

MINUTES
TOWN OF TOPSHAM
SPECIAL BOARD OF SELECTMEN MEETING
DONALD A. RUSSELL MEETING ROOM
APRIL 11, 2019 – 7:00 P.M

MEMBERS PRESENT: David Douglass
Marie Brilliant
Ruth Lyons
William Thompson

MEMBER(S) ABSENT: Roland Tufts

STAFF PRESENT: Richard Roedner, Town Manager and Derek Scrapchansky,
Assistant Town Manager

A special meeting of the Topsham Board of Selectmen was held on Thursday, April 11, 2019, in the Donald A. Russell Meeting Room, at the Municipal Building, 100 Main Street, Topsham, Maine.

CALL TO ORDER

Chairman Douglass called the regular meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE/ROLL CALL

All present were invited to stand and recite the Pledge of Allegiance to the Flag. The recording secretary took the roll call and noted that all Selectmen were present, except for Selectmen Tufts, who had been excused.

TOWN MANAGER'S REPORT - None noted.

BOARDS AND COMMITTEE REPORTS AND UPDATES – None noted.

PUBLIC COMMENT – None noted.

CORRESPONDENCE – None noted.

ADJUSTMENTS TO THE AGENDA –None noted.

CONSENT CALENDAR – None Noted

PUBLIC HEARING

19-11 CONSIDERATION AND ANY APPROPRIATE ACTION TO HOLD A PUBLIC HEARING ON A PROPOSED LICENSING ORDINANCE REGARDING MEDICAL MARIJUANA

Chairman Douglass explained the process of the Public Hearing.

Planner Melanson reviewed the work that had been done resulting from discussions with the Planning Board, and the Board of Selectmen in developing an ordinance for the licensing of medical marijuana. It was noted the discussion will be extended later in the meeting after the article has been added to the warrant. Chairman Douglass said he planned to make a motion to list the items individually on the warrant so if one article is not approved, the other part could proceed.

The Public Hearing was declared open. Those commenting included:

Peter Richard, 32 Westwind Drive – Mr. Richard said he could not support the ordinances as they are illegal federally.

Jenna Godo, 2 Westwind Drive – Ms. Godo said she appreciated being able to vote individually on the marijuana articles and she cautioned that the Town should move slowly on the issues.

Gail Eaton, 67 Winter Street – Ms. Eaton said we had to start somewhere at the grass roots level and, hopefully, the Federal Government will do the right thing.

With no one else wishing to comment, the Public Hearing was declared closed.

During discussion between Board members, Chairman Douglass reiterated that he will make a motion to send the marijuana licensing ordinance to the warrant in 3 separate articles. Selectman Lyons agreed with doing so and said the proposed ordinance is a document in progress and it is unfortunate that it gets passed by the State and put forth to the Town. Selectman Thompson said he was in favor of the ordinance as it will be a good source of revenue for the Town. He noted if businesses in Town get shot down, like the use of fireworks, the revenue goes to surrounding towns and Topsham end up with fireworks taking place anyway. He urged citizens to think about the complete picture before casting their vote. Selectman Lyons thanked the committee for doing a good job and said she appreciated their effort. Chairman Douglass said he appreciated the efforts of the Town staff but had no compassion for store front owners who talked about the loop holes and how they planned to get through them. However, he said he approved of the manufacturing and testing.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was unanimously

VOTED

That the proposed marijuana licensing ordinance be separated into 3 warrant articles with neither “ought or ought not to pass” recommendation from the Planning Board and Board of Selectman. Acknowledgement was made that if all three articles pass, the ordinance will be written as one item.

19-24 CONSIDERATION AND ANY APPROPRIATE ACTION ON THE DRAFT TOWN MEETING WARRANT

Chairman Douglass explained that he would read each article and receive comments from members of the public. He said he would also accept comments on any article prior to the closing of the Public Hearing. Once the hearing is closed, discussion will take place between the Selectboard and Finance Committee.

Article 1 – To elect a Moderator to preside at said meeting.

Article 2 – To have the Town vote to raise, appropriate and spend the sum of \$1,262,975 for Debt Service.

Karen Murphy expressed concern regarding an article she read in the Times Record predicting a 4% budget increase for the Town and 5% for the schools or a total of 9% increase. She asked if the figures are accurate and questioned a large jump in Parks and Recreation. The Town Manager responded to the concerns as well as Chairman Douglass giving a 5-year history of predicted and actual increases.

Article 3 - To see what sum the Town will vote to spend for General Government under the following accounts and will vote to raise and appropriate for the same, and to authorize the Board of Selectmen to transfer funds from the payroll adjustment line in insurance to departments outside of General Government for anticipated employee wage and benefit adjustments.

No comments.

Article 4 - To see what sum the Town will vote to spend for the Capital Projects Fund under the following accounts the Town will vote to raise and appropriate for the same.

There is a difference between the Selectboard and Finance Committee of \$100,000. Chairman Douglass explained that under Administration, Facilities System Replacement, the Selectboard put \$100,000, essentially as a holding, for such things as if the furnace breaks, HVAC system, unexpected repairs needed. The Selectboard approved a Capital Replacement Policy for this.

Mr. Richard (Chairman of the Finance Committee) said the Finance Committee didn't agree to move the line forward. The main purpose is that preplanning for items such as replacement of roofs, furnaces, etc. should be going into line items in the Capital Budget. Tori Ryan added that things like plow trucks come through the Capital Replacement Line. There is a natural life span for a roof and in order to prevent having to bond something to pay up front, it would be better to develop a similar schedule for these large ticket items. She added this is something that requires a little more thoughtfulness. Member Gail Eaton added that she disagreed; that every household has an emergency fund. Things come up you don't anticipate and the Town needs a fund to deal with emergencies. Susan Lohnes – Expressed concern that that is a big increase in Main Street Improvements and facility improvements under Recreation. Chairman Douglass responded that Main Street

from Goodwin's Volvo up to Canam Drive is going to have a study on what we can do for pedestrian safety. The Town has attempted to put money into a parking lot on Thomas Avenue. We have put money into the budget for one or two things...Either \$65,000 should we get everything resolved for the parking lot. If that doesn't happen the money can be used to improve the pathway up from Foreside Road.

Article 5 - To see what sum the Town will vote to spend for Public Safety under the following accounts and to see what sum the Town will vote to raise an appropriate for same.

No comments.

Article 6 - To see what sum the Town will vote to spend for Public Solid Waste and Recycling Program under the following accounts and to see what sum the Town will vote to raise and appropriate for the same.

No comments.

~~**Article 7** - To see what sum of money the Town will vote to spend for the Topsham Community Fund, which will be held in reserve for future projects, including unanticipated Topsham Bike Path expenses and local match or development expenses for the acquired Head of Tide Park and to see what sum the Town will vote to raise and appropriate for the same.~~

It was noted the above wording is from last year's warrant and should read:

To see what sum of money the Town will vote to spend for the Topsham Community Fund, which will be used to design and install trail signs and kiosks, and to support a municipal facilities study committee, and to see what sum the Town will vote to raise and appropriate for the same.

No comments.

Article 8 - To see what sum the Town will vote to increase the maximum property tax levy limit established by State Law L.D. 1 in the event that the municipal budget approved at this Town meeting results in a tax commitment in excess of maximum tax levy otherwise applicable such that the increase maximum property tax levy hereby established will equal the amount committed.

We will not have to do anything with this article as long as there are not substantial changes up as far as amounts to spend, we can ignore this article.

Article 9 - To see if the voters will adopt an Ordinance to Amend the Topsham Zoning Ordinance to amend Chapter 225-6, Definitions and Chapter 225-33, signs, to define public notice signs and allow the Town and School District to utilize electronic message signage for public notice signs.

Comments from Dan Stockford, Attorney, representing SAD 75. Attorney Stockford thanked Planning Staff and the Selectboard for working with SAD 75 to

allow the electronic sign for safety reasons. Attorney Stockford made a suggestion for clarity in the warrant: Article 9, Section 225-33 Signs, C. Prohibited Signs, after (1), before (12) should be "D. Exempt Signs:"

Kim Mondonado concurred with the proposal and said the signs are needed. She said the signage is important in addressing the student's needs. Peter Richard, Chairman of the Planning Board, thanked the Town staff and District for working through the process to be sure it encompassed everything we wanted for the Town.

Article 10 - To see if the Voters will adopt an Ordinance to amend the Topsham Zoning Ordinance to amend Chapter 225-20, Aquifer Protection Overlay District and Chapter 225-16 Attachment 1:1 Table of use Regulations to define public water utility facility and allow the current public water utility facility in its existing location.

No comments.

Article 11 - To see if the Voters will adopt an Ordinance to Amend the Topsham Zoning Ordinance to Amend Chapter 225-70 Board of Appeals, which aligns the Board of Appeals review procedures with State Statute.

No comments.

Article 12 - To see if the voters will adopt an Ordinance to amend the Topsham Subdivision ordinance, Chapter 191-Definitions to remove the definition for re-subdivision and update the definition of subdivision to align with State of Maine Statutes.

No comments.

Article 13 -To see if the voters will adopt an ordinance to amend the Topsham Zoning Ordinance to amend Chapter 225-16 attachment 1-1, Table of Use regulations to allow residential units on the first floor in the MUC Zoning District which encompasses the Topsham Fair Mall and Park Drive areas.

No comments.

Article 14 - To see if the voters will adopt an Ordinance to amend the Topsham Zoning Ordinance to amend Chapter 225-16 Attachment 1:1, Table of use Regulations, Chapter 225-60.17 medical marijuana Dispensaries, to Businesses per November 2018 non-binding Town Vote as follows:

(Made motion earlier to move into three separate licenses and two different land uses.)

Article 15 - To see if the Voters will adopt an Ordinance to amend the Topsham Code to add Chapter 150 Marijuana Business Licensing to regulate Marijuana Businesses through an annual license review authorized through the Board of Selectmen as follows:

(Made motion earlier to move into three separate licenses and two different land uses.)

Article 16 - To see if the Voters will accept David Drive as a Town-owned way.

No comments.

Article 17 - To see if the Voters will accept Somerset Place as a Town-owned way.

No comments.

Article 18 - Shall the Town of Topsham vote to adopt the 2019 Topsham Comprehensive Plan.

Larry Fitch, Chairman of the Comprehensive Plan Committee said he hoped this will go forward with a vote of acceptance.

Article 19 - To see if the voters will accept unnamed ROW off of Thomas Avenue as a Town-owned way.

Karen Murphy- Read a letter concerning the Thomas Avenue right-of-way and asked that the letter be placed in Town files.

(The following articles [21 through 27] are all general house keeping articles and were read grouped together.) *There were no comments on any of them.*

Article 20- To see if the voters will vote to pay for tax abatements and applicable interest granted during the fiscal year of 2019/2020 from Overlay.

Article 21 - To see if the Town will fix the date of Wednesday, May 20, 2020 for the Special Town Meeting.

Article 22 - To see if the Town will fix the dates when taxes are due and payable: Tuesday, October 15, 2019 and Wednesday April 15, 2020. To see if the Town will fix a rate of interest to be charged on taxes after said date at 9% or the maximum amount determined by the Treasurer.

Article 23 - To see if the Town will establish a maximum interest rate to be paid on abated taxes.

Article 24 - To see if the Town will authorize the Selectmen to dispose of Town-owned personal property with value of \$5,000 or less under such terms they deem advisable.

Article 25 - To see if the Town will authorize the Selectmen to accept gifts on behalf of the Town under such terms as they deem advisable. .

Article 26 - To see if the Town will authorize the Selectmen to convey by deeds of quit-claim title or other titles as appropriate any real estate acquired by the Town to such persons for such considerations as the Selectmen may in each case determine.

Article 27 - To see if the Town will authorize the Selectmen to apply for grants, approve the acceptance of grants, receive grants, appropriate the Town's share of the grant from funds raised at a Town Meeting and expend the grant for the purpose stated in the grant.

Chairman Douglass asked if anyone wanted to speak on any item before closing the Public Hearing. **Susan Lohnes** said there is a policy to resurface roads every 30 years. She asked who decides the priority of what road get resurfaced and when and what input does the public have to influence that decision. Chairman Douglass responded that the road is evaluated by the Public Works Director, the expert for the Town of Topsham. Selectman Thompson suggested the individual contact the Selectboard or the Town Manager and state the condition of the road and ask when it is scheduled to be done.

With all comments having been heard, the Public Hearing was declared closed.

Discussions continued between the Selectboard and the Finance Committee.

Article 1 – **To elect a Moderator to preside at said meeting.**

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 1, as written, with a recommendation from the Board of Selectmen as "ought to pass," to the Warrant for Town Meeting.

Article 2 – **To have the Town vote to raise, appropriate and spend the sum of \$1,262,975 for Debt Service.**

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 2, as written, to the Warrant for Town Meeting, with the Board of Selectmen's recommendation of "ought to pass." Motion was then made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Ryan, and it was **VOTED** to send Article 2, as written, to the Warrant for Town Meeting, with the Finance Committee's recommendation of "ought to pass."

Article 3 - **To see what sum the Town will vote to spend for General Government under the following accounts and to see what sum the Town will vote to raise and appropriate for the same, (\$4,063,544) and to authorize the Board of Selectmen to transfer funds from the Payroll Adjustment line in insurance, to departments outside of General Government for anticipated employee wage and benefit adjustments.**

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 3, as written, to the Warrant for Town Meeting, with the Board of Selectmen's recommendation of "ought to pass." Motion was then made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Ryan, and it was **VOTED** to send Article 3, as written, to the Warrant for Town Meeting, with the Finance Committee's recommendation of "ought to pass."

Article 4 - To see what sum the Town will vote to spend for the Capital Projects Fund under the following accounts the Town will vote to raise and appropriate for the same.

This item was discussed. Selectmen Lyons spoke in favor of the amount of \$1,293,200, stating the necessity of having a set aside fund for unexpected repairs/replacements such as a malfunctioning furnace, roof replacement, etc. Gail Eaton stated she was the sole supporter of the extra \$100,000 for this item as a member of the Finance Committee.

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 4, in the amount of \$1,293,200, to the Warrant for Town Meeting, with the Board of Selectmen's recommendation of "ought to pass." Motion was than made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Ryan, and it was **VOTED** to send Article 4, In the amount of \$1,193,200, to the Warrant for Town Meeting, with the Finance Committee's recommendation of "ought to pass."

Article 5 - To see what sum the Town will vote to spend (\$2,987,847) for Public Safety under the following accounts and to see what sum the Town will vote to raise an appropriate for same.

There was a discussion where Chairman Douglass said he was in favor of the addition of one full-time individual to the Fire Department, but not the per diem additions which totaled \$59,914 and said he will make a motion at Town Meeting to adjust that number. Selectman Thompson suggested the original amount be put before Town Meeting and to let the voters decide if they want to subtract the \$59,914 figure.

Motion was made by Chairman Douglass, seconded by Selectman Brilliant to remove \$59,914. from the Board of Selectmen's ought to pass figure, reducing the amount to \$2,934,533. **Vote was called and the motion failed.**

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 5, as written (\$2,987,847), to the Warrant for Town Meeting, with the Board of Selectmen's recommendation of "ought to pass." Motion was than made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Mondonedo, and it was **VOTED** to send Article 5 as written, to the Warrant for Town Meeting, with the Finance Committee's recommendation of "ought to pass."

Article 6 - To see what sum the Town will vote to spend for Public Solid Waste and Recycling Program (\$1,764,040) under the following accounts and to see what sum the Town will vote to raise and appropriate for the same.

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 6, as written, to the Warrant for Town Meeting, with the Board of Selectmen's recommendation of "ought to pass." Motion was than made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Ryan, and it was **VOTED** to send Article 6, as written, to the Warrant for Town Meeting, with the Finance Committee's recommendation of "ought to pass."

Article 7 - ~~To see what sum of money the Town will vote to spend for the Topsham Community Fund, which will be held in reserve for future projects, including unanticipated Topsham Bike Path expenses and local match or development expenses for the acquired Head of Tide Park and to see what sum the Town will vote to raise and appropriate for the same.~~

It was noted the above wording is from last year's warrant and should read:

Article 7 - **To see what sum of money the Town will vote to spend for the Topsham Community Fund, (\$27,000) which will be used to design and install trail signs and kiosks, and to support a Municipal Facilities Study Committee, and to see what sum the Town will vote to raise and appropriate for the same.**

During discussion, Selectman Lyons said we discussed this in length and we are constantly taking money that was already there and funding it this year. She said she is not for the Community Fund and feels it should be in the departments that are asking for it. Again, she said this is like the \$100,000 discussed earlier. If you want to do signs, it should be in the department where it is and not from additional funds. She added she will support it because we did take money from the previous year.

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 7, as written, to the Warrant for Town Meeting, with the Board of Selectmen's recommendation of "ought to pass." Motion was then made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Ryan, and it was **VOTED** to send Article 7, as written, to the Warrant for Town Meeting, with the Finance Committee's recommendation of "ought to pass."

Article 8 - **To see what sum the Town will vote to increase the maximum property tax levy limit established by State Law L.D. 1 in the event that the municipal budget approved at this Town meeting results in a tax commitment in excess of maximum tax levy otherwise applicable such that the increase maximum property tax levy hereby established will equal the amount committed.**

Motion was made by Chairman Douglass, seconded by Selectman Lyons and it was **VOTED** to send Article 8, as written, to the Warrant for Town Meeting, with no recommendation from the Board of Selectmen. Motion was then made by Chairman of the Finance Committee, Peter Richard, seconded by Ms. Ryan, and it was **VOTED** to send Article 8, as written, to the Warrant for Town Meeting, with no recommendation from the Finance Committee.

(As the above is the end of the financial items, the Finance Committee exited the meeting at this point (except for Ms. Mondonado, who stayed.)

Chairman Douglass said when the warrant was in first draft, it is sporadic where things are and made a motion to reorder the non-financial items. Motion was made by Chairman Douglass to reorder the Warrant to move to place the street acceptance articles to immediately follow the budgetary articles 9, 10 and 11. Motion was seconded by Selectman Lyons and so **VOTED**.

Chairman Douglass also suggested moving the Comprehensive Plan more forward in the Warrant as **Article 12**. Motion was seconded by Selectman Lyons and so **VOTED**.

Chairman Douglass then moved to divide the Marijuana Business Licensing Article into three new articles dealing with Registered Care Giver (Article 18), Retail Medical Store Fronts (Article 19) and one dealing with Cultivation, Manufacturing and Testing (Article 20). Motion was seconded and so **VOTED**.

Chairman Douglass then moved to divide Marijuana Business Zoning into two articles (Articles 21 and 22). Motion was seconded and so **VOTED**.

Article 9 - To see if the voters will accept David Drive as a Town-owned way.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 9 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 10 - To see if the voters will accept Somerset Place as a Town-owned way.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 10 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 11 - To see if the voters will accept unnamed ROW off of Thomas Avenue as a Town-owned way.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 1 as written, with the Board of Selectmen’s recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 12 - Shall the Town of Topsham vote to adopt the 2019 Topsham Comprehensive Plan.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 12 as written, with a recommendation from the Board of Selectmen of “ought to pass,” to the Warrant for Town Meeting.

Article 13 - To see if the voters will adopt an Ordinance to Amend the Topsham Zoning Ordinance to amend Chapter 225-6, Definitions and Chapter 225-33, Signs, to define public notice signs and allow the Town and School District to utilize electronic message signage for public notice signs.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 13 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting with one non-substantive change of prohibitive signs notebook, Subsection D-12.

Article 14 - To see if the Voters will adopt an Ordinance to amend the Topsham Zoning.

Ordinance to amend Chapter 225-6, Definitions, Chapter 225-20, Aquifer Protection Overlay District and Chapter 225-16 Attachment 1:1 Table of use Regulations to define

public water utility facility and allow the current public water utility facility in its existing location.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 14 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 15 - To see if the Voters will adopt an Ordinance to Amend the Topsham Zoning Ordinance to Amend Chapter 225-70 Board of Appeals, which aligns the Board of Appeals review procedures with State Statute.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 15 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 16 - To see if the voters will adopt an Ordinance to amend the Topsham Subdivision ordinance, Chapter 191-Definitions to remove the definition for re-subdivision and update the definition of subdivision to align with State of Maine Statutes.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 16 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 17 – To see if the voters will adopt an ordinance to amend the Topsham Zoning Ordinance to amend Chapter 225-16 attachment 1-1, Table of Use regulations to allow residential units on the first floor in the MUC Zoning District which encompasses the Topsham Fair Mall and Park Drive areas.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 17 as written, with the Planning recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 18 - To see if the voters will adopt an Ordinance to amend the Topsham Code to add Chapter 150, Article I, Marijuana Business Licensing to regulate Registered Caregiver Retail Stores through an annual license review authorized through the Board of Selectmen as follows, to be enacted only if voters approve Article 20 permitting Registered Caregiver Retail Stores.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 18 as written, with ~~the Board of Selectmen’s recommendation of “ought to pass,”~~ to the Warrant for Town Meeting.

Chairman Douglass requested to amend his motion, submitting this Article 18 with no recommendation to the Warrant for Town Meeting. The amendment was seconded by Selectman Lyons and so **VOTED**.

Article 19 - To see if the Voters will adopt an Ordinance to amend the Topsham Code to add Chapter 150, Article I, Marijuana Business Licensing to regulate the establishment of marijuana cultivation, product manufacturing and testing facilities through an annual

license review authorized through the Board of Selectmen as follows, to be enacted only if voters approve Article 21 permitting Marijuana Cultivation Facilities, Marijuana Products Manufacturing Facilities, Marijuana Testing Facilities.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 19 as written, with no recommendation to the Warrant for Town Meeting.

Article 20 - To see if the voters will adopt an ordinance to amend the Topsham Code to add Chapter 150, Article III, Marijuana Business Licensing to regulate Registered Caregivers through a registration process.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 20 as written, with no recommendation to the Warrant for Town Meeting.

Article 21 - To see if the voters will adopt an Ordinance to amend the Topsham Zoning Ordinance to Amend Chapter 225-6, Definitions, Chapter 225-16 Attachment 1:1, Table of Use Regulations, Chapter 225-60.17 Medical Marijuana Dispensaries, to permit and regulate Marijuana Business Registered Caregiver Retail Stores as follows, to be enacted only if the voters approve Article 18 which allows for the licensing of Registered Caregiver Retail Stores.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 21 as written, with recommendation from the Planning Board of “ought to pass” to the Warrant for Town Meeting.

Article 22 - To see if the voters will adopt an Ordinance to amend the Topsham Zoning Ordinance to Amend Chapter 225-6, Definitions, Chapter 225-16 Attachment 1:1, Table of Use Regulations, Chapter 225-60.17 Medical Marijuana Dispensaries to permit and regulate Marijuana Businesses, Cultivation, Manufacturing and Testing Facilities as follows, to be enacted only if the voters approve Article 19, which allows for the licensing of Marijuana Cultivation Facility, Marijuana Products Manufacturing Facility, Marijuana Testing Facility.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and it was **VOTED** to move Article 22 as written, with the Planning Board recommendation of “ought to pass,” to the Warrant for Town Meeting.

Article 23 - To see if the voters will vote to pay for tax abatements and applicable interest granted during the fiscal year of 2019/2020 from Overlay.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 24 - To see if the Town will fix the date of Wednesday, May 20, 2020 for the Special Town Meeting.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 25 - To see if the Town will fix the dates when taxes are due and payable: Tuesday, October 15, 2019 and Wednesday April 15, 2020. To see if the Town will fix a rate of interest to be charged on taxes after said date at 9% or the maximum amount determined by the State Treasurer.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 26 - To see if the Town will establish a maximum interest rate to be paid on abated taxes.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 27 - To see if the Town will authorize the Selectmen to dispose of Town-owned personal property with value of \$5,000 or less under such terms they deem advisable.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 28 - To see if the Town will authorize the Selectmen to accept gifts on behalf of the Town under such terms as they deem advisable.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 29 - To see if the Town will authorize the Selectmen to convey by deeds of quit-claim title or other titles as appropriate any real estate acquired by the Town to such persons for such considerations as the Selectmen may in each case determine.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

Article 30 - To see if the Town will authorize the Selectmen to apply for grants, approve the acceptance of grants, receive grants, appropriate the Town’s share of the grant from funds raised at a Town Meeting and expend the grant for the purpose stated in the grant.

Motion was made by Chairman Douglass, seconded by Selectman Lyons, and so **VOTED** that Articles 23 through Article 30, be placed on the Warrant for Town Meeting with a recommendation from the Board of Selectmen of “ought to pass.”

UNFINISHED BUSINESS - None noted.

OLD BUSINESS – None noted.

NEW BUSINESS – None noted.

ADJOURNMENT

Motion was made by Chairman Douglass, seconded by Selectman Brilliant, and it was unanimously

VOTED

To adjourn the meeting at 9:10 p.m.

Respectfully submitted,

Patty Williams, Recording Secretary