and Prevention
Department of Health and Human Services
Bureau of Disease Prevention




BAT
Rabies Alert!

BATS BITE
but the bite may be painless

SAFELY CAPTURE
for testing any bat you find
in your home or near your pets

PROTECT YOURSELF
bat-proof your home



**QUESTIONS?
CONCERNS?**
call the Maine CDC
at 1-800-821-5821



Maine Center for Disease
Control and Prevention
Department of Health and Human Services
Bureau of Disease Prevention

Maine CDC
Infectious Disease Epidemiology Program
24/7 Disease Reporting & Consultation
Line: 1-800-821-5821
Fax: (207) 287-8186
www.mainepublichealth.gov/rabies
www.cdc.gov/rabies

Kate Colby
Kate.Colby@maine.gov



Post-Exposure Prophylaxis (PEP)

For previously unvaccinated persons:

- Four doses of vaccine on days 0*, 3, 7, 14.
- Rabies immune globulin (RIG) on day 0.

For previously vaccinated persons (with pre- or post-exposure regimen):

- Two doses of vaccine on days 0 and 3
- No RIG

For immunosuppressed persons:

- 5 Doses of vaccine on days 0, 3, 7, 14, and 28.
- RIG on day 0.

*Day 0 = first day of treatment

Rabies Pre-exposure Vaccination

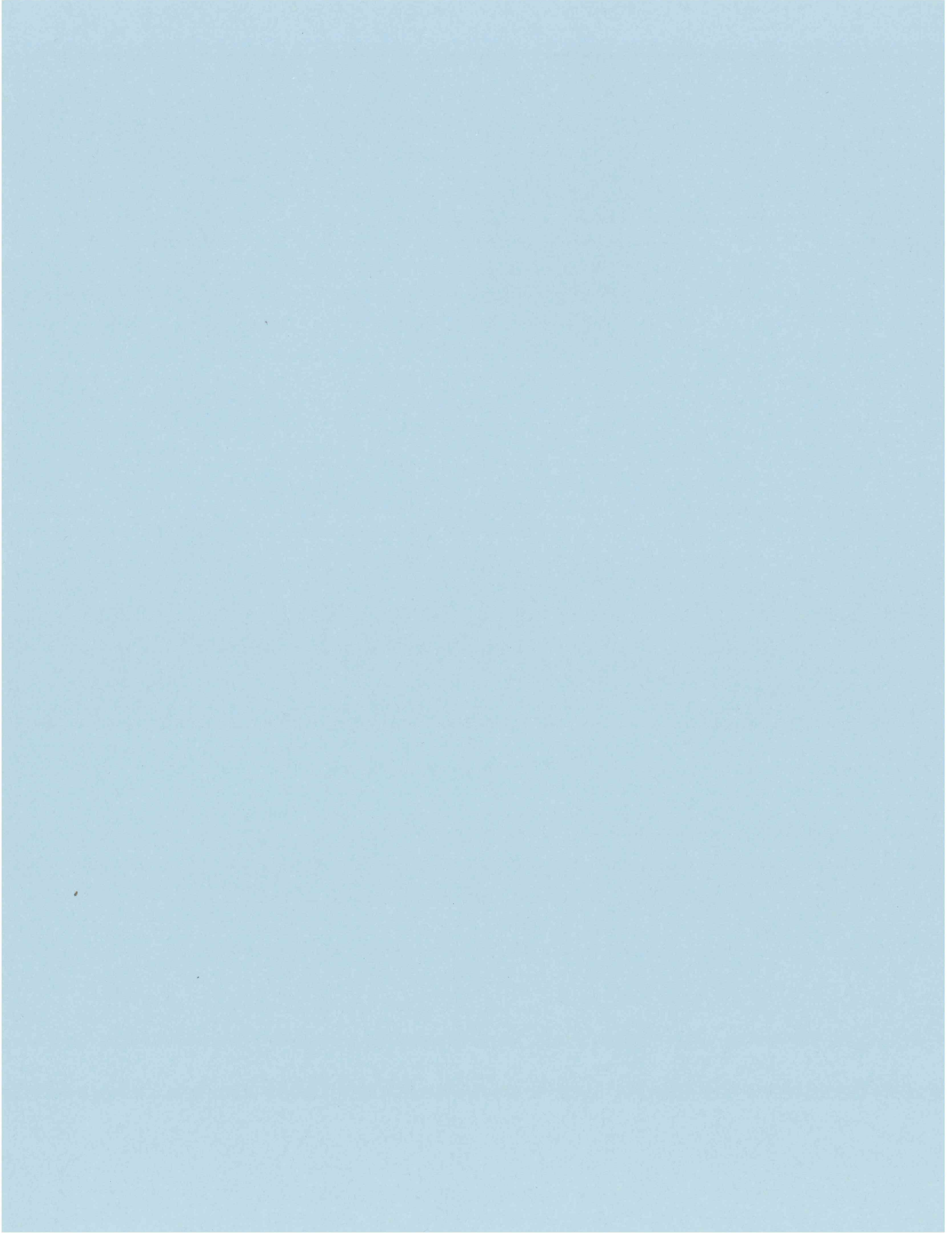
- Recommended vets, vet techs, animal control officers, or anyone who handles wildlife frequently
- Regimen of 3 doses of rabies vaccine given in the arm on days 0, 7, and 21 or 28
- Given before an exposure for protection
- After an exposure, still need 2-dose booster on days 0 and 3 (NO immune globulin)
- List of sites that offer on our website

Management of dogs, cats, ferrets and livestock exposed to rabies

Exposure Category	Vaccinated+	Non-Vaccinated [^]
Direct contact or visible bite from known rabid animal OR Direct contact with or visible bite or wound from suspect rabid animal (unavailable for testing) OR Wound of unknown origin: suspicious scratch, bite, abscess or wound	1. Booster immediately* 2. Notify ACO 3. Observe for 45 days	1. EUTHANIZE 2. If owner unwilling: a. Notify ACO b. Isolate for 6 months c. Vaccinate on entry or 28 days before release
Exposure by proximity (seen near or in same vicinity of known rabid animal) -no contact or wounds	1. Consider booster* 2. Observe for 45 days	1. Vaccinate at once 2. Observe for 6 months

Submitting Animals for Testing: Help

- Health & Environmental Testing Lab (HETL)
 - 221 State Street, Augusta (across from Capitol)
 - Business hours: 7:30am – 5:00pm
 - After hours drop off, call Capitol Security: 287-4357
 - Test animals daily, 11:00 am drop off same day testing
 - Fill out submission form completely (including exposures)
- Maine CDC Disease Reporting & Consultation 24/7:
1-800-821-5821



Maine Public Health Fact Sheet



BAT ENCOUNTERS



Maine Center for Disease
Control and Prevention

An Office of the
Department of Health and Human Services

John E. Baldacci, Governor

Brenda M. Harvey, Commissioner

Where do most common bats roost?

The big brown bat and the little brown bat are the common house bats that roost during spring and summer in attics, behind shutters and in other sheltered areas of human dwellings and outbuildings (barns, garages, etc). In such locations, large numbers of bats, sometimes 500 or more, are often seen, generally in nursery colonies composed of females and, after early June, their young. These bats leave the roost at dusk to feed on flying insects, and may return during the night for a period, and return again in the morning. In the fall, essentially all these bats leave the roost to hibernate in caves and mines for the winter.

Do all bats carry the rabies virus?

No. Most bats are healthy and contribute to our environment in many ways, particularly by consuming insect pests. Less than 1 out of every 200 bats randomly sampled is positive for the rabies virus.

If one bat in the colony is rabid, are all the other bats rabid?

No. One rabid bat in a colony does not mean the entire colony is infected. Testing other members of the colony rarely results in finding another rabid bat.

Can bat rabies be transmitted to other mammals?

Yes. Bat rabies is generally independent from rabies in terrestrial mammals, but transmission from bats to other wildlife, unvaccinated domestic animals and humans can occur. Bat rabies strains have been found in grey foxes, domestic cats and livestock in areas which were otherwise free of terrestrial animal rabies. In those cases, the virus detected in the infected animal was the bat rabies virus.

Can bats transmit rabies without showing signs of sickness?

There is no evidence that bats can transmit rabies for an extended period without being ill. Bats, like other mammals, become sick and eventually die from the disease. Bats infected with rabies may have the virus in their saliva and may transmit the disease to humans and other animals. This type of exposure most commonly occurs through a bite.

How can someone tell whether a bat has rabies?

Rabid bats may show abnormal behavior, such as extended outdoor activity during daylight; rabid bats may be grounded, paralyzed or may bite a person or animal. Not all rabid bats act abnormally, but bats that do are more likely to have rabies.

Do rabid bats attack? Do they usually bite?

Rabid bats rarely attack humans. But, because rabies can occur anywhere and because rabies can be fatal, strictly avoid direct contact with bats. Each contact with a bat should be managed by health authorities.

What should I do if I encounter a bat?

First, determine if there is any possibility that human or domestic animal contact with the bat has occurred. Contact would include:

- a bite, scratch, or other direct contact with the bat through a break in the skin or through the mucous membranes of the eyes, nose or mouth
- a bat that has been in close proximity to an unattended young child, or a sleeping or impaired person.
- a bat is found in a room with an unattended pet.
- a pet, usually a cat or dog, is found carrying a live or dead bat in its mouth

Maine Public Health Fact Sheet

BAT ENCOUNTERS



If such possibilities cannot be ruled out, **capture the bat**, carefully avoiding direct contact with it and without damaging its head. To capture the bat, close windows, the room and closet doors, turn on dim light if the room is dark, and wait for the bat to land. Wearing gloves, cover the bat with a coffee can or similar container. Slide a piece of cardboard under the can trapping the bat. Tape the cardboard tightly to the can. Immediately contact your local Animal Control Officer to assist in arranging for rabies testing of the bat at the State's Health and Environmental Testing Laboratories in Augusta.

REMEMBER, IF AT ALL POSSIBLE,
CAPTURE THE BAT AND
ARRANGE TO HAVE IT TESTED
FOR RABIES.

What if the bat is not available for testing?

If a bat had close contact with a human and the bat could not be captured for testing, rabies treatment will be recommended. Domestic vaccinated animals will receive a booster dose of vaccine; unvaccinated pets will need to be quarantined for 6 months or euthanized.

If you have confirmed there was no possibility of opportunity for human or domestic animal contact with the bat, it can be allowed to leave on its own, or if it is in your home, it can be released. Close the room and closet doors, open windows, turn on a light and observe the bat until it leaves. If the bat does not leave, wait for it to land, and, wearing gloves, cover it with a coffee can or similar container. Slide a piece of cardboard under the can trapping the bat. Tape the cardboard tightly to the can. If you are certain there was no contact while capturing the bat, release it out of doors, away from populated areas and preferably after dark.

What can be done to keep bats out of a home or other buildings?

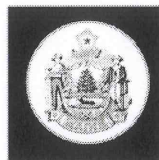
Unnecessary killing of bats is not environmentally sound, humane or a permanent solution to the problem. Using chemicals or pesticides creates a risk of long-term toxic exposure to humans and causes sick or dying bats to be grounded in the community, further increasing the chance of contact with people and pets. No toxicant is legally registered for use against bats.

Bats should be kept out of places with a high risk of bat contact with humans or pets (for example, schools, hospitals, prisons, homes) by closing or covering openings that allow entry to the roost. Talk to a professional exterminator or contractor about "bat-proofing".

Go to www.mainepublichealth.gov for more information.

IMPORTANT TELEPHONE NUMBERS

Health and Environmental Testing Laboratory:
(207) 287-2727
Disease Control Emergency 24 Hour Consultation
(800) 821-5821
Epidemiology Program
(207) 287-5301
State Veterinarian
(207) 287-3701
TTY: 800-606-0215



John E. Baldacci, Governor

Department of Health
and Human Services

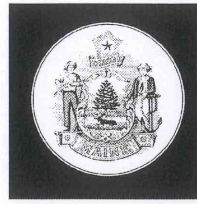
Maine People Living
Safe, Healthy and Productive Lives

Brenda M. Harvey, Commissioner

*Caring..Responsive..Well-Managed.
We are DHHS.*

Rabies

Fact Sheet



Maine Center for Disease
Control and Prevention

An Office of the
Department of Health and Human Services

Paul R. LePage, Governor

Mary C. Mayhew, Commissioner

What is rabies?

Rabies is a disease that affects the brain and spinal cord and is caused by a virus. It is almost always fatal. Rabies in humans is very rare in the United States, but rabies in animals – mainly wildlife – is common in most parts of the country as well as Maine.

What are signs and symptoms of rabies?

In humans, it may take many weeks or even a few years for people to show signs of rabies after being infected. Most often people start showing signs of the disease 1 to 3 months after the virus infects them. Early signs of rabies may include fever or headache, but this changes quickly to nervous system signs, such as unclear thinking, sleepiness, or worry. Once someone with rabies infection starts showing signs, they usually die. This is why it is very important to talk to your doctor or healthcare provider right away if you are bitten by any animal, especially a wild animal.

Animals with rabies usually act strangely once the virus gets to their brain, but signs vary. Some animals may seem shy and fearful while others become mean. Some rabid animals stumble as though drunk, seem lame, or seem very friendly. Because not all rabid animals behave strangely, avoid contact with all wild animals – especially bats, skunks, foxes, and raccoons.

How is rabies spread?

The rabies virus lives in the saliva (spit) and brain and spinal cord of infected animals. Rabies is spread when infected animals bite or scratch another animal or human. The virus can also be spread if saliva or tissue from the brain or spinal cord touches broken skin or gets into the mouth, nose or eyes. These are called rabies exposures. Rabies is not spread by petting a rabid animal or touching dried saliva, blood, urine, or feces from a rabid animal.

Is there a test to tell if an animal has rabies?

The state public health laboratory in Augusta tests the brain tissue of animals that are thought to have rabies that have exposed a human or domestic animal (pet).

What kind of animals spread rabies?

Rabies can infect any mammal, but is most common among certain animals like bats, skunks, foxes, and raccoons. Rabies is very rare among small rodents like squirrels, rats, mice, and chipmunks. Rabies is rare in vaccinated pets and farm animals. It is important to make sure that all pets and farm animals stay up to date with their rabies shots to prevent them from getting rabies and spreading it to their owners or other animals.

How common is rabies in Maine?

Animal rabies is found regularly among wild animals and sometimes among unvaccinated pets and farm animals in Maine. The most common animals found to be rabid include raccoons, skunks, foxes, and bats. Rabid animals have been identified in every Maine county.

What should you do if you think that you have been exposed to rabies?

If you think you have been exposed to a wild animal or pet that you do not know, follow the steps below to prevent rabies:

1. Wash the wound with soap and water right away, and continue washing for at least 10 minutes.
2. Call your doctor or healthcare provider as soon as you finish washing the wound. They will help you decide if you need to be treated for rabies. Maine CDC can help to assess rabies exposures and the need for animal testing and rabies shots.
3. Contact your town's Animal Control Officer (ACO) if the animal you think might have rabies is a pet. Contact your local Game Warden if the suspect animal is wild. If the animal is available it will be decided if testing or watching is needed.
4. If your pet is bitten or scratched by an animal that you think might be rabid, notify your veterinarian and the town's ACO or Game Warden as stated above.

What is the treatment for people exposed to rabies?

Treatment for people exposed to rabies is a combination of vaccine and immunoglobulin shots. This is called "post-exposure prophylaxis". If the animal has been caught and can either be watched or tested for rabies, some doctors will wait until the test results come back to decide if treatment is needed.

- An unvaccinated person should get 4 doses of rabies vaccine – one dose right away, along with another shot called Rabies Immune Globulin (RIG), and 3 more doses of vaccine on the 3rd, 7th, and 14th days after the first shot is given.
- A person who got pre-exposure vaccine should get 2 doses of rabies vaccine – one dose right away and one 3 days later; no RIG is needed.
- A person who has a weakened immune system should receive 5 doses of rabies vaccine – one dose right away, along with RIG, and 4 more doses on the 3rd, 7th, 14th, and 28th days after the first shot is given.

How can you prevent rabies?

- Be a good pet owner. Make sure your pets are vaccinated against rabies. By law, all dogs and cats must be vaccinated.
- Avoid contact with all wild animals. Avoid any animal – wild, farm, or pet – that you do not know. If you plan to have contact with wild animals, for your job or when hunting, wear protective gloves.
- Don't let wild animals "share your lunch". Fasten trashcan lids tightly. Garbage attracts animals like skunks and raccoons.
- Teach your children to keep a safe distance from wild animals and all other animals they don't know. Enjoy all wild animals from a distance, even if they seem friendly. A rabid animal sometimes acts tame.
- Keep pets on your property, on a leash or better yet, in a fenced in area to lessen the chances of them contacting a wild animal. It is against the law to allow your dog to roam free.
- It is against the law to keep wild animals such as skunks or raccoons as pets. You must have a license to keep wild or exotic animals as pets.
- Talk to a trained exterminator or contractor about "bat-proofing" your home.

- Do not handle sick or hurt wild animals yourself; call your Animal Control Officer. If you must touch a dead animal, use heavy gloves, sticks, or other tools to avoid direct contact with the animal.
- Animal Control Officers, veterinarians and their assistants, and others who have a lot of contact with stray animals or wildlife, should think about getting the pre-exposure rabies vaccine.

Where can I get more information?

For more information, contact Maine CDC by calling 1-800-821-5821 or visiting the website <http://www.mainepublichealth.gov/rabies>. The U.S. Centers for Disease Control and Prevention website - <http://www.cdc.gov/rabies> – is another excellent source of health information.

Important Telephone Numbers

Maine CDC Disease Reporting and Consultation

(800) 821-5821 TTY (800) 606-0215

Health and Environmental Testing Laboratory

(207) 287-2727

State Veterinarian

(207) 287-3701

State Police (Nights and Weekends)

Augusta (800) 452-4664

Gray (800) 482-0730

Houlton (800) 924-2261

Orono (800) 432-7381

Game Warden Service (Weekdays)

Ashland (207) 435-3231

Bangor (207) 941-4440

Gray (207) 657-2345

Greenville (207) 695-3756

Sidney (207) 547-5300

allowing the bat to breathe. Contact your health department or animal-control authority to make arrangements for rabies testing. If you see a bat in your home and you are sure no human or pet exposure has occurred, confine the bat to a room by closing all doors and windows leading out of the room except those to the outside. The bat will probably leave soon. If not, it can be caught, as described, and released outdoors away from people and pets.

How can rabies be prevented?

- Teach children not to handle unfamiliar animals, wild or domestic, even if they seem friendly. "Love your own, leave other animals alone" is a good principle for children to learn.
- Wash any wound from an animal thoroughly with soap and water and seek medical attention immediately.
- Have all bats tested for rabies if exposure to people or pets occurs.
- Prevent bats from entering living quarters or occupied spaces in homes, churches, schools, and other similar areas where they might contact people and pets.
- Be a responsible pet owner by keeping vaccinations current for all dogs, cats, and ferrets, keeping your cats and ferrets inside and your dogs under direct supervision, calling animal control to remove stray animals from your neighborhood, and consider having your pets spayed or neutered.

Case Study

In February 1995, the aunt of a 4-year-old girl was awakened by the sounds of a bat in the room where the child was sleeping. The child did not wake up until the bat was captured, killed, and buried. The girl reported no bite, and no evidence of a bite wound was found when she was examined. One month later the child became sick and died of rabies. The dead bat was recovered and tested — it had rabies. This case demonstrates several points:

- This child's infection with rabies was most likely the result of a bat bite. Children can sleep heavily and may not awaken from the presence of a small bat. A bat bite can be superficial and not easily noticed.
- The bat was behaving abnormally. Instead of hiding, the bat was making unusual noises and was having difficulty flying. This strange behavior should have led to a strong suspicion of rabies.
- If the bat had been submitted for rabies testing, a positive test would have led to life-saving rabies vaccination.

Remember, in situations in which a bat is physically present and you cannot reasonably rule out having been bitten, safely capture the bat for rabies testing and seek medical attention immediately.

Are bats beneficial?

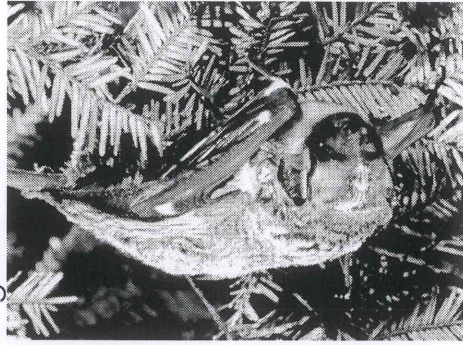
Yes. Worldwide, bats are major predators of night-flying insects that cost farmers billions of dollars annually. Seed dispersal and pollination by bats are vital to rain forest survival. Studies of bats have contributed to medical advances, including development of navigational aids for the blind. Unfortunately, many bat species are now endangered.

Bats and Rabies

A public health guide



A male red bat



A hoary bat

Where can I learn more about rabies?



Contact your state or local health department or Centers for Disease Control and Prevention National Center for Infectious Diseases Rabies Section MS G-33 1600 Clifton Road Atlanta, Georgia 30333 www.cdc.gov/ncidod/dvrd/rabies

Where do I learn more about endangered bat species?



U S Fish and Wildlife Service Division of Endangered Species 4401 N. Fairfax Drive, Room 452 Arlington, Virginia 22203 www.fws.gov

Where can I learn more about bats?



Contact your state or local wildlife conservation agency or Bat Conservation International, Inc. P O Box 162603; Austin, Texas 78716 www.batcon.org

What is rabies and how do people get it?

Rabies is an infectious viral disease that affects the nervous system of humans and other mammals. People get rabies from the bites of animals with rabies (rabid animals). Any wild mammal, like a raccoon, skunk, fox, coyote, or bat, can have rabies and transmit it to people. It is also possible, but rare, that people may get rabies if infectious material from a rabid animal, such as saliva, gets directly into their eyes, nose, mouth, or a wound.

Because rabies is a fatal disease, the goal of public health is, first, to prevent human exposure to rabies by education and, second, to prevent the disease by vaccination treatment if exposure occurs. Tens of thousands of people are successfully vaccinated each year after being bitten by an animal that may have rabies. A few people die of rabies each year in the United States, usually because they do not recognize the risk of rabies from the bite of a wild animal and do not seek medical advice.

Why should I learn about bats and rabies?

Most of the recent human rabies cases in the United States have been caused by rabies virus from bats. Awareness of the facts about bats and rabies can help people protect themselves, their families, and their pets. This information may also help clear up misunderstandings about bats.

When people think about bats, they often imagine things that are not true. Bats are not blind. They are neither rodents nor birds. They will not suck your blood — and most do not have rabies. Bats play key roles in ecosystems around the globe, from rain forests to deserts, especially by eating insects, including agricultural pests. The best protection we can offer these unique mammals is to learn more about their habits and recognize the value of living safely with them.



Mexican free-tailed bats are easily recognized by their tails, which extend well beyond the tail membrane. Its long, narrow wings are designed for speed and long-distance travel.

How can I tell if a bat has rabies?

Rabies can be confirmed only in a laboratory. However, any bat that is active by day, is found in a place where bats are not usually seen (for example, in a room in your home or on the lawn), or is unable to fly is far more likely than others to be rabid. Such bats are often the most easily approached. Therefore, it is best never to handle any bat.

What should I do if I come in contact with a bat?

If you are bitten by a bat — or if infectious material (such as saliva) from a bat gets into your eyes, nose, mouth, or a wound — wash the affected area thoroughly and get medical advice immediately. Whenever possible, the bat should be captured and sent to a laboratory for rabies testing (see “How can I safely capture a bat in my home?”).

People usually know when they have been bitten by a bat. However, bats have small teeth which may leave marks not easily seen, and some situations require that you seek medical advice even in the absence of an obvious bite wound. For example, if you awaken and find a bat in your room, or if you see a bat in the room of an unattended child, or near a mentally impaired or intoxicated person, seek medical advice and have the bat tested.

People cannot get rabies just from seeing a bat in an attic, in a cave, or at a distance. In addition, people cannot get rabies from having contact with bat guano (feces), blood, or urine, or from touching a bat on its fur (even though bats should never be handled!).

What should I do if my pet is exposed to a bat?

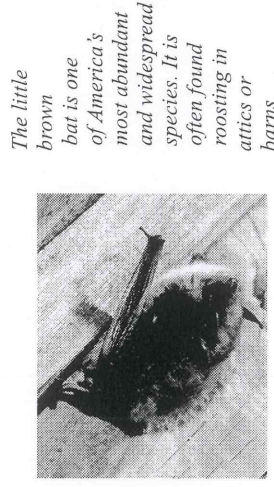
If you think your pet or domestic animal has been bitten by a bat, contact a veterinarian or your health department for assistance immediately and have the bat tested for rabies. Remember to keep vaccinations current for cats, dogs, and other animals.

How can I keep bats out of my home?

Some bats live in buildings, and there may be no reason to evict them if there is

little chance for contact with people. However, bats should always be prevented from entering rooms of your home. For assistance with “bat-proofing” yourself, here are some suggestions. Carefully examine your home for holes that might allow bats entry into your living quarters. Any openings larger than a quarter-inch by a half-inch should be caulked. Use window screens, chimney caps, and draft-guards beneath doors to attics, fill electrical and plumbing holes with stainless steel wool or caulking, and ensure that all outside doors close tightly.

Additional “bat-proofing” can prevent bats from roosting in attics or buildings by covering outside entry points. Observe where the bats exit at dusk and exclude them by loosely hanging clear plastic sheeting or bird netting over these areas. Bats can crawl out and leave, but cannot reenter. After the bats have been excluded, the openings can be permanently sealed. For more information about “bat-proofing” your home, contact Bat Conservation International (see front of brochure).



The little brown bat is one of America's most abundant and widespread species. It is often found roosting in attics or barns.

Silver-haired bats roost in tree cavities, especially during migration. Their unique coloration makes them difficult to find. Most recent human rabies deaths have been associated with this species.

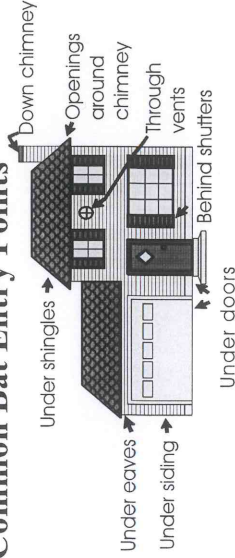
Things to remember when “bat-proofing”

- During summer, many young bats are unable to fly. If you exclude adult bats during this time, the young may be trapped inside and die or make their way into living quarters. Thus, if possible, avoid exclusion from May through August.
- The best times to “bat-proof” your home are fall and winter.

How can I safely capture a bat in my home?

If you find a bat your home and you cannot rule out the possibility of exposure, leave the bat alone and contact an animal-control or public health agency for help. If professional help is unavailable, use precautions described below to capture the bat safely.

Common Bat Entry Points



What you will need:

- leather work gloves
- small box or coffee can
- piece of cardboard
- tape

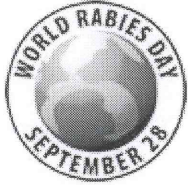
When the bat lands, approach it slowly. While wearing the gloves, place the box or coffee can over the bat. Slide the cardboard under the container to trap the bat inside. Tape the cardboard to the container securely, and punch small holes in the cardboard,

Division of Infectious Disease

Maine Center for Disease Control & Prevention

A Division of the Maine Department of Health and Human Services

DHHS → MeCDC → Infectious Disease → Infectious Epidemiology → Zoonotic → Rabies + A | - A |
Mon 2 Apr
2012



Zoonotic Diseases - Rabies

Preventing Rabies in Maine - video | Transcript

General Information

What is rabies?

Rabies is a disease that is caused by a virus. It affects the brain and spinal cord and can cause death if left untreated. Rabies in people is very rare in the United States, but rabies in animals - especially wildlife - is common in most parts of the country including Maine. An animal with rabies is called a "rabid" animal.

How is rabies spread?

The rabies virus lives in the saliva, brain and spinal cord (neural tissue) of infected animals. It is spread when a rabid animal bites or scratches a person or animal, or if a rabid animal's saliva or neural tissue comes in contact with a person or animal's mouth, nose or eyes, or enters a cut in the skin. Rabies is not spread by petting or touching dried saliva, blood, urine, or feces of a rabid animal.

What animals can carry rabies?

In Maine, the most commonly infected animals are skunks, raccoons, bats, and foxes. Rabies can infect any animal that has hair, but is very rare among small rodents like squirrels, rats, mice, and chipmunks. Bat exposures are often difficult to detect, especially in the cases of a sleeping person awakening to a bat in the room or an adult witnessing a bat in a room with a previously unattended child, mentally disabled person, or intoxicated person.

What is a rabies exposure?

A rabies exposure happens when the saliva or neural tissue of a rabid animal comes in contact with a person or animal through a bite or scratch, cut in the skin, or gets into the eyes, nose, or mouth.

How can I prevent exposure to rabies?

Generally, you can avoid contact with wild animals. Also, make sure your dog or cat is up-to-date on rabies vaccination.

On this page:

- Animal Exposures
 - Animal Testing
 - Resources
 - Data & Surveillance
 - Important Telephone Numbers
 - Additional Information
-

Animal Exposures

What to do if...

You have been exposed to a ...

- *Domestic animal* (cat or dog)
 - Clean all wounds with soap and water for 10-15 minutes.
 - Call your local Animal Control Officer.
 - Call your Healthcare Provider.
 - The cat or dog will likely require a 10 day quarantine to rule out rabies.
- *Wild animal* (raccoon, skunk, bat, fox, or other wild animal)
 - Clean all wounds with soap and water for 10-15 minutes.
 - Call your local Game Warden.
 - Call your Healthcare Provider
 - Rabies testing is needed on the wild animal to rule out rabies.

Your Pet has been exposed to a...

- *Domestic animal* (cat or dog)
 - Call your local Animal Control Officer
 - Call your Veterinarian
 - If fully vaccinated, the cat or dog will likely require a 45 day observation period to rule out rabies.
- *Wild animal* (raccoon, skunk, bat, fox, or other wild animal)
 - Call your local Game Warden
 - Call your Veterinarian
 - Rabies testing is needed on the wild animal to rule out rabies

See also:

- Algorithm for Rabies Exposure Assessment Word*| PDF*,
- Call Maine Center for Disease Control and Prevention at 1-800-821-5821.
- Addendum to Rabies Management Guidelines, 2008 Word*

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Animal Testing


- Animal rabies testing is available free of charge when the suspected animal has had contact with domestic animals or people and the animal cannot be quarantined. Testing is performed at the Maine State Health and Environmental Testing Laboratory (HETL), located at 221 State Street in Augusta.
- Please use the Rabies Submission Form Word* | PDF* when sending an intact animal head for rabies testing.
- For more information:
 - Guidelines for Submitting Specimens for Rabies Testing Word* | PDF* or
 - HETL website.

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Resources

For Healthcare Providers, Veterinarians, and Animal Control Officers:

For Maine residents:

- Animal Rabies Vaccination Clinics Excel* | PDF*
- Bat and Rabies Brochure PDF*
- Got Pests?
- HETL Rabies Fact Sheet PDF*
- Maine CDC Rabies Fact Sheet Word* | PDF*
- Rabies in Maine Brochure Word*
- Rabies Pre-Exposure Vaccine Services in Maine Word*
- Rabies Vaccine Information Statement PDF*
- Maine Rabies Management Guidelines, 2005 PDF*
- Addendum to Rabies Management Guidelines, 2008 Word*
- Maine CDC Algorithm for Rabies Exposure Assessment Word* | PDF*
- ACIP Reduced PEP dosing regimen, 2010 PDF*
- ACIP Human Rabies Prevention, 2008 PDF*
- NASPHV Compendium of Animal Rabies Prevention and Control, 2011 PDF*
- Animal Bite Report PDF*
- Rabies Home Quarantine Notice PDF*
- Rabies post-exposure prophylaxis online course 

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Data &

Surveillance

- 2011 Animal Rabies Quarterly Reports - 1st quarter | 2nd quarter | 3rd quarter | 4th quarter (Word*)
- 2010 Animal Rabies Quarterly Reports 1st quarter | 2nd quarter | 3rd quarter | 4th quarter (PDF*)
- Rabies Surveillance Report - 2011 | 2010 (PDF*)
- Annual Report - Rabies section 2010 | 2009 PDF*
- HETL Rabies Data by Year 2012 2011 | 2010

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Important Telephone Numbers

- **ME CDC Disease Reporting & Consultation** (24/7)
 - 1-800-821-5821; TTY: 207-287-8016
- **Health and Environmental Testing Laboratory**
 - 207-287-2727
- **Department of Agriculture** (State Veterinarian)
 - 207-287-3701
- **Local Animal Control Officer**
 - Contact your town office or city hall, or local law enforcement agency
- **Game Warden Service** (Weekdays):
 - Ashland 207-435-3231
 - Bangor 207-941-4440
 - Gray 207-657-2345
 - Greenville 207-695-3756
 - Sidney 207-547-5300
- **State Police** (Nights and Weekends):
 - Augusta 1-800-452-4664
 - Gray 1-800-482-0730
 - Houlton 1-800-924-2261
 - Orono 1-800-432-7381

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Additional Information

- Maine Health and Environmental Testing Laboratory
- Maine Department of Inland Fisheries and Wildlife [↗](#)
- Maine Department of Agriculture [↗](#)
- Maine Veterinary Medical Association [↗](#)
- Maine Animal Control Association [↗](#)
- Maine Federal Humane Society [↗](#)
- USDA APHIS, Wildlife Services [↗](#)
- U.S. Centers for Disease Control and Prevention [↗](#)

RESOURCES



MAINE CENTER FOR DISEASE
CONTROL AND PREVENTION
www.mainepublichealth.gov/rabies
1-800-821-5821



MAINE DEPARTMENT OF INLAND
FISHERIES AND WILDLIFE
www.maine.gov/ifw
1-207-287-8000



MAINE DEPARTMENT OF
AGRICULTURE
FOOD AND RURAL RESOURCES
www.maine.gov/agriculture
1-207-287-3701



MAINE ANIMAL CONTROL
ASSOCIATION
www.macmaine.com



APHIS WILDLIFE SERVICES
www.aphis.usda.gov/ws/rabies
1-866-4-USDA-WS
1-207-629-5181

10/2011

RABIES in Maine



EDUCATION



PREVENTION



CONTROL



Maine Center for Disease
Control and Prevention
An Office of the
Department of Health and Human Services
Paul R. LaPogge, Governor Mary C. Mayhew, Commissioner

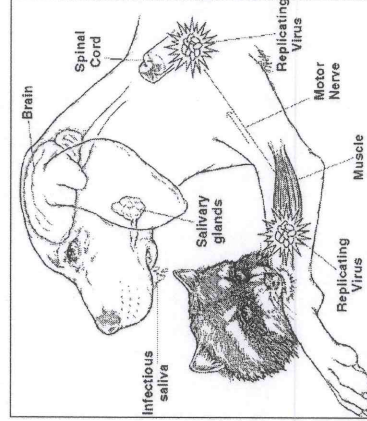
WHAT IS RABIES?

Rabies is a disease caused by a virus that is deadly to humans and any animal with hair or fur such as a raccoon, skunk, fox, bat, dog, cat, cow, or horse.

What does the virus do?

Once inside the body, the rabies virus infects nerve cells and spreads to the brain causing nerve and brain damage. An infected animal can spread rabies by biting another animal or human. If not treated, rabies is almost always deadly but treatment works if given right away.

Rabies infection of a dog from a raccoon bite:



Reproduced with permission from the Indiana Board of Animal Health

HOW CAN YOU PREVENT RABIES?

- Vaccinate both indoor and outdoor pets
- Do not approach, handle, or feed wildlife or unknown domestic animals
- Do not move wildlife from one area to another
- Report sick, stray, or strange-acting animals
- If bitten or scratched by an animal, contact a healthcare provider right away



Raccoon Tracks



Skunk Tracks

RABIES SURVEILLANCE

Maine Center for Disease Control and Prevention (Maine CDC) and United States Department of Agriculture (USDA) Wildlife Services test wild and domestic animals that are thought to have rabies. The purpose of testing is to monitor disease and manage rabies throughout the state.

In Maine, state and local agencies work together to inform the public and protect wildlife, domestic animals, and humans from rabies.

As part of a multi-country program, USDA Wildlife Services vaccinates raccoons, foxes, and coyotes to help reduce the spread of rabies in the United States, Canada, and Mexico.

Most animal rabies cases in Maine occur in wildlife, especially in raccoons, skunks, foxes, and bats. Dog bites remain the biggest concern for rabies worldwide.



WILDLIFE & DOMESTIC ANIMALS



Animals that have hair or fur and produce milk can get and spread rabies. It is important not to approach, touch, feed, or move wildlife from one area to another as this could spread rabies.

When an animal has rabies, its behavior cannot be predicted; it may attack, bite, scratch, or lose its fear of people. Even if an animal looks healthy, it can spread rabies or other diseases to other animals or people.

Domestic animals can get rabies from other animals and pass rabies on to humans.

WHAT TO DO

If a person is bitten or scratched:

- 🐾 Contact a healthcare provider or Maine CDC right away.

If your pet is bitten or scratched:

- 🐾 Contact your veterinarian and Animal Control Officer.

PUBLIC HEALTH

Rabies is one of the oldest known diseases in the world. Since there is a human vaccine to prevent rabies, many lives have been saved.

You can reduce your risk of rabies exposure by staying away from wildlife. It is important to notify a healthcare provider or Maine CDC right away if you are bitten or scratched by a wild, domestic, or stray animal.

To protect your pet against rabies, keep cats and dogs controlled when outdoors and vaccinate according to your veterinarian's instructions. Maine law requires that all dogs and cats be vaccinated for rabies.

WORLD RABIES DAY

World Rabies Day is celebrated each year on September 28th to promote rabies awareness. Each year, over 50,000 people around the world die from rabies.

www.worldrabiesday.org



TESTING & INFORMATION

RABIES TESTING:

Maine CDC

1-800-821-5821

www.mainepublichealth.gov/rabies
www.mainepublichealth.gov/lab

INFORMATION:

🐾 DOMESTIC ANIMAL:

Animal Control Officer

Call Local Town Office or Police Department

🐾 WILD ANIMAL:

Maine Warden Service

Call State Police Dispatch

Gray: 1-800-228-0857

Augusta: 1-800-452-4664

Orono: 1-800-432-7381

Houlton: 1-800-924-2261

🐾 WILD ANIMAL

SURVEILLANCE:

USDA Wildlife Services

207-629-5181



ITEM 12-076

To hear a report from the Town Clerk re: June Election and
Victualer's Licensing

Election

- **June 12, 2012**



- **Municipal**
- **State Primary**
- **MSAD #51**

- **Absentee Ballots
available May 14, 2012,
at Town Hall.**

Extended Absentee Hours

- **Friday, June 1, 2012 9 a.m.-1:00 p.m.**
- **Saturday, June 2, 2012 9 a.m.-1:00 p.m.**
- **Sunday, June 3, 2012 9 a.m.-1:00 p.m.**
- **Thursday, June 7, 2012 6 p.m.-7:00 p.m.**



Absentee Voting



- New laws effective September 28, 2011
- Title 21-A §753-B.2
- Special Circumstances Application.
- To any voter, immediate family member, or third person whose request was received after the 3rd business day before and election day (close of business on Thursday if the election is held on Tuesday), unless the voter signs an application, designed by the Secretary of State, stating one of the following reasons for requesting an absentee ballot after this deadline.

Special Circumstance Reasons

- **A.** An **unexpected** absence from the municipality during the **entire time** the polls are open on Election Day.
- **B.** A physical disability, or an incapacity or illness that makes the voter unable to leave home or a treatment facility; or
- **C.** An inability to travel to the polls because the voter is a resident of a coastal island ward or precinct.

Budget Validation Referendum Procedures

- 20-A M.R.S. §1486 provides that:
- Absentee ballots may not be processed or counted unless received on the day after the conclusion of the District Budget meeting and before the close of polls at the budget validation referendum. Absentee ballot envelopes received too early or too late must be marked “rejected” by the Municipal Clerk.

ITEM 12-077

To countersign the Warrant and Notice of Election calling the
June 12, 2012 M.S.A.D. 51 Budget Validation Referendum

**WARRANT AND NOTICE OF ELECTION
CALLING MAINE SCHOOL ADMINISTRATIVE DISTRICT NO. 51
BUDGET VALIDATION REFERENDUM
(20-A M.R.S. §1486)**

TO: Tammy O'Donnell, a resident of Maine School Administrative District No. 51 composed of Cumberland and North Yarmouth, State of Maine.

In the name of the State of Maine, you are hereby ordered to serve upon the municipal clerks of each of the municipalities within Maine School Administrative District No. 51, namely, Cumberland and North Yarmouth, an attested copy of this warrant and notice of election. Service shall be in hand within three (3) days of the date of this warrant and notice of election. The municipal clerks of the above municipalities shall immediately notify the respective municipal officers. The municipal officers shall meet forthwith and countersign this warrant and notice of election. The municipal officers shall provide below for the respective municipal clerks to post or have posted this warrant and notice of election.

**TOWN OF CUMBERLAND
DISTRICT BUDGET VALIDATION REFERENDUM
WARRANT AND NOTICE OF ELECTION**

Cumberland ss.

State of Maine

TO: Tammy O'Donnell, Town Clerk of Cumberland: You are hereby required in the name of the State of Maine to notify the voters of this municipality of the election described in this warrant and notice of election.

TO THE VOTERS OF CUMBERLAND:

You are hereby notified that the District budget validation referendum election will be held at the Cumberland Town Hall, 290 Tuttle Road in the Town of Cumberland on Tuesday, June 12, 2012 for the purpose of determining the following referendum question:

Question 1: Do you favor approving the Maine School Administrative District No. 51 budget for the upcoming school year that was adopted at the latest District budget meeting?

The polls must be opened at 7:00 a.m. and closed at 8:00 p.m.

The Registrar of Voters shall hold office hours while the polls are open to correct any error in or change a name or address on the voting list; to accept the registration of any person eligible to vote and to accept new enrollments.

A person who is not registered as a voter may not vote in any election.

Given under our hand this day, May 7, 2012 at Cumberland, Maine.

Jamie O'Donnell
Matthew Leggat
James Farr

Karen Campbell
W. A. L.
10-20-11
Shirley

A majority of the School Board of Maine School Administrative District No. 51

A true copy of the Warrant and Notice of Election, attest: Tammy O'Donnell
Tammy O'Donnell, Resident
of Maine School Administrative
District No. 51

Countersigned this _____ day of _____, 2012 at Cumberland, Maine.

A majority of the municipal officers of the Town of Cumberland

A true copy of the Warrant and Notice of Election, attest: Tammy O'Donnell
Tammy O'Donnell, Clerk
Town of Cumberland

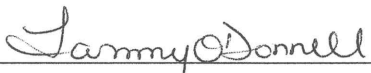
RETURN

Cumberland County, ss.

State of Maine

TO: The School Board of Maine School Administrative District No. 51
_____, 2012

Pursuant to the within warrant and notice of election, directed to me, I have served in hand upon the municipal clerk of the Town of Cumberland, an attested copy of this warrant and notice of election, directing the municipal officers of said municipality to call the District budget validation referendum at said time and place and for the purposes therein stated.



Tammy O'Donnell
Resident of Maine School
Administrative District No. 51

RETURN

Cumberland County, ss.

State of Maine

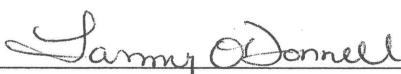
TO: The municipal officers of the Town of Cumberland

I certify that I have notified the voters of the Town of Cumberland of the time and place of the District budget validation referendum by posting an attested copy of the within warrant and notice of election as follows:

<u>DATE</u>	<u>TIME</u>	<u>LOCATION OF POSTING</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

being public and conspicuous places in said municipality and being at least seven days next prior to election day.

Dated at the Town of Cumberland: _____, 2012



Tammy O'Donnell, Town Clerk,
Town of Cumberland, Maine

ITEM 12-078

To hold a Public Hearing to consider and act on a Mass Gathering Permit for Cumberland Soccer Club "Just For Fun" Labor Day Tournament to be held at Twin Brook Recreational Facility on September 1st & 2nd from 7:00 a.m. to 7:00 p.m.

MEMORANDUM

To: William Shane, Town Manager

From: Tamara O'Donnell, Town Clerk

Re: Cumberland Soccer Club "Just For Fun" Labor Day Tournament

I held a meeting at 3:00 p.m., on Thursday, May 3, 2012, with Cumberland Soccer Club Representative Ms. Susan Clifford, Police Chief Charron, and Recreation Program Director Peter Bingham.

I reviewed in detail the requirements of the Mass Gathering Ordinance with Ms. Clifford. The following represents our mutual understanding:

- Exact attendance levels are unknown, however, it was determined that 3,000 is likely. Therefore, the organizers will pay the Minor Mass Gathering fee of \$250.00.
- The 2012 "Just For Fun" Tournament will be held September 1st and 2nd. The hours will be 7 a.m.-7:00 p.m.
- There will be 175 teams from all across Maine participating.
- There will be parking attendants for the parking areas. The Cumberland Soccer Club parents will be used as parking attendants.
- "No Parking" signs will be posted on the edge of Tuttle Road at the entrance to the park.
- The current insurance expires September 1, 2012, and a renewal certificate will be provided to the Clerk immediately prior to the event.
- The Soccer Club Boosters will be running the concession stands at both locations (Twin Brook and the High School).
- Greely Soccer teams will dispose of all trash and place in dumpster. Dumpster will be emptied on Monday, September 3, 2012.
- There will be 1 Paramedic and 1 EMT, from the Fire Department on site at both locations.
- There will be 2.5 police officers on duty at the event, with one (.5) being there at peak times only.
- There will be seven (7) additional porta potties available.

- Communication between parties will be by two way radio and cell phone.
- Anita Anderson will conduct food vendor inspections during the set-up hours.
- Contact person for this event is Ms. Susan Clifford. Contact number is 504-7111.

Approximate fees for this event are as follow:

\$ 250.00 Mass Gathering Permit
\$2,650.00 Twin Brook Fee
\$2,125.00 Police Department
\$1,175.00 Fire Department

I believe we have covered all areas related to the Mass Gathering Permit application. I anticipate that this event will be very successful and well managed. I hope the weather cooperates and they have a wonderful turnout. Thank you.

TOWN OF CUMBERLAND

Publication Dates: _____
Publication Names: _____
Date Filed: _____
Fee Received: _____
Date Ordinance Received: _____
Issued: _____
Denied: _____

Mass Gathering Application-Minor Large Outdoor Event (500-4,999 persons)

This application must be filed with the Town Clerk not less than 60 days before the date of the event.
Application must be accompanied by a non-refundable fee of \$250.00.

Name of Applicant: Cumberland Soccer Club
Address of Applicant: PO Box 352, Cumberland, ME
Name of Event: Labor Day "Just For Fun" Tournament
Facility where the event will be held: Twin Brooks Recreational Park

Is the facility owned by the applicant: _____ yes; ☒ no, (if no, attach a copy of the contract with
The owner which allows use of property)

Name of promoter (if different from above): _____

Telephone number: _____

Date of Event: Sept. 1 & 2, 2012 Time (start and finish times): 7am - 7pm

Number of tickets available: _____

Expected attendance: 3,000

Description of event: Youth soccer tournament consisting of 25-minute games with approximately 175 teams from all over Maine

Will any food vendors be serving at the event: ☒ yes, _____ no, (if yes, how many, and
what types) one vendor - CSC - at a rented tent and at the Red Shelter.
Pizza, sandwiches, hot dogs, bottled water, soda, juice, candy & fruit

Will any alcohol vendors be serving at the event? _____ yes, ☒ no (if yes, list name and attach
A copy of the vendors license to sell alcohol, describe what alcohol will be served) _____

Describe the three most recent outdoor performances of the group, performer, or event being proposed. Include location, date(s), number in attendance, promoter or sponsoring person or organization.

1. Labor Day 2011 - TB - 3,000 - CSC
2. Labor Day 2010 - TB - 3,000 - CSC
3. Labor Day 2009 - TB - 3000 - CSC

Description of facility:

- A. Seating capacity: _____ permanent; ☒ temporary
- B. Other seating capacity: n/a festival; _____ standing room only (sq. ft.)
- C. Number of toilets available: 2 (fred shelter) permanent; 7 portable (supplied by Royal Flush)
- D. Number of parking spaces available: TB Parking Lot on-site; Greely Rd Lot off-site
- E. Are all parking lots lighted (applicable only if event runs into evening hours): _____ yes;
☒ no, if no, which lots are not lighted _____
- F. Source of potable water: CSC - bottled water & running water @ shelter
- G. Refuse containers available, number and size: Trash cans and recycling bins supplied by CSC will be placed throughout facility.
- H. Name of refuse disposal company (attach a copy of the agreement to pick up refuse)
Greely H.S. Soccer teams will dispose of all waste and put
- I. When will refuse be picked up? Monday, Sept. 3 in dumpster - Pine Tree West

Public Safety:

- J. Describe first aid facilities: Cumberland Rescue
- K. Describe emergency facilities: Police, Fire & Rescue
- L. Describe communication facilities: Cell phones & walkie talkers
- M. Number of certified police officers: 2
- N. Other security personnel (include company name and qualification): Parking attendants
- O. Describe fire personnel: One truck - at least one fire fighter available

Other:

- P. Name of liability insurance Market Ins. Co.
Amount of coverage \$1,000,000 / occurrence; amount of property insurance \$2,000,000
- Q. Preferred type of performance guarantee (i.e. escrow account, irrevocable letter of credit)
ML


Authorized Signature

On _____ (date), I received a copy of the Cumberland Mass Gathering Ordinance.

Authorized Signature

Parking Plan for Labor Day Tournament – Twin Brooks

- 6-8 attendants working in 2-hour shifts
- 2 attendants at each “section” of the TB parking lot
- Each group of attendants will be wearing reflector vests and have access to 2-way radios, batons and maps of the parking lot and facility
- Volunteer organizations willing to park cars will receive a \$500 donation/day

Garbage collection

- \$100 to volunteer organization willing to collect recyclables at the end of the day – Cardboard needs to be picked up twice a day at each location and deposited at the Drowne Road Dump. Bottle collectors need to contact Yarmouth Redemption Center well in advance for material.
- \$1000 to Boys/Girls varsity soccer boosters for facility clean-up duty at both TB and Greely High School.

Facility Request Form – Twin Brook Recreation Area

Please complete form and return to:

Cumberland Recreation
290 Tuttle Road Cumberland
Cumberland, ME 04021

Note !

**Completed application is due
2 weeks prior to scheduled
activity.**

Park and/or Athletic Field Application

Name of Organization: Cumberland Soccer Club

Name of Contact Person: Susan Clifford

Address: PO Box 352 City Cumberland

H-Phone: 829-6097 W-Phone 504-7111 Cancellation Phone 504-7111

Planned Activity Labor Day "Just For Fun" Tournament

Date of Activity Sept. 1st, 2012 Time Requested 7am Start 7pm End

Facility or Field(s) Requested: (please check all that apply)

1. Game Field ☒ 2. Shelter Field ☒ 3. Practice Field Right ☒

4. Practice Field Left ☒ 5. Multi-purpose Field (Greely Road) ☒ 6: Trails ☐

7: Greely Road Baseball Field ☐ 8: Greely Road Softball Field ☐

9. Park Area(s) specific Park area for refreshment sales & port-o-potties

10. Shelter Use: Refreshment Sales & restrooms

11. West Cumberland Athletic Field n/a

Number of Participants : Adults Youth Number of Spectators combined - 3,000
(if applicable)

Special request(s)

Refreshments and/or sale of products – exclusive control (please check) Yes ☒ No ☐

Exclusive use of Twin Brook Facility – Tuttle Road Park ☒ Greely Road Park ☐ Both ☐

Notes and/or Comments

See Mass Gathering Permit App.

Fee Structure:

Resident: Practice or Game Field Cost for Resident Groups / Teams (SAD51 Teams exempt)
(50 % of players on team must be from Cumberland/N. Yarmouth to equal resident rate)

<i>Fee per Participant</i>	<i>Hours of Use</i>
\$2.00	0 – 5 hours
\$5.00	6 – 15 hours
\$10.00	16 – 30 hours
\$ 15.00	30 – 45 hours
\$20.00	46 - + hours

Non-Resident: Group/Team practice/game.

Fee: \$50.00 per hour

Major Event/Tourney

Usage fee to be set by Twin Brook Trustees – mass gathering permit also required.

Signature of Group/Team Representative - acknowledgement of having read Twin Brook Policies

Susan Clifford Print Name: Susan Clifford
Date: 4/3/12

Please make check payable to: **Town of Cumberland**

Office check off

Date application received _____ Within 2 weeks of scheduled use ____ Yes ____ No

Fee received: _____ Copy of Insurance received ____ Yes ____ No

Permission: Granted _____ Denied _____

Signature of Recreation Administrator or designee: _____

Date of approval _____

Comments _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
8/23/2011

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Bollinger Insurance 101 JFK Parkway Short Hills NJ 07078	CONTACT NAME: PHONE (A/C, No, Ext): FAX (A/C, No): E-MAIL ADDRESS: PRODUCER CUSTOMER ID #:														
INSURED SoccerMaine-United Soccer Federation of Maine 512 Warren Avenue Portland ME 04103	<table border="1"><thead><tr><th>INSURER(S) AFFORDING COVERAGE</th><th>NAIC #</th></tr></thead><tbody><tr><td>INSURER A: Markel Insurance Company</td><td>38970</td></tr><tr><td>INSURER B: Markel Insurance Company</td><td>38970</td></tr><tr><td>INSURER C:</td><td></td></tr><tr><td>INSURER D:</td><td></td></tr><tr><td>INSURER E:</td><td></td></tr><tr><td>INSURER F:</td><td></td></tr></tbody></table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Markel Insurance Company	38970	INSURER B: Markel Insurance Company	38970	INSURER C:		INSURER D:		INSURER E:		INSURER F:	
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INSURER D:															
INSURER E:															
INSURER F:															

COVERAGES

CERTIFICATE NUMBER: 1736669951

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS														
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Ins. Participant GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC			3602AH027607	9/1/2011	9/1/2012	<table border="1"><tr><td>EACH OCCURRENCE</td><td>\$1,000,000</td></tr><tr><td>DAMAGE TO RENTED PREMISES (Ea occurrence)</td><td>\$300,000</td></tr><tr><td>MED EXP (Any one person)</td><td>\$5,000</td></tr><tr><td>PERSONAL & ADV INJURY</td><td>\$1,000,000</td></tr><tr><td>GENERAL AGGREGATE</td><td>\$5,000,000</td></tr><tr><td>PRODUCTS - COMP/OP AGG</td><td>\$2,000,000</td></tr><tr><td></td><td>\$</td></tr></table>	EACH OCCURRENCE	\$1,000,000	DAMAGE TO RENTED PREMISES (Ea occurrence)	\$300,000	MED EXP (Any one person)	\$5,000	PERSONAL & ADV INJURY	\$1,000,000	GENERAL AGGREGATE	\$5,000,000	PRODUCTS - COMP/OP AGG	\$2,000,000		\$
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	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below Y/N <input type="checkbox"/> N/A						<table border="1"><tr><td>WC STATU-TORY LIMITS</td><td>OTH-ER</td></tr><tr><td>E.L. EACH ACCIDENT</td><td>\$</td></tr><tr><td>E.L. DISEASE - EA EMPLOYEE</td><td>\$</td></tr><tr><td>E.L. DISEASE - POLICY LIMIT</td><td>\$</td></tr></table>	WC STATU-TORY LIMITS	OTH-ER	E.L. EACH ACCIDENT	\$	E.L. DISEASE - EA EMPLOYEE	\$	E.L. DISEASE - POLICY LIMIT	\$						
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B	Accident Insurance Full Excess			4102AH027606	9/1/2011	9/1/2012	<table border="1"><tr><td>\$100,000</td><td>Per Injury</td></tr><tr><td>\$100 Deductible</td><td></td></tr></table>	\$100,000	Per Injury	\$100 Deductible											
\$100,000	Per Injury																				
\$100 Deductible																					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

All activities sanctioned by SoccerMaine and its registered members, teams and clubs. The certificate holder is named as an additional insured with respect to the liability insurance. The certificate is issued on behalf of
Cumberland Soccer club

CERTIFICATE HOLDER

CANCELLATION

MSAD # 51
357 Tuttle Road
Cumberland ME 04021

AUTHORIZED REPRESENTATIVE

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ITEM 12-079

To hold a Public Hearing to consider and act on amendments to Section 204.17.1 (Setback Overlay District 1) of the Cumberland Zoning Ordinance to include the following properties, as recommended by the Planning Board: Tax Map U06, Lot 87 (145 Foreside Road), Lot 86 (149 Foreside Road), Lot 87 (1 Wildwood Blvd.), and Tax Map R01, Lot 2B (2 Birch Lane)

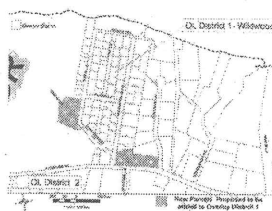
Notice of Decision

Date: April 18, 2012

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

Re: Public Hearing: To recommend to the Town Council draft zoning amendments to the Official Overlay Zoning map to expand the Setback Overlay District 1, section 204.17.1 of the zoning ordinance to include the following properties: Tax Map U06, Lot 87, 145 Foreside Road, U06, Lot 86, 149 Foreside Road; U06, Lot 85, 1 Wildwood Blvd, and Tax Map R01, Lot 2B, 2 Birch Lane.

This is to advise you that on April 17, 2012 the Planning Board voted to recommend to the Town Council to expand the Setback Overlay District 1 to include the following properties; Tax Map U06, Lot 87, 145 Foreside Road, U06, Lot 86, 149 Foreside Road; U06, Lot 85, 1 Wildwood Blvd, and Tax Map R01, Lot 2B, 2 Birch Lane. These properties are shown on the attached map.



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 and affirmed to by the applicant. Any variation from the plans, proposals and supporting documents, except de minimus 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



MEMORANDUM

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

To: Carla Nixon, Town Planner
From: William R. Shane, Town Manager
Date: April 12, 2012
Re: Overlay District Request - & Planning Board Recommendation

The Town Council reviewed and sent to the Planning Board a request to hold a public hearing and send back a recommendation regarding the Overlay District along and adjacent to Wildwood off of Route 88.

The Council discussion centered on the request from Jeff & Priscilla Armstrong's to be included in the Setback Overlay Zone.

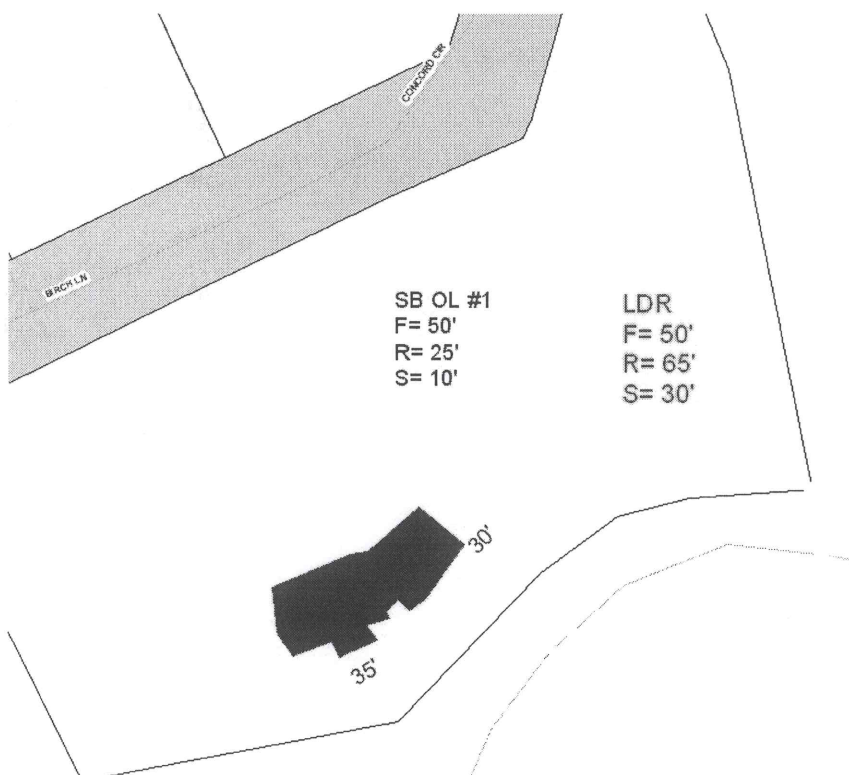


The Town Council had no desire to exclude the adjacent two parcels (also not in the overlay zone) and leave this parcel by itself unconnected. The Town Council had discussion related to sending the homeowners first to the Zoning Board and exhausting the variance possibility before pursuing a zone change. I explained to the Town Council my conversations with the Code Enforcement Officer and his opinion that the Armstrong's would not qualify for a variance (see his attached memo).

Prior to the Planning Board meeting, I was contacted by the Ferland's regarding their non-conforming lot. Upon inspection with the Code Enforcement Officer, we found that the Ferland's lot could be a conforming lot if it too was included in the setback overlay district. The Ferland's lot was not a part of the original Council discussion, but I believe it will be supported because of the new evidence the Code Officer uncovered in our research.

I will be presenting the request to the Planning Board and I will have slides to depict the setback requests and zone requirements with and without the setback overlay reductions.

Ferland's – Birch Lane- Wildwood



OL District 1 - Wildwood

Overlay District

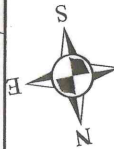


New Parcels Proposed to be added to Overlay District 1



300 150 0 300 Feet

1 inch = 323 feet



OL District 2

HERON LN

STURDIVANT RD

COVESIDE DR

HERITAGE LN

OCEAN TER

PINE LN

WILDWOOD BLVD

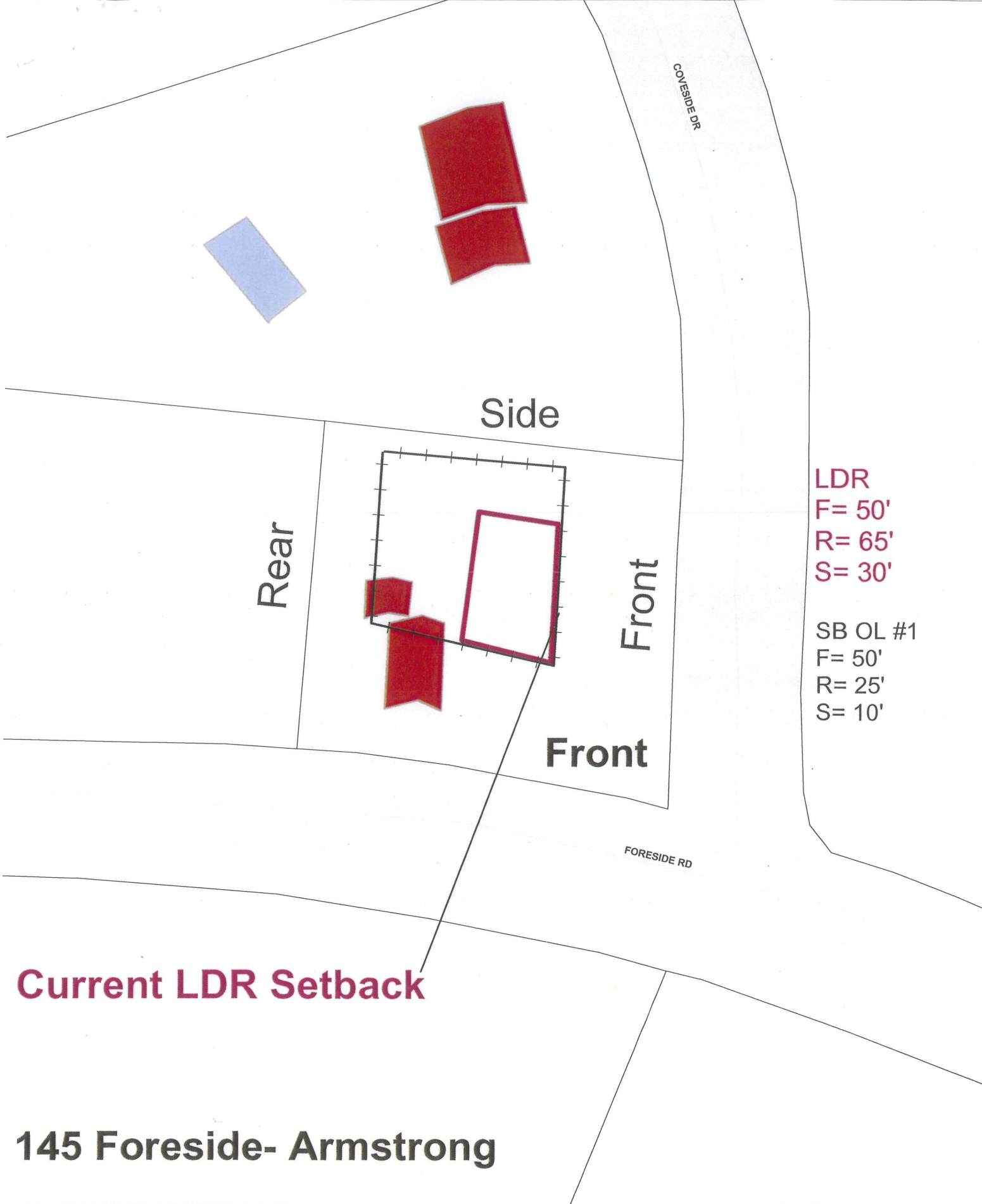
SYLVAN LN

CONCORD CIR

BIRCH LN

FORESIDE RD

UNKNOWN

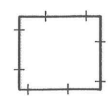
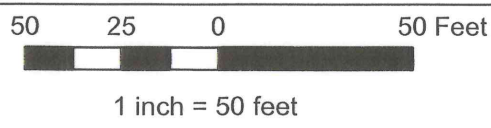
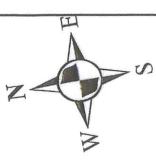


LDR
F= 50'
R= 65'
S= 30'

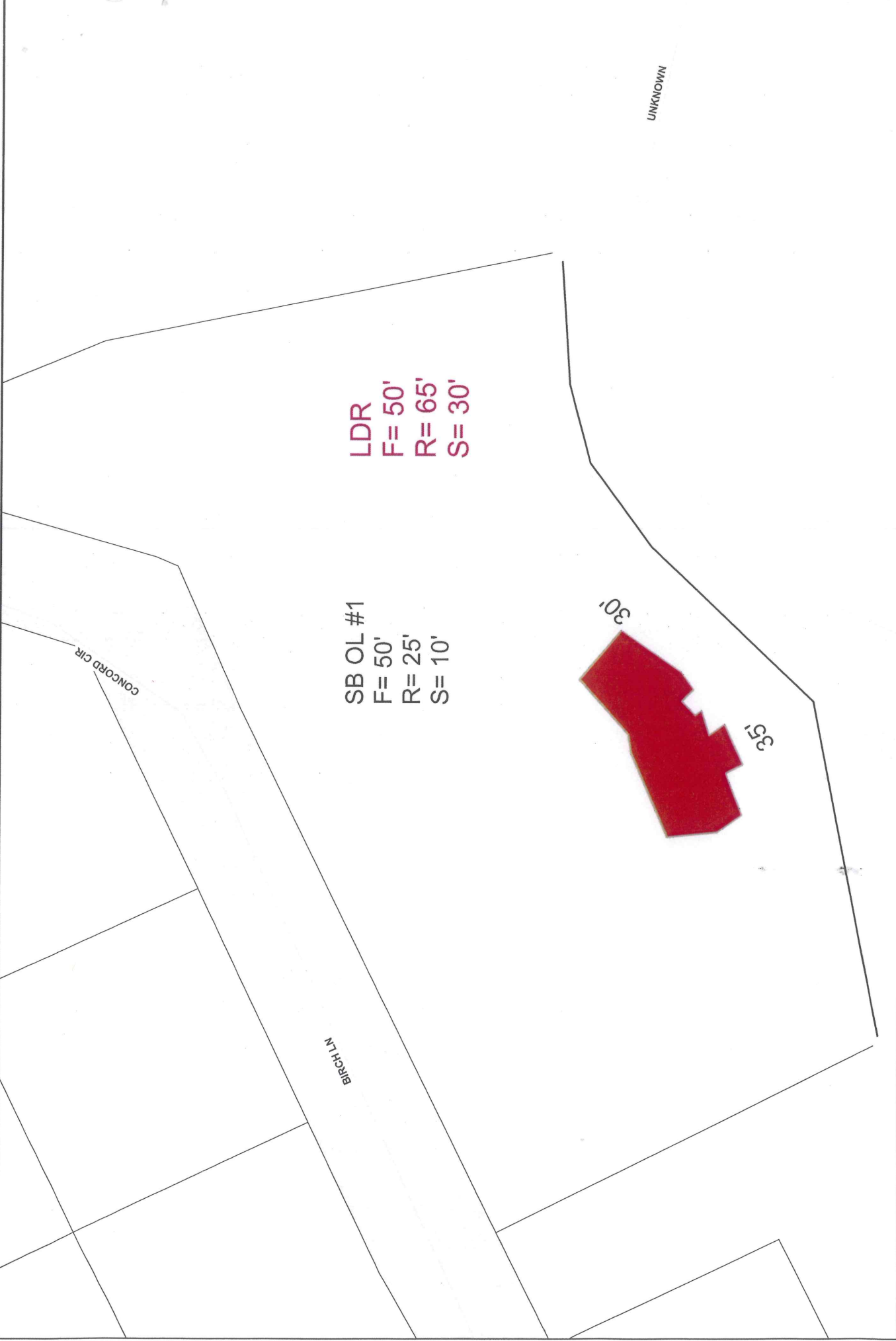
SB OL #1
F= 50'
R= 25'
S= 10'

Current LDR Setback

145 Foreside- Armstrong



Dist 1 Setback OL



2 Birch Lane - Ferland

1 inch = 50 feet



ITEM

12-080

To hear a report from the Ordinance Committee and set a Public Hearing date (June 4th) to consider and act on the adoption of a Road Acceptance Ordinance

TOWN OF CUMBERLAND

MUNICIPAL ROAD ACCEPTANCE ORDINANCE

SECTION 1: TITLE, PURPOSE, AUTHORITY

- 1.1 Title:** This ordinance shall be known and may be cited as the “Municipal Road Acceptance Ordinance” of the Town of Cumberland, Maine.
- 1.2 Authority:** This Ordinance is adopted pursuant to Title 30-A MRSA Section 4401.
- 1.3 Purpose:** The purpose of this Ordinance is to provide a uniform, consistent, and equitable process for the dedication and acceptance of municipal roads and to ensure that the cost of the acceptance of new roads and associated infrastructure by the Town does not create a financial burden for the Town.

SECTION 2: DEFINITIONS

- 2.1 Applicant:** A developer, one or more individuals, a corporation, a homeowners’ association, or other legal entity which owns the fee simple interest in the land area proposed to be dedicated and accepted by the Town of Cumberland as a public road.
- 2.2 Private Road:** A road privately owned and maintained over which the owner may restrict use or passage to include a discontinued way even if a public recreation easement has been reserved.
- 2.3 Public Road:** A road owned and maintained by the State, County or Town, over which the general public has a right to pass.
- 2.4 Road:** A route or track consisting of a bed of exposed mineral soil, gravel, asphalt, or other surfacing material constructed for or created by the repeated passage of motorized vehicles.

SECTION 3: APPLICABILITY

The provisions of this ordinance shall apply to all roads offered for public acceptance in the Town of Cumberland, whether within subdivisions or not.

SECTION 4: APPLICATION PROCESS

An application with an application fee in the amount of \$100 and supporting documentation shall be submitted by the Applicant to the Public Services Director. The Applicant shall be responsible for payment of all costs incurred by the Town in the application review and consideration process, and the application fee shall be applied to the total cost owed. Documentation shall include the information listed in the following sections.

SECTION 5: TECHNICAL REQUIREMENTS

- 5.1 Conformance with Subdivision Ordinance:** A private road proposed for acceptance as a public road shall be built to the standards in Section 8 of the Cumberland Subdivision Ordinance: Street Design and Construction Standards prior to an application being filed for road acceptance. Only roads built in accordance with these standards shall be considered for acceptance by the Town Council.
- 5.2 Monumentation:** The Applicant's Project Surveyor shall provide a certificate that all monuments for the road, easements, lot boundary lines and subdivision boundary lines have been set as required by the approved subdivision plan. Monuments shall extend 6" above grade and be 6" x 6" wide x 4.5' in length.
- 5.3 Plot Plan:** A plot plan of the proposed public road at a scale not more than (100) feet to one (1) inch including ownership of adjoining lots, drainage courses, drainage easements, and all angles, bearings, and radii.
- 5.4 Legal Description:** The Applicant's Project Surveyor shall provide a metes and bounds legal description of the proposed right of way and any associated drainage easements. This description must be a full perimeter description in each case, a description by reference to plan or centerline description will not be accepted.
- 5.5 Road Cross Section:** A typical cross section of the proposed public road at a horizontal scale of (5) ft. to (1) inch and a vertical scale of (1) foot to (1) inch.
- 5.6 Drainage Maintenance:** The Applicant shall be responsible for the maintenance of all detention ponds and drainage infrastructure for the proposed public road.
- 5.7 Planning Board Conditions:** The Applicant provide a written letter stating that all conditions of approval by the Cumberland Planning Board have been met. A letter confirming this shall be provided by the Town Engineer or Town Planner.

- 5.8 Location within ROW:** The Applicant's Project Surveyor shall certify that the roadway and its appurtenances as-built lie within the proposed right of way, and similarly the drainage structures as-built lie within their respective easements.
- 5.9 Documentation Verification:** All required documentation as described in this section shall be reviewed and approved by the Cumberland Town Planner, the Cumberland Town Engineer, or the Public Services Director, as may be appropriate.
- 5.10 Occupancy Requirement:** Prior to an application for public road acceptance, at least 75% of the lots must have received occupancy permits.

SECTION 6: LEGAL REQUIREMENTS

- 6.1 Warranty Deed:** Once the proposed legal description has been reviewed and approved by the Town Attorney, the Applicant shall prepare a warranty deed suitable for recording at the Cumberland County Registry of Deeds. This deed shall include signature block for the Town Manager to indicate the Town's acceptance of the conveyance. The Town Attorney shall record the final warranty deed at the Cumberland County Registry of Deeds after acceptance by the Town Council.
- 6.2 Encumbrances:** The Applicant shall provide a letter from its Attorney certifying that the Applicant has good and marketable title to the property on which the proposed public road will be located, and that there are no encumbrances on the property. The Applicant shall provide lien release notices for all contractors, engineers, sub-contractors, and major suppliers (+\$10,000)
- 6.3 Utilities:** The Applicant shall prepare all utilities and easements for acceptance and recording to be approved by the respective utility company, including, but not limited to, water, sewer, electric, cable, and telephone.
- 6.4 Drainage Maintenance Agreement:** The Applicant shall provide a recordable drainage maintenance agreement approved by the Town and that meets all conditions imposed by outside agencies such as the Maine Department of Environmental Protection and Cumberland County Soils and Water Conservation District.

SECTION 7: WARRANTY AGREEMENT

- 7.1 Warranty Agreement:** The Applicant shall provide a written warranty for a period of two years after the acceptance of the public road by the Town of Cumberland. The warranty shall state that the Applicant will be

financially responsible for the repair of any defects in materials or workmanship that cause the road to fall below the Street Design and Construction Standards as set forth in Section 8 of the Cumberland Subdivision Ordinance.

- 7.2 Maintenance Letter of Credit:** In addition to the written warranty, the Applicant shall provide the Town of Cumberland with a letter of credit for the repair of defects in materials or workmanship for a period of two years after acceptance of the road. The letter of credit shall be for an amount equal to 10% of the value of the performance guarantee required prior to construction of the road.
- 7.3 Repair of defects:** In the event of a defect in materials or workmanship occurring on a public road within two years of its acceptance, the Town will conduct all necessary repairs. The cost of repair will be attributable to the warranty agreement provided by the Applicant and drawn directly from the Applicant's letter of credit.

SECTION 8: INSPECTION

- 8.1** The Public Services Director and Town Engineer shall inspect the proposed public road for compliance with the Street Design and Construction Standards of the Cumberland Subdivision Ordinance. Final roadway inspection and approval by the Town Engineer and Public Services Director will include inspection of the drainage structures and appurtenances and a site inspection to insure the project has been constructed in accordance with the approved subdivision plans.
- 8.2 Inspection by Town Engineer:** The Applicant shall schedule a final onsite inspection with the Town Engineer who shall provide a final inspection letter to the Town Manager. Final roadway inspection and approval by the Town Engineer and Public Services Director will include inspection of the drainage structures and appurtenances and a site inspection to insure the project has been constructed in accordance with the approved subdivision plans.

SECTION 9: REVIEW AND APPROVAL REQUIREMENTS

- 9.1 Review and Recommendation by the Town Council Finance Committee:** The Finance Committee shall review the fiscal impact of the proposed public road and make recommendations to the Town Council.
- 9.2 Review by Municipal Attorney:** The municipal attorney shall review the application, dedication, and supporting documentation for the proposed public road and report to the Town Council.

- 9.3 Review by the Town Council:** The Town Council shall review and act upon the application, dedication, and supporting documentation for the proposed public road. The final decision as to whether to accept a road remains within the legislative discretion of the Town Council.

SECTION 10: RECORDS AND FILING REQUIREMENTS

- 10.1** The Applicant shall provide two paper copies of detailed drawings of the project as-built. Information to be included: the as-built location, size, and materials of water and sewer mains, storm drains, culverts, and underground and overhead utilities.
- 10.2** The Applicant shall provide an electronic file for the as-built project in the most recent version of AutoCad. Information to be included: the as-built location, size, and materials of water and sewer mains, storm drains, culverts, and underground and overhead utilities.

SECTION 11: EFFECTIVE DATE

- 11.1** The effective date of this Ordinance shall be May 14, 2012.

ITEM 12-081

To hear a report from the Ordinance Committee and consider and act on forwarding draft zoning amendments to the Recreational Facilities & Open Space Impact Fee Ordinance to the Planning Board for a Public Hearing and recommendation

**RECREATIONAL FACILITIES AND
OPEN SPACE IMPACT FEE ORDINANCE
OF THE TOWN OF CUMBERLAND, MAINE**

ARTICLE I. GENERAL PROVISIONS

1.1. Authority

This Ordinance is adopted pursuant to Home Rule Powers as provided for in Article VIII, Part 2, Section 1 of the Maine Constitution and Title 30-A, MRSA, Section 3001 and Section 4354.

1.2. Short Title

This Ordinance shall be known and may be cited as the "Recreational Facilities and Open Space Impact Fee Ordinance of the Town of Cumberland, Maine", and will be referred to herein as "this Ordinance."

1.3. Purpose

The general purposes of this Ordinance are to maintain the Town's financial capacity to provide adequate public facilities to meet the additional needs for recreation and open space created by future residents. Further, this Ordinance establishes a fair and equitable process by which to ensure that new residential development in the Town of Cumberland will be accomplished in a safe and healthful manner, and that such development will bear a proportional or reasonably related share of the cost of new, expanded or modified recreational infrastructure necessary to service such development through the payment of impact fees that shall be dedicated to paying for the needed improvements.

1.4. Applicability

1. New Residential Structures:

- a. This Ordinance shall apply to the issuance of any building permit for a new residential structure within the Town of Cumberland.
- b. This Ordinance shall not apply to the issuance of a building permit for the repair, replacement or reconstruction of a residential structure that was unintentionally damaged or destroyed by fire, flood or other natural disaster, provided the number of dwelling units is not increased.
- c. This Ordinance shall apply to the issuance of a building permit for the replacement or reconstruction of a residential structure that was intentionally demolished, provided that the first 1,000 sq. ft. or the square footage of the demolished structure, whichever is greater, shall be exempt from calculation of the impact fee as set forth in Section 1.11.
- d. This Ordinance shall not apply to the issuance of a building permit to relocate an existing residential structure to a new lot within the Town of Cumberland.
- e. This Ordinance shall apply to the issuance of a building permit for a new residential structure on the lot from which another residential structure was previously relocated. The fee for any such new residential structure shall be calculated according to Section 1.11.

~~2. This ordinance shall not apply to developers who have been issued or applied for a Town of Cumberland growth permit by the Code Enforcement Officer prior to date of the adoption of this ordinance, provided however, that the said Growth Permit is converted into a building permit as prescribed in the Growth Management Ordinance.~~

2. Additions to Residential Structures:

- a. This Ordinance shall not apply to additions to residential structures existing at the time of the adoption of this ordinance.

- b. This ordinance shall apply to any addition to a residential structure built following the adoption of this ordinance where such addition is made within five (5) years of the issuance of the original building permit. The fee for any such addition shall be assessed as for new construction as set forth in Section 1.11 below, except that the initial one thousand (1,000) square foot discount shall not apply. This Ordinance shall not apply to additions to residential structures made after the expiration of five (5) years from the issuance of the original building permit.
3. This ordinance shall not apply to any project that converts an existing municipal structure into a senior housing project.
4. No building permit shall be granted for any residential construction activity described herein that requires payment of an impact fee under this Ordinance until the impact fees hereby required have been paid.

1.5. Definitions

Impact fees are charges or assessments imposed by the Town of Cumberland against new residential ~~construction~~ structures to help with the acquisition and development of recreation lands and facilities and for the acquisition and preservation of open space for the future use and enjoyment of the town's residents.

Developer is a person who has received an approval for residential construction under either the subdivision or site plan ordinance, or a person who has otherwise applied for a residential building permit for any activity described herein.

Gross floor area shall include the entire floor area of each floor measured from the outside of exterior walls, and shall include all interior partitions and spaces whether finished or not, but shall exclude basements, garages intended for the storage of automobiles, unheated porches and any portion of a room or attic with sloping ceilings measuring less than five (5) feet from floor to ceiling.

Residential Structure shall refer to any living unit including those in single-family homes, multi-family homes, attached and/or detached residential structures, condominiums, apartments, manufactured housing and mobile homes.

Senior Housing Project shall refer to a residential development constructed solely for elderly residents who meet strictly enforced age guidelines and within which the residential units are by deed or covenant restricted to occupation by residents who meet such age guidelines.

1.6. Payment of Fees

The Code Enforcement Officer shall collect the impact fee prior to the issuance of any building permit for residential construction that is subject to the fee. The amount of the fee shall be based upon the procedure set out in subsection 1.11 below.

1.7. Impact Fee Account

All impact fees collected under the provisions of this ordinance shall be segregated from the Town's general fund revenue and be accounted for in a separate impact fee account.

1.8. Use of Impact Fees

Impact fees collected under the provisions of this ordinance shall only be used to pay for site acquisition and capital improvements for the creation or expansion of recreational facilities and for the acquisition and related improvement of open space. No portion of the fee shall be used for routine maintenance or operation activities.

The following costs are examples of, but are not intended to limit, capital improvements:

1. Acquisition of land or easements including conservation easements and development rights.
2. Engineering, surveying and environmental assessment services directly related to the acquisition, design, construction and continued upgrading of the improvement.

3. The actual construction of the improvement including, without limitation, demolition costs, clearing and grading of land, and necessary capital equipment dedicated to the site.
4. Mitigation costs.
5. Legal and administrative costs associated with construction of the improvement, including any borrowing necessary to finance the project.
6. Debt service costs including interest if the Town borrows for the acquisition or construction of the improvement.
7. Relocation costs.
8. Similar costs that are directly related to the improvement project.

1.9. Refund of Fees

1. If a building permit or other relevant permit is surrendered or expires without commencement of construction, the developer shall be entitled to a refund, without interest, of the impact fee paid as a condition of its issuance. A request for a refund shall be made in writing to the Town Planner, and shall occur within ninety (90) days of the expiration of the permit.
2. If the funds collected annually are not expended or obligated by contract for their intended purpose by the end of the calendar quarter immediately following ten (10) years from the date the fee was paid, the prorated share of the funds shall be returned to the current owner of the property for which the fee was paid, provided that a request is made in writing to the Town Planner within one hundred eighty (180) days of the expiration of the ten (10) year period.

1.10. Waiver of Impact Fee

The Town Council may, by formal vote following a public hearing, waive the payment of a required impact fee, in whole or in part, if it finds that:

1. The developer or property owner who would otherwise be responsible for the payment of the impact fee voluntarily agrees to construct an improvement for which the impact fee would be collected, or an equivalent improvement approved by the Town Council.
2. The developer of a subdivision offers to dedicate and/or improve public lands or recreational amenities and the Town Council finds these public lands or recreational amenities to be of town-wide benefit.

1.11. Calculation of Fees

The recreational facilities and open space impact fee shall be a per square foot fee established by the Town Council, and shall be based upon the Town's impact fee calculation methodology. This methodology has been adopted by the Town Council and is on file and available for review in the Town Planner's office. The amount of the fee paid by a developer shall be determined by multiplying the gross floor area as defined in this ordinance less one thousand (1,000) square feet by the per square foot fee established herein. The total amount of the impact fee due for each project shall be determined by the developer, subject to the approval of the Code Enforcement Officer (CEO), using the impact fee calculation worksheet provided by the CEO and shall be based upon the following:

1. The developer shall determine, subject to the CEO's approval, the gross floor area of the residential structure subject to the impact fee based upon plans and other documents submitted by the developer.
2. The developer shall determine, subject to the CEO's approval, the total impact fee due by multiplying \$1.40 per square foot of gross floor area, less one thousand (1,000) square feet.
3. The one thousand (1,000) square foot reduction in gross floor area discussed in this section of the ordinance shall not apply to residential additions made within five (5) years of the issuance of the original building permit for the home.

ARTICLE II. ADMINISTRATIVE PROVISIONS

2.1 Validity and Severability

If any section, phrase, sentence or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

2.2 Conflict with Other Ordinances

Should any section, phrase, sentence or portion of this Ordinance be found to be in conflict with other local, state or federal Ordinances or regulations, the more stringent section or provision shall prevail. Existing provisions for building permit fees are to be held separate from the impact fees described herein and are not affected by this Ordinance.

2.3 Review and Revision

The Town Council shall periodically review each impact fee established under this chapter. If the Council finds that the anticipated cost of the improvement has changed or that the identification of development subject to the fee is no longer appropriate, the Council may adopt changes to the impact fee. Any changes adopted as a result of such review shall apply to all future development but shall not apply retroactively to projects that have already paid an impact fee. A public hearing shall be held prior to the adoption of any amendment. Notice of such public hearing shall be in accordance with state and local requirements.

2.4 Right to Appeal

A developer may appeal the determination of the Code Enforcement Officer as to either the applicability of the impact fee to a particular project, the gross floor area subject to the fee, or the amount of the fee to be paid. Appeals shall be made in writing to the CEO within ten (10) days of the CEO's initial determination of the amount of the impact fee due for a particular residential structure. The Board of Adjustment and Appeals shall consider such appeal at their next regularly scheduled meeting and shall issue a determination either upholding the CEO's decision or modifying the CEO's decision within seven (7) days of the date of the hearing at which the appeal was heard.

2.5 Effective Date

This Ordinance shall take effect upon its adoption by a majority of the eligible voters present at the June 28, 2001 Town Council Meeting. The effective date of this Ordinance is June 28, 2001.

[Adopted June 28, 2001, effective June 28, 2001, Amended April 9, 2012]

ITEM

12-082

To hear a report from the Ordinance Committee and consider and act on forwarding draft zoning amendments to the Cumberland Zoning Ordinance to eliminate junkyards as a permitted use to the Planning Board for a Public Hearing and recommendation



M E M O R A N D U M

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: May 10, 2012
Re: Junk Yards

The Ordinance Committee has recommended eliminating Junk Yards from all remaining zones in Town (Industrial Zone only zone left).

This will require changes to **Section 104 Definitions Sec 104.74** and **204.14.2.2.**

A public hearing and a recommendation from the Planning Board is needed prior to holding Public Hearing to eliminate the use Town Wide. All existing Junk yards are exempt, including the One Steel proposal for a metal recycling operation in the Chase Pit on Blackstrap Road.

100. TITLE, PURPOSE, DEFINITIONS

Sec. 101 **Title.** This ordinance shall be known and may be cited as the "Zoning Ordinance of the Town of Cumberland, Maine."

Sec. 102 **Purpose.** The purpose of this ordinance, made as part of a comprehensive plan for the development of the Town, is to promote public health, safety, and general welfare; to encourage the most appropriate use of land throughout the Town; to promote traffic safety; to provide safety from fire and other elements; to provide adequate light and air; to prevent overcrowding of real estate; to provide a wholesome home environment; to prevent housing development in unsanitary areas; to provide an adequate street system; to promote the coordinated development of unbuilt areas; to encourage the formation of community units; to provide an allotment of land area in new developments sufficient for all public services.

The purposes of the Shoreland Zoning provisions of this Ordinance are to further the maintenance of safe and healthful conditions; to prevent and control water pollution; to protect fish spawning grounds, aquatic life, bird and other wildlife habitat; to protect buildings and lands from flooding and accelerated erosion; to protect archaeological and historic resources; to protect commercial fishing and maritime industries; to protect freshwater and coastal wetlands; to control building sites, placement of structures and land uses; to conserve shore cover, and visual as well as actual points of access to inland and coastal waters; to conserve natural beauty and open space; and to anticipate and respond to the impacts of development in shoreland areas.

This ordinance reflects land use regulations imposed by the Town of Cumberland. Additional Federal and/or State permits including State of Maine Department of Environmental Protection, United States Environmental Protection Agency, and the United States Army Corps of Engineers may be required. [Adopted, effective 12/10/91]

Sec. 103 **Intent.** Unless otherwise specified, it is the intent of this ordinance that any use not specifically allowed as a permitted use or a special exception use, is prohibited.

Sec. 104 **Definitions.** The word "person" includes a firm, association, organization, partnership, trust, company or corporation as well as an individual; the present tense includes the future tense, the singular number includes the plural, and the plural includes the singular; the word "shall" is mandatory, and the word "may" is permissive; the words "used" or "occupied" include the words "intended", "designed", or "arranged to be used or occupied", the word "building" includes the word "structure", and the word

.3 Does not change the character of the dwelling.

.70 **Hospital:** [Removed, effective 9/14/88]

.71 **Hotel and Inns:** A building containing individual sleeping rooms or suites, each having a private bathroom attached thereto, for the purpose of providing overnight lodging facilities to the general public for compensation, and in which access to all rooms is made through an inside office or lobby.[Amended, effective 10/22/07]

.72 **Impervious Surface:** Structures and other man-made improvements to land and materials covering the land which substantially reduce the infiltration of water. Impervious surfaces shall include, but are not limited to, roofs, paved areas, parking lots, and driveways, regardless of surface materials. [Adopted, effective 11/22/99]

.73 **Industrial:** The assembling, fabrication, finishing, manufacturing, packing or processing of goods, or the extraction of minerals. [Adopted, effective 12/28/09]

.74 **Junk Yard:** A yard, field, or other area used as a place for storage for more than thirty days for three or more unserviceable, discarded, worn out, or junk motor vehicles. Also a yard, field, or other area used as a place of storage for (a) discarded, worn out, or junk plumbing, heating supplies, household appliances or furniture and/or (b) discarded, scrapped, or junk lumber and/or (c) old scrap copper, brass, rope, rags, batteries, paper trash, rubber debris, waste, and/or scrap metal.

.75 **Landscape Buffer:** An area within a property or site, generally adjacent to and parallel with a property line, either consisting of natural existing vegetation or created by the use of trees and shrubs, designed to limit continuously the view of and/or sound from the site to adjacent sites or properties. [Adopted, effective 10/22/07]

.76 **Landscape Easement:** A 25 foot wide easement to the Town of Cumberland for properties with frontage along Route 100 within the Village Center Commercial District. A landscape easement may be used for plantings, a sidewalk with esplanade, lighting, and street furniture and is intended to provide a visual cohesiveness to the corridor. [Adopted, effective 10/22/07]

204.14**Industrial (I)**

The purpose of the Industrial District is to provide controlled areas for manufacturing, production, processing, treatment, research, warehousing and distribution as well as other compatible but less intensive uses with the goal of creating employment opportunities within the Town of Cumberland. [Amended, effective 12/28/2009]

204.14.1: The following uses are permitted in the Industrial District, subject to Site Plan Review: [Amended, effective 6/28/10]

- .1 Industrial;
- .2 Low Impact Industrial;
- .3 Extraction of Earth Materials; subject to the provisions of Sec. 410;
- .4 Aggregate Processing;
- .5 Boarding Kennels
- .6 Business and Professional Offices;
- .7 Commercial Health and Recreation;
- .8 Landscaping Services;
- .9 Retail Store;
- .10 Personal Services;
- .11 Private Kennels
- .12 Veterinary Offices;
- .13 Self Storage Facilities;
- .14 Contractor's Space:
- .15 Motor Vehicle Service Repair;
- .16 Wholesale Distribution Facilities;
- .17 Warehousing and Storage;
- .18 Construction Operations;
- .19 Research Facilities;
- .20 Antennas as defined in Sec. 100, subject to Site Plan Review, and Section 433; [Adopted, effective 12/13/99]
- .21 Timber harvesting subject to provisions of Section 429; [Amended, effective 10/26/98]
- .22 Private Heliport, Personal Use, subject to Site Plan Review and to the provisions of Section 419;
- .23 Sewer pumping stations, subject to the provisions of Sec. 419.4; [Amended, effective 12/13/89]
- .24 Primary buildings of a public utility;
- .25 Above ground utility transmission lines not located within public ways;
- .26 Agriculture;
- .27 Animal Husbandry;

- .28 Municipal Uses and Buildings;
- .29 Uses and building accessory to those above.

204.14.2 The following uses are allowed as special exceptions in the Industrial District, requiring the approval of the Board of Adjustment and Appeals: [Amended, effective 6/28/10]

- .1 Temporary sawmills, subject to Sec. 427;
- ~~.2 Junk yards, subject to Sec. 415;~~
- .3 Home occupations; [Amended, effective 12/13/89],
- .4 Home Based Occupations; [Amended, effective 2/12/07]
- .5 Uses and buildings accessory to those above;

204.14.3: The following lot standards shall apply in the Industrial district:

- .1 40,000 square feet minimum lot size;
- .2 100 feet minimum lot frontage on a public right-of-way;

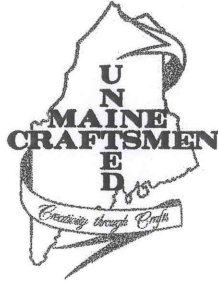
204.14.4: The following setbacks are required for all structures in the Industrial District: [Amended, effective 6/14/10]

- .1 Front: 45 feet;
- .2 Rear: 50 feet;
- .3 Side: 15 Note: where a proposed non-residential use will abut an existing residential zone, the side setback shall be 75' of which 15' will be a landscaped buffer consisting of vegetation, fencing or a landscaped berm or a combination of the three; provided that the landscape buffer may be waived by the Planning Board when the topography of the site makes the buffering ineffective. [Amended, effective 6/14/10]

ITEM

12-083

To set a Public Hearing date (June 4th) to consider and act on a Mass
Gathering Permit for the United Maine Craftsmen's 43rd Annual
Cumberland Arts and Crafts Show, August 9th – 12th, 2012 at the
Cumberland Fair Grounds



United Maine Craftsmen, Inc.

16 Old Winthrop Road
Manchester, Maine 04351
207-621-2818

Fax: 207-621-1945

info@unitedmainecraftsmen.com

www.unitedmainecraftsmen.com

April 26, 2012

Ms. Tammy O'Donnell
Town of Cumberland
290 Tuttle Road
Cumberland, ME 04021

RE: 43rd Annual Cumberland Arts & Crafts Show – Mass Gathering Permit

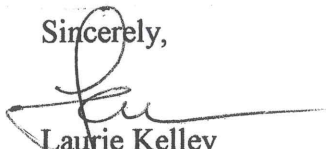
Hi Tammy,

Enclosed please find the Mass Gathering Permit application for our event in August, a check in the amount of \$500, and copies of the various contracts.

I will forward the food concession applications for a license in batches as they come in. Also I will be sending you the sign permit and fee.

Thank you,

Sincerely,



Laurie Kelley
Administrator

TOWN OF CUMBERLAND

Publication Dates: _____
Publication Names: _____
Date Filed: _____
Fee Received: _____
Date Ordinance Received: _____
Issued: _____
Denied: _____

Mass Gathering Application-Major Outdoor Event (5,000 or more persons)

This application must be filed with the Town Clerk not less than 60 days before the date of the event.
Application must be accompanied by a non-refundable fee of \$500.00.

Name of Applicant: United Maine Craftsmen, Inc.

Address of Applicant: 16 Old Winthrop Rd #2 Manchester, ME 04351

Name of Event: 43rd Cumberland Arts & Crafts Show

Facility where the event will be held: Cumberland Fairground

Is the facility owned by the applicant: _____ yes; ☒ no, (if no, attach a copy of the contract with
The owner which allows use of property)

Name of promoter (if different from above): Same

Telephone number: 207-621-2818

Date of Event: August 9-12, 2012 Time (start and finish times): Thur-Sat 9-5
Sun- 10-4

Number of tickets available: unlimited - sold at gate

Expected attendance: 10,000 +/-

Description of event: 250 +/- Maine Artisans selling their handcrafted
products

Will any food vendors be serving at the event: ☒ yes, _____ no, (if yes, how many, and
what types) 12 +/- food vendors/concessions in free standing tents
truck units and Lions Club Building.

Will any alcohol vendors be serving at the event? _____ yes, ☒ no (if yes, list name and attach
A copy of the vendors license to sell alcohol, describe what alcohol will be served) _____

Describe the three most recent outdoor performances of the group, performer, or event being proposed. Include location, date(s), number in attendance, promoter or sponsoring person or organization.

1. 10th Fall Festival of Arts & Crafts - Smiling Hill Farm Westbrook ME
September 10th 2011, 100 Exhibitors 2500 customers
2. 42nd Cumberland Arts & Crafts Show - Cumberland Fairgrounds, Cumberland.
August 11-14, 2011 10,000 customers
3. Banger Arts & Crafts Show, Paul Bunyan Park Banger ME
July 8-10, 2011 3000 customers.

Description of facility:

- A. Seating capacity: _____ permanent; _____ temporary
- B. Other seating capacity: _____ festival; _____ standing room only (sq. ft.)
- C. Number of toilets available: 12 on site permanent; 14 portable plus 3 handicap.
- D. Number of parking spaces available: _____ on-site; _____ off-site
- E. Are all parking lots lighted (applicable only if event runs into evening hours: _____ yes;
_____ no, if no, which lots are not lighted _____
- F. Source of potable water: Portland Water District
- G. Refuse containers available, number and size: (2) 30 yard roll-off containers
- H. Name of refuse disposal company (attach a copy of the agreement to pick up refuse)
Troiano Waste Services
- I. When will refuse be picked up? Monday, August 13th

Public Safety:

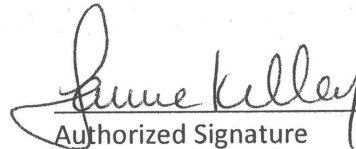
- J. Describe first aid facilities: Cumberland Rescue
- K. Describe emergency facilities: Cumberland Police + Rescue
- L. Describe communication facilities: All necessary personnel will carry radios - Cell phones also available
- M. Number of certified police officers: 1 on site - will increase if necessary
- N. Other security personnel (include company name and qualification): _____
Publicover Security
- O. Describe fire personnel: Cumberland Fire Dept

Traffic Plan

- P. Description of routes persons attending the event are likely to take, include number of traffic controllers and deployment descriptions. Cumberland Police will be at the Blanchard Rd gate to assist with traffic if necessary
- Q. Describe methods used to publicize alternate routes of reaching the scene of the event. Directional Signs
- R. Attach statement of availability of private towing firms to remove disabled vehicles.

Crowd Management

- S. Plan for discouraging those not holding tickets for the event from not coming to the event Site. All gates manned during show hours
- T. Plan for preventing trespassing on private property in the area. Not an issue
- U. Will all publicity stop as soon as it is apparent that the event is sold out? Yes;
No Not an issue
- V. Description of how the event will be publicized, include how a sell-out will be publicized.
TV, Print, email, posters, flyers, postcards, website
(Sell out not an issue)
- Other:
- W. Name of liability insurance Zurich Insurance
Amount of coverage 2,000,000; amount of property insurance 1,000,000
- X. Preferred type of performance guarantee (i.e. escrow account, irrevocable letter of credit)
N/A


Authorized Signature

On _____ (date), I received a copy of the Cumberland Mass Gathering Ordinance.

Authorized Signature

**Cumberland Farmers Club
Grounds Rental 2012
Contact Person Mike Timmons 653-9783**

Rental Agreement

United Maine Craftsman, Inc

Dates August 7,8 set up 9,10, 11, 12, 2012
Grounds Rental for the period

\$8700

This includes Exhibition Hall for 2012 Only Fee re-negotiated 2013

Camping Fee \$35.00 daily Campers
#25.00 tent includes electricity shower
Dumping Fee \$10.00 per 50 gallons

Insurance certificate naming Cumberland Farmers Club on the certificate.

Terms: 50% deposit Note Received for 2012 as per agreement

Mailing address: United Maine Craftsman, Inc
16 Old Winthrop Road 2
Manchester, Maine

Fed ID#23-7072870
Phones 207-621-2818 Fax#207-621-1945

Mass Gathering permit UMC, Inc will apply, pay for the permit, and attend the public meeting.9 Or call Mike)

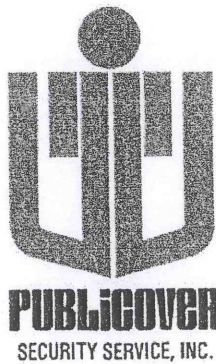
Required to follow all Town, State and Federal laws for food, fire, rescue and police of Cumberland.

Date Signed 
Laurie Kelley Authorized Person

Date Signed 
Mike Timmons, President

In 2013 We will set down and discuss all fees building use, set dates and draft a rough copy of the 2013 contract.

If any issues come up about any aspects of this agreement we agree to discuss then initial change and move forward. Look forward to you coming this year. Thank you for selecting Cumberland. Mike



March 15, 2012

Laurie Kelley
United MaineCraftsmen, Inc
16 Old Winthrop Road #2
Manchester, ME 04351

Dear Laurie;

It would be our pleasure to once again provide Security Service for the United Maine Craftsmen's annual Cumberland Arts and Crafts Show.

My understanding of your Security Requirements for this years show are;

Wednesday, August 8 th	2 officers from 5pm - 12mid	= 14 hrs
Thursday, August 9 th	2 officers from 12mid - 12 mid	= 48 hrs
Friday, August 10 th	2 officers from 12mid - 12 mid	= 48 hrs
Saturday, August 11 th	2 officers from 12mid - 12 mid	= 48 hrs
Sunday, August 12 th	2 officers from 12mid - 4pm	= 32 hrs
TOTAL		= 190 hrs

The rate for this year is \$16.75 per man hour. Assuming coverage as outlined above, the cost of service would be \$3182.50.

Should you have any additional changes, please don't hesitate to call.
If the above meets with your approval, please sign and return a copy to us.

Accepted By: Laurie Kelley

Date: 3/15/12

Sincerely,

Richard N. Paisley
Richard N. Paisley
Operations Manager
rick@publicoversecurity.com



United Maine Craftsmen, Inc.

16 Old Winthrop Road
Manchester, Maine 04351
207-621-2818

Fax: 207-621-1945

info@unitedmainecraftsmen.com

www.unitedmainecraftsmen.com

March 5, 2012

Mr. Nate Schools
CUMBERLAND RESCUE
366 Tuttle Road
Cumberland ME 04021

Dear Mr. Schools,

The 43rd Annual Cumberland Craft Show will be taking place from August 9-12, 2012. We would again like you to provide us with rescue services for the duration of the show. We will need your service from 9:00AM- 4:30PM, Thursday through Sunday.

Please send a confirmation and estimate to the above address or fax. You can contact me at the above number during the day, if you have any questions.

Thank you.

Sincerely,

Laurie Kelley
Administrator

cc: Rose Campbell, Show Director



United Maine Craftsmen, Inc.

16 Old Winthrop Road
Manchester, Maine 04351

207-621-2818

Fax: 207-621-1945

info@unitedmainecraftsmen.com

www.unitedmainecraftsmen.com

March 5, 2012

Ms. Jean Duchesneau
CUMBERLAND POLICE DEPARTMENT
290 Tuttle Road
Cumberland ME 04021

Dear Jean,

The 43rd Annual Cumberland Craft Show will be taking place from August 9-12, 2012. We would again like you to provide us with police services (one officer) for the duration of the show. We will need your service from 9:00AM- 4:30PM, Thursday through Saturday, and 10AM – 4PM on Sunday.

Please send a confirmation and estimate to the above address or fax. You can contact me at the above number during the day, if you have any questions.

Thank you.

Sincerely,

Laurie Kelley
Administrator

Note: We have always had only one officer and that is what we budget for. Last year we were billed for two officers. I called to inquiry why and was told that someone would respond. I still have not heard back as to the reason we were billed for two officers in 2011. I look forward to hearing from someone regarding this matter. Thank you.

cc: Rose Campbell, Show Director



THE TROIANO FAMILY OF BUSINESSES



Troiano Waste Services

P O Box 3541
Portland, Maine 04104-3541
Telephone: 207-767-2070
FAX 207-767-6156

Troiano Transfer Station

P O Box 8459
Portland, Maine 04104-8459
Telephone: 207-767-2070
FAX 207-775-2468

T & J Towing

P O Box 1258
Portland, Maine 04104-1258
Telephone: 207-773-2122
FAX 207-767-6156

Associated Septic Services

P O Box 10839
Portland, Maine 04104
Telephone: 207-799-1980
FAX 207-767-6156

March 27, 2012

United Maine Craftsmen, Inc.
16 Old Winthrop Rd Suite 2
Manchester, ME 04351
ATTN: Laurie Kelly

Dear Laurie:

We at Associated Septic Services Inc. would like to thank you for the opportunity to offer pricing for your portable restroom service for your event.

The rates for the job would be:
Toilets

- Rental**
- o Regular Units \$55 per unit
 - o Handicap Units \$75 per unit
 - o Sink Stations \$65 per unit
- Service**
- o All types of units \$11 per service per unit
 - o Case of Toilet Paper (96 rolls) \$50 per case
- Options**
- o Waterless hand sanitizer \$0 included no fee
- 30 yd waste containers**
- o Rent \$0 per week per can
 - o Haul to Landfill \$120 per haul
 - o Disposal \$75 per ton

Job Estimate

14	Regular units	770
3	Handicap units	225
4	Sink Station	260
63	3 days service per unit	693
2	Case of toilet paper	100
1	Case of Paper towels	15
	Total	2063

} ? may not need all of this

Delivery Date 8/06/12

Service Dates: 8/10, 8/11, 8/12

Removal Date 8/13/12

Sincerely

Ryan Breton
Associated Septic Services, Inc.



United Maine Craftsmen, Inc.

16 Old Winthrop Road
Manchester, Maine 04351

207-621-2818

Fax: 207-621-1945

info@unitedmainecraftsmen.com

www.unitedmainecraftsmen.com

March 5, 2012

Kathi & John McKeown
2 Breton Street
Biddeford, ME 04005

Dear Kathi & John,

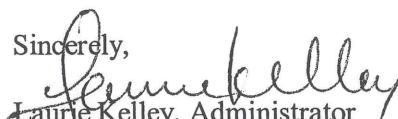
The 43rd Cumberland Arts & Crafts Show will be taking place from August 9-12, 2012. We would be pleased if you could provide us with Grounds Maintenance, again this year. We are offering you a sum of \$1000 to provide us with these services.

If you agree with these duties and fees, please sign the original copy and return it to our office in the envelope provided. We appreciate the service you provide year after year and look forward to working with you again this year.

GROUND'S MAINTENANCE

- Four Wheeler is OK – keep trips through the main street to a minimum.
- Must have someone walk in front of the wheeler when you go through to warn people
- Maintain trash pick up during the hours of the show. 9AM-4PM daily
- We provide all liners
- Locate where barrels are and/or place them where most useful
- Once daily pick up of the camping area barrels
- Put all in dumpsters
- Make sure barrels are lined and ready by 9:00 AM
- Cleaned out at the end of day
- Empty after exhibitors move out on Sunday. By 6PM usually
- Keep dining area for customers picked up and tidy.

Sincerely,


Laurie Kelley, Administrator

Signed: _____

Kathi or John McKeown

Date: _____

3-26-12

MAR 29 2012



United Maine Craftsmen, Inc.

16 Old Winthrop Road
Manchester, Maine 04351

207-621-2818

Fax: 207-621-1945

info@unitedmainecraftsmen.com

www.unitedmainecraftsmen.com

March 5, 2012

Mr. Charles Warner Sr.
2 Fern Street
Bridgeton, ME 04009

RE: Contract for service to restrooms from August 9 to August 12, 2011, for the United Maine Craftsmen Cumberland Craft Show.

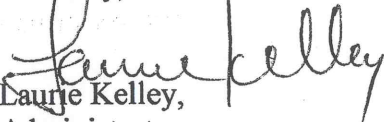
Dear Charlie,

The 43rd Cumberland Craft Show will be taking place from August 9-12, 2012, at The Cumberland Fairgrounds. We would be pleased if you would service the restrooms on the grounds during the show. We will need the restrooms cleaned the day before and service during the days of the show. United Maine Craftsmen will supply all of the paper supplies needed for the show.

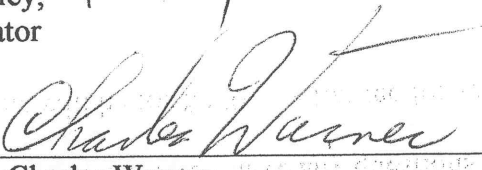
If this is acceptable to you, please sign on the space provided and return the original copy to me. Please call me if you have any questions. Thank you.

This contract will be for \$400 as a flat fee for services.

Sincerely,


Laurie Kelley,
Administrator

Signed:



Charles Warner

Dated:

3/6/12

cc: Rose Campbell, Show Director

MAR 08 REC'D



United Maine Craftsmen, Inc.

16 Old Winthrop Road
Manchester, Maine 04351

207-621-2818

Fax: 207-621-1945

info@unitedmainecraftsmen.com

www.unitedmainecraftsmen.com

March 5, 2012

Mr. Brian Walcott
Tuttle Road United Methodist Church
15 Jane St
Gorham, ME 04038

Dear Brian,

The 43rd Annual Cumberland Craft Show will be taking place from August 9-12, 2012. We would be pleased if you would provide parking services for the duration of the show, Thursday through Sunday.

We appreciate the job you have done in the past, and sincerely hope we can count on you again this year. The payment will be \$2650 (an increase of \$150 as requested). If this meets your approval, please sign this letter and return it to me in the enclosed envelope. You can reach me during office hours at 621-2818.

Thank you.

Sincerely,

Laurie Kelley
Administrator

See and agree:

TRMUC Finance Chairperson

Date:

3/8/2012

cc: Rose Campbell, Show Director

MAR 12 2012

ITEM 12-084

To endorse the nomination of George Turner to the Maine Municipal
Association Legislative Policy Committee

NOMINATION FORM

Maine Municipal Association's
Legislative Policy Committee
July 2012 to June 2014

Senate District 11

Chebeague Island
Cumberland
Falmouth

Gray
Long Island

North Yarmouth
Yarmouth

The municipal officers of Cumberland hereby nominate:
Print name of your municipality

Nominee: George S. Turner ☒
Print name of Nominee

Nominee's municipality: Cumberland Position: Councilor

Date: May 14, 2012 Michael Perfetti ☒
Signature of Nominator

Michael Perfetti, Town Council Chairman
Print name of Nominator

Consent

I agree to accept the nomination and to serve if elected to the MMA Legislative Policy Committee:

Date: 5/7/2012 George S. Turner ☒
Signature of Nominee

Please return Nomination Form by 5:00 p.m. on June 14, 2012, to:

Laura Veilleux - Maine Municipal Association
60 Community Drive, Augusta, ME 04330
FAX: 624-0129

Nominations Received After 5:00 p.m. on June 14, 2012, Will Not Be Counted

LPC NOMINEE BIOGRAPHY

To: Legislative Policy Committee Nominees

From: Maine Municipal Association

Date: May 2, 2012

To help municipal officials make an informed choice when they vote for their LPC representatives, we ask nominees to provide some background information regarding their municipal service and why they want to be LPC members. A "nominee profile" is included on the ballot for each nominee who provides us with a profile.

Name: George S. Turner

Title: Councilor

Municipality: Cumberland

Years in current position: 7 years

Mailing Address: 4 Carriage Rd, Cumberland Foreside, ME 04110
(include zip code, please)

Prior (recent) municipal experience: Board of Adjustments + Appeals 1980-2005
numerous Town Committees including 5 year Plans over
the last 30+ years.

Have you served on the LPC before? No ☒ Yes ☐ If yes, what years? _____

If you have served on any other MMA Committees, please note them: _____

Please indicate your primary issues of concern, and/or reasons for wanting to serve on the LPC:

The interaction of State and local government can be
fragile to hostile. I would hope to foster balance in the
sharing of burdens.

Please give this completed form to your Board of Selectmen/Assessors or Council so that it can be returned with the Nomination Form, or send it directly to Laura Veilleux at MMA:

Maine Municipal Association
60 Community Drive
Augusta, ME 04330
FAX: 624-0129

Thank You!



Maine Municipal Association

60 COMMUNITY DRIVE
AUGUSTA, MAINE 04330-9486
(207) 623-8428
www.memun.org

TO: MMA's Key Municipal Officials

FROM: Sophia Wilson, President, Maine Municipal Association

DATE: May 1, 2012

RE: Nominations to MMA's Legislative Policy Committee

The time has come to begin the process of electing 70 municipal leaders from across the state to the Maine Municipal Association's Legislative Policy Committee (LPC) for the 2012-2014 biennium.

The work of the LPC is central to the mission of this Association. For that reason, I am hoping you will take the time to read the following information and think very seriously about reaching out to interested municipal officials in your town or city (or region) for the purpose of forwarding a nomination as the LPC election process begins.

The LPC is anything but a quiet working group, sounding board or advisory committee. According to the Legislative Policy Committee's by-laws (the "LPC Handbook"), the specific purpose of the LPC is "*to define municipal interests and to maximize those interests through effective participation in the legislative process.*" Operating along the lines of a town meeting system, the municipal officials elected to the LPC directly stake-out each public policy position the Association takes and advocates in the State House.

The first task of the new LPC after it is elected will be to develop the legislative changes Maine's municipal officials believe should be submitted to the next Legislature in January 2013. In addition to MMA's proactive legislative agenda, the LPC also determines MMA's stance on all the municipally-related legislation of statewide significance submitted by the Governor or legislators. The job of MMA's advocacy staff is to communicate the LPC's positions to the Legislature and otherwise carry-out the LPC's directives.

Comprised of two municipal officials from each of Maine's 35 Senate Districts elected by the municipal officers in the District, the LPC is a diverse group of municipal experts by its structure. As a former Chair of the LPC, it is my view that the diversity of the LPC is its strength. In my experience, the deliberations of this policy committee easily represent some of the highest level public policy discourse in the state.

Enclosed is a **Nomination Form** for the July 2012 – June 2014 term of the LPC. What follows is some background information to help prospective nominees get a sense of what would be involved, as well as details regarding the actual nomination process.

Thank you for your attention to this memo. Please recognize this as a very genuine request and seriously consider forwarding the name of a nominee from your community or Senate District.

Background Information. Any elected or appointed municipal official holding office in any MMA member community is eligible to serve on the Committee. There are two seats on the LPC for each State Senate District. Members serve two-year terms, representing their own community and the other municipalities in their Senate District.

LPC activities require a time commitment of approximately ten hours a month during legislative sessions (i.e., during the first 4 months of each calendar year) which includes attendance at the monthly meeting and contacts with other communities and legislators in the district as issues arise. The LPC is also engaged in the development of MMA's legislative agenda during the fall and early winter of each even-numbered year, which typically involves at least one additional meeting in Augusta. All mileage expenses are reimbursed. MMA's strength as a municipal advocate depends on the active help of a dedicated LPC membership.

More information about MMA's Legislative Policy Committee and the Association's entire advocacy program can be found at the Legislative/Advocacy link at MMA's website <http://www.memun.org/public/MMA/svc/SFR/default.htm>. In particular, the *LPC Handbook* describes the Association's overall policy development process and procedures in more detail.

Nomination Process

Your municipality is entitled to nominate a representative to the LPC.

- The nominee may be either elected or appointed, but must be serving currently as a municipal official.
- You may nominate any municipal official from any member town or city within your Senate/LPC District; you do not have to nominate someone from your municipality.
- The names of all municipal officials properly nominated will appear on the LPC ballot, which will be distributed on June 18th.

Nominee Profile

Because the municipal officers may not be familiar with a nominee from another municipality, a brief description of each nominee who completes the enclosed **Nominee Profile Sheet** will be provided with the ballots that are distributed in mid June. Please make sure that the person you nominate has a chance to complete the Nominee Profile Sheet and that it is returned to MMA with the Nomination Form.

Deadline for Submitting Nomination

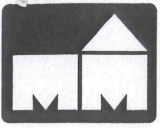


The Chairman of your Board of Selectman, Council or Assessors (the "nominator") *and the nominee* must sign the nomination form for it to be valid.



The form must be returned to MMA **by 5:00 p.m. on June 14, 2012**, to be counted. Ballots will be mailed out immediately after the nomination process closes, so make sure the nomination form is received by MMA by that deadline. Please return the nomination form to **Laura Veilleux** at MMA either by mail (60 Community Drive, Augusta, Maine, 04330) or by FAX (624-0129).

If you have any questions, please call MMA's State and Federal Relations staff at 1-800-452-8786 or 623-8428.



Maine Municipal Association

60 COMMUNITY DRIVE
AUGUSTA, MAINE 04330-9486
(207) 623-8428
www.memun.org

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DATE: May 1, 2012

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Deadline for Submitting Nomination



The Chairman of your Board of Selectman, Council or Assessors (the "nominator") *and the nominee* must sign the nomination form for it to be valid.



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If you have any questions, please call MMA's State and Federal Relations staff at 1-800-452-8786 or 623-8428.

NOMINATION FORM

Maine Municipal Association's
Legislative Policy Committee
July 2012 to June 2014


Senate District 11

Chebeague Island
Cumberland
Falmouth


Gray
Long Island

North Yarmouth
Yarmouth

The municipal officers of _____ hereby nominate:
Print name of your municipality

Nominee: _____ 
Print name of Nominee

Nominee's municipality: _____ Position: _____

Date: _____ 
Signature of Nominator

Print name of Nominator

Consent

I agree to accept the nomination and to serve if elected to the MMA Legislative Policy Committee:

Date: _____ 
Signature of Nominee

Please return Nomination Form by 5:00 p.m. on June 14, 2012, to:

Laura Veilleux - Maine Municipal Association
60 Community Drive, Augusta, ME 04330
FAX: 624-0129

Nominations Received After 5:00 p.m. on June 14, 2012, Will Not Be Counted

LPC NOMINEE BIOGRAPHY

To: Legislative Policy Committee Nominees

From: Maine Municipal Association

Date: May 2, 2012

To help municipal officials make an informed choice when they vote for their LPC representatives, we ask nominees to provide some background information regarding their municipal service and why they want to be LPC members. A "nominee profile" is included on the ballot for each nominee who provides us with a profile.

Name: _____ **Title:** _____

Municipality: _____ **Years in current position:** _____

Mailing Address: _____
(include zip code, please)

Prior (recent) municipal experience: _____

Have you served on the LPC before? No ☐ Yes ☐ If yes, what years? _____

If you have served on any other MMA Committees, please note them: _____

Please indicate your primary issues of concern, and/or reasons for wanting to serve on the LPC:

Please give this completed form to your Board of Selectmen/Assessors or Council so that it can be returned with the Nomination Form, or send it directly to Laura Veilleux at MMA:

Maine Municipal Association
60 Community Drive
Augusta, ME 04330
FAX: 624-0129

Thank You!

NEW BUSINESS

What Cumberland is doing to help Casco Bay

Should you see hordes of young people armed with spray paint roaming your Cumberland Foreside neighborhood, don't be concerned. The only thing they will be spraying will be storm drains. On May 24th (rain date, May 31st), volunteers from Greely High School, the Town of Cumberland's Shellfish Conservation Commission, and Public Works Department will be stenciling storm drains on Route 88 in Cumberland Foreside to spread the message, "Do not dump/Drains to Casco Bay." Their purpose is to remind neighbors to keep pollution out of our coastal waters.

Rainwater runoff—and the pollutants it carries—is the Number 1 source of water pollution to lakes, rivers, and coastal waters, resulting in slime-covered coves, fish kills, and prolonged red tides. Runoff from rain and snow melt can carry oil, litter, leaves, grass clippings, pesticides, and sediments from construction sites into storm drains, and in turn, into local bodies of water. Some residents don't realize that dumping engine oil, paint, cigarette butts, or pet waste into storm drains results in water pollution that could affect their drinking water supply, shellfish flats and fishing holes, or swimming beaches. Nothing should go down a storm drain but rain!

The stenciling kits are on loan from Friends of Casco Bay, as part of its efforts to educate the community about the effects of stormwater pollution. Since 1989, Friends of Casco Bay/Casco BAYKEEPER® has been working to improve and protect the environmental health of Casco Bay through advocacy, education, collaborative partnerships, water quality monitoring, and other scientific research. For more information, visit www.cascobay.org or contact Brenda Moore at Town Hall (207-829-2205) or bmoore@cumberlandmaine.com.



Mr. Bill Shane
Town Manager
Town of Cumberland
Cumberland, Maine

April 10, 2012

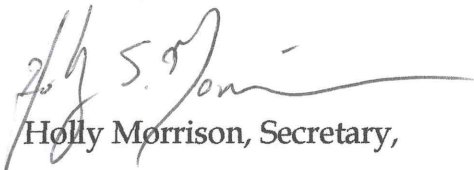
Dear Mr. Shane,

All the farmers and artisans who are part of the Cumberland Farmers Market Association are grateful for the continued support received from the Town of Cumberland.

The Town Council's generous, thoughtfully-budgeted contribution does much to support our market. This funding is used to help with many expenses, including: extra signage, advertising, and the entertainers who help us make the Market experience a great one for all our customers.

We thank you for your ongoing support.

With appreciation,



Holly Morrison, Secretary,

Cumberland Farmers Market Association

Advanced Stats for this Week / Month / Year

You had 83 plays, 0 likes, and 0 comments on your videos in this past month. You received 585 loads from United States.

This week at a glance

83

Plays

610

Loads

0

Likes

0

Comments

Weekly Overview

Date	Plays	Loads	Likes	Comments
Week of 4/30, 2012	6	82	0	0
Week of 4/23, 2012	22	148	0	0
Week of 4/16, 2012	26	138	0	0
Week of 4/9, 2012	19	140	0	0
Week of 4/2, 2012	10	102	0	0
Totals	83	610	0	0

[+ View your full total stats](#)

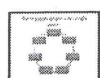
Geographical Locations

Drag, zoom and pan around.

[+ View your full geo stats](#)

Top performers this week

Most Plays

[+ More](#)

Turfgrass Management 101 24

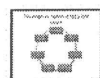


Cumberland Maine Planning Board Meeting, April 17, 2012 11



Cumberland Town Council Meeting, April 9, 2012 10

Most Loads

[+ More](#)

Turfgrass Management 101 166



Cumberland Town Council Meeting, April 9, 2012 46



Cumberland Maine Town Council Meeting, March 12, 2012 33

Most Likes

[+ More](#)

Sorry, but we do not have any Like statistics for this date range.

Most Comments

[+ More](#)

Most Embed Loads

[+ More](#)

Most Downloads

[+ More](#)



The Town of Cumberland

Email Tracking Report
5/7/2012

Comparative Metrics

	Sent	Bounces	Opens	Clicks	Forwards
Overall	131283	6.7% (8835)	30.2% (36951)	3.2% (1183)	0.0% (9)
Last 3 months	10975	11.2% (1225)	32.3% (3145)	2.5% (78)	0

Emails

Date Sent	Email Name	Sent	Bounces	Spam Reports	Opt-outs	Opens	Clicks	Forwards
5/3/2012	Copy of Copy of May 3, 2012	1102	10.0% (110)	0	0.1% (1)	32.4% (321)	0.6% (2)	0
4/26/2012	Copy of Copy of April 26, 2012	1102	11.0% (121)	0	0	31.7% (311)	1.9% (6)	0
4/19/2012	Copy of April 19, 2012	1101	11.1% (122)	0	0	30.4% (298)	1.0% (3)	0
4/12/2012	Copy of Copy of April 12, 2012	1100	11.2% (123)	0	0	32.5% (318)	3.1% (10)	0
4/5/2012	Copy of Copy of April 5, 2012	1099	11.2% (123)	1	0.2% (2)	29.3% (286)	3.8% (11)	0
3/29/2012	Copy of March 29, 2012	1100	12.5% (137)	0	0	35.3% (340)	6.2% (21)	0
3/22/2012	Copy of Copy of Copy of March 15, 2012	1098	11.1% (122)	0	0	35.9% (350)	1.7% (6)	0
3/15/2012	Copy of Copy of March 15, 2012	1096	11.1% (122)	0	0	33.2% (323)	0.9% (3)	0
3/8/2012	Copy of March 8, 2012	1091	11.3% (123)	0	0	31.4% (304)	3.6% (11)	0
3/1/2012	Copy of Copy of February 29, 2012	1086	11.2% (122)	0	0	30.5% (294)	1.7% (5)	0

Key For Table

Sent	The total emails sent, including bounces.
Bounces	Emails sent, but not received by your contacts.
Bounced percent	Number of bounced emails divided by the number sent.
Spam Reports	Number of complaints received from an email.
Opt-outs	Contacts who unsubscribed from your list.
Opt-out percent	Number of opt-outs divided by the number sent.
Opens	Emails your contacts received and viewed.
Opened percent	Number of opened emails divided by the number of emails delivered (delivered = emails sent minus emails bounced).
Clicks	Contacts who clicked on a link within your email.
Click-through percent	Number of clicks divided by the number opened.
Forwards	Number of times the email was forwarded using the Forward Email to a Friend link.
Forward Email to a Friend percent	Number of forwarded emails divided by the number opened.
Overall	Totals since using Constant Contact.
Last 3 months	Totals for the last three months.

Pages

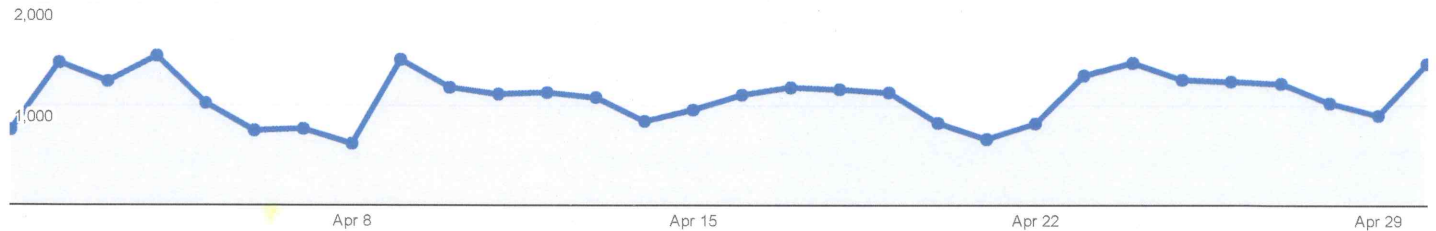
Apr 1, 2012 - Apr 30, 2012

100.00% of total pageviews

Explorer

Site Usage

Pageviews



Pageviews

32,047

% of Total: 100.00% (32,047)

Unique Pageviews

24,550

% of Total: 100.00% (24,550)

Avg. Time on Page

00:01:18

Site Avg: 00:01:18 (0.00%)

Bounce Rate

42.18%

Site Avg: 42.18% (0.00%)

% Exit

34.14%

Site Avg: 34.14% (0.00%)

Page	Pageviews	Unique Pageviews	Avg. Time on Page	Bounce Rate	% Exit
1. /	9,867	7,197	00:01:26	31.17%	31.00%
2. /government/departments/community-education-recreation/	1,301	910	00:01:57	59.91%	57.96%
3. /tournament-results	1,243	682	00:02:02	57.69%	40.23%
4. /government/departments/assessor/	931	721	00:01:57	55.20%	50.81%
5. /government/departments/library/	530	417	00:01:23	67.11%	63.96%
6. /government/departments/	512	411	00:00:14	10.00%	5.66%
7. /daily-rates	472	423	00:02:02	58.57%	47.67%
8. /wine-and-nine-2	470	372	00:03:36	74.29%	67.02%
9. /ordinances-documents/street-map/	457	267	00:01:02	36.00%	17.07%
10. /government/staff-directory/	425	351	00:01:48	69.23%	49.88%

Rows 1 - 10 of 1206

Building Permit Report - Calendar Year

	A	B	C	D	E	F
1	Building Permit Report	Apr-08	Apr-09	Apr-10	Apr-11	Apr-12
2						
3	MTD - Construction Dollar Amount	\$1,829,600.00	\$156,941.00	\$2,101,438.00	\$488,200.00	\$599,896.15
4	MTD - Number of Permits	29	9	18	10	16
5	MTD - Permit Fees	\$6,159.65	\$760.00	\$6,639.28	\$1,932.10	\$2,857.05
6						
7	YTD - Construction Dollar Amount	\$4,044,471.43	\$942,041.00	\$4,002,448.00	\$2,702,157.00	\$5,063,696.15
8	YTD - Number of Permits	60	25	55	36	57
9	YTD - Permit Fees	\$15,050.85	\$4,069.90	\$16,301.92	\$8,483.65	\$21,349.63

Master Summary Report

Monthly Building Permits		Start Date:	4/1/2012
		End Date:	4/30/2012
Deck	1	\$5,000.00	\$25.00
House	3	\$465,000.00	\$1,942.05
Pool	1	\$65,000.00	\$100.00
Porches	2	\$13,000.00	\$100.00
Renovation	7	\$47,396.15	\$515.00
Shed	1	\$1,000.00	\$25.00
SHORELAND	1	\$3,500.00	\$150.00
Totals	16	\$599,896.15	\$2,857.05

YTD Building Permits			
Addition	3	\$74,000.00	\$340.00
Commercial	4	\$2,284,500.00	\$7,544.30
Deck	2	\$8,000.00	\$50.00
Demolition	1	\$0.00	\$25.00
Foundation	2	\$181,000.00	\$217.28
House	11	\$2,009,000.00	\$7,833.05
Pool	1	\$65,000.00	\$100.00
Porches	2	\$13,000.00	\$100.00
Renovation	25	\$413,546.15	\$4,605.00
Shed	3	\$2,150.00	\$75.00
SHORELAND	2	\$3,500.00	\$300.00
Storage Barn	1	\$10,000.00	\$160.00
	57	\$5,063,696.15	\$21,349.63

Electrical Permits for dates between
04/01/12 and 04/30/12

Count	Fee
21	\$2,239.50

YTD Electrical Permits

Count	Fee
54	\$6,310.80

Building Permits

Start Date:

4/1/2012

End Date:

4/30/2012

Date	Permit	Map/Lot	Owner	Location	Imprvmnt	Est Cost	Fee
4/2/2012	12-042	U05 / 7F	GALLAGHER MA	15 STURDIVAN	Renovation	\$8,396.15	\$50.00
4/3/2012	12-043	R04 / 3A	JAMES FREDERI	295 TUTTLE RO	Shed	\$1,000.00	\$25.00
4/3/2012	12-044	R03 / 43 D	BAGSHAW JOHN	71 CHET'S WAY	Pool	\$65,000.00	\$100.00
4/4/2012	12-045SZ	U01 / 35	RUBEL MATTHE	13 LANTERN LA	SHORELAND	\$3,500.00	\$150.00
4/5/2012	12-046	U10 / 7B 2	D.A. BRACKETT	7 ACADIA LANE	House	\$120,000.00	\$568.35
4/10/2012	12-047	R08 / 50 E	CARTER ROBER	34 HARMON W	Porches	\$5,000.00	\$50.00
4/10/2012	12-048	U03 / 9	THORPE CATHE	4 SEA COVE R	Renovation	\$8,000.00	\$50.00
4/11/2012	12-049	R02B / 4	TWOMEY DAVID	2 FRIAR LANE	Renovation	\$3,000.00	\$100.00
4/12/2012	12-050	R08 / 67D	MCCABE PETER	333 Blanchard R	House	\$225,000.00	\$792.60
4/12/2012	12-051	U08 / 19	BERKOVICH BAR	66 Winn Road	Renovation	\$11,000.00	\$110.00
4/12/2012	12-052	R01 / 49D	STOREY-KING S	28 SHIRLEY LA	Renovation	\$5,000.00	\$50.00
4/12/2012	12-053	U19B / 5	BRANDA MARK	11 HILL TOP R	Renovation	\$2,000.00	\$50.00
4/17/2012	12-054	R06 / 17	LUKENS DANA	394 GREELY R	Deck	\$5,000.00	\$25.00
4/19/2012	12-055	U06 / 80	CURTIS SUSAN	8 PINE LANE	Renovation	\$10,000.00	\$105.00
4/19/2012	12-056	U10 / 7B 3	D.A. BRACKETT	11 ACADIA LAN	House	\$120,000.00	\$581.10
4/24/2012	12-057	R05 / 42A	FRYER GREGOR	111 BRUCE HIL	Porches	\$8,000.00	\$50.00
						\$599,896.15	\$2,857.05

Electrical Permits

<i>Date Permit</i>	<i>Owner</i>	<i>Location</i>	<i>Est Cost</i>	<i>Fee</i>
4/3/2012 034-12	MCCABE PETER J	333 Blanchard Road	\$0.00	\$230.80
4/3/2012 035-12	HEROLD KAREN B	67 WILD APPLE LA	\$0.00	\$50.00
4/4/2012 036-12	FISHER MORRIS L	31 CROSSING BRO	\$0.00	\$50.00
4/4/2012 037-12	AXELSEN MARK A I	37 STIRLING WAY	\$0.00	\$180.00
4/9/2012 038-12	THORPE CATHERI	4 SEA COVE ROAD	\$0.00	\$50.00
4/10/2012 039-12	D.A.BRACKETT & C	3 ACADIA LANE	\$0.00	\$133.90
4/10/2012 040-12	COPP RONALD W	5 SKILLINGS ROAD	\$0.00	\$75.00
4/11/2012 041-12	WG ENTERPRISES	72 AUTUMN RIDGE	\$0.00	\$139.60
4/11/2012 043-12	D.A. BRACKETT &	6 ACADIA LANE	\$0.00	\$100.00
4/12/2012 042-12	DEAN CAROL A	29 WILDWOOD BLV	\$0.00	\$202.60
4/12/2012 044-12	HARTWELL KENNE	12 Wyman Way	\$0.00	\$50.00
4/17/2012 045-12	THURSTON SCOTT	12 THURSTON LAN	\$0.00	\$150.80
4/17/2012 046-12	BAGSHAW JOHN	71 CHET'S WAY	\$0.00	\$50.00
4/18/2012 047-12	GRAIVER LONI	67 AUTUMN RIDGE	\$0.00	\$165.00
4/19/2012 048-12	FORTIN HOME CO	4 MILL ROAD	\$0.00	\$174.80
4/19/2012 049-12	FORTIN CONSTRU	48 ORCHARD ROA	\$0.00	\$122.00
4/19/2012 050-12	BRANDA MARK	11 HILL TOP ROAD	\$0.00	\$50.00
4/19/2012 051-12	CURTIS SUSAN B	8 PINE LANE	\$0.00	\$75.00
4/23/2012 052-12	DENNON PETER M	7 Brookside Drive	\$0.00	\$90.00

05/10/2012
15:23:00

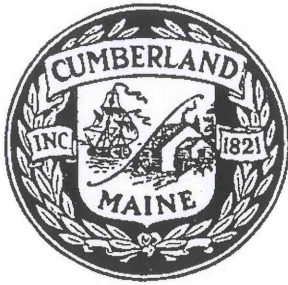
TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

PAGE 1
glactrpt

FOR PERIOD 10 OF 2012

ACCOUNTS FOR:		PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001	General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
130	Administration	385,106.74	390,927.52	383,479.97	421,207.00	446,771.00
140	Assessor	107,807.95	105,384.22	121,341.51	130,080.44	64,823.00
150	Town Clerk-HR-Tax Collector	249,449.49	238,866.89	179,323.24	140,117.44	231,891.00
160	Technology	155,826.68	137,993.20	141,106.68	150,808.91	159,109.00
165	Elections	16,676.82	6,917.00	6,096.53	5,044.93	17,949.00
170	Planning Board	67,492.95	66,210.07	52,088.26	48,532.00	58,300.00
190	Legal	29,049.50	47,718.71	35,411.01	24,324.76	40,000.00
210	Police	828,335.23	877,754.72	838,828.64	867,205.51	1,009,608.00
220	Fire	339,427.33	627,649.26	618,034.54	587,284.57	740,897.00
230	Rescue	458,176.15	522.73	-66.06	.00	.00
240	Code Enforcement	50,880.32	40,169.60	47,124.92	53,470.76	81,189.00
260	Canine Control	35,307.49	37,314.85	34,362.08	28,910.64	34,084.00
310	Public Works	788,748.76	757,028.40	820,838.47	786,678.61	879,155.00
320	Waste Disposal	619,458.20	586,708.01	531,665.60	505,269.60	678,010.00
410	Recreation	429,490.48	433,130.06	426,384.08	469,887.36	461,776.00
430	Parks	162,822.46	154,668.34	132,809.22	124,058.96	187,552.00
440	West Cumberland Rec	6,516.98	8,091.76	7,486.98	6,852.46	8,914.00
450	Library	318,122.96	309,528.33	296,205.25	294,319.11	363,875.00
580	General Assistance	17,813.29	49,815.53	19,067.98	23,691.98	30,000.00
590	Health Services	4,532.93	9,441.70	4,941.70	7,494.84	8,952.00
620	Cemetery Association	25,872.26	25,179.98	24,277.50	22,195.00	22,500.00
630	Conservation Commission	1,500.00	81.82	1,956.00	1,500.00	3,000.00
650	Debt Service	587,433.84	577,102.93	915,924.39	892,112.52	951,583.00
750	Insurance	223,237.85	239,478.69	283,731.83	256,356.57	263,275.00
800	Fire Hydrants	42,825.18	43,752.78	45,600.46	46,608.69	59,000.00
810	Street Lighting	24,807.18	34,478.13	27,387.03	27,867.73	35,000.00
830	Contingent	4,259.03	35,932.22	23,910.00	34,560.23	10,000.00
840	Municipal Building	94,623.40	134,833.47	152,263.92	138,064.48	172,903.00
850	Abateaments	18,350.48	.00	13,997.03	31,075.06	10,000.00
860	MSAD #51	8,628,133.10	9,097,781.79	9,844,280.80	10,281,136.10	12,354,475.31
890	County Tax	588,870.00	615,032.00	600,901.00	601,242.00	601,242.00
910	Capital Imp. Plan	420,000.00	532,538.00	333,485.00	333,485.00	333,485.00
	TOTAL General Fund	15,730,955.03	16,222,032.71	16,964,245.56	17,341,443.26	20,319,318.31
	TOTAL EXPENSES	15,730,955.03	16,222,032.71	16,964,245.56	17,341,443.26	20,319,318.31
	GRAND TOTAL	15,730,955.03	16,222,032.71	16,964,245.56	17,341,443.26	20,319,318.31

WORKSHOP



TOWN OF CUMBERLAND
OFFICE OF
ECONOMIC DEVELOPMENT
& HUMAN RESOURCES

To: Town Council & Planning Board
From: Alyssa Tibbetts, Economic Development Director
Date: May 10, 2012
Re: Emerald Commons Subdivision – Zone Change Request

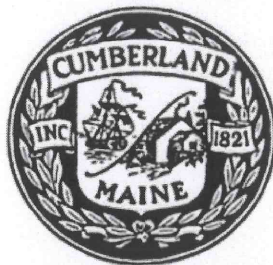
Andrew Hagerty, owner of Emerald Commons Subdivision, has requested a zoning change in order to construct three multiplex buildings, consisting of 9-10 dwelling units total, on his property. The property is located in the VCC zone on Route 100 next to the Board Barn. The adjacent VOCI zone currently includes multiplex dwellings as a permitted use and the adjacent VMDR zone currently includes single family, duplex and multiplex dwellings as permitted uses. The VOCI zone is more compatible with the VCC in terms of commercial permitted uses and is more limited as to residential uses.

The Town Council ordinance subcommittee met with Mr. Hagerty to hear a proposal for this residential development and recommended a neighborhood meeting as well as a joint workshop with the Council and Planning Board to further consider this request. The Council will hold a workshop at 6:00 pm on Monday, May 14th and will join the Planning Board for a workshop at 6:00 pm on Tuesday, May 15th.

A neighborhood meeting was held at Town Hall on Wednesday, May 9th, attended by 12 abutters, the Town Manager, Economic Development Director and property owners, Andrew Hagerty and Shannon Moss. The neighbors were supportive of the residential concept, but expressed concerns regarding the entrance, lighting, blasting and buffering. It was explained that these issues would be addressed during site plan review, but Mr. Hagerty provided the following information in response:

- The only entrance to the property will be a previously-approved DOT entrance from Route 100. There will be no access from Old Gray Road.
- There will most likely be a light pole at the entrance, but otherwise only standard residential lighting will be used.
- Blasting is expected during site preparation to install frost walls for the buildings. They will not have full basements, so the amount of blasting may be minimal. However, Mr. Hagerty is willing to conduct pre-blast surveys as needed and as requested by the neighbors or Planning Board.
- The neighbors requested that the buildings be oriented to minimize the amount of light from vehicles driving into the development toward Old Gray Road and other abutting properties. Mr. Hagerty agreed to consider that in his site plan and plans to construct adequate buffering through berms or trees where necessary.

Forecast
5-10-12



Cumberland Town Council Meeting
Monday, May 14, 2012
6:00 p.m. Workshop
7:00 p.m. Call to Order

The Cumberland Town Council will hold a Workshop with the Ordinance Committee at 6:00 p.m. and its regular meeting at 7:00 p.m. on Monday, May 14, 2012, in the Town Council Chambers. An opportunity for public comment will be provided. The following items will receive a public hearing:

- To hear a report from Kate Colby, Field Epidemiologist, Maine Center for Disease Control and Prevention
re: Rabies.
- To hear a report from the Town Clerk re: June Election and Victualer's Licensing.
- To countersign the Warrant and Notice of Election calling the June 12, 2012 M.S.A.D. 51 Budget Validation Referendum.
- To hold a Public Hearing to consider and act on a Mass Gathering Permit for Cumberland Soccer Club "Just For Fun" Labor Day Tournament to be held at Twin Brook Recreational Facility on September 1st & 2nd from 7:00 a.m. to 7:00 p.m.
- To hold a Public Hearing to consider and act on amendments to Section 204.17.1 (Setback Overlay District One) of the Cumberland Zoning Ordinance to include the following properties, as recommended by the Planning Board: Tax Map U06, Lot 87 (145 Foreside Road), Lot 86 (149 Foreside Road), Lot 87 (1 Wildwood Blvd.), and Tax Map R01, Lot 2B (2 Birch Lane).
- To hear a report from the Ordinance Committee and set a Public Hearing date (June 4th) to consider and act on the adoption of a Road Acceptance Ordinance.
- To hear a report from the Ordinance Committee and consider and act on forwarding draft zoning amendments to the Recreational Facilities & Open Space Impact Fee Ordinance to the Planning Board for a Public Hearing and recommendation.
- To hear a report from the Ordinance Committee and consider and act on forwarding draft zoning amendments to the Cumberland Zoning Ordinance to eliminate junkyards as a permitted use to the Planning Board for a Public Hearing and recommendation.
- To set a Public Hearing date (June 4th) to consider and act on a Mass Gathering Permit for the United Maine Craftsmen's 43rd Annual Cumberland Arts and Crafts Show, August 9th – 12th, 2012 at the Cumberland Fair Grounds.
- EXECUTIVE SESSION pursuant to 1 M.R.S.A., § 405(6)(C) re: real property acquisition.

Other items may be considered. Please refer to the town's website: www.cumberlandmaine.com for a complete agenda.



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