

**RATIO DECLARATION & REIMBURSEMENT APPLICATION**

Municipality of: **SOUTH BERWICK**

County of: **YORK**

Developed Parcel Ratio: **100%**

Filing Deadline: **June 1, 2013**

**SECTION A: DECLARATION OF CERTIFIED RATIO**

Municipal assessors are required to annually report the ratio or percentage of just value upon which local assessments are based (**36 MRSA §383**) Assessors must multiply the amount of the Homestead Exemption by the ratio certified pursuant to **§383** to determine the proper amount of exemption to be granted. The ratio certified by local assessors should reasonably agree with the overall assessment ratio for developed parcels (residential property) determined by Maine Revenue Services in its annual audit conducted for the purpose of determining the State Valuation. Of the following boxes, please check the **one** box which is most appropriate for your municipality for the **2013** tax year:

We will use the developed parcel ratio determined by Maine Revenue Services of **100%** as our declared certified ratio. The developed parcel ratio is a direct finding and final result of Maine Revenue Services' audit of **2011** local valuations for residential property as stated in the **2013 State Valuation**.

We will use the municipality's **declared 2013 certified ratio** to adjust the amount of local homestead exemption. The certified ratio declared is within 10% of the developed parcel ratio (**between 90.0% and 110.0%**) last determined by Maine Revenue Services; **or**

We hereby petition to use a ratio that varies by more than 10% from the developed parcel ratio last determined by Maine Revenue Services for the following reason: (**Note: No requests for a variance in ratio will be granted unless accompanied by documentation supporting the proposed change. Ratios certified outside the allowable 10% will default to the Developed Parcel Ratio.**)

- A total revaluation is to be implemented for the 2013 tax year (**proof required**)
- A partial revaluation is to be implemented for the 2013 tax year (**proof required**)
- More current sales information is available which justifies a higher ratio (**proof required**)
- Other \_\_\_\_\_

**SECTION B: HOMESTEAD PROPERTY TAX EXEMPTION INFORMATION**

1. The total number of homestead exemptions granted (actual or estimated) # 1800
2. We plan to use the following **Certified Ratio** to adjust the full *just value* exemptions: % 100  
(see Section A above)
3. The corresponding total amount of 2013 Homestead value exempted is \$ 18,000,000
4. The 2013 municipal tax rate is 16.15 mils. (**NOTE:** If the local tax commitment is not final for 2013, use the 2012 local tax rate or an estimated rate...whichever is more accurate.)
5. The actual number of new homestead applications processed this year. # 30

**SECTION C: ASSESSOR(S) SIGNATURES**

We, the assessors, do state that the that the information contained on this document is, to the best knowledge and belief of this office, reported correctly, accurately and in accordance with the requirements of the law.

\_\_\_\_\_/\_\_\_\_\_ Date \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone# \_\_\_\_\_

**PLEASE COMPLETE AND RETURN TO:**  
fax 287-6396  
PHONE 624-5604  
EMAIL linda.r.ellis@maine.gov

**MAINE REVENUE SERVICES**  
**PROPERTY TAX DIVISION ATTN: LINDA ELLIS**  
**PO BOX 9106,**  
**AUGUSTA ME 04332-9106**



**TOWN OF SOUTH BERWICK, MAINE**

**ABATEMENT RECOMMENDATION FORM**

Owner(s): Harrington, Stephen P.  
Mailing Address: 153 Main Street  
South Berwick, ME 03908  
Abatement # 5  
Location: 153 Main Street  
Map/Lot: 027-079  
Account #: M0910R  
Tax Year: 2012/2013

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**Circumstances:** The results of an inspection found this building to have extensive rot in floor joists and carpenter ant damage in exterior walls. This adjustment also includes other items related to incomplete projects throughout the building and other condition issues noted in my inspection notes. Although the abatement is not in the amount requested, I believe the new assessment reflects an equitable adjustment.

**Recommendation:** Grant Abatement

Prior Land	\$ 83,200	Revised Land	\$ 83,200
Prior Bldg	\$ 185,300	Revised Bldg	\$ 95,700
Prior Total	\$ 268,500	Revised Total	\$ 178,900

**Value Abated: \$ 89,600**

**Tax Abatement: \$ 1,447.04**

ABATEMENT: GRANTED / DENIED

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Dated \_\_\_\_\_



## **South Berwick Town Council March 13, 2013**

Chairman Gerald W. MacPherson, Sr. called the meeting to order at 6:30pm. Councilors present included David H. Webster, John C. Kareckas, and Russell H. Abell. Town Manager Perry Ellsworth was also in attendance. Jean Demetracopoulos was not present.

### **Approval of Minutes**

1. Public Hearing 2-26-13: On a motion by Mr. Webster, seconded by Mr. Kareckas, it was unanimously voted to adopt the minutes as written.
2. Council 2-26-13: On a motion by Mr. Abell, seconded by Mr. Kareckas, it was unanimously voted to adopt the minutes as written.

### **Treasurer's Warrant – Mar 12, 2013**

On a motion by Mr. Kareckas, seconded by Mr. Abell, it was unanimously voted to sign the warrant in the amount of \$151,706.86.

### **Public Comment**

No one in the audience wished to address Council.

### **Reports & Correspondence**

1. Mt. Agamenticus Conservation Coordinator Robin Kerr gave the Council an update on the accomplishments for 2012. Major summit improvements and the establishment of the new summit loop trail were the highlights. Other work involved ongoing trail improvements & maintenance, trash clean up, public outreach/education, and completion of a new brochure. The significant amount of work is completed by volunteers.

### **Town Manager's Report**

- Commented that he had received some complaints about the volume on the meeting podcasts. He added that the volume has been adjusted, but there seems to be a problem with certain computers, and headphones or external speakers may be needed.
- Suggested that the Council consider eliminating paper packets and use computers. The computers would be for Town business only and would be subject to the Right-to-Know law.
- Made note that he and Mr. Kareckas had walked the Town Forest and established GPS coordinates for the Right-of-Way that may be granted to the Great Works Regional Land Trust.
- Commented that the offices had received numerous calls regarding the road construction. He stated that he plans on going door to door to inform residents/business owners of the process and **to encourage them to subscribe to the Town's website so they could receive updates for the construction projects and other Town business.**
- Made note that he along with Councilors MacPherson and Kareckas would be testifying in Augusta **on Wednesday in regard to the Governor's proposed budget cuts. He added that the Governor's proposal would cost South Berwick over \$600,000 in revenues and homestead exemption reimbursements.**
- Commented that we have received a couple of Vaughan Fund applications. He recommended holding a meeting after budgets are finished. He also recommended holding a workshop to go over the proposed investment portfolio.
- Made note that firefighter Jeff Pino passed away yesterday.

### **New Business**

1. Mr. Ellsworth commented that he had received a large packet of information from Police Chief Lajoie in regard to the need for an investigator position. He added that he would like to review the information and then hold a meeting with those involved.
2. The Council discussed the Building Committee and agreed that the Manager would write-up a charge that the Council could review. Current and future infrastructure needs and field facility uses would be included.

3. The Council discussed the proposed changes to the Zoning Ordinance, regarding restaurants and the outdoor sales of food & merchandise. Planning Board Chairman John Stirling stated that the issue first came about to address mobile vending. Mr. Stirling also stated that the proposed **changes would better define "restaurant" and give the Code Officer more teeth** for enforcement.

Mr. Ellsworth read prepared comments by Councilor Demetracopoulos expressing her concern that **the ordinance as proposed would prohibit some farmers' markets** and farm stand sales. Mr. Stirling stated that the ordinance would exempt both.

Council consensus was to move forward with the process and refer the matter back to the Planning Board for its public hearing.

### **Council Member Comments**

1. Mr. Webster:

-Suggested that people have patience with the traffic issues created by the road construction.

2. Mr. Kareckas:

-Commented that construction is always tough and people will have to get used to it. He added that we will need to stay ahead of the curve with the notification process.

3. Mr. Abell:

-Thanked Councilors MacPherson and Kareckas for attending the budget hearing in Augusta with Manager Ellsworth. He added that he would attend if his schedule allowed.

4. Mr. MacPherson:

-Commented that the chain link fence at the Vine Street Bridge appears to have been cut and foot traffic is obvious. The signage is also gone. Mr. Ellsworth stated that he would have Jon St. Pierre check on it and call the state if necessary.

### **Adjournment**

On a motion by Mr. Kareckas, seconded by Mr. Webster, it was unanimously voted to adjourn the meeting at 8:00pm.

Attested:

Barbara Bennett, CCM

TOWN OF SO. BERWICK  
CHECK REGISTER

Check Number	-----Account-----	Date Paid	Amount
00031939	230300 WALMART COMMUNITY BRC	03/26/2013	-30.79
00032243	031584 CONTRIBUTIONS	03/26/2013	25.00
00032281	133795 MICK BODYWORKS	03/26/2013	-191.24
00032309	131675 MAINE ASCE	03/26/2013	110.00
00032310	132400 MAINE SAD #35	03/26/2013	548,800.67
00032311	132500 SECRETARY OF STATE M/V	03/26/2013	23,794.28
00032312	209999 TAX REFUNDS	03/26/2013	528.10
00032313	189999 REFUNDS	03/26/2013	116.66
00032314	189999 REFUNDS	03/26/2013	31.66
00032315	189999 REFUNDS	03/26/2013	31.00
00032316	189999 REFUNDS	03/26/2013	79.00
00032317	189999 REFUNDS	03/26/2013	200.00
00032318	010100 4 CORNERS CLEAN	03/26/2013	60.00
00032319	010240 ACTIVITIES GUIDE	03/26/2013	49.00
00032320	010585 AMAZON	03/26/2013	53.07
00032321	011495 ATLANTIC RECYCLING EQUIP LLC	03/26/2013	1,127.00
00032322	020225 BAKER & TAYLOR	03/26/2013	577.94
00032323	021200 BERGERON PROTECTIVE CLOTHING	03/26/2013	919.09
00032324	021300 BERNSTEIN SHUR	03/26/2013	577.50
00032325	021375 H T BERRY COMPANY INC	03/26/2013	230.48
00032326	022850 BUSINESS EQUIPMENT UNLIMITED	03/26/2013	469.95
00032327	021576 JANETTE BIRCH	03/26/2013	84.34
00032328	021668 BLOW BROS	03/26/2013	56.73
00032329	021770 BNY MELLON	03/26/2013	23,812.50
00032330	030500 CENTRAL MAINE POWER/CREDIT, COLL	03/26/2013	67.00
00032331	030510 CENTRAL MAINE POWER	03/26/2013	3,660.92
00032332	030595 CHOOSE TO BE HEALTHY	03/26/2013	500.00
00032333	030725 CITIZENS BANK (CHG)	03/26/2013	102.75
00032334	030920 CLEAN-O-RAMA	03/26/2013	269.85
00032335	031430 COMCAST	03/26/2013	102.00
00032336	031485 COMMUNICATION TECHNOLOGIES INC	03/26/2013	66.56
00032337	031915 CRANMORE MOUNTAIN RESORT	03/26/2013	94.00
00032338	040120 DEAN & ALLYN INC	03/26/2013	30.00
00032339	040800 DOUCETTE EXCAVATING	03/26/2013	550.00
00032340	032002 EARTHLINK BUSINESS	03/26/2013	190.56
00032343	050798 ELIOT SMALL ENGINE REPAIR INC	03/26/2013	11.05
00032344	050802 PERRY ELLSWORTH	03/26/2013	628.04
00032345	141000 FAIRPOINT COMMUNICATIONS	03/26/2013	986.47
00032346	061500 FOSTER'S DAILY DEMOCRAT	03/26/2013	272.55
00032347	061521 FOUTS BROS FIRE EQUIPMENT	03/26/2013	52,310.00
00032348	010525 G&K SERVICES	03/26/2013	830.22
00032349	070200 P GAGNON & SON INC	03/26/2013	1,317.19
00032350	071180 GROUP DYNAMIC INC	03/26/2013	154.00
00032351	191330 HANNAFORD'S	03/26/2013	495.06
00032352	080248 HANSCOM'S TRUCK STOP INC	03/26/2013	11,424.06
00032353	133380 PAMELA HAYNES	03/26/2013	840.00
00032354	080525 HERITAGE-CRYSTAL CLEAN, LLC	03/26/2013	246.00
00032355	080635 HIGGINS	03/26/2013	18.79
00032356	022665 C.E. HOLMES CONSTRUCTION	03/26/2013	825.00
00032357	080998 HOME DEPOT	03/26/2013	16.10
00032358	081055 FERN HOULIARES	03/26/2013	172.44
00032359	090120 INLAND FISHERIES & WILDLIFE	03/26/2013	1,874.00
00032360	090135 INDEPENDENT TABULATION INC	03/26/2013	71.14
00032361	090375 INTERNATIONAL SALT	03/26/2013	16,502.46
00032362	090580 IRVING OIL	03/26/2013	79.33
00032363	100150 JANETOS MARKET	03/26/2013	294.19

Check Number	Account	Date Paid	Amount
00032364	100175 JENKINS FUEL INC	03/26/2013	1,291.85
00032365	141367 KONE INC	03/26/2013	200.27
00032366	120510 LAWSON PRODUCTS INC.	03/26/2013	330.97
00032367	133195 MAINE TURNPIKE AUTHORITY	03/26/2013	25.65
00032368	133376 LUKE MARTIN	03/26/2013	100.00
00032369	133381 MBW TRACTOR SALES	03/26/2013	100.00
00032370	133795 MICK BODYWORKS	03/26/2013	186.23
00032371	134200 MAINE MUNICIPAL ASSO (INS)	03/26/2013	16,547.40
00032372	134300 MAINE MUNICIPAL EMPLOYEES	03/26/2013	4,258.92
00032373	134601 EXXON/MOBIL	03/26/2013	568.75
00032374	134700 PHILIP MOORE	03/26/2013	283.12
00032375	133194 MAINE TOWN/CITY MGMT ASSN	03/26/2013	60.00
00032376	141384 NORTHEAST PAGING	03/26/2013	24.16
00032377	200700 PIKE INDUSTRIES INC	03/26/2013	1,698.75
00032378	160320 PINE TREE WASTE INC	03/26/2013	2,246.84
00032379	160400 PITNEY BOWES	03/26/2013	138.00
00032380	160692 POLAND SPRING	03/26/2013	122.68
00032381	161325 PRIORITY DISPATCH	03/26/2013	150.00
00032382	170000 QUILL CORPORATION	03/26/2013	204.34
00032383	181060 PAT ROBINSON	03/26/2013	23.00
00032384	132500 SECRETARY OF STATE M/V	03/26/2013	11,934.95
00032385	191751 SMITH AND ASSOCIATES	03/26/2013	8,444.00
00032386	192400 SO BERWICK PETTY CASH ACCOUNT	03/26/2013	86.92
00032387	191900 SO BERWICK EMERGENCY RESCUE	03/26/2013	7,116.03
00032388	192650 SO BERWICK SEWER DISTRICT	03/26/2013	132.00
00032389	193410 SO MAINE REGIONAL PLANNING CM	03/26/2013	420.00
00032390	193640 STAPLES	03/26/2013	131.90
00032391	194225 SULLIVAN TIRE INC	03/26/2013	924.48
00032392	200100 TARASON ENTERPRISES INC	03/26/2013	250.00
00032393	201130 TOWN HALL STREAMS	03/26/2013	25.00
00032394	133035 TREAS/STATE OF MAINE/LICENSING	03/26/2013	70.00
00032395	201300 TWO-WAY COMMUNICATION SERV INC	03/26/2013	206.25
00032396	210790 VALUE ROOTER, INC.	03/26/2013	245.00
00032397	230300 WALMART COMMUNITY BRC	03/26/2013	190.19
00032398	230915 WHITED TRUCK CENTERS	03/26/2013	136.94
00032399	241000 YORK COUNTY TOWN/CITY CLERKS	03/26/2013	12.00
Total Not Prepaid			181,905.92
Total Prepaid			573,494.34
Grand Total			755,400.26

Check Number	.....	Account.....	Date Paid	Amount
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WARRANT NUMBER	\$ 755,400.26	DATE 03/21/2013
.....	.....	.....

\* \* \* TREASURER'S WARRANT \* \* \*

THIS IS TO CERTIFY THAT THERE IS DUE AND CHARGEABLE TO THE APPROPRIATIONS LISTED ABOVE THE SUM SET AGAINST EACH NAME AND YOU ARE DIRECTED TO PAY UNTO THE PARTIES NAMED IN THIS SCHEDULE.

TOWN COUNCIL:

.....	.....
.....	.....
.....	.....
.....	.....



DATE: February 7, 2013

TO: Perry Ellsworth, South Berwick Town Manager

FROM: Ad Hoc South Berwick 200th Anniversary Committee

RE: Request for Funds for the 2014 Town Celebration of its 200<sup>th</sup> Birthday

The purpose of this letter is to request funding from the Town, for South Berwick's 2014 Anniversary Year, beginning next January, 2014. The Ad Hoc South Berwick Anniversary Committee (Mary Vaughn, Pat Laska and Norma Keim) had talked with you about this, and you had said that, if approved, the money would be allocated from the upcoming year's budget, and we should submit our request to you for consideration, at the first of the new 2013 year.

Planning is not at a stage that we can submit firm figures, focusing on events between July 2014 and November 2014. We're hoping that the Town can "ear mark" or "set aside" \$500, mainly towards "bannering" the anniversary year, with large banners, posters and/or brochures.

The Town of South Berwick is indeed fortunate to have many individuals who are willing to do the hard work of many annual events, such as the Strawberry Festival, the Lantern Fest, and the Old Berwick Historical Society lecture series. These organizations, schools, churches and businesses will tweak their own events toward the 2014th Anniversary year. OBHS is happy to participate by providing historical information, but will not coordinate events.

This will be a low-key celebration year, compared to past years. No weeklong festivities. There has been some interest in tweaking our parades. No fireworks, too expensive. Times have changed. People don't have the time, and no one has the money. But new to the scene is the Internet and its infinite capacity for spreading the word about what a rare community it is, that we live in, and our well-documented history.

There will be an informational meeting on the third floor of Town Hall on Tuesday, March 5<sup>th</sup>, at 7 pm. In the meantime, we'd be pleased to answer questions, receive comments. Feel free to e-mail us.

Thank you for your consideration.

Norma Keim, for the Ad Hoc Anniversary Committee (384-2915, [nrkeim@comcast.net](mailto:nrkeim@comcast.net))



**TOWN COUNCIL**

***Agenda Information Sheet***

<b>Meeting Date: March 26, 2013</b>	<b>Agenda Item UB #1</b>
<b>Subject: Revenue Resolution</b>	
<b>Information:</b>	
<b>Staff Comments/Recommendation:</b>	
Manager recommends signing resolution concerning potential local revenue cuts proposed by the Governor.	
<b>Requested Action:</b>	
Council wishes	
<b>Vote:</b>	



# Town of South Berwick

180 MAIN STREET  
SOUTH BERWICK, MAINE 03908-1535  
TEL. 207-384-3300  
FAX: 207-384-3303

March 26, 2013 -

**RESOLVED, BY VOTE OF ITS MEMBERSHIP THE TOWN COUNCIL OF THE TOWN OF SOUTH BERWICK IS OPPOSED TO PROPOSALS TO SHIFT THE BURDEN OF FUNDING STATE GOVERNMENT TO LOCAL PROPERTY TAX AND THE PROPERTY TAX PAYER**

WHEREAS, the Governor's unprecedented biennial budget proposal places towns in an untenable and uncertain fiscal position during their budget planning; and

WHEREAS, the proposal includes the elimination of \$283 million in municipal revenue sharing; falls \$200 million short of funding local schools at the 55% level passed in referendum; would cut the state's reimbursement for General Assistance by an estimated \$6.7 million; would eliminate the Homestead Exemption for anyone under the age of 65; would eliminate the "circuit breaker" property tax and rent relief program for anyone under the age of 65; would take \$8 million in truck excise tax revenue from towns; and would create a corporate tax exemption for large amounts of currently taxable property, resulting in significant losses of local tax revenue; and

WHEREAS, in the Town of South Berwick the proposal to suspend municipal revenue sharing would result in the loss of \$539,245 in revenues, which would increase property taxes by \$215.65 on the average residential property value of \$227,000?

WHEREAS, in the Town of South Berwick the proposal to eliminate the FY 2015 Homestead Exemption for those under 65 will increase taxes for those residents by \$185.00 if the towns tax rate stays the same

WHEREAS, the Governor's proposal also contains cuts to health and human services such as prescription drugs for the elderly and disabled; to all funding for clean elections; to the wages and benefits of public workers; while also rejecting federal funds to make healthcare affordable for over 44,000 Mainers; and

WHEREAS, all of the above shifts costs to towns, whose only major means of raising revenue is property taxes, be it

**RESOLVED, The South Berwick Town Council calls upon the Maine State Legislature to reject these proposals, identify harmful cost savings, and raise revenue in an equitable fashion to avoid this regressive tax shift.**

Gerald W. MacPherson

David H. Webster

Russell Abell

\_\_\_\_\_  
Jean Demetracopoulos

\_\_\_\_\_  
John C. Kareckas

Return to:  
Bruce A. Whitney, Esq.  
Post Office Box 187  
South Berwick, ME 03908

## **QUITCLAIM DEED WITHOUT COVENANT (RELEASE DEED) Maine Statutory Short Form**

The **Town of South Berwick**, a Maine municipality with a mailing address of 180 Main Street, South Berwick, Maine, for consideration paid, **RELEASE** to **Great Works Regional Land Trust** a duly organized non-profit conservation trust with a mailing address of Post Office Box 151, South Berwick, Maine, certain appurtenant easements located in the Town of South Berwick, County of York, and State of Maine, described as follows:

The easements granted in this deed are granted upon certain terms and conditions set out in this deed, which by its acceptance of this deed, the Great Works Regional Land Trust acknowledges as covenants running with the easements.

### **Easements**

#### **1. Access Easement**

An appurtenant easement located on the southeasterly sideline of Knights Pond Road in the Town of South Berwick, County of York and State of Maine a significant portion of this easement crosses property owned by the Town of South Berwick and commonly referred to as the "Town Forest," and being more specifically described on the attached Exhibit A.

Said easement to be used as a right of way, in common with others, to gain access to and exit from the southeasterly sideline of Knights Pond Road and 134.8 acres of property conveyed by Patrice D. Gallo to Great Works Regional Land (GWRLT) trust by deed dated \_\_\_\_ and recorded at the York County Registry of Deeds in Book \_\_\_\_, Page \_\_\_\_ (the "Gallo Property") Said easement being appurtenant to said 134.8 acres. Said Gallo Property is shown on a plan titled "Plan Showing a Proposed Conveyance Made for Patrice D. Gallo, 8 Tara Lane, South Berwick, Maine 03908, of Property Located on the Knights Pond Road & Great Works River in South Berwick, Maine," dated March 3, 2010, and recorded at the York County Registry of Deeds in Book\_\_\_\_, Page \_\_\_\_.

### Benefit

The easement is to be for the benefit of the public, to access the Gallo Property for the purpose of low-impact recreational activities including, but not limited to, hiking, nature observation, education, cross-country skiing, hunting and fishing. The public may use said easement to access a parking area to be located in the Town Forest by personal automobile, snowmobile, bicycle, All-terrain Vehicle, or horse. All vehicles used on the easement to gain access to the conservation land must be parked in the parking area (described in Section 3 below as "An easement to create and maintain a parking area for the benefit of the public using the Gallo Property"). Beyond the parking area, the easement shall be limited to foot traffic, with those exceptions specified below under "Other Use."

### Other Use

That portion of said easement extending beyond the parking area may also be used by emergency response vehicles, timber harvesting equipment, or vehicles authorized by GWRLT for trail and property management and habitat management as described in the above deed from Gallo to GWRLT.

Any use of the easement for forest harvesting must conform to the existing timber harvesting Best Management Practices and occur when the ground is dry or frozen. In the event of timber harvesting, GWRLT must notify the Town in writing prior to the commencement of logging operations as far in advance as practical in keeping with forestry harvesting Best Management Practices.

### Improvements/Maintenance

GWRLT shall have the authority to improve the easement up to the parking area. Improvement means general maintenance such as spreading gravel, trimming tree branches that encroach upon the easement, and removing debris, but does not include paving said right-of-way. GWRLT may plow portions of the easement. The Town of South Berwick is under no obligation to improve or plow the easement.

The traveled portion of the easement by vehicle up to the parking lot shall not be expanded beyond the existing traveled way without express written consent of the Town.

Any use of the easement beyond the parking area, with the exception of use describe in "Other Use" above, shall be limited to foot path

trails that are designed to have the least environmental impact on the Town Forest.

Once the easement comes within 250 feet of the Great Works River, GWRLT must abide by Shoreland Zoning Practices.

## **2. Parking Easement**

### Description and Benefit

An appurtenant easement adjacent to the above-described 50-foot-wide right-of-way, located in an area to be determined by the Town of South Berwick. Said easement is for the benefit of the public using the Gallo Property.

The number of vehicles permitted in the parking area will be determined by the Town of South Berwick. No overnight parking is permitted.

### Improvements/Maintenance

GWRLT shall have the authority to improve the parking area. Improvement means general maintenance such as spreading gravel, trimming tree branches that encroach upon the easement, and removing debris, but does not include paving said parking area. GWRLT may plow portions of the easement. The Town of South Berwick is under no obligation to improve or plow the easement.

### Transfer of Parking Easement

In the event that the Town of South Berwick or GWRLT acquires a specifically designated parking area from an abutting landowner, then the current parking easement shall be transferred to said new parking area. The terms and conditions of the parking easement described herein shall apply to the new parking area, and the existing parking area will be extinguished.

## **3. Log Yard Easement**

### Description and Benefit

An appurtenant easement adjacent to the GWRLT 50-foot-wide right-of-way easement described in section three above, being located in the Town Forest in the existing log yard location, for the purpose of serving as a log yard for periodic forest harvesting. GWRLT shall be permitted to temporarily store such timber as is extracted from the GWRLT Gallo property in conformity with existing timber harvesting Best Management Practices. "Temporarily" means a sufficient period of time to provide for time for pick-up of the timber. GWRLT shall be

responsible for the cleanup of any remaining residue from the log yard and for returning the log yard to its original condition.

**Breach**

In the event any of the above covenants for any of the above-described easements are breached, the Town of South Berwick shall notify GWRLT of the breach, in writing. GWRLT shall have 60 days from receipt of the notification to cure said breach. In the event GWRLT fails to cure the breach, this easement shall be temporarily suspended until said breach is remedied.

**Termination**

This easement is subject to the condition that GWRLT remains a non-profit entity with the purpose of conserving land for the public use in York County. In the event that GWRLT changes its name or merges with a nonprofit with parallel goals, this easement shall continue. However, this easement shall terminate if GWRLT or its successor in interest fails to maintain the Gallo Property as conservation land for the public use.

Dated at South Berwick, Maine on April \_\_\_\_, 2013.

Town of South Berwick

\_\_\_\_\_  
Witness to all Council Members

By: \_\_\_\_\_  
Gerald W. MacPherson, Sr.  
Council Member

By: \_\_\_\_\_  
Jean Demetracopoulos  
Council Member

By: \_\_\_\_\_  
David Webster  
Council Member

By: \_\_\_\_\_  
John Kareckas  
Council Member

By: \_\_\_\_\_  
Russell H. Abell  
Council Member

STATE OF MAINE  
COUNTY OF YORK, ss

April \_\_\_\_, 2013

Then personally appeared the above-named Gerald W. MacPherson, Sr., and acknowledged the foregoing instrument to be his free act and deed, with Gerald W. MacPherson, Sr. signing in his capacity as council member, before me.

\_\_\_\_\_  
Bruce A. Whitney  
Attorney at Law



**TOWN COUNCIL**

***Agenda Information Sheet***

<b>Meeting Date: March 26 2013</b>	<b>Agenda Item NB 2</b>
<b>Subject: Alewife Harvesting</b>	
<b>Information:</b>	
Each year the Council must take action on the harvesting of Alewives. In the absence of an ordinance, the Council has always voted to close the waters within South Berwick to harvesting for conservation purposes.	
<b>Staff Comments/Recommendation:</b>	
<b>Requested Action:</b>	
Motion and vote to close all waters within South Berwick to Alewife harvesting for the 2013 season for conservation purposes.	
<b>Vote:</b>	



**TOWN COUNCIL**

***Agenda Information Sheet***

<b>Meeting Date: March 26, 2013</b>	<b>Agenda Item NB 3</b>
<b>Subject:</b> Solid Waste Hauler License for BBI Waste Industries.	
<b>Information:</b> BBI Waste Industries has applied for renewal of its license. The appropriate fees have been paid.	
<b>Staff Comments/Recommendation:</b> Recommend approval.	
<b>Requested Action:</b> Motion to approve BBI Waste Industries Solid Waste Hauler License through March 31, 2014.	
<b>Vote:</b>	

Town of South Berwick  
Solid Waste Haulers License Application

Name of Hauler BST WASTE Ind.  
 Hauler's Address 1 VALLEE LANE P.O. Box 510  
OLD ORCHARD BEACH ME.  
 Email address: BST@GWI.NET  
 Telephone 207 934 3880

Vehicle Information:

Plate #	Make	Model	Color	VIN Number	Vehicle Weight
<u>95485</u>	<u>MAK</u>	<u>DCKER</u>	<u>White/Blue</u>	<u>1M2AG11C94M009109</u>	<u>58740</u>
<u>95558</u>	<u>MAK</u>	<u>FRONT LOAD</u>	<u>White/Blue</u>	<u>1M2AV02E48M002553</u>	<u>66000</u>
<u>954007</u>	<u>MAK</u>	<u>Roll off</u>	<u>White</u>	<u>1M2AG11C74M013563</u>	<u>69000</u>
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New licenses are \$250 plus \$50 per truck. Renewals are \$100 plus \$50 per truck.

Prepared by (please print) Kenneth Blaw  
 Signature: [Handwritten Signature]

**TOWN COUNCIL**

***Agenda Information Sheet***

<b>Meeting Date: March 26, 2013</b>	<b>Agenda Item NB #4</b>
<b>Subject:</b> Solid Waste Hauler License for Troiano Waste Services Inc.	
<b>Information:</b>	
This is a renewal request. The proper fees have been remitted (\$250). No issues have been reported.	
<b>Staff Comments/Recommendation:</b>	
Recommend approval.	
<b>Requested Action:</b>	
Motion to approve the Solid Waste Hauler License for Troiano Waste Services through March 31, 2014.	
<b>Vote:</b>	

Town of South Berwick  
Solid Waste Haulers License Application

Name of Hauler TROJANO WAST SERVICE Inc  
 Hauler's Address PO BOX 3541  
PORTHEAD ME 04104  
 Email address: TROJANOWST@aol.com  
 Telephone 207-767-2070

Vehicle Information:

Plate #	Make	Model	Color	VIN Number	Vehicle Weight
<u>957931</u>	<u>MACK</u>	<u>MRU613</u>	<u>White/blue</u>	<u>1M2AU04C3CM008614</u>	<u>69,000</u>
<u>958725</u>	<u>MACK</u>	<u>MR6885</u>	<u>White/blue</u>	<u>1M2K189C57M038016</u>	<u>66,000</u>
<u>915636</u>	<u>MACK</u>	<u>MR6885</u>	<u>White/blue</u>	<u>1M2K189C67M036484</u>	<u>69,000</u>
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New licenses are \$250 plus \$50 per truck. Renewals are \$100 plus \$50 per truck.

Prepared by (please print) John B. Hildreth  
 Signature: [Handwritten Signature]