

**AMENDED
AGENDA
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – JANUARY 04, 2017
REGULAR MEETING – 6:00 P.M.**

NO NEW BUSINESS SHALL BE TAKEN UP AFTER 10:00 P.M.

Item 1. Call to Order.

Item 2. Pledge of Allegiance.

Item 3. Roll Call.

Order No. 17-001. Act on the request for an executive session pursuant to Title 1, M.R.S.A. §405(6)(E) in consultations with legal counsel regarding legal matter pertaining to Avenue Two.

Item 4. General Public Comments.*

Item 5. Minutes: December 21, 2016 – Regular Meeting.

Item 6. Adjustment to the Agenda.

Item 7. Items to be signed: a. Treasurer's Warrants.

***Procedure for Addressing Council** [Posted in Chambers.]

OLD BUSINESS: None at this time.

NEW BUSINESS:

Order No. 17-002. Act to approve the Resolve to accept donations for the Fuel Assistance Program.

Order No. 17-003. Act on the following requests, pursuant to Title 23, M.R.S.A. §3025 and the requirements of Section 4, of the Scarborough Street Acceptance Ordinance of the following streets located in the following Developments:

- a. Merrill Brook Subdivision: Merrill Brook Drive & Brookview Court
- b. Settlers Green Estates II Subdivision: Farmhouse Road, Weathervane Way & Red Barn Circle

Order No. 17-004. Act on the request from the Shellfish Commission to approve the Allocations of Shellfish Licenses for 2017.

Item 8. Non Action Items.

Item 9. Standing and Special Committee Reports and Liaison Reports.

Item 10. Town Manager Report.

Item 11. Council Member Comments.

Order No. 17-005. Act on the request for an executive session pursuant to Title 1, of the M.R.S.A. §405(6)(C) regarding a personnel matter relating to the Town Manager's Evaluation.

Item 12. Adjournment.

AGENDA
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – JANUARY 04, 2017
REGULAR MEETING – 6:00 P.M.

Order No. 17-001. Move approval on the request for an executive session pursuant to Title 1, M.R.S.A. §405(6)(E) in consultations with legal counsel regarding legal matter pertaining to Avenue Two. *[Town Manager]*

Town Manager

Sponsor

01/04/2017

First Reading/Vote

Ought to Pass

Recommendation

N/A

Second Reading/Final Approval/Vote

AGENDA
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – JANUARY 04, 2017
REGULAR MEETING – 6:00 P.M.

Order No. 17-002. Move approval on the Resolve to accept donations for the Fuel Assistance Program. *[Town Clerk]*

Town Clerk

Sponsor

01/04/2017

First Reading/Vote

Ought to Pass

Recommendation

N/A

Second Reading/Final Approval/Vote

Town of Scarborough, Maine

U S R O U T E O N E , P O B O X 3 6 0
S C A R B O R O U G H , M A I N E • 0 4 0 7 0 - 0 3 6 0

**TOWN OF SCARBOROUGH
IN TOWN COUNCIL ASSEMBLED**

January 4, 2017

RESOLVE Accepting Donations for the Fuel Assistance Program.

BE IT HEREBY RESOLVED BY THE TOWN COUNCIL AS FOLLOWS:

THAT THE Town of Scarborough gratefully accepts the pledges and donations from the following businesses and/or persons, that have been collected to date, to be used for the Fuel Assistance Program:

Mr. & Mrs. Jeffrey Ertman

AND, be it further Resolved that each business, organization and/or person be recognized for their generous donations as a token of the Town's appreciation.

Sponsor: Town Council
Originator: Town Council

**AGENDA
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – JANUARY 04, 2017
REGULAR MEETING – 6:00 P.M.**

Order No. 17-003. Move approval on the following requests, pursuant to Title 23, M.R.S.A. §3025 and the requirements of Section 4, of the Scarborough Street Acceptance Ordinance of the following streets located in the following Developments:

- a. Merrill Brook Subdivision: Merrill Brook Drive & Brookview Court
- b. Settlers Green Estates II Subdivision: Farmhouse Road, Weathervane Way & Red Barn Circle.

[Town Engineer]

Town Engineer

Sponsor

01/04/2017

First Reading/Vote

Ought to Pass

Recommendation

N/A

Second Reading/Final Approval/Vote

Town of Scarborough, Maine

Planning and Code Enforcement

MEMORANDUM

TO: Thomas Hall, Town Manager

FROM: Angela Blanchette, PE, Town Engineer

DATE: January 4, 2017

RE: Street Acceptance
Merrill Brook Subdivision

During a recent review of archived roadway documentation, the Public Works Department has found that some of the roadways within Merrill Brook Subdivision were not officially accepted by Town Council. These roadways were constructed as part of an approved Planning Board Subdivision, dated July 27, 1987. As-built plans for the project were completed and submitted to the Town in September of 1995. The right-of-ways within this development have been maintained by the Town of Scarborough since 1995 and for all tense and purposes have been considered Town infrastructure.

At this time, town staff recommends that these right-of-ways be officially accepted by Council:

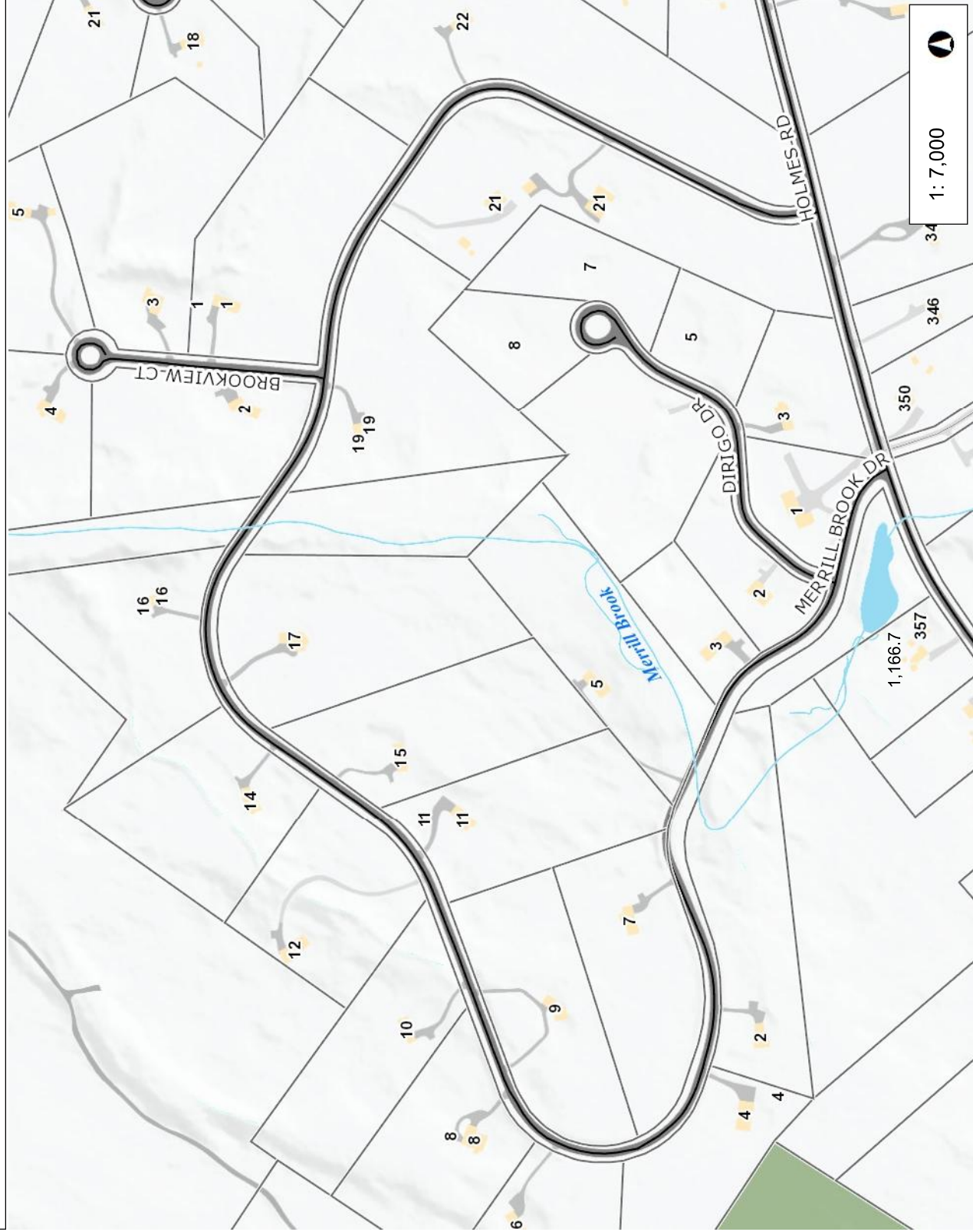
- Merrill Brook Drive
- Brookview Court

Attached for your review, is a reduced copy of the subdivision plan and an excerpt from the Town's GIS database.

c: Mike Shaw, Public Works Director
Tody Justice, Town Clerk



MERRILL BROOK SUBDIVISION



844

0 422 844 Feet

WGS_1984_Web_Mercator_Auxiliary_Sphere
Town of Scarborough, Maine

Disclaimer

This map is a user generated static output from the Town of Scarborough internet mapping site (WebGIS) and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

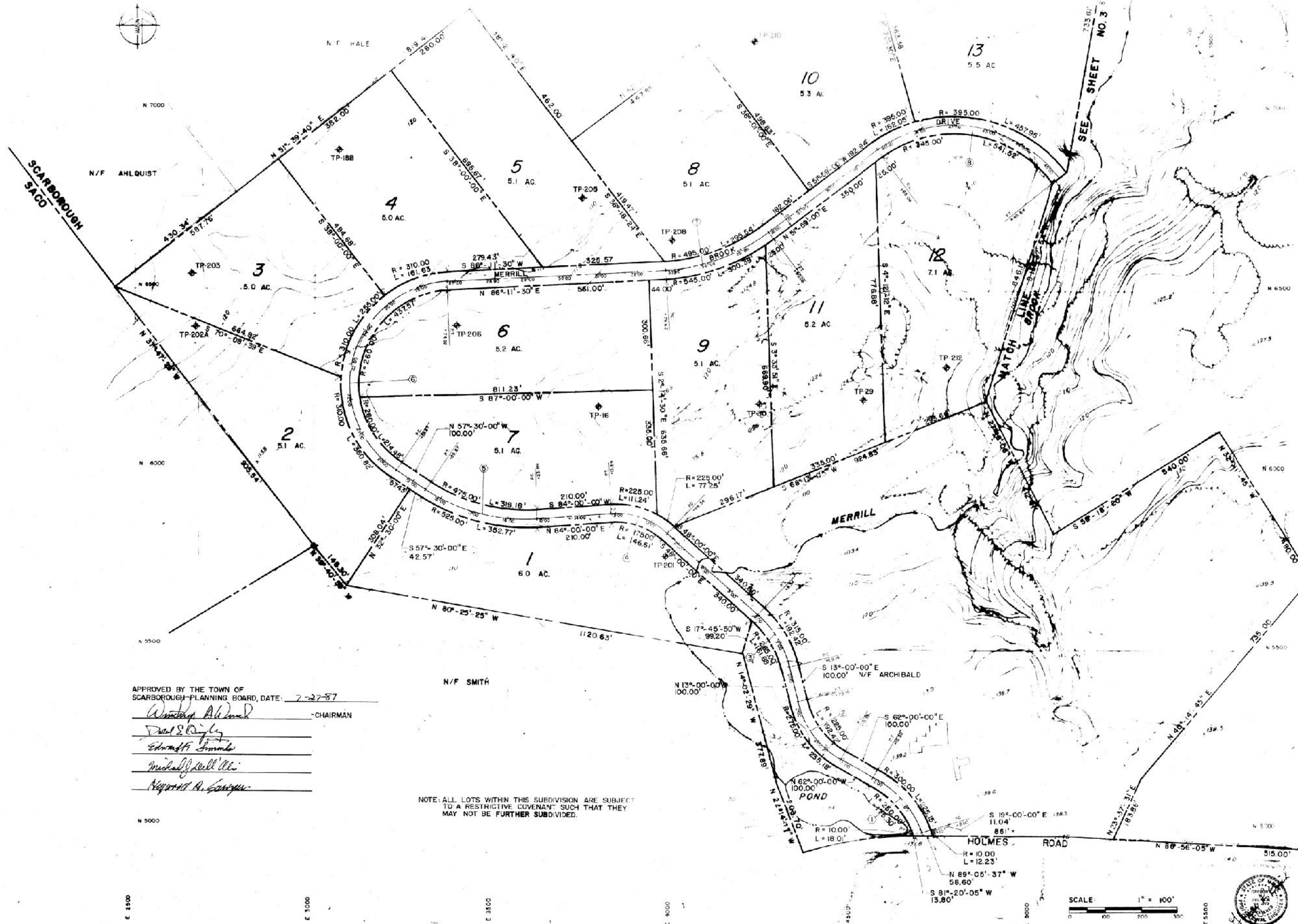


Legend

- Parcels with Owner Info
- Parcels with Owner Informatic
- Roads
 - MTA
 - MTA
 - MDOT
 - PUBLIC
 - PENDING PUBLIC; PRIVATE; PF
 - CEMETERY; NOT YET BUILT; P.
- Ponds
- Swamps
- Streams
- Streams Intermittent
- Railroad
- Building Footprints
- High Resolution 30cm Imagery
- Building Footprints
- Driveways
 - Paved Driveway
 - Unpaved Driveway
- Road Surfaces
 - Paved Road
 - Unpaved Road
- Parking Lots
 - Paved Parking
 - Unpaved Parking

Notes

12/29/2016



APPROVED BY THE TOWN OF
SCARBOROUGH-PLANNING BOARD, DATE: 7-27-87

Anthony A. ... -CHAIRMAN
David S. ...
Edward H. ...
Michael J. ...
Norman R. ...

NOTE: ALL LOTS WITHIN THIS SUBDIVISION ARE SUBJECT
TO A RESTRICTIVE COVENANT SUCH THAT THEY
MAY NOT BE FURTHER SUBDIVIDED.

AMES CORPORATION

AMES ENGINEERS

MERRILL BROOK
HOLMES ROAD

OWNER: MERRILL BROOK ASSOCIATES
RR 5 BOX 183
GORHAM, ME 04038

ACREAGE: 147.87 AC

ZONING: R1
PROPOSED SINGLE FAMILY RESIDENTIAL USE

PROJECT NO: 8607002
DATE: 7/27/87

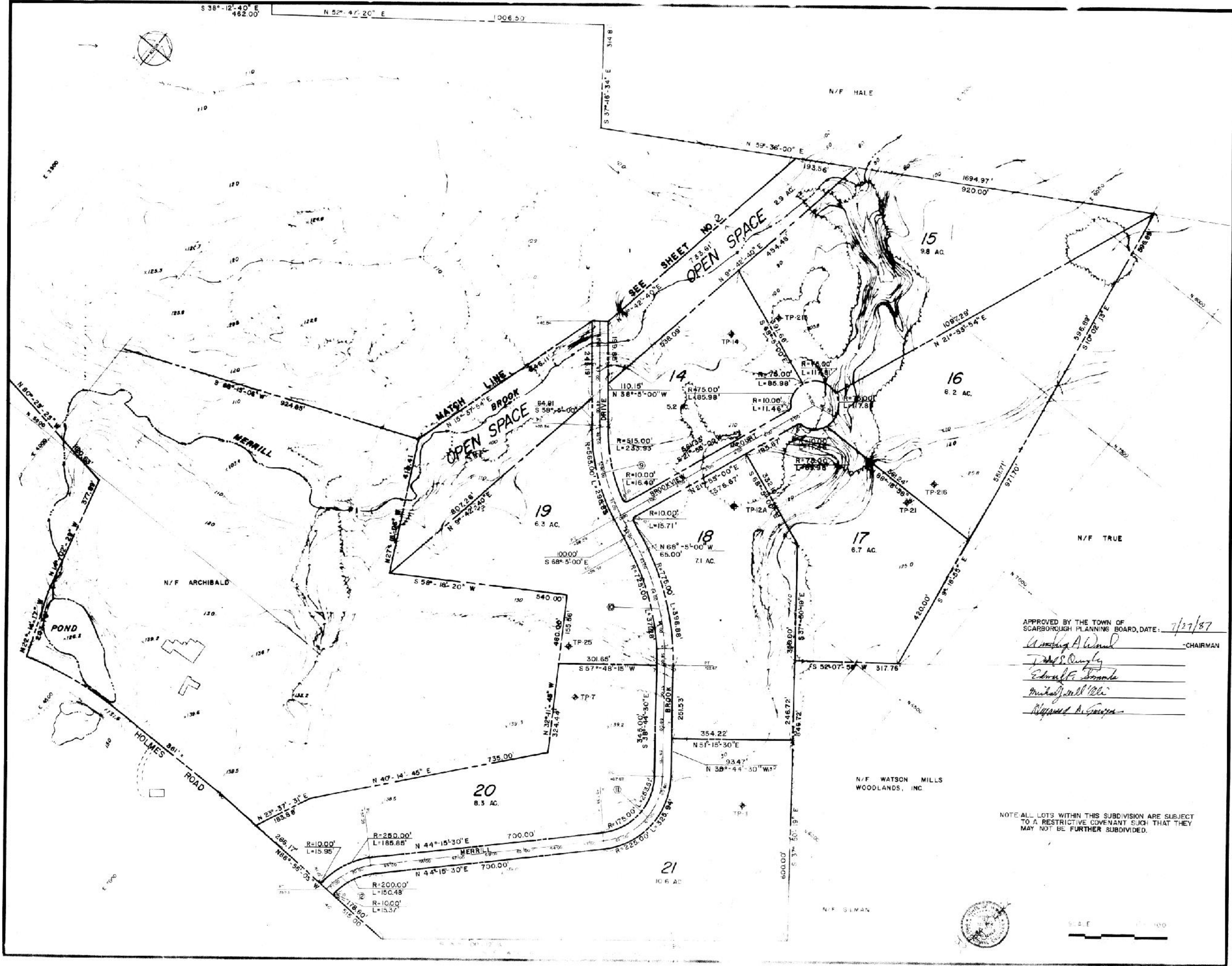
FINAL SUBDIVISION PLAN 1

DATE: JULY 22, '87

2

SHEET 2 OF 9

87-4



AMES CORPORATION
JAMES ENGINEERS INCORPORATED
ONE MERCHANTS PLAZA
BANGOR ME 04401
TEL (207) 942-0131

MERRILL BROOK
HOLMES ROAD
SCARBOROUGH, MAINE

OWNER: MERRILL BROOK ASSOCIATES
PROJECT NO: 8607002
DATE: 7/27/87
APPROVED BY: [Signature]
CHAIRMAN: [Signature]
EDWARD F. BONNIE
MICHAEL J. BELL
RICHARD A. GUNTER

NO.	DATE	DESCRIPTION
1		
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20		
21		

Town of Scarborough, Maine

Planning and Code Enforcement

MEMORANDUM

TO: Thomas Hall, Town Manager

FROM: Angela Blanchette, PE, Town Engineer

DATE: January 4, 2017

RE: Street Acceptance
Settlers Green Estates II Subdivision

Pursuant to 23 MRSA 3025 and to the requirements of Section 4 of Scarborough Street Acceptance Ordinance, Normand Berube Builders, Inc. petitions the Scarborough Town Council to accept the public infrastructure within the Settlers Green Estate II Subdivision, as shown on the plan approved by the Planning Board on April 1, 2013.

Town Staff has reviewed the submitted materials and has concluded that Normand Berube Builders, Inc. has met the requirements under the Town of Scarborough Ordinance and recommends that the Town Council accept the following streets:

- Farmhouse Road;
- Weathervane Way; and
- Red Barn Circle

The public infrastructure has been inspected by this office and a 3rd-party engineering consultant during construction. Based on these inspections and supplemental documentation provided by the applicant, it has been determined that the work associated with the project is in compliance with the Planning Board Subdivision approval and the Street Acceptance Ordinance specifications. Further, all necessary documents have been submitted, reviewed by Town staff, and are found to be satisfactory.

Attached for your review is the official request for Street Acceptance by the applicant, Normand Berube Builders, Inc., an excerpt from the Town's GIS database, and a reduced copy of the subdivision plans.

c: Mike Shaw, Public Works Director
Tody Justice, Town Clerk
Gary Sylvan, Normand Berube Builders, Inc.

NORMAND BERUBE BUILDERS, INC.

1040 PORTLAND RD. SUITE TWO SACO, MAINE 04072

883-8270 or 283-3961 Fax : 283-4039

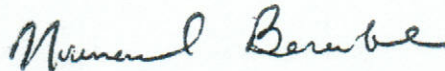
E-Mail : nberubebldrs@maine.rr.com

TOWN OF SCARBOROUGH, MAINE

Petition for Street Acceptance

We, Normand Berube Builders, Inc. respectfully petitions the Scarborough Town Council, pursuant the Town of Scarborough Street Acceptance Ordinance to accept Farmhouse Road, Weathervane Way and Red Barn Circle as described in the deed, as a Town way. In doing so, we voluntarily offer to transfer to the Town of Scarborough all interests in the property described in the deed without claim for damages. Farmhouse Road, Weathervane Way and Red Barn Circle was approved as part of the Settlers Green Estates II Subdivision by the Planning Board on 4-1-13

Very Truly Yours,

A handwritten signature in cursive script that reads "Normand Berube".

NORMAND BERUBE BUILDERS, INC.



SETTLERS GREEN ESTATES II



1: 7,615

918 0 459 918 Feet

WGS_1984_Web_Mercator_Auxiliary_Sphere
Town of Scarborough, Maine

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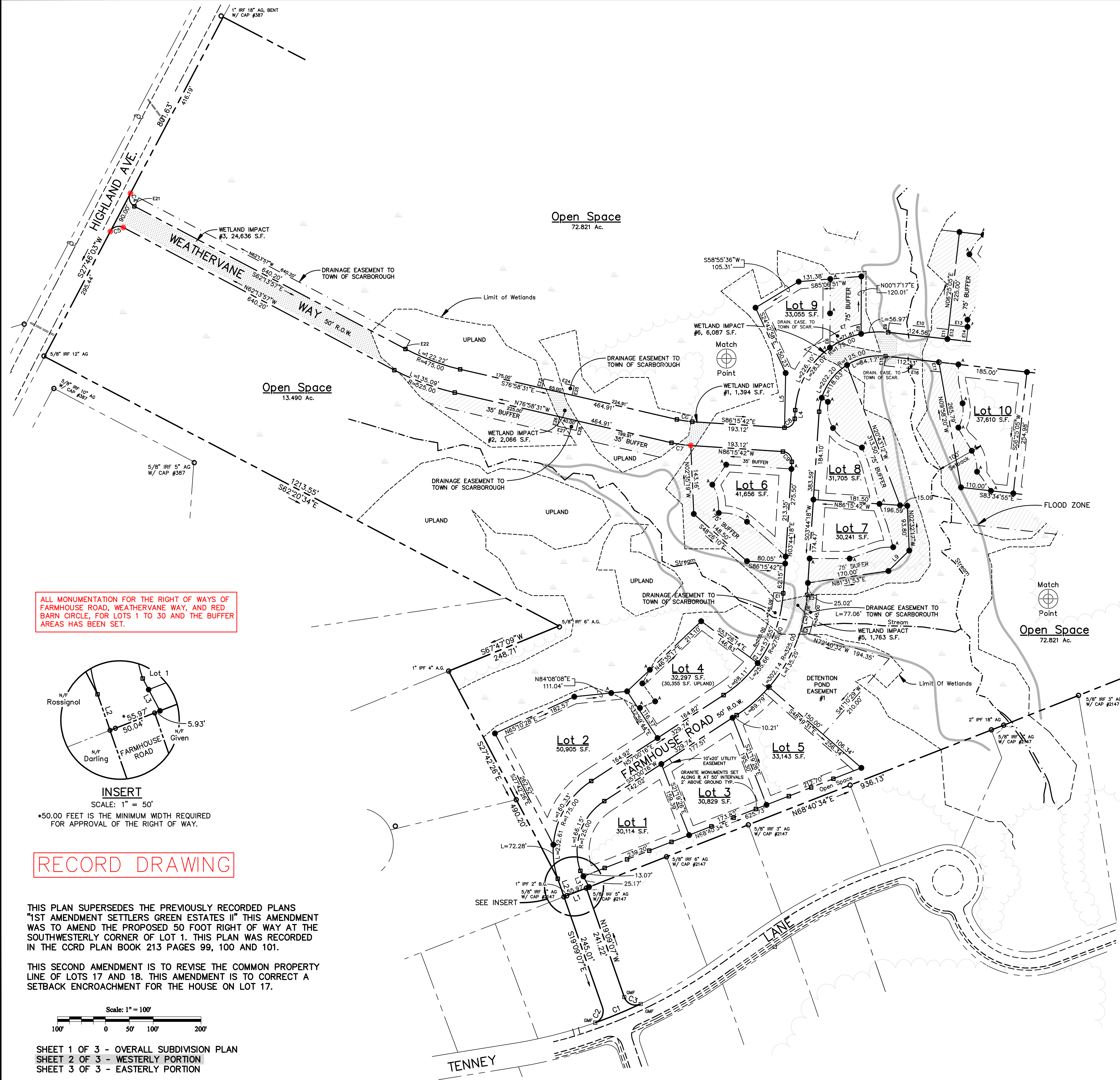


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 - Paved Parking
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Notes

12/29/2016



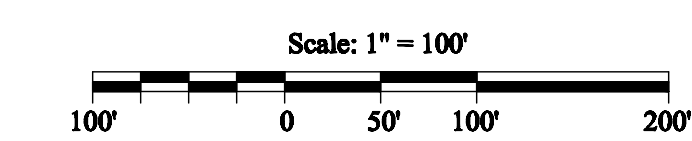
ALL MONUMENTATION FOR THE RIGHT OF WAYS OF FARMHOUSE ROAD, WEATHERVANE WAY, AND RED BARN CIRCLE, FOR LOTS 1 TO 30 AND THE BUFFER AREAS HAS BEEN SET.

INSERT
SCALE: 1" = 50'
*50.00 FEET IS THE MINIMUM WIDTH REQUIRED FOR APPROVAL OF THE RIGHT OF WAY.

RECORD DRAWING

THIS PLAN SUPERSEDES THE PREVIOUSLY RECORDED PLANS "1ST AMENDMENT SETTLERS GREEN ESTATES II" THIS AMENDMENT WAS TO AMEND THE PROPOSED 50 FOOT RIGHT OF WAY AT THE SOUTHWESTERLY CORNER OF LOT 1. THIS PLAN WAS RECORDED IN THE CCRD PLAN BOOK 213 PAGES 99, 100 AND 101.

THIS SECOND AMENDMENT IS TO REVISE THE COMMON PROPERTY LINE OF LOTS 17 AND 18. THIS AMENDMENT IS TO CORRECT A SETBACK ENCROACHMENT FOR THE HOUSE ON LOT 17.



SHEET 1 OF 3 - OVERALL SUBDIVISION PLAN
SHEET 2 OF 3 - WESTERLY PORTION
SHEET 3 OF 3 - EASTERLY PORTION

WETLAND MAPPING: MARK HAMPTON, CSS #216
MARK HAMPTON ASSOCIATES
PORTLAND MAINE

DELINEATION OF WETLANDS
70+ ACRE PARCEL
HIGHLAND AVENUE
SCARBOROUGH, MAINE
DATED - SEPTEMBER 16, 2011

EASEMENT DATA

E1	-	N86°15'42"W	20.00'
E2	-	S53°26'14"E	20.00'
E3	-	S86°15'42"E	20.00'
E4	-	R=345.00	L=81.81'
E5	-	N72°40'32"W	20.00'
E6	-	S00°17'17"W	24.09'
E7	-	R=195.00	L=70.26'
E8	-	N00°17'17"E	20.44'
E9	-	S06°25'05"W	20.00'
E10	-	N83°34'55"E	124.56'
E11	-	N06°25'05"E	20.00'
E12	-	N06°25'05"E	30.00'
E13	-	N83°34'55"W	40.00'
E14	-	S06°25'05"W	30.00'
E15	-	N06°25'05"E	20.00'
E16	-	S83°34'55"E	118.21'
E17	-	N09°58'20"W	20.85'
E18	-	S31°37'14"W	16.58'
E19	-	S83°34'55"E	127.06'
E20	-	N06°25'05"E	15.00'
E21	-	N27°46'03"E	20.00'
E22	-	S27°46'03"W	20.00'
E23	-	N13°01'29"E	20.00'
E24	-	N76°58'31"W	65.00'
E25	-	S13°01'29"W	20.00'
E26	-	S13°01'29"W	20.00'
E27	-	S76°58'31"E	40.00'
E28	-	N13°01'29"E	20.00'

LINE/CURVE DATA

L1	-	N68°40'34"E	50.04'
L2	-	S19°09'07"E	39.90'
L3	-	N28°04'34"W	38.24'
L4	-	N03°44'18"E	18.09'
L5	-	N01°08'52"E	114.34'
L9	-	N45°40'32"E	60.89'
C1	-	R=975.00',	L=102.84'
C2	-	R=25.00',	L=39.17'
C3	-	R=25.00',	L=42.01'
C4	-	R=20.00',	L=31.42'
C5	-	R=20.00',	L=31.42'
C6	-	R=200.00',	L=32.42'
C7	-	R=250.00',	L=40.52'
C8	-	R=20.00',	L=31.42'
C9	-	R=20.00',	L=31.42'
C10	-	R=20.00',	L=31.42'
C11	-	R=20.00',	L=31.42'
C12	-	R=50.00',	L=46.36'
C13	-	R=50.00',	L=46.36'
C14	-	R=50.00',	L=46.36'
C15	-	R=50.00',	L=46.36'

NET RESIDENTIAL ACREAGE

TOTAL ACREAGE	5,088,164 S.F.
LESS ISOLATED LAND	43,878 S.F.
FLOOD ZONE	25,144 S.F.
UNSUITABLE (WETLANDS)	2,329,698 S.F.
R.O.W. & EASEMENTS	-0-
RP DISTRICT	-0-
STORM WATER FACILITIES	-0-
SUBTOTAL	2,689,444 S.F.
LESS 10% (ROADWAYS)	268,944 S.F.
TOTAL	2,420,500 S.F.
2,420,500 S.F. =	30.25 LOTS
80,000	

SYMBOL	DESCRIPTION
○ IRF	IRON ROD FOUND
○ IPF	IRON PIPE FOUND
□ GMP	GRANITE MONUMENT FOUND
●	5/8" IRON ROD W/ CAP TO BE SET
■	GRANITE MONUMENT SET
● A	3/8" IRON ROD W/ RED CAP
	LABELED "NO DISTURB BUFFER"
	100 YEAR FLOOD ZONE
	LIMIT OF WETLANDS
	EXISTING CONTOUR
	STREAM
	EXISTING TREE LINE
	UTILITY POLE
N/F	NOW OR FORMERLY
AG	ABOVE GROUND
	PROPERTY LINE
	EASEMENT
	BUILDING SETBACK
	NO DISTURB BUFFER

I CERTIFY THAT THIS SURVEY CONFORMS TO THE MAINE BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS TECHNICAL STANDARDS OF PRACTICE FOR A STANDARD BOUNDARY SURVEY WITH THE FOLLOWING EXCEPTIONS:

1. NO SURVEYORS REPORT
2. PERIMETER SURVEY BY OTHERS SEE PLAN REFERENCE
3. CERTIFICATION IS FOR INTERIOR LOT LINES ONLY

ROBERT C. LIBBY JR.
PLS #2190

THIS PLAN REVIEWED AND APPROVED BY THE TOWN OF SCARBOROUGH PLANNING BOARD.

DATE _____

CHAIR _____

NO.	DATE	REVISION	DESCRIPTION
1	8/23/15	Record Drawing	
2	12/23/15	Updated As-built & Resubmitted	

BH2M
Berry, Huff, McDonald, Milligan Inc.
Engineers, Surveyors
28 State Street
Cohasset, Maine 04038
Tel. (207) 859-3771
Fax (207) 859-4550

FOR
Normand Bernice Builders
1040 U.S. Route One
Saco, Maine 04072

**2ND AMENDMENT
FINAL PLAN
WESTERLY PORTION
SETTLERS GREEN ESTATES II**
TENNEY LANE
SCARBOROUGH, MAINE

DESIGNED W. Polkey	DATE May 2014
DRAWN W. Polkey	SCALE As Noted
CHECKED W. Thompson	JOB. NO. 11053

SHEET
2

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H - JOHN & KATHRYN D. CLARK, BK. 26296, PG. 158
I - CHRIS S. & MARY-ELLEN BOWRING, BK. 14953, PG. 251
J - WILLIAM & AUDREY C. DOYLE, BK. 23433, PG. 270
K - JONATHON D. & AMY W. BRIER, BK. 15862, PG. 214
L - JASON R. & MARY E. HOUSE, BK. 14167, PG. 319
M - BRUCE J. & DEBRA L. GILLIES, BK. 14418, PG. 46
N - ANDREW R. & JULIE PHIPPS, BK. 18344, PG. 289
O - MARK S. & STEPHANIE J. FARRINGTON, BK. 14125, PG. 252
P - JAMES B. & MARKETA M. EDWARDS, BK. 14083, PG. 226

WETLAND MAPPING: MARK HAMPTON, CSS #216
MARK HAMPTON ASSOCIATES
PORTLAND MAINE

DELINEATION OF WETLANDS
70+ ACRE PARCEL
HIGHLAND AVENUE
SCARBOROUGH, MAINE
DATED - SEPTEMBER 16, 2011

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BH2M
Berry, Huff, McDonald, Milligan Inc.
Engineers, Surveyors
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Tel. (207) 859-2771
Fax (207) 859-4250

FOR
Normand Bernice Builders
1040 U.S. Route One
Saco, Maine 04072

2ND AMENDMENT
FINAL PLAN
EASTERLY PORTION
SETTLERS GREEN ESTATES II
TENNEY LANE
SCARBOROUGH, MAINE

DESIGNED	DATE
W. Polkey	May 2014
DRAWN	SCALE
W. Polkey	As Noted
CHECKED	JOB. NO.
W. Thompson	11053

SHEET
3

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EXPRESSED WRITTEN CONSENT
OF BH2M INC. IS PROHIBITED

Open Space
72.821 Ac.

LINE/CURVE DATA
L1 - N68°40'34"E 50.04'
L2 - S19°09'07"E 39.90'
L3 - N28°04'34"W 38.24'
L4 - N03°44'18"E 18.09'
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C7 - R=250.00', L=40.52'
C8 - R=20.00', L=31.42'
C9 - R=20.00', L=31.42'
C10 - R=20.00', L=31.42'
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---	100' YEAR FLOOD ZONE
---	LIMIT OF WETLANDS
---	EXISTING CONTOUR
---	STREAM
---	EXISTING TREE LINE
---	UTILITY POLE
---	ABOVE GROUND
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ALL MONUMENTATION FOR THE RIGHT OF WAYS OF
FARMHOUSE ROAD, WEATHERVANE WAY, AND RED
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AREAS HAS BEEN SET.

RECORD DRAWING

Scale: 1" = 100'
100' 0 50' 100' 200'

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SHEET 3 OF 3 - EASTERLY PORTION

ROBERT C. LIBBY JR. PLS #2190

STATE OF MAINE
ROBERT C. LIBBY JR.
Surveyor

I CERTIFY THAT THIS SURVEY CONFORMS
TO THE MAINE BOARD OF LICENSURE
FOR PROFESSIONAL LAND SURVEYORS
TECHNICAL STANDARDS OF PRACTICE FOR
A STANDARD BOUNDARY SURVEY WITH
THE FOLLOWING EXCEPTIONS:

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SEE PLAN REFERENCE
3. CERTIFICATION IS FOR INTERIOR
LOT LINES ONLY

THIS PLAN REVIEWED AND APPROVED BY THE TOWN
OF SCARBOROUGH PLANNING BOARD.

CHAIR

DATE

AGENDA
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – JANUARY 04, 2017
REGULAR MEETING – 6:00 P.M.

Order No. 17-004. Move approval on the request from the Shellfish Conservation Commission to approve the Allocations of Shellfish Licenses for 2017. *[Shellfish Conservation Commission]*

Shellfish Conservation Commission

Sponsor

01/04/2017

First Reading/Vote

Ought to Pass

Recommendation

N/A

Second Reading/Final Approval/Vote

TOWN OF SCARBOROUGH

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TO: Members of the Scarborough Town Council

FROM: Scarborough Shellfish Commission

RE: 2017 Shellfish Allocations

DATE: December 30, 2016

At the Shellfish Conservation Commission meeting held on Tuesday, November 8, 2016, the Commission approved the following Shellfish Allocations for 2016. The proposed allocation are as follows:

	<u>2016 Allocations</u>	<u>2017 Proposed Allocations</u>
• Resident Commercial License:	30	33
• Non – Resident Commercial Licenses:	3	4
• Over 60 Commercial Bushel Licenses:	1	3
• Resident Student Commercial License:	10	10
• Non- Resident Student Commercial License:	1	1
• Resident Recreational Licenses:	200	200
• Non- Resident Recreational License:	20	20
• Day Permits:	10 per day	10 per day

This request will be submitted to the Department of Marine Resources for approval once the Town Council takes action.

If you have any questions, please contact me at 730-4020. Thank you.

Scarborough Shellfish Conservation Committee
Minutes of November 8, 2016

Item 1. Call to Order

Item 2. Those present: Robert Willette, Dave Green, Erica Downs, Tim Downs, Terry Twomey, Mike Lemelin, Dwayne O'Roak, Ian Anderson (H.M.), Peter Hayes (C.L.) Guests – Chuck Maynard, Ed Blanchard, Steve Beaudoin, Joe Delano, Peter Angis, Ed O'Bar, Tyler Turner, Dennis Violette, Calvin Bayley, Pete Thayer (DMR)

Item 3. Approval of minutes for October 11, 2016 – Tim moved approval. Robert 2nd. Minutes unanimously approved

Item 4. Public Comment – None

Item 5. HM report – 1" closure areas will open November 11th, Spurwink opens November 30th. Dave turned in time for Ed O'Bar & Steve Beaudoin

Item 6. CL report –Public hearing @ Pine Point Fire Station 11/15 6:30pm to discuss rework of Grand avenue/Pine Point rotary

Item 7. Treasurer report – Balance is \$1,855.00, Dave turned in a receipt for a plaque for Robert Willette

Item 8. Old Business – Dave presented Robert Willette with a plaque for his service to the committee. Robert thanked us & stated it has been a pleasure serving on the committee.

Dave brought up ASP (Amnesic Shellfish Poisoning) & how it affects people neurologically. Pete Thayer briefly spoke about it & stated that all the closures had been Downeast this year & they have all been lifted.

Item 9. New Business

- a. Discussion on approving student conservation time – Robert said Ed Kinsman had sent him a text message, Robert told Ian he might want to get in touch with Ed. Ed had text that he did crab trapping, but has misplaced his log. Ian said he would contact Ed.
- b. Discussion on a school project for Jeff Quirk – Ian stated Jeff text him the other day & he had completed the project. Ian should be getting his time shortly.
-  c. Discussion on license numbers for 2017 – Opened discussion to the public. A letter was sent in from John Lyon in favor of adding 2-3 licenses with no adverse effects. Many clams out there where there has not been any for years & they are of varying sizes. Peter Angis in favor of 4 additional licenses 3 res., 1 non-res. He mentioned that there are at least 3 different sets out there. He also stated many of the flats are not being dug. Tyler Turner - I'm just here to see what was going? I had heard from an individual he was going to do what he had to so to get it down to 5 licenses in this town & I don't think that's right. Calvin Bayley - If you can't increase licenses with the condition this river is in when can you? Dave responded that we will get into that. Joe Delano - this is the 2nd best set of seed I've seen out there, you could easily add 3-5 licenses. Steve Beaudoin - would like a couple senior licenses added. Ed Blanchard - the milky ribbon worm is a concern, it seems like once the clams get up to cutting size the worms move in. Chuck Maynard - would like the numbers to remain the same & wait another year. Understand what Peter is saying about the sets coming up, but we did not have as good of a year this year as we

should've. Ed O'Bar – Agrees w/Peter that there could be some good years ahead, but also agrees w/Chuck that we didn't have as great of a year as we all thought we would. Concerned about the worms, shouldn't add any licenses this year. Closed public comment. Mike - in favor of adding 3 res., 1 non-res., 1 senior. Peter, John & Joe are out there a lot so I am willing to take their advice. The clams are out there & they belong to the whole town. Tim – 3 res., 1 non-res., 2 senior, lots of flats not being turned, lot of clams & seed. Fear the worms, but feel we need to get out & turn the mud. That's why we left Jones Creek open all year to turn the mud. I think we made a mistake last year by not increasing licenses. Terry – Peter, Joe, John have been digging for years, I would agree with them. I would go along with Tim's proposal. Dwayne – questioned if Pete wanted to increase numbers from the existing amount? Peter answered yes. Robert – questioned Pete how you can add licenses when you don't know how many there are? Pete stated that we could easily add 3 without affecting anyone. Erica – After listening to the public, committee members, other diggers not present, & personally going out on the flats, I understand the fear of the worms, but I think we need to get out there & dig the clams, turn the mud. We need to do what is best for the resource. Dave – Pete Thayer gave me a landings report this summer, for the Town of Scarborough going back to 1997. 2007 was the biggest year on record & that was done w/27 licenses which was increased from 24 the previous year & that was a good thing because it was a great year for landings. Since then everything is downhill, we are up to 30 licenses now & 2015 is a 50% decrease in landings from 2007. Tim made a motion to set numbers for 2017 at 33 commercial resident, 4 commercial non-resident, 10 student commercial resident, 1 student commercial non-resident, 3 over 60 commercial resident, 200 recreational. Erica 2nd the motion. Vote was - 4 yes, 3 no Robert, Dave, Dwayne – voted no

- d. Ed Blanchard asked about P90 water testing. Pete Thayer told him Terry Dane is the area biologist & does the water quality testing. Dave told him that we can add this item to new business & have Terry Dane come to a meeting weather permitting.

Item 10. Set agenda

1. Call to order December 13, 2016 at 7:30pm
2. Those present
3. Approval of minutes for November 8, 2016
4. Public comment
5. HM report
6. CL report
7. Treasurer report
8. Old business
9. New business
 - a. Discussion on conservation closures
 - b. Discussion on Maine statutes DMR chapter 7-Aquaculture leases
 - c. Discussion on crab trapping/conservation for 2017
10. Set agenda
11. Adjourn

Tim made a motion to adjourn. Dave 2nd the motion. Meeting adjourned

AGENDA
SCARBOROUGH TOWN COUNCIL
WEDNESDAY – JANUARY 04, 2017
REGULAR MEETING – 6:00 P.M.

Order No. 17-005. Move approval on the request for an executive session pursuant to Title 1, of the M.R.S.A. §405(6)(C) regarding a personnel matter relating to the Town Manager’s Evaluation, to open back to public session to adjourn the regular meeting.

Town Council Chair

Ought to Pass

Sponsor

Recommendation

01/04/2017

N/A

First Reading/Vote

Second Reading/Final Approval/Vote