

**WARRANT
ANNUAL TOWN MEETING
HARPSWELL, MAINE
MARCH 11, 2006**

Cumberland, s.s.

State of Maine

To any Constable or Resident of the Town of Harpswell:

You are hereby required in the name of the State of Maine to notify and warn the inhabitants of the Town of Harpswell qualified to vote in Town affairs to assemble at Harpswell Islands School, Route 24, Harpswell, Maine on Saturday the eleventh day of March, 2006 at 9:00 a.m. of said day, to act on Articles 1 and 2.

The business meeting to act on Article 3 and others that follow will begin at noon.

Art. 1 – To choose a Moderator to preside at said meeting.

(POLLS WILL OPEN AS SOON AS ARTICLE ONE HAS BEEN ACTED UPON AND WILL CLOSE AT 5:00 P.M.)

Art. 2 – To choose by secret ballot one Selectman, who shall be an Assessor and Overseer of the Poor, for a three-year term; one Road Commissioner for a three-year term; and one M.S.A.D. # 75 Director for a three-year term.

Art. 3 – To see if the Town will vote to change the method of selection of the Town Tax Collector from being elected to being appointed by the Board of Selectmen commencing with the 2007 Annual Town Meeting.

Recommended by Selectmen

Art. 4 – To see if the Town will vote to change the method of selection of the Town Clerk from being elected to being appointed by the Board of Selectmen commencing with the 2007 Annual Town Meeting.

Recommended by Selectmen

Art. 5 – To see if the Town will vote to change the method of selection of the Town Treasurer from being elected to being appointed by the Board of Selectmen commencing with the 2007 Annual Town Meeting.

Recommended by Selectmen

Art. 6 – To see if the Town will vote to change the method of selection of the Town Road Commissioner from being elected to being appointed by the Board of Selectmen commencing with the 2007 Annual Town Meeting or as soon thereafter as permitted by law when a vacancy in that office next occurs and in no case later than the 2009 Annual Town Meeting.

Recommended by Selectmen

Art. 7 – To see if the Town will vote to revoke its authorization for the Board of Selectmen to accept a deed of transfer for the easement relating to the fuel pipeline leading from the former Defense Fuel Supply Point, Casco Bay, for the Town of Harpswell and dispose of it pursuant to Articles 13 and 14 on the Warrant of the Annual Town Meeting Warrant of March 8, 2003.

*Recommended by Selectmen Theberge and Weil
Not Recommended by Selectman Alexander*

Art. 8 – To see if the Town will vote to (1) approve the use of one of the houses and one of the garages at Mitchell Field for library purposes; (2) authorize the Board of Selectmen to enter into a multi-year lease with a local library Board; and (3) raise and appropriate the sum of \$11,000 for a proposed Harpswell Neck library provided that a local library board has been created and is engaged in fundraising.

*Recommended by Selectmen
Recommended by the Budget Advisory Committee*

Art. 9 – To see if the Town will vote to (1) authorize the use of Mitchell Field for the purposes of a boat ramp, a small recreation area near the shore and to allow motor vehicles to use the south road and (2) raise and appropriate \$25,000 to implement Recreation Committee proposals for Mitchell Field consistent with the Comprehensive Plan.

*Recommended by Selectmen
Recommended by the Budget Advisory Committee*

Art. 10 – To see if the Town will vote to raise and appropriate \$20,000 for the securing of buildings and the abatement of hazardous substances at Mitchell Field.

*Recommended by Selectmen
Recommended by the Budget Advisory Committee*

Art. 11 – Shall an ordinance entitled “2006 Amendments to the Official Shoreland Zoning Map of the Town of Harpswell to Change the Zoning District Designation of Properties Currently identified as Tax Map 26, Lot 4 from Commercial Fishing to Shoreland Business; Tax Map 26, Lot 6 from Commercial Fishing to Shoreland Business; Tax Map 25, Lot 1 from Commercial Fishing to Shoreland Business; Tax Map 25, Lot 3 from Commercial Fishing to Shoreland Business; Tax Map 25, Lot 41 from Commercial Fishing to Shoreland Business; Tax Map 25, Lot 151 from Commercial Fishing to Shoreland Business” be enacted?

Recommended by Selectmen

Art. 12 – To see if the Town will vote to adopt the “2006 Amendments to the 2005 Update of the Harpswell Comprehensive Plan.”

Recommended by Selectmen

The Town of Harpswell 2005 Update of the Harpswell Comprehensive Plan shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Community Character Chapter (page 21 and 22), regarding Action Recommendations, as set forth below:

❖ *Action Recommendations*

- Amend land use ordinances to increase density of development in villages and decrease density of development in rural areas. Maintain present density in rural and waterfront neighborhoods.

- Amend land use ordinances to direct new commercial and institutional development to villages and the town center.
- Amend land use ordinances to maintain rural views from main roads and minimize new curb cuts.
- In accordance with State law, permit mobile home parks in designated growth areas.
- Amend land use ordinances to clarify essential working waterfronts and limit non-maritime uses in them.
- Amend land use ordinances to designate areas for expansion of marine economic activity.

Art. 13 -- Shall an Ordinance entitled “2006 Amendments to the Basic Land Use Ordinance Regarding Reconsideration by the Board of Appeals and Appeals to Superior Court” be enacted?

Recommended by Selectmen

The Town of Harpswell Basic Land Use Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 14, regarding Variances and Appeals, as set forth below:

14.4. Appeal to Superior Court

Any aggrieved party who participated in the proceedings before the Board of Appeals may take an appeal to Superior ~~Court~~ **Court** ~~in accordance with State laws within forty five (45) days from the date of the vote on the original decision of the Board of Appeals as set forth in 30-A M.R.S.A. § 2691(3), as may be amended from time to time.~~ as set forth in 30-A M.R.S.A. § 2691(3), as may be amended from time to time.

14.5. Reconsideration

The Board of Appeals may reconsider any decision ~~within thirty (30) days of its original decision. A vote to reconsider and the action taken on that reconsideration must occur and be completed within thirty (30) days of the date of the vote on the original decision as set forth in 30-A M.R.S.A. § 2691(3), as may be amended from time to time.~~ as set forth in 30-A M.R.S.A. § 2691(3), as may be amended from time to time. The Board may conduct additional hearings and receive additional evidence and testimony.

Art. 14 – Shall an Ordinance entitled “2006 Amendments to the Shoreland Zoning Ordinance and the Basic Land Use Ordinance Regarding Reconstruction or Replacement of Non-Conforming Structures” be enacted?

Recommended by Selectmen

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 10.3, regarding Non-Conforming Structures, as set forth below:

10.3.2.2. Reconstruction or Replacement. Any non-conforming structure which is located less than the required setback from the maximum high water line of a water body, tributary stream, the upland edge of a wetland, or from a property line, and which is removed, damaged, or destroyed by more than 50% of the assessed value of the structure, as adjusted by the Town’s assessment ratio as most recently certified by the Assessors to the State of Maine, before such damage, destruction, or

removal, as determined by the Planning Board, may be reconstructed or replaced provided that a permit is obtained within one (1) year of the date of said damage, destruction, or removal, and provided that such replacement is in compliance with the setback requirements to the greatest practical extent, as determined by the Planning Board, in accordance with the purposes of this Ordinance. In no case, shall a structure be reconstructed or replaced so as to increase its non-conformity.

The Town of Harpswell Basic Land Use Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 10.3, regarding Non-Conforming Structures, as set forth below:

10.3.2.2. Reconstruction or Replacement: Any non-conforming structure that is located less than the required setback from a property line or road and which is removed, damaged, or destroyed by more than 50% of the assessed value of the structure, as adjusted by the Town's assessment ratio as most recently certified by the Assessors to the State of Maine, before such damage, destruction, or removal, as determined by the Planning Board, may be reconstructed or replaced provided that a permit is obtained within one (1) year of the date of said damage, destruction, or removal, and provided such replacement is in compliance with the setback requirements to the greatest practical extent as determined by the Planning Board in accordance with the purposes of this Ordinance; provided, however, that any non-conforming structure that is located less than the required setback from a property line or road and that is damaged or destroyed by fire or any cause other than the willful act or negligence of the owner or the owners agent may be reconstructed on the same footprint as the structure that was destroyed. In no case shall a structure be reconstructed or replaced so as to increase its non-conformity.

Art. 15 – Shall an Ordinance entitled “2006 Amendments to the Shoreland Zoning Ordinance Regarding Roads and Driveways” be enacted?

Recommended by Selectmen

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 15.8, regarding Roads and Driveways, as set forth below:

15.8.1. Except as specifically approved by the Maine Department of Environmental Protection or United States Army Corps of Engineers, Roads and driveways shall be set back at least seventy-five (75) feet from the maximum high water line of a water body, tributary stream, or the upland edge of a wetland described in Section 3 of this Ordinance, unless no reasonable alternative exists as determined by the Code Enforcement Officer. If no other reasonable alternative exists, the Code Enforcement Officer may reduce the road and/or driveway setback requirement to no less than fifty (50) feet upon clear showing by the applicant that appropriate techniques will be used to prevent sedimentation of the water body. Such techniques may include, but are not limited to, the installation of settling basins, and/or the effective use of additional ditch relief culverts and turnouts placed so as to avoid sedimentation of the water body, tributary stream or wetland.

Art. 16 – Shall an Ordinance entitled “2006 Amendments to the Shoreland Zoning Ordinance and the Basic Land Use Ordinance Regarding Subsurface Wastewater Disposal Systems” be enacted?

Recommended by Selectmen

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck-out~~):

Amend Section 15.11, regarding Subsurface Wastewater Disposal, as set forth below:

15.11. Subsurface Wastewater Disposal

15.11.1. All subsurface sewage disposal systems shall be permitted and installed in conformance with the State of Maine Subsurface Wastewater Disposal Rules and to minimize adverse impacts on ground water quality.

-
-
-

15.11.5. The minimum setback for new subsurface sewage disposal ~~systems~~ fields shall be not less than one hundred (100) horizontal feet from the maximum high-water line of a perennial water body. The minimum setback distances from the water bodies for new subsurface sewage disposal ~~systems~~ fields shall not be reduced by variance.

-
-
-

15.11.7. ~~When two or more lots or structures in different ownership share the use of a common subsurface wastewater disposal system, the system must be owned and maintained in common by an owners’ association. Covenants in the deeds for each lot must require mandatory membership in the association and provide for adequate funding of the association to assure proper maintenance of the system. The Code Enforcement Officer may require evidence that these covenants and deeds have been recorded at the Cumberland County Registry of Deeds prior to issuing a plumbing permit. The owner of the proposed system may locate the system or components partially on property not owned or controlled by the owner of the system, provided that the owner of the property where the system is to be located executes an easement in perpetuity for the construction, operation, replacement, and maintenance of the system, giving the system’s owner authorization to cross any land or right-of-way between the two parcels. The easement shall be filed and cross-referenced in the Registry of Deeds and the Codes Enforcement Office prior to issuance of a disposal system permit. The easement shall provide sufficient buffer around the disposal field and fill material extensions for future replacement and maintenance of the system.~~

The Town of Harpswell Basic Land Use Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck-out~~):

Amend Section 11.4, regarding Subsurface Wastewater Disposal, as set forth below:

11.4. Subsurface Wastewater Disposal

11.4.1. All subsurface wastewater disposal systems shall be permitted and installed in conformance with the State of Maine Subsurface Wastewater Disposal Rules and to minimize adverse impacts on ground water quality.

-
-
-

11.4.5. The minimum setback for new subsurface wastewater disposal ~~systems~~fields shall be not less than one hundred (100) horizontal feet from the maximum high water line of a perennial water body. The minimum setback distance from the water body for new subsurface wastewater disposal ~~systems~~fields shall not be reduced by variance.

-
-
-

~~11.4.7. When two or more lots or structures in different ownership share the use of a common subsurface wastewater disposal system, the system must be owned and maintained in common by an owners' association. Covenants in the deeds for each lot must require mandatory membership in the association and provide for adequate funding of the association to assure proper maintenance of the system. The Code Enforcement Officer may require evidence that these covenants and deeds have been recorded at the Cumberland County Registry of Deeds prior to issuing a plumbing permit. The owner of the proposed system may locate the system or components partially on property not owned or controlled by the owner of the system, provided that the owner of the property where the system is to be located executes an easement in perpetuity for the construction, operation, replacement, and maintenance of the system, giving the system's owner authorization to cross any land or right-of-way between the two parcels. The easement shall be filed and cross-referenced in the Registry of Deeds and the Codes Enforcement Office prior to issuance of a disposal system permit. The easement shall provide sufficient buffer around the disposal field and fill material extensions for future replacement and maintenance of the system.~~

Art. 17 – Shall an Ordinance entitled “2006 Amendments to the Shoreland Zoning Ordinance and the Basic Land Use Ordinance Regarding Storm Water Runoff” be enacted?

Recommended by Selectmen

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 15.10, regarding Storm Water Runoff, as set forth below:

15.10. Storm Water Runoff

15.10.1. All new construction and development shall be designed to minimize storm water runoff from the site affecting a water body, tributary stream, or upland edge of a wetland described in Section 3 of this Ordinance in excess of the natural pre-development conditions. Where possible, existing natural runoff control features, such as berms, swales, terraces and wooded areas shall be retained in order to reduce runoff and encourage infiltration of stormwaters.

 The Town of Harpswell Basic Land Use Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

 Amend Section 11.6, regarding Storm Water Runoff, as set forth below:

11.6. Storm Water Runoff

11.6.1. All new construction and development shall be designed to minimize storm water runoff from the site affecting a water body, tributary stream, or upland edge of a wetland described in Section 3 of the Shoreland Zoning Ordinance in excess of the natural pre-development conditions. Where possible, existing natural runoff control features, such as berms, swales, terraces, and wooded areas shall be retained in order to reduce runoff and encourage infiltration of stormwaters.

Art. 18 - Shall an Ordinance entitled “2006 Amendments to the Shoreland Zoning Ordinance and the Basic Land Use Ordinance Regarding Land Use Table to Change the Definition of Small Non-Residential Facilities and to Correct a Typographical Error” be enacted?

Recommended by Selectmen

The Town of Harpswell Shoreland Zoning Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

 Amend Section 14, regarding Land Use Table, as set forth below:

SECTION 14. TABLE OF LAND USES IN THE SHORELAND ZONE

TABLE 1 LAND USES IN THE SHORELAND ZONE					
Land Use Districts	Shoreland Districts				
	RP	SR	SB	CF I	CF II
15.6. Small non-residential facilities for marine, scientific or nature related purposes	no	PB	PB	PB	PB

FOOTNOTES: Land Use Table

10. Only as provided in Section 13.1.2 1.

 The Town of Harpswell Basic Land Use Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 13, regarding Land Use Table, as set forth below:

13.3. TABLE 1. LAND USES AND ACTIVITIES						
Land Uses and Activities	Interior	Shoreland Districts				
	INT	RP	SR	SB	CF1	CF2
15.6 Small non-residential facilities for marine, scientific or nature related purposes	PB	No	PB	PB	PB	PB

FOOTNOTES: Land Use Table

10. Only as provided in Section 13.1.2 1. of the Shoreland Zoning Ordinance.

Art. 19 – Shall an Ordinance entitled “2006 Amendments to the Subdivision Ordinance Regarding the Standard for Submission Requirements” be enacted?

Recommended by Selectmen

The Town of Harpswell Subdivision Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 8.3, regarding Submissions, as set forth below:

8.3.2.24.	Written statement of how proposed subdivision plan fits in with the character of the Town as set forth by the 1993 Comprehensive Plan <u>in the most recently adopted edition of the Town’s Comprehensive Plan.</u>	X	X
-----------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---	---

Art. 20 – Shall an Ordinance entitled “2006 Amendments to the Harpswell Harbor and Waterfront Ordinance” be enacted?

Recommended by Selectmen

The Town of Harpswell Harbor and Waterfront Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Section 5 REGISTRATION OF MOORINGS

5.1 Registration

All moorings located below low water line in waters of Harpswell shall be registered with the Town Clerk before ~~June~~ May 1 of each year. For Moorings registered after May 1, a penalty of double the normal mooring fee will be assessed. Any applicant who completes re-registration by ~~June~~ May 1 of any year shall be given preference for the location occupied by the registrant’s mooring the prior year, unless the Harbormaster determines that a demonstrated need for that site has been shown by someone higher on the list of priorities in section 5.5.3 below. In such an event, the Harbormaster will provide a new site agreeable to the original registrant and relocate

the mooring, in the same condition as at its original site, at the expense of the mooring owner taking over the old site. Determinations by the Harbormaster may be appealed to the Selectmen. In 2006 the Selectmen, at their discretion, may waive this penalty.

5.2 Registration Fees

Unless the fee amount is otherwise determined by the Selectmen, the following fees shall apply:

Personal use by resident or non-resident taxpayer:	\$8.00/Year <u>\$12.00/Year</u>
Personal use by non-resident:	\$40.00/Year <u>\$60.00/Year</u>
Rental use:	\$30.00/Year <u>\$50.00/Year</u>

-
-

5.4 Unregistered Moorings

If any moorings in the waters of Harpswell are unregistered after ~~July~~ May 1, the Town Clerk shall notify the owner. ~~If~~ registration is not completed within thirty (30) days of the date of notice, the Harbormaster may have the mooring removed at the expense of the mooring owner and a fee of ~~\$100.00~~ to be paid to the ~~€~~Town. In 2006 the Selectmen, at their discretion, may waive this penalty.

-
-

5.7 Removal of Abandoned Vessels

Except where the vessel constitutes an immediate hazard to public health, safety and welfare, the Selectmen shall notify the owner of an abandoned vessel of his duty to remove any abandoned vessel within thirty (30) days of the date of the notice. If the vessel is not removed within the applicable thirty (30) day period, it may be removed by the Harbor Master at the expense of the owner in accordance with the procedures of 38 M.R.S.A. Sec 5. Where the Selectmen determine that the abandoned vessel constitutes a threat to public health, safety and welfare, they may authorize the Harbor Master to remove the vessel immediately and without notice at the expense of the owner. Nothing in this section shall prevent the Town from enforcing Section 8.1.6-~~5~~5 or from collecting penalties (Section 8.2).

Art. 21 – Shall an Ordinance entitled “2006 Amendments to the Sign Ordinance Regarding Display Advertising Signs” be enacted?

Recommended by Selectmen

The Town of Harpswell Sign Ordinance shall be amended as follows (additions are underlined and deletions are ~~struck out~~):

Amend Section 3, regarding Regulations, as set forth below:

- 3.3.2 Display Business Advertising Signs not over 32 sq. ft. in area, with the longest dimension not over 8 ft., and limited to one visible in each direction, may be displayed at the owner' s place of business. Signs in this category must meet the following criteria: They must be placed on the lot site of the business, not more than 100 ft. in either direction along the highway from said place of business and must be placed so as not to obstruct the vision of motorists in any direction from the highway. No sign shall be placed closer than 33 ft. from the center of the right of way, except as approved by the Municipal Officers and, where applicable, the Maine Department of Transportation.

GENERAL GOVERNMENT & OPERATIONS

Art. 22 – To see if the Town will vote to raise and appropriate the sum of \$112,137 for the following elected officials’ salaries, for which Tax Collector and Town Clerk are full-time positions, and travel allowances; and when the Selectmen fill a vacancy in any elected position, they are authorized to establish the annual payment, at their discretion, but in no case in an amount less than three-quarters of the amount in this Article. These are annual salary figures, which shall be prorated and effective from the time of election through December 31 of that year. (Previous year \$109,750)

	2006 Proposed Salary & Expense/Travel	Previous Year
Selectman, Chair	\$8,000	\$1,000
Selectman	7,500	1,000
Selectman	7,500	1,000
Tax Collector	37,455	1,000
Town Clerk	33,682	1,000
Treasurer	6,000	500
Road Commissioner	<u>6,000</u>	<u>500</u>
	\$106,137	\$6,000

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 23 – To see if the Town will vote to raise and appropriate the sum of \$354,363 for General Administration.

	2006 Proposed	Previous Year
Administration	\$256,962	\$235,895
Assessing	84,401	74,470
Public Information	11,000	11,000
Registrar of Voters	<u>2,000</u>	<u>0</u>
	\$354,363	\$321,365

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 24 – To see if the Town will vote to appropriate \$20,235 of unexpended revaluation funds for continual updating of the assessing records.

*Recommended by Selectmen
Recommended by the Budget Advisory Committee*

Art. 25 – To see if the Town will vote to raise and appropriate the sum of \$32,659 for the Tax Collector’s Office. (Previous Year \$32,644)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 26 – To see if the Town will vote to raise and appropriate the sum of \$49,018 for the Town Clerk’s Office. (Previous Year \$48,515)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 27 – To see if the Town will vote to raise and appropriate the sum of \$110,339 for Codes Enforcement. (Previous Year \$108,660)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 28 – To see if the Town will vote to raise and appropriate the sum of \$67,950 for the Planning Office. (Previous Year \$64,725)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 29 – To see if the Town will vote to raise and appropriate the sum of \$2,250 for the Treasurer’s Office. (Previous Year \$2,450)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 30 – To see if the Town will vote to raise and appropriate the sum of \$252,500 for employee benefits.

	2006 Proposed	Previous Year
Maine State Retirement	\$5,025	\$4,725
Health Insurance	154,449	117,673
Social Security/Medicare	63,220	61,200
Deferred Compensation	14,573	11,280
IAM Pension Fund	13,073	8,500
Short-term Disability	<u>2,160</u>	<u>2,100</u>
	\$252,500	\$205,478

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 31 – To see if the Town will vote to raise and appropriate the sum of \$48,287 for Risk Management (Insurance and Workers’ Compensation), and to appropriate \$5,971 of unexpended 2005 risk management funds for the creation of a self-insurance reserve account. (Previous Year \$55,125)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 32 – To see if the Town will vote to raise and appropriate the sum of \$50,000 for legal expenses. (Previous Year \$50,000)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 33 – To see if the Town will vote to raise and appropriate the sum of \$12,976 for memberships.

	2006 Proposed	Previous Year
Maine Municipal Association	\$6,987	\$6,987
Greater Portland Council of Governments	5,239	5,226
Chamber of Commerce	<u>750</u>	<u>600</u>
	\$12,976	\$12,813

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 34 – To see if the Town will vote to raise and appropriate the sum of \$4,820 for Town Boards/Committees’ expenses. (Previous Year \$5,070)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 35 – To see if the Town will vote to raise and appropriate the sum of \$76,465 for operation and maintenance of Town-owned buildings, properties, vehicles, and clean-up of Town properties.

	2006 Proposed	Previous Year
Town Bldgs, Prop, & Veh.	\$64,300	\$57,778
Old Town House & Commons	3,465	3,200
Town Clean-up	1,000	1,000
Town Dock	1,500	2,500
Mackerel Cove/Town Landings	<u>6,200</u>	<u>3,700</u>
	\$76,465	\$68,178

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

PUBLIC WORKS

Art. 36 – To see if the Town will vote to raise and appropriate the sum of \$450,000 for Public Works.

	2006 Proposed	Previous Year
Snow Removal	\$362,500	\$368,500
Road Maintenance	85,000	20,000
Road Commissioner Services	0	15,500
Road/Street Signs	<u>2,500</u>	<u>2,000</u>
	\$450,000	\$406,000

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

[Note: \$16,828 of 2005 unexpended road maintenance funds have been carried forward to the 2006 road maintenance budget; \$40,000 of 2004 unexpended road maintenance funds were carried forward to the 2005 road maintenance budget].

Art. 37 – To see if the Town will vote to raise and appropriate the sum of \$382,693 for operations and personnel at the A. Dennis Moore Recycling Center and Transfer Station. (Previous Year \$382,120)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

PROTECTION AND SAFETY

Art. 38 – To see if the Town will vote to raise and appropriate the sum of \$258,950 for Emergency Services.

	2006 Proposed		Previous Year
Oper./Ins./Train	\$150,000	<i>(Split evenly among 3 depts)</i>	\$132,000 <i>(Split evenly among 3 depts)</i>
Capital	85,000	<i>(\$35K OBI, \$25K CH & HN)</i>	75,000 <i>(Split evenly among 3 depts)</i>
ALS	18,000		10,000
EMS Coordination	0		1,200
Central Com. Maint.	500		750
Fire Warden	2,000		2,200
Emergency Manag't	2,750		2,000
911 Phone Access	<u>700</u>		<u>700</u>
	\$258,950		\$223,850

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 39 – To see if the Town will vote to raise and appropriate the sum of \$284,810 for Law Enforcement and Communications Services contracted with Cumberland County Sheriff's Department. (Previous Year \$266,321 and \$12,000 from vehicle replacement account for Law Enforcement and Communications Services)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 40 – To see what sum the Town will vote to raise and appropriate for Shellfish Conservation enforcement, boat operations and water quality testing.

	2006 Proposed	Previous Year
Cumberland County Marine Patrol Contract	\$83,795	\$121,821
Boat Operations	<u>2,000</u>	<u>2,000</u>
	\$85,795	\$123,821

*\$85,795 Recommended by Selectmen
\$85,795 Recommended by Budget Advisory Committee*

Art. 41 – To see if the Town will vote to raise and appropriate the sum of \$5,000 for clam flat surveys and New Meadows River Watershed Project.

	2006 Proposed	Previous Year
Clam Flat Surveys	4,000	0
New Meadows River Watershed Project	<u>1,000</u>	<u>1,000</u>
	\$5,000	\$1,600

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 42 – To see if the Town will vote to raise and appropriate the sum of \$28,380 for Street Lighting. (Previous Year \$27,550)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 43 – To see if the Town will vote to raise and appropriate the sum of \$41,745 for Harbor Management. (Previous Year \$24,750 plus appropriation from Article 2 of June 14, 2005 Special Town Meeting Warrant).

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 44 – To see if the Town will vote to raise and appropriate the sum of \$22,388 for Animal Control.

	2006 Proposed	Previous Year
Animal Control	\$16,100	\$16,250
Coastal Humane Society	<u>6,288</u>	<u>6,025</u>
	\$22,388	\$22,275

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

HEALTH AND WELFARE

Art. 45 – To see if the Town will vote to raise and appropriate the sum of \$29,580 for Health and Welfare and related Agencies.

	2006 Proposed	Previous Year
General Assistance	13,000	10,000
Health Officer	1,600	1,600
CHANS	2,000	1,500
Independence Association	1,500	1,500
CED	730	730
Coastal Transportation	1,000	1,000
People Plus	1,500	1,500
Senior Spectrum	1,500	1,630
Hospice	1,500	1,500
Family Crisis Shelter	500	500
Sexual Assault Response	250	240
Tedford Shelter	1,000	1,000
Big Brothers/Big Sisters	500	500
Respite	1,000	1,000
Hunger Prevention	2,000	2,000
Southern Maine Parent Awareness	<u>0</u>	<u>250</u>
	\$29,580	\$26,350

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

CULTURAL AND RECREATIONAL

Art. 46 – To see if the Town will vote to raise and appropriate the sum of \$127,976 for Cultural and Educational Programs.

	2006 Proposed	Previous Year
Curtis Memorial Library	101,776	95,918
Orr’s Island Library	11,000	10,000
Cundy’s Harbor Library	11,500	10,000
Cundy’s Harbor Portable Septic	0	1,000
Harpswell Historical Society	2,000	2,000
Pejepscot Historical Society	500	500
Memorial Observances	<u>1,200</u>	<u>1,500</u>
	\$127,976	\$120,918

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 47 – To see if the Town will vote to raise and appropriate the sum of \$40,000 for Harpswell Community Broadcasting Company. (Previous Year \$35,000)

	2006 Proposed	Previous Year
Operations	\$35,000	\$35,000
Generator	<u>5,000</u>	<u>0</u>
	\$40,000	\$35,000

*\$25,000 Recommended by Selectmen Theberge and Weil
\$20,000 Recommended by Selectman Alexander
\$25,000 Recommended by Budget Advisory Committee*

Art. 48 – To see if the Town will vote to raise and appropriate the sum of \$24,040 for Recreation, including Recreation Director compensation and departmental expenses. (Previous Year \$21,292)

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 49 – To see if the Town will vote to raise and appropriate \$7,255 for recreation programs and authorize the Board of Selectmen to appropriate revenue generated by recreation programs for recreational purposes and revenue generated by advertising and concession sales for operating expenses and capital improvement of Trufant-Summerton Field.

	2006 Proposed	Previous Year
Baseball	1,000	1,000
Basketball	1,000	1,000
Harrier	725	725
Skiing	1,030	1,030
Soccer	150	150
Summer Arts	600	600
Family Swim	150	150
Summer Swim	2,000	2,000
Contours	50	50
New Programs	<u>550</u>	<u>550</u>
	\$7,255	\$7,255

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

CAPITAL

Art. 50 – To see if the Town will vote to raise and appropriate the sum of \$25,500 to fund capital reserve accounts.

Boat & Motor Replacement	3,000
Voting Machines	3,000
Harpswell Community Broadcasting (<i>Digital conversion</i>)	5,000
Vehicle Replacement	12,000
Copier Replacement	<u>2,500</u>
	\$25,500

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 51 – To see if the Town will vote to appropriate \$200,000 from the capital roads reserve account and to authorize the issuance of general obligation bonds or notes in an amount not exceeding \$350,000, hereby authorized, with the dates, maturities, denominations, interest rates and other details of such bonds to be determined by the Board of Selectmen for a capital roads project.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Total estimated debt service of this bond issue is \$430,544 of which principal is \$350,000 and estimated interest cost at 4.05% over 10 years is \$80,544.

FINANCIAL STATEMENT – TOWN OF HARPSWELL

The issuance of bonds by the Town of Harpswell (the “Town”) is one of the ways in which the Town borrows money for certain purposes. The following is a summary of the bonded indebtedness of the Town of Harpswell as of the date of this Town Meeting:

*	Bonds Now Outstanding and Unpaid	\$2,326,667
*	Interest to be Repaid on Outstanding Bonds	\$ 378,656
*	Total to be Repaid on Bonds Issued	\$2,705,323
*	Additional Bonds Authorized But Not Yet Issued	\$ 50,000
*	Total Additional Bonds (now proposed)	
	to be Issued if Approved by Voters	\$ 350,000
*	Estimated Potential New Interest	\$ 80,544
*	Total Additional Bonds To Be Issued	
	and Estimated Interest if Approved by Voters	\$3,185,867

When money is borrowed by issuing bonds, the Town must repay not only the principal amount of the bonds but also interest on the bonds. The amount of interest to be paid will vary depending upon the rate of interest and the years to maturity at the time of issue. The validity of the bonds and of the voters’ ratification of the bonds may not be affected by any errors in the estimates made of the costs involved, including varying interest rates, the estimated cost of interest on the bond amount to be issued, and the total cost of principal and interest to be paid at maturity.

Marguerite M. Kelly
Town Treasurer

Art. 52 – To see if the Town will vote to raise and appropriate the sum of \$45,000 for the Recycling Center reserve account for capital expenditures in 2006 consistent with the Recycling Center five-year capital plan.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

CONTINGENCY

Art. 53 – To see if the Town will vote to raise and appropriate the sum of \$30,000 for contingency reserve.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

[Note: \$30,000 replenishes the contingency reserve account to \$82,261. In 2005, a total of \$27,739 was charged to contingency: \$16,108 for Legal Services; \$13 for Memberships; \$4,485 for Municipal Maintenance and Operations; \$3,293 for Old Town Office; \$2,223 for General Assistance; and \$1,617 for Debt Service.]

OTHER ITEMS

Art. 54 – To see if the Town will vote to appropriate the sum of \$50,000 from undesignated fund balance to replace the same amount authorized to be borrowed pursuant to Article 2 on the Special Town Meeting Warrant of January 28, 2006.

*Recommended by Selectmen
Recommended by Budget Advisory Committee*

Art. 55 – To see if the Town will vote to participate with Cumberland County in the housing and community development programs of the Federal Department of Housing and Urban Development, including but not limited to the Community Block Grant program and the HOME program, and designate its population to be included in the calculation of Cumberland County's program funds by the U.S. Department of Housing and Urban Development (HUD) and to authorize the Board of Selectmen to execute an agreement with Cumberland County to formalize the same.

Recommended by Selectmen

Art. 56 – To see if the Town will vote to fix the date of September 15, 2006 as the date when the first one-half of taxes shall be due and payable, with interest on the first installment to start after that date, and the date of December 15, 2006 as the date when the second one-half of taxes are due and payable, with interest on the second installment to start after that date, and to see if the Town will vote to charge a 6.5% rate of interest on unpaid taxes.

Recommended by Selectmen

Art. 57 – To see if the Town will vote to authorize the Tax Collector to accept prepayment of taxes not yet committed, as a service to our taxpayers. Any excess prepaid in over the amount finally committed shall be repaid without interest. (36 M.R.S.A. § 506). (Excess payment of \$10.00 or less may be credited to 2007 taxes).

Recommended by Selectmen

Art. 58 – To see if the Town will vote to set the interest rate to be paid by the Town on abated taxes at 3% for the period of assessment and to authorize such interest paid or abatements granted to be appropriated from overlay funds or, if necessary, from undesignated fund balance.

Recommended by Selectmen

Art. 59 – To see if the Town will vote to authorize and direct the Board of Selectmen, at its discretion, to sell by sealed bid or public auction and to convey by quit-claim deed any real estate acquired from tax sources by the Town, or to convey the property to the prior owner upon payment in full of all taxes, interest and charges incurred by the Town. The Board of Selectmen reserves the right to reject any and all bids.

Recommended by Selectmen

Art. 60 – To see if the Town will vote to authorize the Board of Selectmen to accept conditional and unconditional gifts of money and to appropriate such funds for any purpose for which the Town has appropriated funds.

Recommended by Selectmen

Art. 61 – To see if the Town will vote to authorize the Board of Selectmen to spend an amount not to exceed 3/12 of the budgeted amount in each budget category of the 2006 annual budget from January 1, 2007 to the 2007 Annual Town Meeting.

Recommended by Selectmen

Art. 62 – To see if the Town will vote to raise and appropriate the sum of \$513,300 for Debt Service.

Recommended by Selectmen

Recommended by Budget Advisory Committee

Art. 63 – To see if the Town will vote to authorize the Board of Selectmen to sell by public bid or other competitive process any and all personal property deemed excess by the Board of Selectmen pursuant to such restrictions as the Board of Selectmen may impose.

Recommended by Selectmen

Art. 64 – To see if the Town will vote to authorize the Board of Selectmen to appropriate an amount not to exceed \$180,000 from Municipal Revenue Sharing, \$1,500,000 of 2006 non-property tax revenue, and \$150,000 of undesignated fund balance to reduce the tax commitment.

Recommended by Selectmen

Recommended by Budget Advisory Committee

[Article 65 will be passed over if Article 64 passes].

Art. 65 – To see if the Town will vote to increase the property tax levy limit of \$1,864,862 established for Harpswell by State law in the event that the municipal budget approved under the preceding articles will result in a tax commitment that is greater than that property tax levy limit.

The Selectmen hereby give notice that the Registrar of Voters will be available at the Town Office during regular business hours for the entire week preceding said meeting to receive applications of persons claiming the right to vote at said meeting and to make corrections to the list of voters. Registrations will be accepted at the meeting.