AGENDA

ORDINANCE COMMITTEE

Thursday, September 28, 2017
4:00 p.m.
Council Chamber A

Item 1. Call to order.

Item 2. Attendance.

Item 3. Approval of Minutes: August 23 and September 7, 2017.

Item 4. Discussion on restriction on the use of affordable housing in lieu fees

Item 5. Discussion and action on noise- Special Amusement license/ Good Neighbor.

Item 6. Discussion on editing ordinances for gender neutral provisions.

Item 7. Discussion of Public Parking lots passes.

Item 8. Discussion of defacing trash carts

Item 9. Identification of next agenda items.

Item 10. Adjournment.

TOWN OF SCARBOROUGH

SPECIAL AMUSEMENT APPLICATION

DANCING & ENTERTAINMENT FROM JUNE 1ST to MAY 31ST

1. Name of Applicant: _____

   Address of Applicant: _____

   Mailing Address, if different then above: _____

2. Name of Business: _____

3. Address of Business: _____

4. Nature of Business: _____

5. Location to be Used: _____

6. Has applicant ever had a license to conduct business therein described either denied or revoked?
   Yes ___ No ___

   If yes, please describe circumstances: _____

   _____

7. Time of day activity/event to take place: _____

8. If a musical performance will it be electronically amplified: Yes _____ No _____

Request for exemption from the Good Neighbor ordinance:

If you believe you should be exempt from the prohibitions on noise listed in the Good Neighbor ordinance, Ordinance 616 Section B (see below), please explain the extent of the exemption sought and the reason why:

_____

_____

_____

_____

Notice of the public hearing regarding this application must be given to all property owners within 200 ft of the location identified above. The notices shall be sent out from the Town Clerk's office and shall be paid for by the applicant as part of the application fee.

STATEMENT: Applicant, by signature below, agrees to abide by all laws, orders, ordinances (including the Good Neighbor ordinance, applicable sections shown below), rules and regulations governing the above licensee and further agreed that any misstatement of material fact may result in refusal of license or revocation, if one has been granted. Applicant agrees that all taxes and accounts pertaining to the premises will be paid prior to issuance of the license.

It is understood that this and any application(s) shall become public record and the applicant(s) hereby waive(s) any rights to privacy with respect to thereto.

Dated at Scarborough, Maine on this _____ day of _____ , 20_____.

Fee of $110.00 plus the cost of notification to property owners within 200 ft of the location must accompany application.

_____
(Signature of Applicant)

_____
(If Partnership, by members of Partnership)

_____
(Name and Location of Corporation)

_____
(If Corporation, by a duly authorized Officer)

From the Good Neighbor Ordinance

B. Noise Abatement.

(1.) Loud, offensive noises prohibited.

No person shall make, continue, or cause to be made or continued any loud, boisterous, unnecessary or unusual noises which shall annoy, disturb, injure, or endanger the comfort, repose, health, peace, or safety of others.

(2.) Definitions.

For the purpose of this article, the following words and phrases shall have the following meanings:

Daytime hours means the hours between 7:00 a.m. and 9:00 p.m. Monday through Thursday; between 7:00 a.m. and 10 p.m. Friday through Saturday; and between 9:00 a.m. and 9:00 p.m. on Sunday.

Nighttime hours means the hours between 9:00 p.m. and 7:00 a.m. Sunday evening through Friday morning; between 10:00 p.m. and 7:00 a.m. Friday evening through Saturday morning; and between 10:00 p.m. and 9:00 a.m. Saturday evening through Sunday morning.

(4.) Specific prohibitions.

The following acts, among others, are declared to be loud, boisterous, unnecessary or unusual noises which shall annoy, disturb, injure, or endanger the comfort, repose, health, peace, or safety of others in violation of this ordinance, but such enumeration shall not be deemed to be exclusive:

(b.) The using or operating or the permitting to be played, used, or operated of any radio, receiver, electronically amplified musical instrument, phonograph, loudspeaker, sound amplifier, or other machine or device for the producing or reproducing of music or sound which is audible outside of any structure during the nighttime hours or which broadcasts the sound in a loud and unreasonable manner during day-time hours which is audible a minimum of 200 feet from the source of the noise except as otherwise permitted, licensed or sponsored by the Town.

Application must be approved by the Municipal Officers of the Town of Scarborough, Maine.

TOWN OF SCARBOROUGH

Cumberland, ss. Dated at Scarborough, Maine on _____, 20_____.

The undersigned being the Municipal Officers of the Town Scarborough, Maine hereby approve the application in accordance with the provisions of Section 1054, of Title 28-A, Maine Revised Statutes, 1964, as amended.

_____ _____

_____ _____

_____ _____

2017 Parking & Launch Fee Study

Item 7

	Scarborough	South Portland	Saco	Old Orchard	Wells	York	Kennebunk	Kennebunkport
Daily Parking Fee - Resident	$10.00			Private	$20.00			
Daily Parking Fee - Non Resident	$10.00			Private	$20.00		$25.00	$15.00
Daily Parking Fee -	$5 (3-5pm)				$12 (12-5pm)			
Daily Parking Fee - Motorcycles	N/A				$8.00			
Daily Parks Fee - RV's	$35.00							
Hourly Parking Fee - (Meters)	$1.00				$3.00			
Weekly Parking Fee - (7 Days)	N/A		$10.00		$120.00		$100.00	$50.00
Monthly Parking Fee	N/A		$30.00					
Season Parking Pass - Resident	$40.00		$10.00	$50.00	$35.00	$40.00	$0.00	$5.00
Season Parking Pass - Resident Additional	$5.00			$50.00	$35.00	$40.00	$5.00	
Season Parking Pass w/Meters - Resident				$75.00				
Season Parking Pass - Non Resident	$75.00		$100.00	$150 (Limit 100)			$200.00	$100.00
Season Parking Pass - Senior	$0.00		$0.00			$20.00		
Overnight Parking Permit - Non Resident				$300.00				
Daily Boat Launch Fee - Resident	$10.00	$5.00	$5.00		No Fees		$0.00	
Daily Boat Launch Fee - Non Resident	$20.00	$6.00	$20.00		No Fees		$0.00	
Season Boat Launch Pass - Resident	$25.00	$50.00			No Fees			
Season Boat Launch Pass - Resident Additional	$5.00	$50.00			No Fees			
Season Boat Launch Pass - Non Resident	$50.00	$60.00			No Fees			

Note: State of Maine Season Park Pass = $105.00

Note: Scarborough Beach Daily Beach Fee: $6 Resident Adult, $8 Non-Resident Adult, $4 Resident Youth & $5 Non-Resident Youth

Note: South Portland has Rangers collecting boat launch fees from 6am -6pm

2017 Scarborough Season Pass Report

as of 8/3/2017

Beach Parking Passes	# Sold	Fee	Revenue
Resident	1499	$40.00	$59,960.00
Resident - 2nd Pass	819	$5.00	$4,095.00
Non-Resident	434	$75.00	$32,550.00
Senior	2005	$0.00	$0.00
Veteran (2010-17 = 89)	18	$0.00	$0.00
	4775		**$96,605.00**

Boat Launch Passes	# Sold	Fee	Revenue
Resident	83	$25.00	$2,075.00
Resident - 2nd Pass	6	$5.00	$30.00
Non-Resident	91	$50.00	$4,550.00
	180		**$6,655.00**