

**Selectboard Meeting
on June 07, 2023**

**The Selectboard will hold a Meeting at 6:00PM at
The Chebeague Island Hall on
Wednesday, June 07, 2023**

- I. Call Public Meeting to Order**
- II. Public Comments for items not on the agenda for discussion not action.**
- III. Town Reports**
 - Town Administrator
 - Treasurers Report
 - Committee Updates
 - Harbormaster Report
 - Fire Department Report
 - Public Works Report
 - Code Enforcement Officer Report
 - Road Commissioner
- IV. Regular Business**
 - 23-050 To authorize the Town Administrator to pay the Jensen Baird bill for professional services from the Selectmen's Contingency fund.**
 - 23-051 To authorize the Town Administrator to pay the Bernstein Shur bill for professional services from the Selectmen's Contingency fund.**
 - 23-052 To hear an update on the Fowler property notice of violation.**
- V. Other Business**
- VI. Communications**
- VII. To approve minutes from May 17, 2023 and May 30, 2023**
- VIII. Items to be placed on a future agenda.**
- IX. Adjourn**



Town of Chebeague Island

MEMO

To: Bo Beaupre, Chair and Members of the Select Board
From: Viktoria G. Wood, Town Administrator
Date: June 2, 2023
RE: Town Administrators Report

Thank you- I would like to publicly thank the town staff and the board for supporting me in my unexpected absence the last 2 weeks while we are going through a difficult family loss. Your support has been greatly appreciated and has not gone unnoticed. Thank you for your support, kind words and condolences.

Annual Town Meeting- The town warrant is printed and complete in time for the Annual Town meeting on June 10th at 9Am at the Hall. Copies of the warrant can be picked up at the town office or viewed on the town website.

Summer BOS Meetings- Annually the board votes to have one meeting a month in July and August. My recommendation for dates is July 12 and August 16th. Once a decision is made by the board, we will do the proper advertising.

Communication from Virginia and Mike Castine- The Castines are the owners of the property at 44 Jenks Rd. They are requesting a meeting with 2 board members (Mark and Carol) to meet and discuss the parking situation and dune erosion on their property. The current parking situation at Sandy Point is located on their property. I told Virginia that I would pass the message along to the board and the board will decide whether 2 board members want to meet with them or discuss this matter in a public meeting.

Letter Bureau of Parks and Lands- Please see attached response from Anja regarding the letter that was submitted to the Department of Agriculture, Conservation and Forestry from the town in reference to the application for a pier and ramp installation on Hope Island.

Treasurers Report- I was not able to complete the full treasurers report in time for this meeting. Attached please see the revenue and expense report. The treasurer's report will be available for the next meeting on June 21.

Town admin

From: Parlin, Anja <Anja.Parlin@maine.gov>
Sent: Tuesday, May 23, 2023 12:30 PM
To: Town admin
Subject: RE: comment from TOCI regarding pier and float application on Hope Is.
Attachments: scan.pdf; scan.pdf

Hi Viktoria,

I apologize for not replying your email sooner. I thought I had responded when I had received your comment. Apologies! Thank you for providing comments.

As an interested party to the FLS Business Center, LLC's Submerged lands lease review (Hope Island), I'm including a copy of our official reply to your comment. Figured it would be easier to email it to you, instead of mail. If you need an official copy mailed to your office, let me know.

Please find attached our response to your municipality, and the Bureau's Final Findings and Decision for the FLS Business Center LLC'S request for a Submerged Lands Lease amendment.

Please reach out with any questions or concerns.

Best regards,
Anja Parlin

Submerged Lands Program Technician
Department of Agriculture, Conservation & Forestry
22 SHS, 18 Elkins Lane, Augusta ME 04333
Phone (207) 287-4970
Fax (207) 287-6170

From: Town admin <townadmin@townofchebeagueisland.org>
Sent: Friday, May 12, 2023 3:29 PM
To: Parlin, Anja <Anja.Parlin@maine.gov>
Cc: Code Office <codeoffice@townofchebeagueisland.org>; j_doughty01@hotmail.com; John Wilson <occams81@gmail.com>; Bo.chebeague1@outlook.com
Subject: comment from TOCI regarding pier and float application on Hope Is.

EXTERNAL: This email originated from outside of the State of Maine Mail System. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Anja,

Please accept the attached letter on the behalf of the town for the application on Hope Island.

Please let me know if you have any questions.

Viktoria



JANETT T. MILLS
GOVERNOR

STATE OF MAINE
DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY
BUREAU OF PARKS & LANDS
22 STATE HOUSE STATION
AUGUSTA, MAINE 04333

AMANDA E. BEAL
COMMISSIONER

May 22, 2023

Viktoria Wood
Town Administrator
Town of Chebeague Island
192 North Road
Chebeague Island, ME 04017

RE: Submerged Lands Application – FLS Business Center, LLC

Dear Ms. Wood:

The Bureau of Parks and Lands (Bureau) has completed its review of FLS Business Center LLC’s Department of Environmental Protection NRPA application to install a new pier, ramp and float at its property on Hope Island. Thank you for your interest regarding this proposal.

The State holds submerged lands in trust for the public. The submerged lands statute and the submerged lands’ accompanying regulations balance the public’s trust rights to use Maine’s coastal waters and great ponds with the demand for private, exclusive use of those submerged lands.

As the municipality involved with this project, we have received your comments that were provided on May 9th, 2023. In response to your first comment, regarding the use of the structure. The original NRPA application provided by the agent for FLS Business Center, on Appendix B, the agent/applicant had selected both residential and commercial use. Appendix D, under section “This Application is for…” had provided information for both the residential and commercial fishing category. The agent for the applicant submitted amended Appendices B and D to the Bureau on May 16th, to amend the use of the structure to that of only private recreational at the site. In response to your second comment, Submerged Lands rules require applicants to secure all other local, state, and federal approvals before any signed leases are valid.

Since no comments in opposition to the project were received, the Bureau is issuing its Final Findings And Decision. A copy of which is enclosed for your information

If you have any questions, please feel free to contact me at (207) 287-4970 or by email to: Anja.Parlin@maine.gov. Thank you.

Sincerely,

Anja Parlin
Submerged Lands Technician

enc: Final Findings And Decision

ANDREW R. CUTKO, DIRECTOR
BUREAU OF PARKS & LANDS
18 ELKINS LANE, HARLOW BUILDING



PHONE: (207) 287-3821
FAX: (207) 287-6170
WWW.MAINE.GOV/DACF/



STATE OF MAINE
DEPARTMENT OF AGRICULTURE, CONSERVATION & FORESTRY
BUREAU OF PARKS & LANDS
 22 STATE HOUSE STATION
 AUGUSTA, MAINE 04333

JANET T. MILLS
 GOVERNOR

AMANDA E. BEAL
 COMMISSIONER

SUBMERGED LANDS LEASE – FINAL FINDINGS AND DECISION

APPLICANT: FLS Business Center, LLC

PROJECT LOCATION: Town of Chebeague Island, Hope Island

APPLICATION: Department of Environmental Protection NRPA Application No. L-188564-4P-G-N/TW-H-N

PROJECT DESCRIPTION: The applicant has applied to install a pier, ramp and float on Hope Island near their existing float structure. The project consists of a 6’x 30’ pier, supported by 10 pilings, and is connected to a 4’ x 50’ ramp and a 16’x 40 float. The float and half of the ramp are located beyond mean-low water and will extend approximately 60’ over submerged lands for private recreational use.

REVIEW COMMENTS: Notification letters were sent to the municipality, and Department of Marine Resources (DMR). DMR provided comments for the project stating, “No impact on traditional fishing, recreation, navigation or riparian access is expected.”

The town of Chebeague Island commented on the declaration of the primary use of the structure in response to the municipal notice sent to the town on April 14th, 2023 from the Bureau. The NRPA application submitted by the applicant stated mixed private and commercial uses. The applicant has subsequently provided the Bureau with an amended NRPA application on May 16th, 2023, Appendices B and D, to revise a clerical error in the application and confirm the only use of the structure as private recreational. The municipality additionally commented and requested that the Bureau, before issuing a lease, require the applicant to be in full compliance with other local, town, state, and federal regulations. Standard language within the Final Findings and Decision, and under paragraph 4 of the Lease agreement, requires such compliance.

No comments in opposition were received.

FINDINGS: Based upon its review of all information in the administrative record, the Bureau of Parks and Lands makes the following findings in accordance with Title 12 M.R.S. section 1862, the Bureau’s Chapter 53 rules, and pertinent regulations.

PUBLIC ACCESS WAYS:

The Bureau finds that the portion of the Project landward of the mean low-water mark will be located on the applicant’s private property and is not proposed to be sited on or adjacent to a public access point to the shore. As such, the Bureau finds that the Project will not unreasonably interfere with public access ways to submerged lands.

PUBLIC TRUST RIGHTS:

The Bureau finds that the Project will not unreasonably interfere with fishing, fowling, navigation, or other existing marine uses of the area.

ANDREW R. CUTKO, DIRECTOR
 BUREAU OF PARKS & LANDS
 18 ELKINS LANE, HARLOW BUILDING



PHONE: (207) 287-3821
 FAX: (207) 287-6170
 WWW.MAINE.GOV/DACF/

RECREATION:

The Bureau finds that the Project will not unreasonably interfere with recreation.

SERVICES AND FACILITIES NECESSARY FOR COMMERCIAL MARINE ACTIVITIES:

The Bureau finds that the Project will not unreasonably diminish the availability of services and facilities necessary for commercial marine activities.

INGRESS AND EGRESS OF RIPARIAN OWNERS:

The Bureau finds that the Project will not unreasonably interfere with ingress and egress of riparian owners.

RISK TO LIFE OR PROPERTY:

The Bureau finds that the Project will not result in significantly increased risk to life or property in the vicinity of the proposal under conditions of weather and vessel traffic that are likely to be encountered.

REQUIREMENTS OF OTHER AGENCIES:

The Bureau understands that the applicant is in the process of obtaining all required federal, state, and municipal approvals. Standard language in the submerged lands lease requires that the lessee acquire all federal, state, and local approvals within a limited time frame after the lease is issued, and that the lessee comply with the terms of all such approvals throughout the lease period. Failure to obtain all necessary federal, state, and local approvals invalidates the lease for the portion of the Project that does not receive a required permit.

The Town of Chebeague Island requested that the issuance of a submerged lands lease be contingent on the approval of all local, town, state, and federal regulations. This request is an existing condition of any Submerged lands Lease.

The Bureau finds that the proposed Project complies with subsection 1.7(C)(6) because the lease is conditional upon receiving all necessary approvals.

SPECIAL PROTECTION AREAS OF SUBMERGED LANDS:

There is no evidence in the record that any portion of the proposed submerged lands lease area has been designated for special protection by an agency authorized to make such designations. Therefore, the Bureau finds that the Project will not conflict with established management guidelines designed to protect such designated areas.

COASTAL POLICIES:

Because the Bureau has determined that the Project otherwise meets the standards described in subsection 1.7(C) of the Bureau's Chapter 53 rules, the Bureau finds that the use does not conflict with those aspects of the Coastal Policies or the Coastal Policy guidelines in 38 M.R.S. § 1801 that relate to the criteria considered by the Bureau.

PUBLIC INTEREST and CONSISTENCY WITH RULES

Based on all the findings above, and because the lease terms require the applicant to obtain all necessary federal, state, and local approvals, the Bureau finds that the Project is not inconsistent with the Bureau's rules and is not otherwise contrary to the public interest, provided the applicant obtains the necessary federal, state, and municipal approvals.

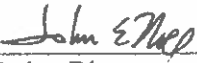
OUTSTANDING FEES:

The applicant has paid the fee required for processing the application, therefore the Bureau finds that there are no outstanding fees relative to the application.

CONCLUSIONS: Based upon its review of all information in the administrative record, the Bureau of Parks and Lands concludes that the Project meets the requirements set forth in 12 M.R.S. section 1862 and in the Bureau's Chapter 53 Submerged Lands Rules.

DECISION: In accordance with Title 12 M.R.S. section 1862, the Director of the Bureau of Parks and Lands has determined that Submerged Lands Lease No. 0969B-L-34 will be granted to FLS Business Center, LLC.

APPEAL RIGHTS: In accordance with 5 M.R.S.A. section 11002 and Maine Rule of Civil Procedure 80C, this decision may be appealed to Superior Court within 30 days of receipt of notice of the decision by a party to this proceeding, or within 40 days from the date of the decision by any other aggrieved person.

Signed: 
Andrew R. Cutko, Director
Bureau of Parks and Lands

Date: May 23, 2023

Exp / Rev Summary Report

ALL Departments

May

Account	Budget	Current Month	Year To Date	Balance	Percent
1300 Admn/Select					
REVENUES					
302 AGENT FEE	3,500.00	697.00	4,245.00	-745.00	121.29
303 EXCISE TAX	110,000.00	12,455.05	106,049.99	3,950.01	96.41
304 BOAT EXCISE	7,500.00	1,774.80	5,339.90	2,160.10	71.20
305 INT & PEN	5,000.00	46.33	3,174.58	1,825.42	63.49
307 LIEN COST	0.00	0.00	325.30	-325.30	0.00
308 ABATEMENTS	0.00	0.00	-2,096.25	2,096.25	0.00
311 HUNT&FISH	0.00	7.00	48.48	-48.48	0.00
312 MARRIAGE LIC	0.00	0.00	199.80	-199.80	0.00
314 DEATH CERT	0.00	0.00	13.00	-13.00	0.00
315 CLERK LIC	0.00	0.00	28.00	-28.00	0.00
316 SHELLFSH LIC	2,000.00	170.00	1,055.00	945.00	52.75
325 SUPP TAX	0.00	0.00	835.00	-835.00	0.00
326 TAX COMMIT	3,165,639.00	0.00	3,156,623.41	9,015.59	99.72
327 HOMEST REIMB	33,960.00	0.00	33,414.00	546.00	98.39
328 VETERAN EXEM	0.00	0.00	53.00	-53.00	0.00
330 TREE GROWTH	0.00	0.00	1,049.96	-1,049.96	0.00
331 REV SHARING	38,802.00	5,358.76	40,273.08	-1,471.08	103.79
351 POLICE FINES	0.00	489.40	2,293.40	-2,293.40	0.00
352 LGL FINE/FEE	0.00	0.00	5.00	-5.00	0.00
364 GROWTH PERM	0.00	0.00	500.00	-500.00	0.00
365 BD APPEALS	0.00	250.00	1,000.00	-1,000.00	0.00
366 BLDG PERMITS	12,000.00	3,511.95	41,931.25	-29,931.25	349.43
367 ELEC PERMITS	1,000.00	50.00	3,306.75	-2,306.75	330.68
368 PLUMB PRMITS	2,300.00	750.00	2,482.50	-182.50	107.93
369 OTHER PERMIT	0.00	500.00	1,980.00	-1,980.00	0.00
378 EDUC-AID	55,184.00	2,993.74	50,096.46	5,087.54	90.78
379 INT INCOME	0.00	0.00	8,990.09	-8,990.09	0.00
390 MISC REVENUE	0.00	-1,327.40	28,216.61	-28,216.61	0.00
395 UF TRANSFER	175,000.00	0.00	0.00	175,000.00	0.00
401 DOG REVENUE	0.00	55.00	597.00	-597.00	0.00
403 MOORING FEES	5,000.00	3,670.00	5,670.00	-670.00	113.40
411 DOT REV URIP	14,964.00	0.00	14,880.00	84.00	99.44
418 CI S/WASTE	25,000.00	2,477.00	31,656.50	-6,656.50	126.63
500 RENT MOORING	0.00	0.00	325.00	-325.00	0.00
501 ST/WHF PMT	7,500.00	2,150.00	7,543.76	-43.76	100.58
502 TRANS TIEFEE	2,000.00	89.00	2,298.00	-298.00	114.90
511 CTC ESC BLOT	0.00	0.00	2,000.00	-2,000.00	0.00
512 Copy Fee Rev	0.00	30.00	396.75	-396.75	0.00
Revenue Total	3,666,349.00	36,197.63	3,556,800.32	109,548.68	97.01
EXPENSES					
1000 Wages - F/T	151,422.00	19,100.90	141,536.00	9,886.00	93.47
1010 Wages - P/T	26,884.00	5,146.50	28,030.00	-1,146.00	104.26
1110 Elected Off.	6,000.00	0.00	4,800.00	1,200.00	80.00
1300 Bank Fees	500.00	52.87	179.45	320.55	35.89
2010 Gasoline	1,000.00	104.27	1,021.50	-21.50	102.15
2030 Telephone	3,200.00	290.48	3,286.16	-86.16	102.69
2041 Technology	20,010.00	953.81	21,428.59	-1,418.59	107.09
2080 Diesel	0.00	-1,337.40	0.00	0.00	0.00
3010 Advertising	900.00	120.75	563.75	336.25	62.64
3140 Member Dues	3,500.00	0.00	3,897.00	-397.00	111.34
3160 Misc. Exp.	5,650.61	0.00	5,244.26	406.35	92.81
3202 Janitorial	250.00	0.00	173.15	76.85	69.26
3210 Postage	2,000.00	360.00	1,420.14	579.86	71.01
3220 Printing	1,800.00	142.43	1,843.25	-43.25	102.40

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
1300 Admn/Select CONT'D					
3240 Publications	0.00	0.00	35.00	-35.00	0.00
3250 Reg of Deeds	500.00	0.00	19.00	481.00	3.80
3300 Office Supp.	4,000.00	100.94	1,597.71	2,402.29	39.94
3335 Travel	4,000.00	83.00	2,695.33	1,304.67	67.38
3405 Hall Rental	4,000.00	0.00	4,000.00	0.00	100.00
4000 Bldg Maint	500.00	0.00	64.00	436.00	12.80
4010 Equip Rental	3,000.00	61.17	859.07	2,140.93	28.64
5000 Contr. Svcs	5,000.00	338.50	3,248.47	1,751.53	64.97
5010 Auditing	18,000.00	3,850.00	4,500.00	13,500.00	25.00
5240 Training	1,500.00	0.00	660.00	840.00	44.00
Expense Total	263,616.61	29,368.22	231,101.83	32,514.78	87.67
Net Profit / (Loss)	3,402,732.39	6,829.41	3,325,698.49	(77,033.90)	

1400 Assessor

EXPENSES

3250 Reg of Deeds	250.00	0.00	70.00	180.00	28.00
3390 Assess Maps	1,800.00	0.00	1,853.00	-53.00	102.94
5000 Contr. Svcs	12,000.00	1,000.00	12,000.00	0.00	100.00
Expense Total	14,050.00	1,000.00	13,923.00	127.00	99.10
Net Profit / (Loss)	(14,050.00)	(1,000.00)	(13,923.00)	127.00	

1650 Elect/Bd Reg

EXPENSES

1010 Wages - P/T	1,000.00	0.00	429.00	571.00	42.90
Expense Total	1,000.00	0.00	429.00	571.00	42.90
Net Profit / (Loss)	(1,000.00)	0.00	(429.00)	571.00	

1700 Planning

EXPENSES

1070 G.I.S.	500.00	0.00	500.00	0.00	100.00
3010 Advertising	200.00	0.00	110.00	90.00	55.00
3210 Postage	100.00	0.00	0.00	100.00	0.00
3240 Publications	50.00	0.00	40.00	10.00	80.00
5090 Cont. Serv.	5,650.00	0.00	0.00	5,650.00	0.00
5240 Training	0.00	0.00	70.00	-70.00	0.00
Expense Total	6,500.00	0.00	720.00	5,780.00	11.08
Net Profit / (Loss)	(6,500.00)	0.00	(720.00)	5,780.00	

1900 Legal Svcs

EXPENSES

5540 Gen. Admin.	10,000.00	0.00	17,749.29	-7,749.29	177.49
Expense Total	10,000.00	0.00	17,749.29	-7,749.29	177.49
Net Profit / (Loss)	(10,000.00)	0.00	(17,749.29)	(7,749.29)	

2100 Law Enf Svcs

EXPENSES

1000 Wages - F/T	0.00	0.00	0.00	0.00	0.00
1010 Wages - P/T	8,528.00	760.00	6,084.56	2,443.44	71.35

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
2100 Law Enf Svs CONT'D					
2010 Gasoline	1,400.00	133.75	1,160.01	239.99	82.86
3335 Travel	1,500.00	0.00	1,125.00	375.00	75.00
5000 Contr. Svcs	41,572.00	36,426.54	77,009.61	-35,437.61	185.24
Expense Total	53,000.00	37,320.29	85,379.18	-32,379.18	161.09
Net Profit / (Loss)	(53,000.00)	(37,320.29)	(85,379.18)	(32,379.18)	

2200 Fire Rescue

EXPENSES

1010 Wages - P/T	72,028.00	995.00	43,332.27	28,695.73	60.16
2000 Electricity	4,000.00	40.70	265.32	3,734.68	6.63
2010 Gasoline	600.00	0.00	522.75	77.25	87.13
2020 Heating Fuel	6,500.00	0.00	7,588.35	-1,088.35	116.74
2030 Telephone	2,100.00	187.75	1,937.38	162.62	92.26
2080 Diesel	700.00	0.00	263.79	436.21	37.68
3040 Equip Maint	12,000.00	0.00	14,356.08	-2,356.08	119.63
3140 Member Dues	1,300.00	0.00	1,125.00	175.00	86.54
3200 F/R Supplies	7,500.00	798.35	5,215.64	2,284.36	69.54
3202 Janitorial	65.00	0.00	0.00	65.00	0.00
3335 Travel	3,700.00	0.00	411.50	3,288.50	11.12
3350 Uniforms	250.00	0.00	0.00	250.00	0.00
4000 Bldg Maint	4,000.00	0.00	1,035.00	2,965.00	25.88
5000 Contr. Svcs	13,200.00	130.01	13,933.35	-733.35	105.56
5240 Training	7,000.00	490.00	1,628.00	5,372.00	23.26
6110 Radio/Tele	7,500.00	994.18	9,239.06	-1,739.06	123.19
6230 Apparel/Gear	1,500.00	0.00	1,371.46	128.54	91.43
Expense Total	143,943.00	3,635.99	102,224.95	41,718.05	71.02
Net Profit / (Loss)	(143,943.00)	(3,635.99)	(102,224.95)	41,718.05	

2400 Code Enf.

EXPENSES

1010 Wages - P/T	28,080.00	3,240.00	25,920.00	2,160.00	92.31
5240 Training	0.00	0.00	295.00	-295.00	0.00
Expense Total	28,080.00	3,240.00	26,215.00	1,865.00	93.36
Net Profit / (Loss)	(28,080.00)	(3,240.00)	(26,215.00)	1,865.00	

2500 Harbor Shell

EXPENSES

1010 Wages - P/T	26,647.00	3,041.22	21,355.36	5,291.64	80.14
2010 Gasoline	600.00	68.60	315.17	284.83	52.53
2030 Telephone	300.00	25.00	275.00	25.00	91.67
3040 Equip Maint	0.00	0.00	320.00	-320.00	0.00
3120 Marine Supp	500.00	0.00	572.50	-72.50	114.50
3140 Member Dues	150.00	0.00	150.00	0.00	100.00
3350 Uniforms	150.00	0.00	0.00	150.00	0.00
5240 Training	750.00	0.00	854.82	-104.82	113.98
Expense Total	29,097.00	3,134.82	23,842.85	5,254.15	81.94
Net Profit / (Loss)	(29,097.00)	(3,134.82)	(23,842.85)	5,254.15	

2600 Animal Cont.

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
2600 Animal Cont. CONT'D					
EXPENSES					
1010 Wages - P/T	3,200.00	0.00	3,200.00	0.00	100.00
2030 Telephone	300.00	25.00	300.00	0.00	100.00
3160 Misc. Exp.	500.00	0.00	35.00	465.00	7.00
3290 Shelter	500.00	0.00	566.28	-66.28	113.26
3350 Uniforms	150.00	0.00	0.00	150.00	0.00
5240 Training	600.00	0.00	75.00	525.00	12.50
Expense Total	5,250.00	25.00	4,176.28	1,073.72	79.55
Net Profit / (Loss)	(5,250.00)	(25.00)	(4,176.28)	1,073.72	

3100 Public Svcs

EXPENSES					
1000 Wages - F/T	92,685.00	10,694.40	87,370.49	5,314.51	94.27
1010 Wages - P/T	3,500.00	0.00	1,898.00	1,602.00	54.23
1020 Overtime	5,000.00	0.00	7,049.44	-2,049.44	140.99
2000 Electricity	2,000.00	40.70	264.55	1,735.45	13.23
2010 Gasoline	3,000.00	584.87	2,802.49	197.51	93.42
2020 Heating Fuel	3,200.00	0.00	3,643.20	-443.20	113.85
2030 Telephone	1,000.00	106.01	1,164.38	-164.38	116.44
2080 Diesel	8,000.00	0.00	10,072.96	-2,072.96	125.91
3040 Equip Maint	20,000.00	2,748.78	14,521.93	5,478.07	72.61
3120 Marine Supp	3,000.00	276.05	727.44	2,272.56	24.25
3160 Misc. Exp.	0.00	0.00	0.00	0.00	0.00
3202 Janitorial	500.00	0.00	19.99	480.01	4.00
3300 Office Supp.	200.00	46.27	309.15	-109.15	154.58
3335 Travel	2,800.00	158.00	2,602.50	197.50	92.95
3350 Uniforms	800.00	0.00	294.99	505.01	36.87
4000 Bldg Maint	4,000.00	0.00	414.95	3,585.05	10.37
4010 Equip Rental	8,700.00	0.00	3,318.95	5,381.05	38.15
4600 Cold Patch	5,000.00	537.85	967.20	4,032.80	19.34
4605 Culv/Drain	2,000.00	0.00	0.00	2,000.00	0.00
4630 Road Matis	15,000.00	810.00	3,511.64	11,488.36	23.41
4640 Sand & Salt	12,500.00	0.00	3,946.72	8,553.28	31.57
4645 Street Signs	0.00	0.00	249.05	-249.05	0.00
5000 Contr. Svcs	5,000.00	63.00	1,110.08	3,889.92	22.20
5020 Barging	16,000.00	4,545.00	10,559.40	5,440.60	66.00
5230 Pave Marking	100.00	0.00	0.00	100.00	0.00
5240 Training	500.00	0.00	0.00	500.00	0.00
6010 Tools	2,500.00	0.00	412.89	2,087.11	16.52
6120 Safety Equip	500.00	0.00	86.95	413.05	17.39
Expense Total	217,485.00	20,610.93	157,319.34	60,165.66	72.34
Net Profit / (Loss)	(217,485.00)	(20,610.93)	(157,319.34)	60,165.66	

3200 Solid Waste

EXPENSES					
1010 Wages - P/T	40,207.00	570.14	23,801.05	16,405.95	59.20
2000 Electricity	1,100.00	40.70	234.75	865.25	21.34
2030 Telephone	580.00	56.01	564.38	15.62	97.31
3040 Equip Maint	1,800.00	64.00	64.00	1,736.00	3.56
3202 Janitorial	600.00	0.00	319.18	280.82	53.20
3350 Uniforms	250.00	0.00	0.00	250.00	0.00

Exp / Rev Summary Report
ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
3200 Solid Waste CONT'D					
4000 Bldg Maint	1,300.00	0.00	0.00	1,300.00	0.00
4655 Chipping Bru	20,000.00	0.00	229.50	19,770.50	1.15
5020 Barging	42,900.00	6,400.00	55,707.25	-12,807.25	129.85
5110 Hauling	85,000.00	7,195.22	68,149.73	16,850.27	80.18
5120 Landfill Mon	9,000.00	0.00	14,996.80	-5,996.80	166.63
5130 Haz Waste	6,500.00	0.00	5,766.26	733.74	88.71
5240 Training	650.00	419.95	519.95	130.05	79.99
5251 Sanitation	2,000.00	0.00	2,587.50	-587.50	129.38
Expense Total	211,887.00	14,746.02	172,940.35	38,946.65	81.62
Net Profit / (Loss)	(211,887.00)	(14,746.02)	(172,940.35)	38,946.65	
4400 Misc-MainInd					
EXPENSES					
9110 ..	22,978.00	0.00	22,978.00	0.00	100.00
Expense Total	22,978.00	0.00	22,978.00	0.00	100.00
Net Profit / (Loss)	(22,978.00)	0.00	(22,978.00)	(0.00)	
4600 Contribution					
EXPENSES					
3150 Library	25,000.00	0.00	25,000.00	0.00	100.00
3151 Comm Center	34,500.00	0.00	34,500.00	0.00	100.00
3160 Misc. Exp.	0.00	0.00	0.00	0.00	0.00
3164 VNA	1,000.00	0.00	1,000.00	0.00	100.00
3166 Isl. Council	7,000.00	0.00	7,000.00	0.00	100.00
3167 Recreation	59,500.00	0.00	59,500.00	0.00	100.00
3168 CRC-Kids Pla	20,000.00	0.00	20,000.00	0.00	100.00
3169 Island Comm	3,000.00	0.00	3,000.00	0.00	100.00
3173 Medical	341.00	0.00	341.00	0.00	100.00
Expense Total	150,341.00	0.00	150,341.00	0.00	100.00
Net Profit / (Loss)	(150,341.00)	0.00	(150,341.00)	(0.00)	
5810 Genl Assista					
EXPENSES					
3160 Misc. Exp.	500.00	0.00	0.00	500.00	0.00
Expense Total	500.00	0.00	0.00	500.00	0.00
Net Profit / (Loss)	(500.00)	0.00	0.00	500.00	
5910 Health Svcs					
EXPENSES					
1010 Wages - P/T	2,000.00	0.00	2,000.00	0.00	100.00
Expense Total	2,000.00	0.00	2,000.00	0.00	100.00
Net Profit / (Loss)	(2,000.00)	0.00	(2,000.00)	(0.00)	
6200 Cemetery					
EXPENSES					
1010 Wages - P/T	6,500.00	1,224.00	3,717.00	2,783.00	57.18
2010 Gasoline	250.00	56.53	128.71	121.29	51.48
3040 Equip Maint	500.00	0.00	0.00	500.00	0.00

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
6200 Cemetery CONT'D					
3140 Member Dues	50.00	0.00	0.00	50.00	0.00
3163 Cemetery Gen	600.00	856.16	856.16	-256.16	142.69
5000 Contr. Svcs	6,000.00	0.00	4,150.00	1,850.00	69.17
5240 Training	150.00	0.00	0.00	150.00	0.00
Expense Total	14,050.00	2,136.69	8,851.87	5,198.13	63.00
Net Profit / (Loss)	(14,050.00)	(2,136.69)	(8,851.87)	5,198.13	

6900 Debt Service

EXPENSES

6500 MBB Interest	45,853.00	0.00	38,361.44	7,491.56	83.66
6510 MBBPrincipal	169,183.00	0.00	169,183.00	0.00	100.00
6511 MMBSchInt	36,568.00	0.00	36,567.52	0.48	100.00
6512 MMBSchPrin	80,250.00	0.00	80,250.00	0.00	100.00
6516 PlowTrkInter	801.00	0.00	1,034.37	-233.37	129.13
6517 PlowTrkPrinc	20,667.00	0.00	20,666.65	0.35	100.00
6520 MMBrdbdInt	0.00	0.00	5,203.35	-5,203.35	0.00
6550 MMBDrdgeInt	0.00	0.00	4,520.05	-4,520.05	0.00
Expense Total	353,322.00	0.00	355,786.38	-2,464.38	100.70
Net Profit / (Loss)	(353,322.00)	0.00	(355,786.38)	(2,464.38)	

7500 Benef/Insur.

EXPENSES

1015 Pay Raises	10,000.00	0.00	10,000.00	0.00	100.00
1210 Health/Life	106,760.00	7,680.97	104,588.72	2,171.28	97.97
1220 FICA / MED	35,810.00	3,256.11	29,045.90	6,764.10	81.11
1230 ICMA-Retire	12,665.00	894.29	7,263.54	5,401.46	57.35
1270 Unemployment	2,500.00	0.00	1,719.82	780.18	68.79
1280 Workers Comp	15,000.00	1,531.00	12,935.50	2,064.50	86.24
3060 Liabil. Ins	26,000.00	0.00	16,431.00	9,569.00	63.20
Expense Total	208,735.00	13,362.37	181,984.48	26,750.52	87.18
Net Profit / (Loss)	(208,735.00)	(13,362.37)	(181,984.48)	26,750.52	

8000 School

REVENUES

800 Ed Lunch Fee	0.00	0.00	1,100.72	-1,100.72	0.00
805 Sch UF Trans	125,000.00	0.00	0.00	125,000.00	0.00
806 Bus Rental	0.00	0.00	507.00	-507.00	0.00
807 Misc Sch Rev	0.00	0.00	0.00	0.00	0.00
Revenue Total	125,000.00	0.00	1,607.72	123,392.28	1.29

EXPENSES

8024 Health Ed T	0.00	0.00	19,892.00	-19,892.00	0.00
8040 OPER/MAINT	0.00	115.00	115.00	-115.00	0.00
8044 VEH-OP/TRANS	0.00	0.00	125.00	-125.00	0.00
8101 Sup. Sal	32,136.00	3,708.00	29,664.00	2,472.00	92.31
8102 Sec. Sal	13,738.00	1,681.81	12,488.71	1,249.29	90.91
8103 Health Ins	10,643.00	886.78	9,754.58	888.42	91.65
8104 FICA/Med	2,751.00	293.95	3,826.43	-1,075.43	139.09
8106 Work Comp	0.00	0.00	2,772.60	-2,772.60	0.00
8107 Conf/Train	1,500.00	0.00	0.00	1,500.00	0.00

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
8000 School CONT'D					
8108 OtherProServ	30,000.00	0.00	11,663.00	18,337.00	38.88
8110 Comm/Phone	2,200.00	215.34	1,969.14	230.86	89.51
8111 Postage	750.00	0.00	235.80	514.20	31.44
8112 Advertising	400.00	33.00	453.68	-53.68	113.42
8113 Printing	1,200.00	0.00	858.45	341.55	71.54
8114 Copier Sup	300.00	0.00	0.00	300.00	0.00
8115 Equip/Softwre	100.00	0.00	2.99	97.01	2.99
8116 Travel	100.00	0.00	0.00	100.00	0.00
8117 Stipends	1,200.00	0.00	0.00	1,200.00	0.00
8118 FICA	92.00	0.00	0.00	92.00	0.00
8119 Legal	7,500.00	0.00	0.00	7,500.00	0.00
8120 Ins	2,600.00	0.00	2,785.00	-185.00	107.12
8121 Dues&Fees	500.00	0.00	400.00	100.00	80.00
8122 Misc	300.00	0.00	607.72	-307.72	202.57
8124 Unem Comp	2,300.00	0.00	1,188.99	1,111.01	51.70
8125 Work Comp	5,000.00	0.00	0.00	5,000.00	0.00
8201 Admin Sal	32,136.00	3,708.00	29,664.00	2,472.00	92.31
8202 Secr. Sal	13,739.00	1,681.81	12,488.71	1,250.29	90.90
8203 Health Ins	10,643.00	886.78	9,754.58	888.42	91.65
8204 FICA/Med	2,751.00	293.96	2,334.84	416.16	84.87
8206 Work Comp	0.00	0.00	19.00	-19.00	0.00
8207 Conferences	500.00	0.00	0.00	500.00	0.00
8208 Postage	100.00	0.00	10.60	89.40	10.60
8209 Printing	1,200.00	0.00	941.03	258.97	78.42
8210 Supplies	250.00	50.08	200.33	49.67	80.13
8211 Copy Supp	200.00	0.00	0.00	200.00	0.00
8212 Eq. Repair	250.00	0.00	0.00	250.00	0.00
8213 Dues & Fees	900.00	0.00	0.00	900.00	0.00
8301 K-2 Tch Sal	59,420.00	6,010.43	44,207.11	15,212.89	74.40
8302 3-5 Tch Sal	69,420.00	7,501.73	55,533.47	13,886.53	80.00
8303 Ed-TechSal	28,233.00	3,880.96	23,864.32	4,368.68	84.53
8304 Temp Sal	2,000.00	45.00	45.00	1,955.00	2.25
8305 Healt Ins	31,927.00	2,660.34	30,150.52	1,776.48	94.44
8306 FICA/Med	9,782.00	997.80	7,101.28	2,680.72	72.60
8309 AssessmtTest	500.00	0.00	0.00	500.00	0.00
8310 GenSupplies	5,000.00	77.47	1,609.18	3,390.82	32.18
8311 Travel Reimb	500.00	0.00	353.31	146.69	70.66
8312 Books & Per	2,000.00	0.00	1,013.65	986.35	50.68
8313 AudioVisual	500.00	0.00	30.82	469.18	6.16
8314 Equip.	250.00	0.00	0.00	250.00	0.00
8316 Copy Lease	500.00	17.92	597.34	-97.34	119.47
8318 MS Tuition	93,030.00	0.00	115,310.07	-22,280.07	123.95
8319 Second Tuit	192,928.00	0.00	188,383.50	4,544.50	97.64
8401 CourseReimb	1,000.00	0.00	3,099.00	-2,099.00	309.90
8402 OtherProServ	2,000.00	0.00	0.00	2,000.00	0.00
8403 OthrProfSvcs	4,000.00	0.00	4,000.00	0.00	100.00
8404 Tech Equip	1,500.00	0.00	68.16	1,431.84	4.54
8405 OtherPurServ	1,000.00	2.99	5.98	994.02	0.60
8406 Software	500.00	0.00	753.92	-253.92	150.78
8407 Repair	500.00	0.00	199.94	300.06	39.99
8408 Reg Stipnd	10,560.00	900.00	4,500.00	6,060.00	42.61
8409 FICA/Med	500.00	0.00	0.00	500.00	0.00
8413 Supplies	250.00	0.00	0.00	250.00	0.00

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
8000 School CONT'D					
8414 Books & Per	100.00	0.00	0.00	100.00	0.00
8415 Reg Sal	500.00	0.00	0.00	500.00	0.00
8419 Supplies	100.00	0.00	80.50	19.50	80.50
8501 Teach Sal	30,000.00	0.00	9,251.72	20,748.28	30.84
8502 FICA/Med	3,892.00	138.73	1,186.73	2,705.27	30.49
8503 Ed Tech	0.00	3,027.84	13,120.64	-13,120.64	0.00
8504 Worker Comp	1,000.00	0.00	0.00	1,000.00	0.00
8505 Test Score	0.00	842.41	5,076.45	-5,076.45	0.00
8506 OtherProServ	30,100.00	1,505.00	15,180.00	14,920.00	50.43
8507 ExtYr Prog	5,756.00	0.00	3,310.00	2,446.00	57.51
8508 Supplies	250.00	20.99	37.67	212.33	15.07
8509 TestSupplies	500.00	0.00	0.00	500.00	0.00
8510 Books & Per	100.00	0.00	52.74	47.26	52.74
8515 Health Ins	10,643.00	0.00	4,212.05	6,430.95	39.58
8517 SPED Trans.	26,910.00	0.00	600.00	26,310.00	2.23
8518 SpEd MSTuit	65,000.00	0.00	1,878.00	63,122.00	2.89
8519 SpEd SecTuit	2,500.00	0.00	0.00	2,500.00	0.00
8601 Reg Sal	13,552.00	1,479.31	12,105.58	1,446.42	89.33
8602 Health Ins	5,322.00	443.39	4,877.29	444.71	91.64
8603 FICA/Med	1,037.00	344.78	2,553.90	-1,516.90	246.28
8606 Conferences	500.00	0.00	0.00	500.00	0.00
8607 OthrContract	5,000.00	0.00	7,600.60	-2,600.60	152.01
8608 Repair&Maint	5,000.00	987.93	11,126.66	-6,126.66	222.53
8609 Rent CIRC Bl	8,000.00	0.00	8,000.00	0.00	100.00
8611 Insurance	3,500.00	0.00	2,340.00	1,160.00	66.86
8612 Supplies	1,500.00	53.09	1,278.97	221.03	85.26
8613 Electricity	4,500.00	20.16	340.56	4,159.44	7.57
8614 Fuel Oil	4,200.00	0.00	3,289.01	910.99	78.31
8617 Cont Serv	7,500.00	0.00	3,522.50	3,977.50	46.97
8701 Salaries	24,152.00	3,575.82	22,138.82	2,013.18	91.66
8702 Sub Salaries	500.00	0.00	0.00	500.00	0.00
8703 Health Ins	10,643.00	886.78	9,754.58	888.42	91.65
8704 FICA/Med	1,848.00	191.06	1,143.73	704.27	61.89
8707 PurProf.Serv	64,500.00	607.95	56,253.20	8,246.80	87.21
8708 Repairs	7,000.00	221.42	8,938.64	-1,938.64	127.69
8709 Auto Ins	3,000.00	0.00	2,140.00	860.00	71.33
8711 Fuel	3,000.00	85.20	4,287.34	-1,287.34	142.91
8801 Reg Sal	20,329.00	2,795.34	16,495.57	3,833.43	81.14
8802 Health Ins	5,322.00	443.39	4,877.29	444.71	91.64
8803 FICA/Med	1,555.00	213.85	1,261.96	293.04	81.15
8805 OthrContServ	500.00	0.00	100.00	400.00	20.00
8806 Supplies	7,000.00	404.29	6,257.59	742.41	89.39
8807 Contingency	10,000.00	0.00	0.00	10,000.00	0.00
8900 Debt Service	127,641.00	0.00	131,797.74	-4,156.74	103.26
Expense Total	1,219,731.00	53,937.88	1,011,510.78	208,220.22	82.93
Net Profit / (Loss)	(1,094,731.00)	(53,937.88)	(1,009,903.06)	84,827.94	

8100 Street Light

EXPENSES

2000 Electricity	8,400.00	829.80	7,593.96	806.04	90.40
Expense Total	8,400.00	829.80	7,593.96	806.04	90.40

Exp / Rev Summary Report

ALL Departments
May

Account	Budget	Current Month	Year To Date	Balance	Percent
Net Profit / (Loss)	(8,400.00)	(829.80)	(7,593.96)	806.04	
8300 Contingency					
EXPENSES					
3160 Misc. Exp.	14,000.00	513.50	4,187.00	9,813.00	29.91
Expense Total	14,000.00	513.50	4,187.00	9,813.00	29.91
Net Profit / (Loss)	(14,000.00)	(513.50)	(4,187.00)	9,813.00	
8800 Out Isl tax					
EXPENSES					
0001 Out Isl Tax	48,045.00	0.00	45,895.36	2,149.64	95.53
Expense Total	48,045.00	0.00	45,895.36	2,149.64	95.53
Net Profit / (Loss)	(48,045.00)	0.00	(45,895.36)	2,149.64	
8900 County Tax					
EXPENSES					
3050 County Tax	171,517.00	0.00	171,517.00	0.00	100.00
Expense Total	171,517.00	0.00	171,517.00	0.00	100.00
Net Profit / (Loss)	(171,517.00)	0.00	(171,517.00)	(0.00)	
9000 Capital Impr					
EXPENSES					
9010 Dredging	100,000.00	0.00	0.00	100,000.00	0.00
9015 Stone Wharf	110,000.00	0.00	0.00	110,000.00	0.00
9025 Fire Dept	20,000.00	0.00	0.00	20,000.00	0.00
9030 Bldg Facilit	10,000.00	0.00	0.00	10,000.00	0.00
9031 Town Office	10,000.00	0.00	0.00	10,000.00	0.00
9032 Land Acquis	10,000.00	0.00	0.00	10,000.00	0.00
9033 Solar Array	17,500.00	0.00	0.00	17,500.00	0.00
9035 Vehicle Res	5,000.00	0.00	0.00	5,000.00	0.00
9045 Reval Rese	20,100.00	0.00	0.00	20,100.00	0.00
9050 Paving	175,000.00	0.00	0.00	175,000.00	0.00
9055 PW Equip	50,000.00	0.00	0.00	50,000.00	0.00
9057 Transfer Sta	1,000.00	0.00	0.00	1,000.00	0.00
9058 Drain & Ease	10,000.00	0.00	0.00	10,000.00	0.00
9070 Coastal Fund	2,000.00	0.00	0.00	2,000.00	0.00
Expense Total	540,600.00	0.00	0.00	540,600.00	0.00
Net Profit / (Loss)	(540,600.00)	0.00	0.00	540,600.00	

Town of Chebeague Island
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Chebeague Island, ME 04017

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MEMO

To: Vika Wood, Town Administrator
From: Genaro Balzano, Harbormaster
Date: June 1 2023
Re: Monthly Report May 2023

Stone Pier

The beginning of the season started out well. Signs were installed for the floats with exclamations for the use of each float. We have sold 50 tie up stickers. This includes Chandlers. Also, the towns to rental moorings are in position and ready for use. No parking June 1 to July 1 in the designated areas

Chandlers

Signs have been posted on the floats for uses and limitations

Cousins

The Ctc float appears to be less congested as some have retained moorings through the town of Yarmouth. I have communicated with the Yarmouth harbormaster Will Owen to help with enforcement of the cousins float on a when needed basis.

Moorings.

Payments of 2023 Mooring applications are being processed that a steady rate

Aquaculture

At the beginning of May I had a pre-application meeting for a standard lease off of Basket Island. I provided a map in my last report. The two potential applicants didn't seem prepared. The next step in the process is a draft application, which will be reviewed by DMR. CWC chair Justin Doughty was also in attendance. I have been receiving several phone calls from various out of state residence with inquiries on potential leases off Chebeague and its surrounding islands. I have been referring these people to the DMR aquaculture website for more information.

Shellfish

Licenses are still selling even though the flats are closed due to biotoxin .

Respectfully submitted.

Genaro Balzano



**Town of Chebeague Island Department of Public Works
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Phone: 207-846-6419

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Fax-207-846-6413

May 2023

Monthly Report

This month we took truck 10 to town for service and loaded it with cold pat to fix Chandler's Road and pot holes. We put the rest of the outside winter sand in the building. Blew down the roads with Billy Goat. Started fixing gravel roads and we are continuing to add gravel as it comes in. We cleaned up the mess at Chandler's Dock Road where we plowed the cold patch and gravel into the yard there. Filled large hole in Chandler's Road with cold patch. Weed wacked Chandlers Beach rock and put mulch around rock and trimmed up trail to beach and fixed bridge at the bottom of trail. Mixed gravel with reclaim for the roads. Filled all the pot holes we could find. Started putting up fencing on ramps for safety and will finish when wind allows. Replaced Stop sign and Right of Way sign at the top of Bennett's Cove Road. Picked up all the Sign's that were stoen that were found on someone's property. Fixed the lawn mower at cemetery. Processed a lot of used oil. Started fixing Charleston Road with gravel and have a lot more to do as time allows. Pulled CMP out of ditch on Capps Road. Serviced all the small plows, moved and covered them for the summer. Talked to a selectman about culvert on south road and I'm waiting to hear back. Switched out the police cruiser for sheriff. Bush hogged and weed wacked solar panels to stop bamboo from growing threw the panels. Called chipping guy and he said he would be down soon. Called Custom Floats about ramp at Stone Pier and I'm still waiting for them to look at it because they are super busy.

Thanks

Public Works



Town of Chebeague Island

192 North Road
Chebeague Island, ME 04017
codeoffice@townofchebeagueisland.org
www.townofchebeagueisland.org

Date: May 9, 2023

Owner: Jim Fowler
198 Ward Hill Road
Topsham, ME 04086

VIA:U.S. Mail & Email

Parcel ID: Map 106, Lot 018-002
Zoning District: Island Residential

Dear Mr. Fowler,

As you are aware On November 17, 2022 the Chebeague Island Board of Adjustment and Appeals (BOAA) issued a Findings of Fact & Conclusion of law. The BOAA has found that you are "Operating an unpermitted business in the Island Residential Zone."

The Town of Chebeague Zoning Ordinance Section 204 District Regulations Subsection B. States the following: The following uses are allowed as special exceptions in the IR district, requiring the approval of the Board of Adjustment and Appeals:

13. Any use permitted in Island Business (IB), subject to Site Plan Review;

Note that "equipment storage yard" is not an allowed use in either the Island Business nor the Island Residential zone in the Town of Chebeague Island.

You did respond to the notice I sent on February 13, 2023 and indicated that all business has ceased operation at this location. You must take the following actions to bring your property into full compliance:

- Remove all equipment related to your tree and lawn businesses (although you have the option to retain up to two non-registered motor vehicles from the Property, if such vehicles are not related to the Business).
- This includes all trucks, tractors, wood cutting and splitting equipment, lawn care equipment, and fuel.
- Removal of the tarp barn.

You must take these actions within 14 days. If you are unable to complete one or more of the actions, please contact me to discuss before the end of the 14-day period. Failure to do so in accordance with Title 30-A M.R.S. § 4452 The Town of Chebeague Island could impose a penalty of \$100.00-\$2,500.00 per day, per violation. Please respond to me in writing via email on your intentions.

Respectfully Submitted,

Jim Butler
Code Enforcement Officer

Cc: Board of Selectmen
Vika Wood, Town Administrator

Town admin

From: Code Office
Sent: Thursday, May 18, 2023 5:33 PM
To: Town admin
Subject: Fowler

Hello,

Jim Fowler called me today as he dropped off copies of this arborist license to some of the selectboard today. Jim was told by some to ask me to investigate if what he does for work falls under Agriculture. If he falls under Agriculture, then it would exempt him from site plan review.

Jim stated since he does not do forest management nor timber harvesting activities and does not have the appropriate State Licenses to do so that he believes he is agriculture. Below is what I have found:

The State of Maine Department of Agriculture licenses arborists. Jim Fowler is a licensed arborist. See below from the State System.

James	Fowler	FCU2277	Topsham	First Class Utility Arborist
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Below are the 2 activities that are potentially tied to the Lot Jim Fowler owns:

Town of Chebeague Island Zoning Ordinance Definition:

Agriculture shall mean the use of a tract of land for commercial purposes for cultivation and the production of crops, truck gardening, nurseries or greenhouses, or any allied industry, but exclusive of animal husbandry and exclusive of private gardens less than 1/2 acre. Agriculture does not include forest management and timber harvesting activities.

Landscaping Services The business location of a person engaged in the commercial practice of landscaping and who performs or furnishes the labor, and/or materials necessary to maintain or beautify land by contract or consent of the land owner, including, but not limited to; lawn care, planting and care of trees and shrubs, and winter maintenance such as snow removal; but not including retail sales of landscaping materials or tools.

Below is the State website for the Department of Agriculture, Conservation, and forestry

<https://www.maine.gov/dacf/php/arborist/licensing.shtml#definitions>

Affordable Tree is licensed under this category of State Agency

Below is the State website for Maine Forest service which licenses and controls forest management and timber harvesting activities.

https://www.maine.gov/dacf/mfs/rules_and_regulations.html

Affordable Tree is not licensed under this category of State Agency.

This may need legal opinion as this will get questioned one way or the other so what I think really doesn't matter it's going to be what a court will determine.

Thanks



State of Maine

Department of Agriculture, Conservation and Forestry
DIVISION OF ANIMAL AND PLANT HEALTH

License Number: FCU2277

Be it known that:

JAMES M. FOWLER

**has qualified as required by
Title 7 MRSA Chapter 404 and is licensed as a
First Class Utility Arborist**

Issue Date

12/22/2022

Expiration Date

12/31/2023

A handwritten signature in cursive script that reads "Gary Fish".

Gary Fish,
State Horticulturist

First Issued

1/24/05

THIS DOCUMENT MUST BE DISPLAYED AT THE HOLDERS PERMANENT PLACE OF BUSINESS

Please make note of your license number and reference this number in any future correspondence with the
DIVISION OF ANIMAL and PLANT HEALTH. Should you require further information, please call (207)287-3891.