

**TOWN OF OLD ORCHARD BEACH  
REGULAR TOWN COUNCIL MEETING  
TUESDAY, MAY 18, 2010  
TOWN HALL CHAMBERS  
7:00 P.M.  
AGENDA**

**Pledge to the Flag  
Roll Call**

**ACKNOWLEDGEMENTS:**

**ACCEPTANCE OF MINUTES:** Town Council Workshop Minutes of May 3, 2010; Town Council Meeting Minutes of May 4, 2010; and Special Town Council Minutes of May 11, 2010.

**PUBLIC HEARINGS:** Shall We Amend Chapter 26, Environment, Article I, in General, Article III Noise, Sections 26-56, Section 26- 58 through and including 26-59, Sections 26-62 through and including Sections 26–66, and Delete Article II, Litter?

**PUBLIC HEARING BUSINESS LICENSES AND APPROVAL:**

**Robyn Parlin & Patty Ferlano dba/Robyn's Ice Cream, Ice Cream Truck; David & Tanya Kolonoski (205-19-24-4), 2 Foote Street, Unit 4, one year round rental; Jeanne Peterson Kamfonik dba/Beggars' Ride (206-31-8), 39 Old Orchard Street, Retail; Town of Old Orchard Beach Ballpark (207-3-6X), 14 E. Emerson Cummings Blvd., Victualers with Preparation, with a request to waive the fee; John & Dan Donovan dba/The Friendship Motor Inn (302-6-6), 167 East Grand Avenue, 71 Seasonal Rentals, 2 Cottage Seasonal Rentals & 1 Vending Machine; Kanyalak Prapin & Thiraphan Mamane dba/ High Thai'd (306-1-2-P & Q), 1 East Grand Avenue P & Q, Victualers with Preparation; Chris Small dba/Oasis Bar & Grille (306-5-3), 8 East Grand Avenue, Victualers with Preparation and Beer, Wine and/or Liquor on Premises; Marianne Barbano dba/Beach Brew (306-6-1-K5), 2 Old Orchard Street, Victualers with Preparation; Edward Marceau (307-1-7-25), 2 Fernald Street, Unit 25, one year round rental; Angelo's Restaurant dba/Fatt Patties (307-3-4), 2 West Grand Avenue, Victualers with Preparation, Beer, Wine or Liquor on premises; Letowt Associates dba/Washington Laundromat (308-3-11), 20 Washington Avenue, Laundromat; Richard Clark (311-13-4), 37 Evergreen Avenue, two year round rentals; Tracie L. Curtis dba/T.L.C Creations (312-17-1), 80 First Street, Retail; Jeffrey Carruthers & Patricia Driscoll (314-12-2), 8 Somerset Avenue, one year round rental; Karen Jackson (311-2-1), 128 Union Avenue, one year round rental; Kathleen Teague (317-8-5), 17 & 19 Woodland Avenue, three year round rentals; Anna Thomas (319-9-3), 7 Pavia Avenue, one seasonal rental; and Pouran Espahbodi (310-7-10-18), 190 East Grand Avenue, Unit 18, one year round rental.**

**PUBLIC HEARING LIQUOR LICENSES AND APPROVAL:**

**Patricia Brennon & Thomas Gilles dba/Fatt Patties (307-3-7), 2 West Grand Avenue, s-m-v in a Restaurant; and Christopher B. Small dba/Oasis Bar & Grille, Inc. (306-5-3), 8 East Grand Avenue, s-m-v in a Restaurant/Lounge.**

**PUBLIC HEARING SPECIAL AMUSEMENT PERMIT AND APPROVAL:**

**Brentland Beth Inc. dba/Bell Buoy Restaurant (205-4-5-B), 24 Old Orchard Street, Music Inside, 12:00 p.m. to 12:00 a.m.; Maria Spirounias dba/Chas' Sports Pub (208-3-3), 181 Saco Avenue, Music & Dancing Outside and Inside, live, acoustic, non-amplified music from 12:00 noon to 4:00 p.m., Friday & Saturday only; Inside – jukebox/radio, 12:00 noon to 12:00 a.m., Friday & Saturday; and 12:00 noon to 10:00 p.m., Sunday through Thursday; Jason G. Cutter dba/Barefoot Boy (305-4-5), 43 East Grand Avenue, Radio inside, 7:00 a.m. to 1:00 p.m. and 4:00 p.m. to 11:00 p.m.; Patricia Brennon & Thomas Gilles dba/Fatt Patties (307-3-7), 2 West Grand Avenue, Radio/Television Inside; 8:00 a.m. to 8:00 p.m.; and Christopher B. Small dba/Oasis Bar & Grille, Inc. (306-5-3), 8 East Grand Avenue, Live acoustic solo/duo amplified, inside; one acoustic guitar and amplification, not through a PA system.**

**TOWN MANAGER'S REPORT:**

**NEW BUSINESS:**

- # 5478 Discussion with Action: Amend the Code of Ordinances Section 42-201 to Allow Vehicles on the Beach as part of a Town Council approved Special Event Permit. Chair Sharri MacDonald**
- # 5479 Discussion with Action: Amend Section 54-187 of the Code of Ordinances, Traffic and Vehicles, by disallowing parking on the right side (facing the Ocean) of Temple Ave. from Free Street to West Grand Avenue; and designating two handicap spaces in front of the Temple on Temple Avenue. Chair Sharri MacDonald**
- # 5480 Discussion with Action: Approve Liquor License Renewals of Brentland Beth Inc. dba/Bell Buoy Restaurant (205-4-5-B), 24 Old Orchard Street, s-m-v in a Restaurant; Maria Spirounias dba/Chas' Sports Pub (208-3-3), 181 Saco Avenue, Malt in a Restaurant Lounge; and J. G. Cutter LLC, dba/Barefoot Boy (305-4-5), 43 East Grand Avenue, s-m-v in a Restaurant. Chair Sharri MacDonald**

- # 5481 Discussion with Action: Approve the Special Event Permit application for the Barstow and Stanton families to hold a BBQ picnic marriage rehearsal dinner on the beach at the end of Weymouth Avenue on Friday, June 11, 2010, from 10 a.m. to 10 p.m. Chair Sharri MacDonald**
- # 5482 Discussion with Action: Approve the Special Event Permit application for the Salvation Army to use the Ballpark for parking vehicles only on Saturday, July 24<sup>th</sup>, 2010 from 4:30 p.m. to 9:30 p.m.; and the following Sundays, August 8<sup>th</sup>, 15<sup>th</sup> and 22<sup>nd</sup>, 2010 from 5 p.m. to 9:30 p.m. Request to waive the fee. Chair Sharri MacDonald**
- # 5483 Discussion with Action: Remove the handicap parking spaces in front of 13 Washington Avenue and 61 Evergreen Avenue. Chair Sharri MacDonald**
- # 5484 Discussion with Action: Approve the donation of the surplus 1979 “Mack” CFM Fire Engine to the 1907 Fire Society by the Town of Old Orchard Beach. Town Manager Jack Turcotte**
- # 5485 Discussion with Action: Approve the transfer of the Defendant in Rem, or any portion thereof, pursuant to 15 M.R.S.A., Section 5824(3) and Section 5826(6) and accept the seizure money Should it be awarded by the Courts. Chair Sharri MacDonald**
- # 5486 Discussion with Action: Accept, with regret, the Resignation of Suzanne Scalise from the Recycling Committee. Chair Sharri MacDonald**
- # 5487 Discussion with Action: Amend Schedule of License, Permit and Application Fees, by setting parking Rates at Memorial Park and Milliken Street Parking Lots. Chair Sharri MacDonald**
- # 5488 Discussion with Action: Authorize the extension of time for the preparation and submission of preliminary and final reports of the Charter Commission for up to 24 months after the election of the Commission. Chair Sharri MacDonald**

**# 5489 Discussion with Action: Authorize the Town Manager to Support the Town's Property Tax claims for the 2008 and 2009 tax years (2010 will be paid in full) respecting the Map, Block and Lot Number 206-27-10 by Agreeing to have the amounts due for those tax years paid on terms recommended by the Town's attorney (the full amount due, plus 8% interest, paid over a period of five (5) years), in order to address the U.S. Bankruptcy Court, District of Maine, Chapter 11 Reorganization, Case No. 09-21208.**

**Chair Sharri MacDonald**

**# 5490 Discussion with Action: Set a \$40 per game fee for the first time use of the Ballpark field by Junior High and High School Teams.**

**Chair Sharri MacDonald**

**# 5491 Discussion with Action: Request to Waive a \$75 business license application fee for Nancy Frisco for property rental at 4 Graham Avenue (Map, Block and Lot Number 302-2-9.)**

**Chair Sharri MacDonald**

**GOOD AND WELFARE**

**ADJOURNMENT**