

TOWN OF DENMARK
RESULTS OF THE ANNUAL TOWN ELECTIONS AND MEETING
June 2 & June 3, 2023

To Kenneth Richardson, a resident of the Town of Denmark, County of Oxford, and State of Maine.

GREETINGS: In the name of the State of Maine, you are hereby required to notify and warn the Inhabitants of said Town of Denmark, qualified by law to vote in town affairs, to assemble at the Municipal Building in said Town on Friday the 2nd day of June, 2023 at 8:00 AM to open the Town Meeting, then and there to act on Article 1 to elect a Moderator; then to proceed to act on Article 2 to elect all necessary officers as required by law. The polls will be open for voting on Article 2, from 8:00 AM to 8:00 PM, at which time the meeting will be recessed; the recessed meeting will be reconvened at the Municipal Building in said Town on Saturday the 3rd day of June 2023 at 9:00 AM to act on the Articles in the Warrant beginning with Article 3.

ARTICLE 1. To choose a moderator to preside at said meeting. **Norma Snow** was nominated. There being no other nominations, four written ballots were cast and **Norma** was elected Moderator. **Norma** appointed **Frances Warner** as Deputy Moderator in her absence.

Frances Warner opened the polls for voting on **ARTICLE 2.** To elect all necessary officers and officials as required by law. At 8 PM the Polls were closed. **There were 64 Votes cast.** The meeting was recessed until Saturday, June 3, 2023 at 9:00 AM.

At 9:00 AM on June 3rd, the Clerk opened the meeting with the Pledge of Allegiance. The Clerk read the call and the following Municipal Election Results:

One Selectman and Overseer of the Poor for a term of three years:
Kirk McDermith with 59 votes.

One alternate member of the Board of Directors for MSAD#72 for a term of one year:
Rebecca M. Khiel (Write-in) with 5 Votes.

Two members of the Planning Board for a term of three years.
Donna Dodge (Write-in) with 20 Votes.
Joseph Wightman (Write-in) with 4 Votes.

One member of the Planning Board for a term of two years.
Joseph Wightman (Write-in) with 11 Votes.

Moderator **Norma Snow** presided over the remainder of the meeting beginning with Article 3:

ARTICLE 3. To see if the Town will adopt the rules of procedure set forth in the Maine Moderator's Manual for conducting this meeting.
It was moved, second and voted. Norma declared the article carries.

ARTICLE 4. To see if the Town will vote to permit municipal administrators or staff, school department administrators or staff and elected State officials, who are not residents of Denmark, to speak when recognized by the Moderator?
It was moved, second and voted. Norma declared the article carries.

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ARTICLE 5. To elect members of the **Budget Committee** as necessary to fill any vacancies. *(Two vacancies.)*
Two members for a term of 3 years.

Rusty Stacy nominated **Michael Berube** and Nathan Holbert nominated **Jenny Valente**. Ken Richardson moved nomination cease.

It was moved, second and voted. Norma declared the article carries.

ARTICLE 6. To elect three (3) members to a one-year term for the **Committee to Assist Selectmen in Disposing of Tax-Acquired Property**.

Sean nominated the three existing members Michael Berube, Betram Stacy and Paul Kiesman, Jr.

It was moved, second and voted. Norma declared the article carries.

BUDGET AND FINANCIAL ITEMS

ARTICLE 7. To see if the Town will vote to raise by taxation and appropriate **\$427,941** for **Administration Town Charges**.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 8. To see if the Town will vote to pay the **Selectmen Individual Stipends**, in the aggregate amount not to exceed **\$12,000** to cover the compensation of all Board members, such amount to be taken from the amount previously appropriated for Administration (Town Charges).

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 9. To see if the Town will vote to raise by taxation and appropriate **\$548,714** for the **Public Works Department**.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 10. To see if the Town will vote to raise by taxation and appropriate **\$142,424** for the **Transfer Station, Septic Waste Disposal and Recycling**.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 11. To see if the Town will vote to raise by taxation and appropriate **\$95,216** for the **Public Safety Department (Fire Department/Fire Responders)**.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 12. To see if the Town will vote to raise by taxation and appropriate the sum of **\$8,000** for **Ambulance Services**.

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(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 13. To see if the Town will vote to raise by taxation and appropriate \$7,369 for the **E911 Officer Department.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 14. To see if the Town will vote to raise by taxation and appropriate \$50,541 the **Code Enforcement Department.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 15. To see if the Town will vote to raise by taxation and appropriate \$38,296 for the **Tax Assessment Department.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 16. To see if the Town will vote to raise by taxation and appropriate \$42,879 for **Property & Vehicle Insurance Coverage.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 17. To see if the Town will vote to raise by taxation and appropriate \$52,500 for **Vehicle Fuel.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 18. To see if the Town will vote to raise by taxation and appropriate \$15,000 for **Legal Counsel Services.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 19. To see if the Town will vote to raise by taxation and appropriate \$5,748 for **Street Lighting, Bicentennial Park Lighting, and Recreational Complex Lighting.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done. 6-0)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 20. To see if the Town will vote to raise by taxation and appropriate \$2,000 for **General Assistance.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 21. To see if the Town will vote to raise by taxation and appropriate \$5,350 for the **Building and Repair Fund.**

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(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done 6-0.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 22. To see if the Town will vote to raise by taxation and appropriate \$9,031 for the expenses of the **Planning Board.**

(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done 6-0.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 23. To see if the Town will vote to raise by taxation and appropriate \$3,000, requested by the **Planning Board**, for the expense of hiring a third-party consultant for the purpose of **updating the Town's Shoreland Zoning Ordinance per Maine Department of Environmental Development.**

(Selectmen Recommend this be done 3-0.) *(Budget Committee Does Recommend this be done 5-1.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 24. To see if the Town will vote to raise by taxation and appropriate \$3,495 for the expenses of the **Board of Appeals.**

(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done 6-0.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 25. To see if the Town will vote to raise by taxation and appropriate \$12,501 for **Denmark Youth Activities.**

(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done 6-0.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 26. To see if the Town will vote to transfer and appropriate \$6,000 from the **Assigned Fund "Fire Works"** for **Independence Day Fireworks** and to accept gifts from non-Town sources to offset this amount.

(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done. 5.1)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 27. To see if the Town will vote to raise by taxation and appropriate \$2,017 for **Animal Control** expenditures.

(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done 6-0.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 28. To see if the Town will vote to transfer and appropriate \$1,197 from the **Assigned Fund "Animal Control"** for the **Harvest Hills Animal Shelter.**

(Selectmen Recommend this be done 3-0.) *(Budget Committee Recommend this be done 6-0.)*
It was moved, second and voted. Norma declared the article carries.

ARTICLE 29. To see if the Town will vote to transfer and appropriate \$230,000 from the **Unassigned Fund Balance**, \$100,000 from the **Assigned Fund DOT Block Grant** and raise by taxation and appropriate \$170,000 for a total of \$500,000 to cover the cost of **Road Improvements.**

- Bush Row Road – Overlay
- Rocky Knoll Road – Rt.160 to Gilman Cemetery – grind, rebuild, ditch

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- Regular Road Maintenance as necessary

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommends this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 30. To see if the Town will vote to transfer and appropriate \$170,000 from the **Unassigned Fund Balance** (surplus) for the purchase of a new **Backhoe for the Public Works Department.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommends this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 31. To see if the Town will take up to \$5,000 from the **Perley Mills Forest Account** for expenditures for the **Perley Mills Community Forest.**

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 5-1.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 32. To see if the Town will take \$3,200 from the **Perley Mills Forest Account** for payment to the Town of Denmark in lieu of real estate taxes.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 33. To see if the Town will vote to authorize the Board of Selectmen to appropriate up to \$5,000 from **Unassigned Fund Balance** (surplus) without the necessity of a town meeting for **Emergency Municipal Fuel** expenditures, provided that such expenditures are approved at a regularly called meeting of the Board of Selectmen.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 34. To see if the Town will vote to raise by taxation and appropriate \$7,799 for **Agency Requests** as detailed below:

Tri County Mental Health	\$1,200
Community Concepts	\$1,000
Lakes Environmental Association	\$1,000
Saco River Corridor Commission	\$600
Androscoggin Home Health	\$500
Life Flight Foundation	\$599
Seniors Plus	\$500
S.W. Oxford County Nutrition	\$500
Safe Voices	\$500
Eastern Slope Regional Airport	\$500
American Red Cross	\$500
Sexual Assault Prevention	\$300
Cancer Resource Center	\$100

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

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ARTICLE 35. To see if the Town will vote to raise by taxation and appropriate \$500 for the **Salvation Army.**
(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 5-1.)
Michael Berube asked that this be separated from the Agency Request above because, while the Salvation Army does a brilliant job when someone is in need, they are a private church with a definitive political agenda. Because of the First Amendment as it governs the Federal Government and most states, we do not send taxpayer money to private churches, he feels the Town should have the opportunity to vote individually. He feels it should be its own article.

It was moved, second and voted. Norma declared the article carries.

ARTICLE 36. To see if the Town will vote to raise by taxation and appropriate \$7,000 for the **Denmark Library.**
(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 37. To see if the Town will vote to raise by taxation and appropriate \$2,500 for the **Denmark Arts Center Programs & Events.**
(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 38. To see if the Town will vote to raise by taxation and appropriate \$1,000 for the **Denmark Historical Society.**
(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 39. To see if the Town will vote to raise by taxation and appropriate \$12,000 to meet **Unanticipated Expenses and Emergencies** that occur during the fiscal year.
(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 40. To see if the Town will vote to transfer and appropriate \$1,000 from the **Assigned Fund Balance “Comprehensive Plan”** for expenditures which may arise while updating the Town’s Comprehensive Plan.

(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 41. To see if the Town will raise by taxation and appropriate \$2,500 for any expenditures which may arise from reviewing and amending the **Town’s Water Extraction Ordinance.**
(Selectmen Recommend this be done 3-0.) (Budget Committee Recommend this be done 6-0.)
Ralph Sarty spoke saying when Nestle Waters came to Denmark and the water extraction issue came up, we had an agreement that no tax payer revenue would be expensed dealing with the issue of large scale water extraction including amendment review, hearings and so forth where the Town incurs a cost. That money was supposed to be coming out of a special fund established with money from the applicant to cover those expenses. Why is taxpayer money being used having to do with water extraction?

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Betty LeGoff replied saying the this came up last year and money was raised at Town Meeting. The reason this was added because this is an ordinance which has nothing to do specifically with Poland Spring/ Nestle Waters. Because this deals with updating a town ordinance, expenditures should be from tax payers money. Any expenditures directly related to Poland Spring, they are paying for.

It was moved, second and voted. Norma declared the article carries.

ARTICLE 42. To see if the Town will vote to transfer up to the first **\$5,000** of funds received from State Tree Growth Reimbursement to a **Town Conservation Reserve Account** for the future purchase of conservation lands, promotion of conservation education, and conduct of conservation projects by the Town independently or in partnership with conservation organizations.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 43. To see if the Town will vote to apply **\$325,000** (\$225,000 Excise Tax, \$100,000 Revenue Sharing) in Estimated Anticipated Revenues and any additional Unanticipated Revenues against the total amount authorized to be raised by taxation.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 44. To see if the Town will vote to appropriate to the **Restricted Fund Balance “DOT Block Grant”** all funding received from the **Maine Local Road Assistance Program (LRAP)**, also known as the DOT Block Grant.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 45. To see if the Town will vote to authorize the Board of Selectmen in consultation with the Public Works Director, to perform winter maintenance on eligible public easements (on record) with the assurance that said winter maintenance may be carried out efficiently and safely, as the Board deems appropriate.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done. 4-2)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 46. To see if the Town will vote to transfer all monies received from the Department of Inland Fisheries & Wildlife for snowmobile registration fees reimbursement, received in the fiscal year to the Denmark Dragers Snowmobile Club for trail maintenance.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 47. To see if the Town will vote to authorize the Selectmen to sell or otherwise dispose of Town equipment and materials with a value of \$30,000 or less and deemed obsolete or surplus by the Selectmen on such terms as they deem proper; to place any sale proceeds in a Capital Reserve Account for the Department that maintains and uses said personal property; and to appropriate and expend said capital reserve funds for the purchase of equipment for said Department. Such expenditures shall be approved at a properly called board meeting.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

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ARTICLE 48. To see if the Town will vote to increase the property tax levy established for the Town by Maine State Law LD1, M.R.S. Title 30-A §5721-A, in the event that the municipal budget approved under the preceding articles will result in a tax commitment that is greater than the property tax levy limit.

(Note: It is not projected that the Town's budget will exceed tax limits established by State Law, but as a preventive housekeeping action it is recommended the Town vote to approve.)

This Article shall be voted on by secret ballot.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

YES 21 votes

No 1

Blanks 2

Norma declared the article carries.

BUSINESS ARTICLES

ARTICLE 49. To see if the Town will vote to fix the date of October 12, 2023 as the date when the first one-half of property taxes become due and payable, with interest on the first installment to start on October 13, 2023 and the date of April 12, 2024 as the date when the second one-half of taxes are due and payable, with interest on the second installment to start on April 13, 2024 and that an interest rate of 8 % per annum be charged on unpaid taxes. (This is the maximum rate that can be charged)

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 50. To see if the Town will vote to pay no interest on abated taxes or overpayment of taxes pursuant to 36 M.R.S.A. § 506 (A).

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 51. To see if the town will vote to authorize the Board of Selectmen to pay tax abatements granted with overlay funds or, if necessary, from the Unassigned Fund.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 52. To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayments of taxes not yet committed pursuant to 36 M.R.S.A. § 506, with no interest to accrue on any excess prepaid over the amount finally committed.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 53. To see if the Town will vote to authorize the Treasurer of the Town to waive the foreclosure of any tax lien mortgage before the right of expiration or the right of redemption, after consultation with and upon the consent of the Board of Selectmen in accordance with 36 MRSA § 944.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

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ARTICLE 54. To see if the Town will vote to authorize the Board of Selectmen to carry forward any unexpended account balances at the end of the fiscal year as it deems advisable, provided that any such transfer is approved at a properly called public meeting of the Board of Selectmen.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 55. To see if the Town will vote to appropriate all overrun of Town accounts as of the close of the Fiscal Year from the Unassigned Fund.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 56. To see if the Town will vote to authorize the Board of Selectmen, to transfer funds between appropriation accounts as long as the grand total of all appropriations is not exceeded. Any such transfers to be approved only at a properly called public meeting of the Selectmen.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 57. To see if the Town will vote to authorize the Board of Selectmen to cover overruns in the fiscal year budget with overlay funds.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 58. To see if the Town will vote to authorize the Selectmen to accept or reject donations of personal property and/or to accept or reject gifts of money to the various accounts of the Town for the ensuing year and to appropriate those moneys donated for specific purposes.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 59. To see if the Town will vote to authorize the Selectmen, on behalf of the Town, to accept monies from State, Federal and other sources on the Town's behalf for purposes deemed by the Selectmen to be in the best interests of the Town; to accept such monies, including, when necessary, the authority to sign contract and related documents and to accept conditions of approval; and to authorize the Selectmen to appropriate such monies where they deem is in the best interest of the Town.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 60. To see if the Town will vote to authorize the Selectmen, on behalf of the Town, to apply for State, Federal and other grants on the Town's behalf for purposes deemed by the Selectmen to be in the best interests of the Town; to accept such grants, including, when necessary, the authority to sign contract and related documents and to accept conditions of approval; and to appropriate such grant funds for any purpose for which the Town has appropriated funds in 2023-24 fiscal year.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

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ARTICLE 61. To see if the Town will vote to authorize the Selectmen to execute and deliver release deeds at their discretion for the purpose of removing from the public record tax lien certificates that have not been discharged through inadvertence.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 62. To see if the Town will vote to authorize the Board of Selectmen, with the assistance from the Committee to Assist Selectmen in Disposing of Tax-Acquired Property the following actions on behalf of the Town:

1. To sell or otherwise dispose of any real estate acquired by the Town for non-payment of taxes on such terms they deem advisable and execute quitclaim/release deeds for the same, except that they shall use the sale process required by state statute if they sell property from qualifying senior, low-income taxpayer to anyone other than the former owner(s).
2. To keep any real estate acquired for non-payment of taxes for the use of the Town when they deem it to be in the Town's best interests.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 63. To see if the Town will vote to close the following roads, or portions thereof, to winter maintenance during the months of November, December, January, February, March and April for a period of ten (10) years.

1. Beaver Pond Rd from first house on right to the boat launch.
2. Walker Falls Rd from the ¾ mile marker to the Brownfield Town Line.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

ARTICLE 64. To see if the Town will vote that orders of the municipal officers for the closing of roads in winter under 23 MRSA § 2953 shall be final determinations of said closings.

(Selectmen Recommend this be done 3-0.)

(Budget Committee Recommend this be done 6-0.)

It was moved, second and voted. Norma declared the article carries.

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ORDINANCE ARTICLES

ARTICLE 65. Shall the Town vote to enact the proposed revisions and amendments to the **Zoning Ordinance of the Municipality of Denmark, Maine Section 8.8 Board of Appeals**. Synopsis is below.

An attested copy of the full text of this ordinance section, redlined with the proposed revision or amendment is on file at the Town Office and on the Town's website.

- *Clarifies jurisdiction of the Board of Appeals.*
- *Applicant shall submit with application:*
 - *10 copies of application and supporting document*
 - *10 copies of 11"x17" site plans along with 3 full size copies if applicable*
- *Certified mailing requirements are the responsibility of the applicant.*

It was moved, second and voted. Norma declared the article carries.

ARTICLE 66. Shall the Town vote to enact the proposed revisions and amendments to the **Zoning Ordinance of the Municipality of Denmark, Maine Section 8.9 Planning Board**. Synopsis is below.

An attested copy of the full text of this ordinance section, redlined with the proposed revision or amendment is on file at the Town Office and on the Town's website.

- *The cost associated with review of application shall be added to the application fee.*
- *Applicant shall submit with application:*
 - *10 copies of application and supporting document*
 - *10 copies of 11"x17" site plans along with 3 full size copies if applicable*
 - *Digital copy of application and supporting documents shall be submitted with application.*
- *Certified mailing requirements are the responsibility of the applicant.*
- *Delete: 8.9.1.8.2.6. Place a new residential principal or accessory structure in the Shoreland District.*
- *Delete: 8.9.2.13. If the Planning Board grants an approval, the Planning Board shall prepare, and the applicant shall record in the Oxford County Registry of Deeds, Findings of Fact and Conclusions of Law indicating the name of the current property owner, identifying the lot by reference to the last recorded deed in its chain of title, and indicating what approval was granted, including any conditions imposed by the Planning Board and the date on which the approval was granted. The approval shall be invalid until the certificate is recorded and shall be void if the certificate is not recorded within 90 days of the date of the final written approval. If a building permit related to the granted approval is required, the building permit application will be processed by the Code Enforcement Officer in due course after presentation of evidence of such recording and presentation of necessary building plans and specifications.*

Tom Carabine stated the changes to section 8.9 have to do with having the applicant be responsible for the cost associated and lessens some of the work that the town needs to do. The last paragraph is applicable to conditional use permits and not shoreland use permits so they are removing from the shoreland section.

It was moved, second and voted. Norma declared the article carries.

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ARTICLE 67. Shall the Town vote to enact the proposed revision to the **Zoning Ordinance of the Municipality of Denmark, Maine Section 5.18. Metallic Mineral Exploration and Mining.** Synopsis is below.

An attested copy of the full text of this ordinance section, redlined with the proposed revision or amendment is on file at the Town Office and on the Town's website.

- *The proposed ordinance provides metallic mineral exploration and mining rules and regulations for large-scale operations.*
- *Regulations address metallic mineral exploration and mining activities, locations, sizes, environmental matters, and decommissioning.*
- *The proposed ordinance regulates metallic mineral exploration and mining permitting, application-submission, construction, and reporting processes.*
- *Metallic minerals include ore or material to be excavated for its metallic mineral content; contains one or more metals like, but not limited to, gold, iron, aluminum, nickel, copper, zinc, lead, lithium, silver, mercury, platinum, bauxite, manganese, etc.; includes metallic materials incorporated, combined, or encased within other materials; are further classified into ferrous minerals and non-ferrous minerals; and does not include ores of thorium or uranium.*
- *Prohibited are activities, materials, and facilities related to beneficiation, smelting, tailings, tailings impoundment, ponds, and wet mine wastes.*
- *Related definitions are included.*
- *The provisions of Section 5.8, "Mineral Exploration And Mineral Extraction" are not amended.*

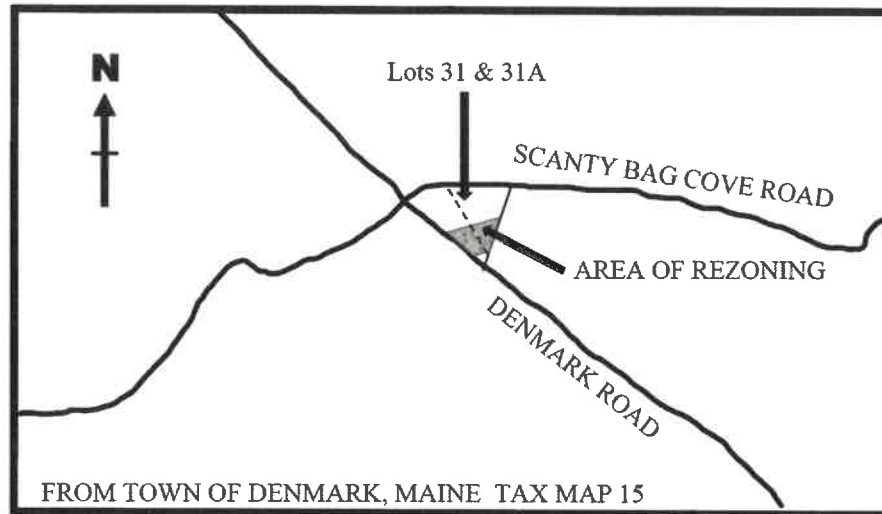
A question was asked on the wording "*contains one or more metals like...*". Who determines if it's "like"? Tom answered there is a definition for "like" and there is a long list of minerals, other than what is defined by the EPA, which is the list they would go to.

It was moved, second and voted. Norma declared the article carries.

ARTICLE 68. Shall the Town enact the amendment request to the **Town Zoning Map 15, portions of Lots 31 and Lots 31A from Resource Protection to 100 Foot Shoreland Stream.** Synopsis is below.

An attested copy of the full text of this ordinance section, redlined with the proposed revision or amendment is on file at the Town Office and on the Town's website.

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- *The map above depicts the area of rezoning.*
- *The properties are adjacent and are located at 507 Denmark Road.*
- *The associated water body is Beaver Brook.*
- *The request is to rezone a portion of each lot adjacent to Beaver Brook from Resource Protection District to Shoreland Stream District in accordance with the map and submission materials.*

Bonnie March asked for a definition of the difference is between Resource Protection and Shoreland Stream? Tom replied the property is currently zoned resource protection which currently is more difficult to develop than shoreland. The applicant wants to change the portion of their land in resource protection to shoreland stream. They hired an expert in this field to determine if this was correct in the eyes of the DEP which has 9 criteria for determining resource protection. If you meet any one of them, you are in resource protection. The report submitted by the expert, along with the application to the Planning Board showed that none of the 9 criteria applied to this piece of land. The Planning Board then confirmed this with the DEP who agreed that all the land along that brook should not be in resource protection but shoreland. The applicant has requested the change the portion to Shoreland District which the DEP requested as well.

It was asked, if all the land along this brook is not in resource protection, shouldn't it all be changed? Tom replied no one has come forward with an application to change it. If the Town wanted to do that, it would need to hire an expert.

If the Town knows this land is zoned incorrectly, isn't it the Town's responsibility to change it? Betty stated this can be addressed with the Planning Board and DEP in the future for review. No further comment.

It was moved, second and voted. Norma declared the article carries.

ARTICLE 69. Shall the Town enact the proposed “**Future Land Use Plan**” to the Town of Denmark Comprehensive Plan 2020 and replace the current Future Land Use Plan? Synopsis is below.

A full copy of the proposed Future Land Use Plan is available online and at the Clerk's Office.

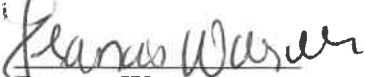
- *The Future Land Use Plan identifies the natural resources within the community.*
- *It provides strategies to protect Denmark's natural resources and groundwater.*
- *The Future Land Use Plan comments on the preservation of the rural character of the community.*

It was moved, second and voted. Norma declared the article carries.

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Motion to adjourn, second and voted.

A True Copy: Attest



Frances Warner

Town Clerk

