

Submitted by: TOWN OF PHIPPSBURG Approved by Selectmen:
SELECTMEN'S MEETING
John M. Young MINUTES
Administrator April 14, 2010

Meeting convened at 6:00 p.m. at the Town Hall with Selectmen Perkins and Pye in attendance. The "New Business" items were reviewed prior to the arrival of Selectman Douglass, who was running late.

I. Meetings and Hearings

1. Meet with Jean and Terry Wyman concerning their request to amend the Popham Beach Club business permit.

Meeting was held with the Wymans (abutters), Barbara Boyce (Popham Beach Club Manager), Marie Varian (Planning Board Chair), and Clifford Newell (Planning Board Member).

The Wymans had sent a letter to the Selectmen and Planning Board requesting that they consider amending the Popham Beach Club Business Permit to regulate any noise prior to 8:30 a.m. Bruce Poliquin, Popham Beach Club Owner, had responded with a letter stating that he had been unaware that his contracted landscaping company was starting prior to 8:30 a.m. and that none of his neighbors had discussed this concern with him. He added that he had no problem amending the business permit.

Ms. Boyce stated that she had been unaware that the landscaping company was starting so early and she has already contacted them and required that they start working after 8:30 a.m.

Ms. Varian stated that the New Business Permit did not include any specific restrictions on noise; therefore there was no violation of the permit. She added that a permit amendment cannot be considered without a Planning Board public hearing and meeting. Instead, she recommended that the parties try a "gentlemen's agreement" to see if it resolves the issue. She added that the letters from the Wymans and Mr. Poliquin as well as the approved Selectmen's Minutes would become part of the Business Permit file in case the agreement did not work out and an amendment was required.

The Wymans had a concern that without a written amendment there might be a question as to what is right or wrong. They recommended something more formal.

Selectman Douglass stated that the Planning Board could have a formal hearing if requested by Mr. Poliquin and any resulting noise restrictions would be added to the permit and be enforceable by the Town. Otherwise the "restriction" would be by written agreement between the two parties which would not be enforceable by the Town.

Terry Wyman stated that during the construction phase of the Popham Beach Club he had called the Town Office and spoke to Mike Young about

the noise and was told there was no ordinance restricting noise. He added that he hopes Mr. Poliquin will comply with the letter he wrote because he (Mr. Wyman) doesn't want to see things stirred up again.

Ms. Boyce reiterated that Mr. Poliquin wants to be a good neighbor and this was the first time she has met the Wymans. She added that she and Mr. Poliquin will do everything they can to accommodate their neighbors and hope that they will call her if they have any concerns.

The Wyman's stated that they were satisfied with the letter from Mr. Poliquin.

Ms. Varian re-stated that the letters and approved Selectmen's minutes would go into the Planning Board records and Beach Club New Business file.

II. New Business

1. Consider a request from the Phippsburg PTA for the donation of some granite stones from the Sand/Salt Shed. The stones will be used in a memorial garden at the school in honor of Ed Sczekas.

The letter request from Jim Munsey and Tammy Doran was reviewed. Road Commissioner Doughty had already been contacted concerning the donation and had no problems. The Selectmen felt it was a worthwhile cause and voted (2-0) to approve the request.

2. Consider a request from the Small Point Baptist Church to allow a "National Day of Prayer" service at the Memorial Park and Town Hall parking lot on May 6th.
Selectmen voted (2-0) to approve this annual request.

III. Selectmen/Administrator Comments and Announcements

1. Administrator Young

Administrator Young announced upcoming meetings and events.

IV. Public Forum

1. Robert Butler

Mr. Butler stated that CMP Pole #174 on the edge of Silver Lake in Popham was leaning into the road. He considered this a safety and power outage issue. He stated that he had e-mailed a photo to Administrator Young who had forwarded his concerns to the Town's municipal representative at CMP. CMP had returned an e-mail stating that they had reset the pole and attached new guide wires. However, Mr. Butler stated that the wires have slipped and the pole was again leaning into the road.

Administrator Young replied that he would e-mail CMP and let them know that the pole is still an issue.

2. David Chipman

Mr. Chipman, who is running for the Democratic nomination for State Representative against Lawrence R. Pye, gave a verbal candidates statement. He can be contacted at 721-1522.

V. Review and Sign:

1. Accounts payable and payroll warrants.
2. Selectmen's Meeting Minutes.

Selectmen voted (3-0) to approve and sign all the above.

VI. Adjournment - Selectmen voted (3-0) to adjourn at 6:22 p.m.