AGENDA NOTES

Gorham Town Council Regular Meeting November 9, 2021 – 6:30pm Burleigh Loveitt Council Chambers

Item #2021-11-04

Action regarding the appointment of members of various Council Committees for the 2021-2022 year. (Admin. Spon.)

Appointment of various Town Council committee assignments for the 2021-2022 year. Staff recommend the Town Manager be appointed to the PACT Policy Committee and also 1 of 2 appointments to the METRO Regional Coalition at GPCOG.

Public hearing #1
On item #2021-11-05

Public hearing to hear comment on a proposal to issue a Medical Use Marijuana License to Eric Eddy, 7 County Road, Building B. Property owned by County Road LLC. (Admin. Spon.)

Staff reports the application is complete.

Public hearing #2
On item #2021-11-06

Public hearing to hear comment on a proposal to issue a Medical Use Marijuana License to Ryan Beer, Atlantic Roots, 17 Industrial Parkway, Unit B. Property owned by Wyatt Properties LLC. (Admin. Spon.)

Staff reports the application is complete.

Public hearing #3
On item #2021-11-07

Public hearing to hear comment on a proposal to issue a Medical Use Marijuana License to Kathleen West, Groovy Girls Garden, 15 Washburn Drive. Property owned by Kathleen West. (Admin. Spon.)

Staff reports the application is complete.

Public hearing #4
On item #2021-11-08

Public hearing to hear comment on proposed amendments to the Land Use and Development Code regarding the Narragansett Mixed-Use Development District. (Admin. Spon.)

This item corrects a front setback discrepancy that was identified in the Narragansett Mixed Use Development District. A business is looking to locate in the district and in order to expedite the corrective measure staff sent the item directly to the Planning Board for a public hearing and then now to the Town Council.

Item #2021-7-016

Action to consider amending the Land Use & Development Code to streamline the performance guarantee and site plan review process. (Ordinance Committee Spon.)

This item forwards to the Planning Board improvements to the performance guarantee and site review process as recommended by staff and the Ordinance Committee. A memo from staff is attached.

Item #2021-7-017

Action to consider formally naming the open space next to Robie Gym. (Councilor Wilder Cross Spon.)

This item was tabled in July by the Town Council at the request of Councilor Wilder Cross to solicit more feedback from local stakeholders. If adopted, this item would rename the Town-owned area between Robie Gym and Preble Street as the "Preble Street Common."

Item #2021-11-09

Action to consider accepting Freedom Drive as a public way. (Councilor Pratt Spon.)

This item is sponsored by the Council Chair on behalf of staff and would accept Freedom Drive as a Town roadway. Freedom Drive does have the ability to extend to future development. A memo from staff is attached.

Item #2021-11-10

Action to consider accepting Cotton Drive as a public way. (Councilor Pratt Spon.)

Again, sponsored on behalf of staff, this item would accept Cotton Drive as a public roadway. A memo is attached.

Item #2021-11-11

Action to consider instructing the Ordinance Committee to propose recommendations that allow for COVID 19 outdoor dining access to remain permanent. (Councilor Pratt Spon.)

This item would instruct the Ordinance Committee to look at exemptions that were put in place during the pandemic to allow for outdoor dining and make successful provisions permanent in the Land Use & Development Code.

Item #2021-11-12

Action to consider establishing a workshop with the Maine Turnpike Authority. (Councilor Pratt Spon.)

This item would establish a workshop with the Maine Turnpike Authority to receive an update on the Gorham Connector Project.

RULES OF THE GORHAM TOWN COUNCIL

<u>Last amended December 4, 2018</u> Approved November 12, 2019

SECTION 1. TOWN COUNCIL MEETINGS

1.1 Within seven days after the Municipal Election, the Council shall hold an organizational meeting for the purpose of electing a Chairman and the following committees with each Council member serving on two standing Committees to include either (1) the Finance Committee or Ordinance Committee and either (2) the Appointments/Personnel Committee or Economic Development/Capital Improvements Committee.

Organizational Meeting

- 1. Finance Committee
- 2. Ordinance Committee
- 3. Appointments/Personnel Committee
- 4. Economic Development/Capital Improvements Committee

The members of the Council to serve on the Finance, Ordinance, Appointments/Personnel, and Economic Development/Capital Improvements Committees shall be chosen by a majority of the Council and the Chair of the Council shall serve as an exofficio member, having no vote on any Committees. Committees shall serve at the pleasure of the Council and will receive and act upon only those items and will perform only such duties as have been specifically referred to each Committee by Council action.

1.2 The regular meetings of the Town Council shall be held in the Gorham Municipal Center, or such other facilities as the Town Council may designate from time to time, at 6:30 p.m., current time, on the first Tuesday of each calendar month. When said day falls on a holiday or on Election Day, the regular meeting shall be held on the following Tuesday, at the same time and place. The date of any regular meeting may be changed by an order or resolve passed at the previous meeting upon the vote of five members of the Council, provided, however, that said change in date will still provide for one regular meeting each month.

Regular Meetings

1.3 Special Meetings may be called by the Chairman, and in case of the Chairman's absence, disability or refusal, may be called by three members of the Town Council. Notice of such meeting shall be served in person or delivered to the residence of each member of the Town Council at least twenty-four (24) hours before the time for holding said special meeting, unless all members sign a waiver of said notice. The call for said special meeting shall set forth the matters to be acted upon at said meeting, and nothing else shall be voted upon at such special meeting.

Special Meetings

SECTION 2. CONDUCT OF BUSINESS

2.1 A majority of the members of the Town Council shall constitute a quorum for the transaction of business, but a smaller number may adjourn from time to time. At least twenty-four (24) hours' notice of the time and place of holding such adjourned meeting shall be given to all members who are not present at the meeting from which adjournment is taken, unless such absent members sign a waiver of said notice.

Quorum Adjourned Meetings

2.2 The Town Council shall act only by ordinance, order or resolve. All ordinances, orders, and resolves shall be confined to one subject, which

Enactment Form shall be clearly expressed in the title.

2.3 All Orders approved by the Town Council that ask the voters of Gorham, through a referendum vote, to approve an expenditure of funds, shall include a statement advising voters of the estimated impact on property taxes of said expenditure.

Referendum Requirement

2.4 Initiatives to amend or enact a Town Ordinance, prior to their referral to a committee or an administrative official for development and drafting, and inquiries to committees not related to Town Ordinance shall be placed on a Council agenda for provisional approval. If the ordinance initiative obtains the provisional approval of a majority of Councilors, it may then be referred to the appropriate committee, board or administrative official for further development and drafting.

Initiatives to Amend or Enact Ordinances

2.5 In all votes of command, the form of expression shall be "Ordered"; and of opinions, principles, facts, or purposes, the form shall be "Resolved".

Order and Resolve Style

2.6 Every ordinance, order or resolve shall have a full reading unless the reading is dispensed with by the unanimous vote of those present, in which case reading shall be by title only.

Full Reading: Waiver

2.7 The yeas and nays shall be taken upon the passage of all ordinances and entered upon the record of the proceedings of the Town Council by the Clerk. The yeas and nays shall be taken on the passage of any order or resolve when called for by any member of the Town Council. Every ordinance, order and resolve shall require, on passage, the affirmative vote of four members of the Town Council.

Yeas and Nays Taken: When

2.8 No ordinance, except emergency ordinances as defined in Article II, Section 213.1 of the Charter, shall take effect and be in full force until 30 days from and after it shall have received publication as required by Section 213 of the Charter.

Ordinances: Effective When

2.9 Orders or resolves shall take effect immediately upon passage.

Orders, Resolve Effective

2.10 No ordinance, order, or resolve shall be in order for action at any meeting of the Town Council unless such ordinance order or resolve shall be filed in the office of the Town Manager on or before noon of the Wednesday prior to the regular meeting held on the first Tuesday of each month, and before noon of the fourth secular day next prior to the day of any other meeting. Delivery of all items to the members of the Town Council in accordance with the foregoing, if by postal service, shall be postmarked no later than Thursday prior to the regular meeting.

Item for Meetings: Filed When

2.11 Any item to be placed on the agenda of the Council or recommended for consideration of the Council must be sponsored by a member of the Council, or by the Town Manager or in the instance when an item is recommended for action by one of the Council's standing committees, shall be sponsored by the Committee with the Committee's vote reflected. Those items sponsored by the Manager shall normally be restricted to routine town administration.

<u>Items</u> Sponsored By

2.12 Any person wishing to address the Town Council will be given the opportunity to do so in accordance with the following procedures:

Procedure for Addressing

1. Persons wishing to address the Council on an item which appears on the agenda shall wait until the public hearing is opened on the particular item or, if there is no public hearing, until the consideration of such item is announced, at which time they may address the Council on that particular item only after being invited to speak by the Chair. Public comment on an agenda item or during a public hearing is encouraged to be limited to no more than five minutes by any one speaker. The Chair is granted the discretion to allow an extension of time if deemed necessary.

The public shall be encouraged to limit their comments to items directly relating to the actual agenda item, and not to repeat statements made by prior speakers. The Chair may decide questions of relevance. The Chair shall not allow comments of a personal or derogatory nature, as they relate to the applicant, Councilors or other speakers.

Once the public hearing has been closed or public comment has ceased on an agenda item that did not have a public hearing, the Council shall begin its deliberation and no further public comment will be taken. The Chair may, at its discretion, allow additional clarification of the facts adduced at the public hearing and individual Councilors may ask specific questions through the Chair of either the public or staff to further inform themselves prior to completing their deliberations.

- 2. Persons wishing to address the Council on an item not appearing on the agenda shall do so only during the public comment section of the agenda or after disposition of all items appearing on the agenda at the discretion of the Council.
- 3. Any person wishing to address the Council shall so signify by raising a hand and/or standing. After being recognized by the Chairman and giving adequate identification he or she may address the Council. When, in the opinion of the Chairman, their identify has not been adequate for those assembled, the Chairman shall request further information before permitting the person to speak.
- 4. Persons present at Council meetings are requested not to applaud or otherwise express approval or disapproval of any statements made or actions taken at such meeting.
- 2.13 A copy of the record of Council decisions taken at a formal meeting shall be attested and posted by the Town Clerk within three working days at one or more places within the Town of Gorham. Such minutes shall constitute the official record of the actions on all Ordinances, Resolutions, Orders and Votes taken by the Council; such posting shall constitute publication within the meaning of Section 902 of the Town Charter and the date of such posting shall be the date of publication for the purpose of determining the required time for filing petitions under this

Posting of Minutes

Council

SECTION 3. COUNCIL CHAIR AND MEETING PROCEEDURES

3.1 The Chairman shall take the chair at the time appointed for the meeting, call the members to order, cause the roll to be taken, and, a quorum being present, shall proceed with the order of business.

Chairman to be Presiding Officer

3.2 The Chairman shall preserve decorum and order, may speak to points of order in preference to other members, and shall decide all questions of order subject to an appeal to the Council by motion regularly seconded, and no other business shall be in order until the question on

Preserve Decorum,
Decide All
Questions of
Order

appeal is decided. The Council may also, at its first meeting or thereafter during the year, elect a Vice Chairman or Chairman Pro Tempore from among its members to exercise all the powers of Chairman during the temporary absence or disability of the Chairman.

3.3 The Chairman shall declare all votes, but if any member doubts a vote, the Chairman shall cause a return of the members voting in the affirmative and in the negative without debate.

Declare Votes:
Cause Return
Of Votes

3.4 When a question is under debate, the Chairman shall receive no motion but to:

Debate: Rules of

- (1) adjourn
- (2) lay on the table
- (3) for the previous question
- (4) postpone to a day certain
- (5) refer to a committee or some administrative official
- (6) amend
- (7) postpone indefinitely

which several motions shall be precedence in the order in which they stand arranged.

3.5 The Chairman shall consider a motion to adjourn as always in order except on immediate repetition; and that motion, and the motion to lay on the table, or to take from the table, and the motion for the previous question, shall be decided without debate.

Motion to
Adjourn: Lay
on Table

3.6 When a vote is passed, it shall be in order for any member who voted in the majority, or in the negative on a tie vote, to move a reconsideration thereof at the same, or the next regular meeting, but not afterwards; and when a motion of reconsideration is decided, that vote shall not be reconsidered. No motion to reconsider a vote passed at a previous meeting shall be in order for consideration at the next regular meeting unless an item to that effect is contained on the agenda for such next regular meeting or unless five of the members present consent to such reconsideration. A petition once presented to and acted upon by the Town Council shall not again be received by the Town Manager for presentation to the Council in the same or substantially the same form during the term of the present Council. A member of the Town Council, voting with the majority on the original petition, shall be privileged to reintroduce such a petition.

Reconsideration

3.7 Upon the motion for the previous question being made and seconded, the Chairman shall put the question in the following form: "Voting is now on whether there shall be further debate on (state the motion)." All debate shall then be suspended. If the motion for the previous question is adopted by a majority of the Councilors present, the motion to which it applied shall be voted at once.

Motion for Previous Question

3.8 No debate shall be allowed on a motion for the previous question. Neither is it susceptible of amendment. All questions of order arising incidentally thereon must be decided without discussion whether appeal be had from the chair or not.

Not to be Debated or Amended

3.9 Every member present when a question is put shall give their vote, unless the Council, for special reasons, shall excuse that Councilor. Application to be so excused must be made before the Council is divided, or before the calling of the yeas and nays, and decided without debate.

Member Excused from Voting: When **3.10** Every motion shall be reduced to writing, if the Chairman shall so direct.

Motion to be Reduced to Writing: When

3.11 Any member may require the division of a question when the sense will admit it.

Division of Question

3.12 A motion for referral to a committee or administrative official, until it is decided, shall preclude all amendments of the main question.

Motion for Referral

3.13 All questions relating to priority of business to be acted upon shall be decided with discussion limited to Council members, but any Councilor may solicit information from any other person.

Priority of Business

3.14 The rules shall not be dispensed with or suspended unless five of the members of the Council consent thereto. No rule or order shall be amended or repealed without notice, in writing, being given at the preceding meeting.

Suspension of Rules: Amendment or Repeal

3.15 In all cases where the parliamentary proceedings are not determined by the foregoing rules and orders, "Robert's Rules of Order" shall be taken as authority to decide the course of proceedings.

Parliamentary Proceedings

SECTION 4. COUNCIL COMMITTEES

Finance Committee

4.1 The Finance Committee shall consist of three members of the Council. Said Finance Committee shall act by majority vote. The Council Chairman shall serve as an ex-officio member of said committee, having no vote on the committee. The members of the Finance Committee shall be appointed annually by vote of the Council. The Chairman shall be elected by a majority vote of the Committee members.

The Finance Committee shall have the power and duty to review monthly and annual financial reports, meet with the Town Auditors and review the annual audit, review the warrants for the expenditure of Town funds, and advise the Town Manager on matters of current expenditures within the Municipal Budget.

The Council may refer matters relating to Town finances brought to its attention by either the Town Manager or the Finance Committee, to the Finance Committee, which shall study the same and make appropriate recommendations to the entire Council.

4.2 The Ordinance Committee shall consist of three members of the Council. Said Ordinance Committee shall act by majority vote. The Council Chairman shall serve as an ex-officio member of said Committee, having no vote on the committee. The members of the Ordinance Committee shall be appointed annually by vote of the Council. The Chairman shall be elected by a majority vote of the Committee members. In addition to those other powers which the Council may, from time to time assign to it, the Ordinance Committee, when requested by the Council, shall review proposed ordinances or amendments and make recommendations to the Council prior to final action.

Ordinance Committee

4.3 The Appointments/Personnel Committee shall consist of these members of the Council and act by majority vote. The Council Chairman shall serve as an ex-officio member of said committee, having no vote on the committee. Among such other powers as the Council may from time to time

Appointments/Personnel Committee

assign to said committee, it shall recommend to the entire Council persons for appointment to various positions and offices which are properly to be filled by the Council, except that the Committee shall not make recommendations as to the composition of committees of the Council, such as the Finance Committee, Ordinance Committee, Economic Development/Capital Improvements Committee, or the Appointments Committee, or to any other standing or ad hoc committees of the Council which may hereafter be established. In addition to those other personnel matters which the Council may, from time to time, assign to it, the Committee shall review and make recommendations to the Council on methods of evaluating Council employees and implementing such evaluations.

4.3.1 Appointments Procedure.

- 1. Prior to recommending an applicant for service on the Planning Board, Board of Appeals or Economic Development Corporation, the Chair of the Appointments/Personnel Committee shall contact the Council Chair and the Chair of the volunteer board or committee to discuss the appointment or reappointment of the applicant.
- 2. Prior to recommending an applicant for service, the Town Council's Appointments/Personnel Committee may interview the applicant-
- 3. The meeting agenda, the applications to be considered, and any other supporting documents shall be sent to Appointments/Personnel Committee members, in a timely manner, prior to the proposed meeting.
- 4. Applicants are encouraged to attend a meeting of the committee to which they wish to be appointed.
- 4.4 The Economic Development/Capital Improvements Committee shall consist of three members of the Council and act by majority vote. The Council Chairman shall serve as an ex-officio member of said committee, having no vote on the committee. The Committee shall review matters that are sent to it by the Town Council and generally include topics regarding economic development, capital projects and capital equipment. In addition, the Committee shall review and make recommendations to the Council on the Town's industrial and commercial development goals and objectives. The Committee is responsible for maintaining an economic development program and policies subject to full Council approval. Also, the Committee shall consult with the Town Manager regarding proposed capital improvements and equipment.

Economic Development/
Capital Improvements
Committee

4.5 All Committees of the Town Council, including standing committees and special committees, shall keep recorded minutes of their meetings except that portions of meetings held in executive session may be exempt from this provision except where required by law. Meeting agendas should be posted to the Town Web site in a timely manner prior to a proposed meeting. Meeting minutes are encouraged to be taken and posted to the Town website.

Board and Committee Reporting

SECTION 5. CONDUCT OF COUNCIL MEMBERS

5.1 Councilor inquiries concerning routine Town business should notify the Town Council Chair and then the Town Manager. In accordance with Section 218 of the Town Charter, Council Members shall not give any orders to Town Staff. Direct inquiries by Councilors, on such matters, to Department heads, should be avoided.

Contacting Staff

- 5.2 No member of the Town Council shall represent to anyone or knowingly allow anyone to infer that he/she speaks on behalf of the Town Council unless, by Order of the Council, a Councilor has been officially designated as its Representative to another organization.
- Speaking on behalf of Town Council
- **5.3** Council members shall be respectful of other Council members and members of the public and use appropriate business decorum during meetings.

Respect Others

5.4 Council members must be mindful of the need to preserve the integrity of the Town Council and the Town when conducting the people's business. When a member of the Town Council has a conflict of interest or the appearance of a conflict of interest on an item under consideration by the Council, the Council member shall follow this process:

Conflicts of Interest

- 1. Disclose the conflict or potential conflict to the other Council members and the public before a motion is made.
- 2. Tell the Council whether or not you believe you can discuss the item and treat all of the parties fairly and fulfill your duty as a Council member to vote in the best interest of the entire Town.
- 3. Ask the Town Council to vote on whether the Council member shall be recused from participating and voting on the item, or continue to participate and vote.
- 4. If any Council member discovers part way into a discussion that they may have a conflict of interest, the Council member may raise a point of order and the Town Council shall immediately suspend business to resolve the issue.
- 5. Councilors shall refrain from sponsoring an item for agenda consideration where there is a potential conflict of interest.

medical

Public Hearing #1 Item #2021-11-05





TOWN OF GORHAM

CLERK'S OFFICE

75 South Street, Suite 1 Gorham, Maine 04038 Phone:

Phone: (207) 222-1670 • Fax: (207) 839-5036

ADUL	T USE	IA E	ND M	ED	ICAL	MA	RIJ	UANA	LICE	NSE
FEES FOR APPLICATION AND LICENSE REVIEW		☐ Cultivation Facility Tier 3 - \$2,500 ☐ Cultivation Facility Tier 4 - \$5,000 ☐ Nursery Cultivation Facility - \$1,000 ☐ Manufacturing Facility - \$5,000				Amo \$_1 = 3-2	unt Paid:			
PROPERTY	Parcel ID	Мар		Lot			District			
DESCRIPTION	Physical Address	7	Courty	69.	Build	i'rs	B, G	-schem,	ME O	8038
	Name	1	14 69			•	PO Box 2808			
PROPERTY OWNER'S	Phone		333-DI		Malling Address		South Bithma, ME 04106			1106
INFORMATION	Fax									1100
	Email	Joel & JAFCambis - con								
APPLICANT'S	Name	Eric Elly			Name of Business					
INFORMATION	Phone	207-576-2227			Mailing		315 Donville Corner Rd.			
IF DIFFERENT FROM OWNER	Fax				Addresses - Residential		Auburn, ME 04210			
	Email	tunde	Properties r	ne g	And Busine	esses	1,200			
	Owner's Name(s)		c Edd							
BUSINESS	Phone	207	-576-2.	227			Sum as above			
INFORMATION	Fax				Mailing Add	dress				
	Email		as ab							
Documentation to be provided with application. All documentation must be provided at time of application submission. Electronic copy of application and all materials. Recent passport style photograph Applicant's driver's license and State of Maine caregiver license, depending on type requested Sketch showing building footprint, interior layout, and parking plan. Copy of tax map showing property lines, and property lines of other properties within 1,000										
feet.										

	☐ Copy of tax map showing preexisting public or private school with 750 feet of the property. ☐ Operating Plan ☐ State of Maine conditional license
	For additional information, please review the Town of Gorham Marijuana Cultivation or Manufacturing Facility Licensing Ordinance. The ordinance is available here https://www.gornam.me.org/codes-endinances/pages/ceneral-ordinances or a copy may be requested at the Town Clerk's office.
The unde declares i	rrsigned hereby makes application to the Town of Gorham for approval of the proposed use and the foregoing to be true and accurate to the best of his/her knowledge.
Ecie	NT OR AGENT'S SIGNATURE C Eddy (PE OR PRINT NAME

For office use only:		ACCUSES TO THE SECOND S
Code Enforcement Officer Recommendation: Comments:	Approve or Deny	Date
D. H D		9/29/21
Police Department Recommendation: Comments:	Approve or Deny	Date
Fire Department Recommendation:		3/23/21
Comments:	Approve or Deny	Date
Other Staff Recommendation:		10/8/21
Comments:	Approve or Deny	Date
Town Council Decision:	APPROVED/DENIED	
	THENTEDIDENTED	Date



(no subject)

1 message

Freeman Abbott <fabbott@gorham.me.us> Wed, Sep 29, 2021 at 2:39 PM To: Laurie Nordfors <Inordfors@gorham.me.us>, Charles Jarrett <cjarrett@gorham.me.us>, Carolyn Eyerman <ceyerman@gorham.me.us>

Laurie, Ok to send to Council 7 County Road B Groovy Girl 15 Washburn Road Atlantic Roots 17 Gorham Parkway unit B.

Gerard Tardiff 347-982-5552 5 Little Wing Unit B

Freeman Abbott
Town of Gorham Code Enforcement Officer
Building Inspector LPI
75 South Street, Ste. 1
Gorham, ME 04038
(207)222-1605





Fwd: Marijuana Facility Licensing

1 message

Christopher Sanborn <csanborn@gorham.me.us>
To: Laurie Nordfors <Inordfors@gorham.me.us>

Tue, Mar 23, 2021 at 12:50 PM

Laurie.

Please see the email that Deputy Chief Nault sent to me regarding the Marijuana Licensing for Eric Eddy at 7 County Road. It appears that we are all set from the Police Department's perspective. Thank you.

Chris

----- Forwarded message ------

From: Michael Nault <mnault@gorham.me.us>

Date: Mon, Mar 22, 2021 at 11:11 AM Subject: Marijuana Facility Licensing

To: Christopher Sanborn < csanborn@gorham.me.us>

Chief,

Det. Sgt. Young has completed the background investigation (21-G01621) on Eric Eddy, applicant for Marijuana Licensing at 7 County Rd. He did not find anything in the background that would permit him from moving forward. The site walk did find some building and fire code violations that need to be addressed before moving forward.

DC Nault

Michael Nault Deputy Chief, Gorham Police Dept. PVHMT, Team Chief 207-222-1667



NOTICE: Under Maine's Freedom of Access ("Right to Know") Law, documents - including emails - in the possession of public officials about Town business are considered public records. This means if anyone asks to see it, we are required to provide it. There are very few exceptions. We welcome citizen comments and want to hear from our constituents, but please keep in mind that what you write in an email is not private and will be made available to any interested party.

Christopher Sanborn Chief of Police Gorham Police Department 270 Main Street Gorham, Maine 04038

Telephone (207) 222-1660 FAX (207) 839-5045 csanborn@gorham.me.us



7B County Rd - Eric Eddy

1 message

Charles Jarrett <cjarrett@gorham.me.us>
To: Laurie Nordfors <Inordfors@gorham.me.us>
Cc: Kenny Fickett <kfickett@gorham.me.us>

Fri, Oct 8, 2021 at 12:25 PM

Laurie,

The Chief approves this marijana license application

Charles Jarrett, Fire Inspector IAAI - CFI NFPA - CFPE / CFI - II

Gorham Fire Department 270 Main Street Gorham, ME 04038 (207) 222-1618

FIRE PREVENTION - Supporting the Department's mission through Investigation, Inspection, Education and Enforcement.







TOWN OF GORHAM

CLERK'S OFFICE

75 South Street, Suite 1 Gorham, Maine 04038 Phone:

Phone: (207) 222-1670 • Fax: (207) 839-5036

ADUL	T US	E AI	M DN	ED	ICAL	MA	RIJUANA	LICENSE	
FEES FOR APPLICATION AND LICENSE REVIEW		 ☑ Application fee - \$500, PLUS, THE FOLLOWING: ☑ Cultivation Facility Tier 1 - \$1,000 ☐ Cultivation Facility Tier 2 - \$1,500 ☐ Cultivation Facility Tier 3 - \$2,500 ☐ Cultivation Facility Tier 4 - \$5,000 ☐ Nursery Cultivation Facility - \$1,000 ☐ Manufacturing Facility - \$5,000 ☐ Medical Manufacturing Facility Annual Fee - \$5,000 ☐ Medical Testing Facility Annual Fee - \$3,000 Note: All fees are separate and cumulative and are to be paid at time of application. Licenses are for one year. 				Amount Paid: \$\frac{1500}{Date:}			
TYPE OF APPLICATION		☐ Adult Use Marijuana Application ☑ Medical Marijuana Application			No.				
NEW OR RENEWAL		☑ NEW ☐ RENEWAL							
PROPERTY	Parcel ID	Мар	12	Lot	26	Zonin	g District 3		
DESCRIPTION	Physical Address	r	7 Fina	lus!	mal r	2 K W	y Unit B		
	Name	Wyatt Properties LLC		LLC			6 Millbrook Drive		
PROPERTY	Phone	207-2	207-233-4011				Old Orchard Beach, Maine 04064		
OWNER'S INFORMATION	Fax								
IN OKMATION	Email	dcowa	an11@me	.com					
APPLICANT'S	Name	Ryan	Beer		Name of Business Atlantic Roots		Atlantic Roots		
INFORMATION	Phone	857-2	25-2368		Mailing		17 Gorham Industrial Parkway, Unit B		
IF DIFFERENT FROM OWNER	Fax				Addresses Residentia	I	Gorham, Maine 04038 16 Mussey Street, #405 South Portland, Maine 04106		
	Email	rbeerr	ne@gmai	l.com	And Busin	esses			
	Owner's Name(s)	Ryan	Beer		·				
BUSINESS INFORMATION	Phone	857-2	25-2247					trial Parkway, Unit B	
IN ORMATION	Fax				Mailing Address Gorham, Maine 0		Gornam, Maine U	ine 04038	
	Email	rbeer	me@gma	ail.cor					

Documentation to be provided wit be provided at time of application Town Clerk.								
	☑ Electronic copy of application and all materials.							
	Recent passport style photograph							
✓ Applicant's driver's license and St	Applicant's driver's license and State of Maine caregiver license, depending on type requested							
Sketch showing building footprint,	☑ Sketch showing building footprint, interior layout, and parking plan.							
Copy of tax map showing property feet.	☑ Copy of tax map showing property lines, and property lines of other properties within 1,000							
☐ Copy of tax map showing preexist ☐ Operating Plan	ting public or private school with 7	50 feet of the property.						
State of Maine conditional license								
For additional information, please rev Manufacturing Facility Licensing Ord	inance. The ordinance is available							
Clerk's office.	ог а сору пау ве	requested at the rown						
/s/ Ryan Beer	4/29/2021							
APPLICANT OR AGENT'S SIGNATURE	DATE							
Ryan Beer								
PLEASE TYPE OR PRINT NAME								
For office use only:								
Code Enforcement Officer Recommendation:	Approve or Deny	Date						
Comments:	Approve of Beny	9/23/21						
Police Department Recommendation:	Approve or Deny	Date						
Comments:		6/3/21						
Fire Department Recommendation:	Approve or Deny	Date						
Comments:		9/15/21						
Other Staff Recommendation:	Approve or Deny	Date						
Comments:		5/6/21						
Town Council Decision:	APPROVED/DENIED	Date						

Marijuana License Application Page 2 of 2



(no subject)

1 message

Freeman Abbott <fabbott@gorham.me.us> Wed, Sep 29, 2021 at 2:39 PM To: Laurie Nordfors <Inordfors@gorham.me.us>, Charles Jarrett <cjarrett@gorham.me.us>, Carolyn Eyerman <ceyerman@gorham.me.us>

Laurie , Ok to send to Council 7 County Road B Groovy Girl 15 Washburn Road Atlantic Roots 17 Gorham Parkway unit B .

Gerard Tardiff 347-982-5552 5 Little Wing Unit B

Freeman Abbott
Town of Gorham Code Enforcement Officer
Building Inspector LPI
75 South Street, Ste. 1
Gorham, ME 04038
(207)222-1605





Marijuana license background check status

Christopher Sanborn <csanborn@gorham.me.us>
To: Laurie Nordfors <Inordfors@gorham.me.us>
Cc: daniel young <dyoung@gorham.me.us>

Thu, Jun 3, 2021 at 12:18 PM

Laurie,

We have completed our background investigation on this applicant and approve of moving forward with granting the application.

Chris

[Quoted text hidden] [Quoted text hidden]



NOTICE: Under Maine's Freedom of Access ("Right to Know") Law, documents - including emails - in the possession of public officials about Town business are considered public records. This means if anyone asks to see it, we are required to provide it. There are very few exceptions. We welcome citizen comments and want to hear from our constituents, but please keep in mind that what you write in an email is not private and will be made available to any interested party.

Christopher Sanborn Chief of Police Gorham Police Department 270 Main Street Gorham, Maine 04038

Telephone (207) 222-1660 FAX (207) 839-5045 csanborn@gorham.me.us www.gorham-me.org





Atlantic Roots - 17B Gorham Industrial Parkway

1 message

Charles Jarrett <cjarrett@gorham.me.us>

Wed, Sep 15, 2021 at 2:14 PM

To: Laurie Nordfors < Inordfors@gorham.me.us>

Cc: Freeman Abbott <fabbott@gorham.me.us>, Kenny Fickett <kfickett@gorham.me.us>, Tom Poirier <tpoirier@gorham.me.us>, Carolyn Eyerman <ceyerman@gorham.me.us>, Daniel Young <dyoung@gorham.me.us>, Christopher Sanborn <csanborn@gorham.me.us>

Laurie,

The Chief approves of this application.

Stay safe

Charles Jarrett, Fire Inspector IAAI - CFI NFPA - CFPE / CFI - II

Gorham Fire Department 270 Main Street Gorham, ME 04038 (207) 222-1618

FIRE PREVENTION - Supporting the Department's mission through Investigation, Inspection, Education and Enforcement.





Laurie Nordfors < Inordfors@gorham.me.us>

Town of Gorham - Operating Plan

Carolyn Eyerman < ceyerman@gorham.me.us>

Thu, May 6, 2021 at 9:04 AM

Here is the revised and approved addition to the operating plan for Atlantic Roots.

--- Forwarded message -----From: ryan beer <rbeerme@gmail.com>

Date: Wed, May 5, 2021 at 10:53 AM

Subject: Re: Town of Gorham - Operating Plan To: Carolyn Eyerman <ceyerman@gorham.me.us>

Hi Carolyn

Enclosed is the information you requested regarding the components of the operating plan. If there is anything else you need please let me know. Thanks Ryan

Wastewater

All wastewater is piped and drained into a floor drain. This includes condensate from air conditioner, dehumidifier, wash/ prep sink, and nutrient runoff. This amount of water is around !0-15 gallons of condensate/waste water and around 5-10 gallons of nutrient runoff daily. The nutrient runoff is a natural liquid nutrient free from heavy metals. All plant waste including plant material, rootballs, leaves, stalks, and coco coir grow medium is disposed of, either at the dump or composted off site. All other trash is discarded in a dumpster located on site and provided by Albano Recycling. The dumpster can be locked and is picked up on a bi-monthly basis.

Odor

Odor is controlled by Can-Fan carbon filters and inline fans inside the grow rooms. These are commercial grade air scrubbers that control and eliminate odor but also clean air within the room. Since the grow rooms are sealed and controlled environment odor is contained within the rooms with these carbon filters. Outside the grow rooms ozone generators are used for sterilization and odor control. Odor has never been a problem outside the building and has never had complaints by tenants next door.

Landscaping

The landscaping is done by viewpoint landscaping. The property has a grass lawn in the front bordering Laurence Dr. This is mowed and maintained during the spring, summer, and fall. All bushes, hedges, and shrubs are cleared from around the building. Crushed rock is spread around the perimeter of the building to prevent weed growth. All snow plowing and removal is done by viewpoint as well.

[Quoted text hidden]

[Quoted text hidden]

[Quoted text hidden]



Laurie Nordfors < Inordfors@gorham.me.us>

Town of Gorham - Operating Plan

Carolyn Eyerman < ceyerman@gorham.me.us>

Thu, May 6, 2021 at 9:05 AM

To: ryan beer <rbeerme@gmail.com>, Laurie Nordfors <Inordfors@gorham.me.us>

Ryan -

Thank you for this additional information. This looks good and satisfies the intent of the ordinance for the Operating Plan.

On Wed, May 5, 2021 at 10:53 AM ryan beer <rbeerme@gmail.com> wrote: Hi Carolyn

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On Mon, May 3, 2021 at 1:34 PM Carolyn Eyerman <ceyerman@gorham.me.us> wrote: [Quoted text hidden]

[Quoted text hidden]





TOWN OF GORHAM CLERK'S OFFICE

75 South Street, Suite 1 Gorham, Maine 04038 Phone:

Phone: (207) 222-1670 • Fax: (207) 839-5036

ADUL	t us	EAND MED	ICAL MA	ARIJUANA LICENSE		
FEES F APPLICA AND LIC REVIE	TION ENSE	Application fee - \$500, PLUS, THE FOLLOWING: Cultivation Facility Tier 1 - \$1,000 Cultivation Facility Tier 2 - \$1,500 Cultivation Facility Tier 3 - \$2,500 Cultivation Facility Tier 4 - \$5,000 Nursery Cultivation Facility - \$1,000 Manufacturing Facility - \$5,000 Medical Manufacturing Facility Annual Fee - \$5,000 Medical Testing Facility Annual Fee - \$3,000 Note: All fees are separate and cumulative and are to be paid at time of application. Licenses are for one year. Adult Use Marijuana Application Medical Marijuana Application				
TYPE APPLICA						
NEW OR RENEWAL		☑∕NEW □ RENEWAL				
PROPERTY DESCRIPTION	Parcel ID Physical Address	Map 22 Lot	n Drive	g District Rural		
PROPERTY OWNER'S INFORMATION	Name Phone Fax Email	Gorham, Ma Kathleen West 207:572:5888 royalview@ roadrunner.com	Malling Address	15 Washburn Drive Gorham Maine 04038		
APPLICANT'S INFORMATION IF DIFFERENT FROM OWNER	Name Phone Fax Email		Name of Business Mailing Addresses - Residential And Businesses	Groovy Girls Gorden 15 Washburn Drive Gorham, Maine 04038		
BUSINESS NFORMATION	Owner's Name(s) Phone Fax Email	Kathleen West 207-5725888 royal view e	Mailing Address	15 Washburn Drive Gorham, Maine 04038		

	Documentation to be provided with application and fees. All documentation and fees must be provided at time of application submission or the application will not be accepted by the Town Clerk.
	☐ Electronic copy of application and all materials.
	Recent passport style photograph
	Applicant's driver's license and State of Maine caregiver license, depending on type requested
	Sketch showing building footprint, interior layout, and parking plan.
	☐ Copy of tax map showing property lines, and property lines of other properties within 1,000 feet.
	☐ Copy of tax map showing preexisting public or private school with 750 feet of the property. ☐ Operating Plan
	State of Maine conditional license
	Manufacturing Facility Licensing Ordinance. The ordinance is available here https://www.gorham-me.org/codes-ordinances/pages/general-ordinances or a copy may be requested at the Town Clerk's office.
The unde declares	ersigned hereby makes application to the Town of Gorham for approval of the proposed use and the foregoing to be true and accurate to the best of his/her knowledge.
APPLICA	Tathlew Nest NT OR AGENT'S SIGNATURE April 12, 2021 DATE
Kat	thleen West TYPE OR PRINT NAME
LEASE I	THE OR PRINT NAME
or office	e use only:
de Enf	forcement Officer Recommendation: Approve or Deny Date
mmon	

For office use only:		
Code Enforcement Officer Recommendation: Comments:	Approve or Deny	Date 9 23 21
Police Department Recommendation: Comments:	Approve or Deny	Date 4/15/21
Fire Department Recommendation: Comments:	Approve or Deny	Date 9123 [2]
Other Staff Recommendation: Comments:	Approve or Deny	Date 4/22/21
Town Council Decision:	APPROVED/DENIED	Date



Groovy Girls - 15 Washburn Dr

2 messages

Charles Jarrett <cjarrett@gorham.me.us>

Thu, Sep 23, 2021 at 3:59 PM

To: Laurie Nordfors < Inordfors@gorham.me.us>

Cc: Kenny Fickett kfickett@gorham.me.us, Tom Poirier tpoirier@gorham.me.us, Carolyn Eyerman keett@gorham.me.us, Daniel Young keett@gorham.me.us)

Laurie,

Chief Fickett approves this Marijuana License

Charles Jarrett, Fire Inspector IAAI - CFI NFPA - CFPE / CFI - II

Gorham Fire Department 270 Main Street Gorham, ME 04038 (207) 222-1618

FIRE PREVENTION - Supporting the Department's mission through Investigation, Inspection, Education and Enforcement.



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Freeman Abbott <fabbott@gorham.me.us>

Thu, Sep 23, 2021 at 4:11 PM

To: Charles Jarrett <cjarrett@gorham.me.us>

Cc: Laurie Nordfors <Inordfors@gorham.me.us>, Kenny Fickett <kfickett@gorham.me.us>, Tom Poirier <tpoirier@gorham.me.us>, Carolyn Eyerman <ceyerman@gorham.me.us>, Daniel Young <dyoung@gorham.me.us>

Code is all set all so

Freeman Abbott
Town of Gorham Code Enforcement Officer
Building Inspector LPI
75 South Street, Ste. 1
Gorham, ME 04038
(207)222-1605

[Quoted text hidden]



Groovy Girls - 15 Washburn Dr

Freeman Abbott <fabbott@gorham.me.us>

Thu, Sep 23, 2021 at 4:11 PM

To: Charles Jarrett <cjarrett@gorham.me.us>

Cc: Laurie Nordfors lnordfors@gorham.me.us, Kenny Fickett kfickett@gorham.me.us, Tom Poirier tpoirier@gorham.me.us, Carolyn Eyerman ceyerman@gorham.me.us, Daniel Young dyoung@gorham.me.us

Code is all set all so

Freeman Abbott
Town of Gorham Code Enforcement Officer
Building Inspector LPI
75 South Street, Ste. 1
Gorham, ME 04038
(207)222-1605

[Quoted text hidden]



Fwd: Marijuana Facility Applications Backgrounds

1 message

Christopher Sanborn < csanborn@gorham.me.us> To: Laurie Nordfors < Inordfors@gorham.me.us>

Thu, Apr 15, 2021 at 1:04 PM

Laurie,

These are the findings from our background investigations on the listed Marijuana Facility Applications. Therefore, I would approve pending the approval from the Code Department and Fire Department. If you need anything further from me please let me know.

Chris

----- Forwarded message -----From: Michael Nault <mnault@gorham.me.us>

Date: Wed, Apr 14, 2021 at 4:07 PM

Subject: Marijuana Facility Applications Backgrounds To: Christopher Sanborn <csanborn@gorham.me.us>

Chief,

Det. Sgt. Young completed background checks on the following applications.

- 1. Kathleen West 15 Washburn Drive. Negative findings. Facility is not built yet.
- 2. Harrison Otterbien 289-291 New Portland Road Negative findings. Facility not built yet.
- 3. Jared Dinsmore 5 Little Wing Ln #C Negative findings, Facility is up and running.

If you need anything further please let me know.

DC

Michael Nault Deputy Chief, Gorham Police Dept. PVHMT, Team Chief 207-222-1667





Laurie Nordfors < Inordfors@gorham.me.us>

Groovy Girls Garden - Operating Plan

Carolyn Eyerman < ceyerman@gorham.me.us>

Thu, Apr 22, 2021 at 11:07 AM

To: Kath <royalview@roadrunner.com>, Laurie Nordfors <Inordfors@gorham.me.us>

Ok and I apologize. I didn't see that the one page was actually multiple pages. Thank you for answering all the questions including the wastewater question.

You are all set for the operating plan portion of the review.

On Wed, Apr 21, 2021 at 3:29 PM Kath <royalview@roadrunner.com> wrote:

Thank you. Should I check with the code enforcement officer for what the standards of this are?It's mentioned in my plan that I will not be ventilating outside of my building, the parking is marked on one of my plans and I'm not really creating wastewater as I water the plants but as they get measured amounts of water there isn't any runoff. Also not sure what is required for landscaping as there is basically lawn and trees around the building (new lawn when building is finished). Please advise. Thank you, Kathleen West 207-572-5888

Sent from my iPad

On Apr 21, 2021, at 3:07 PM, Carolyn Eyerman <ceyerman@gorham.me.us> wrote:

[Quoted text hidden]

[Quoted text hidden]

Land Use and Development Code Amendment: Narragansett Mixed-Use District front setback

Proposed Amendment:

<u>CHAPTER 1: ZONING REGULATIONS</u> <u>SECTION 1-16 – NARRAGANSETT MIXED- USE DISTRICT</u> E. PERFORMANCE STANDARDS

1) Lot Layout

a) Lots abutting multiple streets shall be oriented so the front of the building faces the street of lower classification. Lots with frontage on Narragansett Street shall meet the standards listed in item 6 within this section. For lots with frontage on both Narragansett Street and another street, the buildings, parking lots and access drives shall be located a minimum of <u>75 50</u> feet from Narragansett Street.



September 27, 2021

Subject: Name for green space next to and behind Robie Gym

Yesterday I was a part of a group of Gorham folks representing Gorham Town Council, Gorham Schools, Gorham Village Alliance, Gorham Historical Society, Gorham Parks and Recreation, Gorham Outdoors and the Gorham Business Exchange to brainstorm and discuss possibilities for naming the green space adjacent to and behind Robie Gym.

We discussed the history and current uses of the property. The group came to a consensus that the name **Preble Street Common** not only clarifies the location in town but also encourages land that is jointly used by residents.

We would like to express our support for the name **Preble Street Common** for the green space next to and behind Robie Gym and look forward to using this name in the future once adopted by the Town Council.

Gorham Outdoors is a club of volunteers focused on providing a variety of enjoyable, and free, outside activities in our community. Members of our volunteer board include Gorham teachers, recreation department employees, residents and students with a shared belief that the benefits of time spent outside should be available for everyone.

Sincerely,

Jason Tanguay

President, Gorham Outdoors

October 4, 2021



RE: Gorham Business Exchange's Letter of Support for Naming of Green Space

Dear Gorham Town Council Members,

On behalf of the Gorham Business Exchange, I want to express our support at the possibility of naming the green space adjacent to Robie Gym as the "Preble Street Common". Members of our board met with representatives of the Gorham Schools, Gorham Village Alliance, Gorham Historical Society, Gorham Town Council, Gorham Parks and Recreation, and Gorham Outdoors to discuss ideas for naming the green space adjacent to Robie Gym.

We discussed the history and current use of the property. The group came to a consensus that the name "Preble Street Common" not only clarifies the location in town but also encourages land that is jointly used by residents.

The Gorham Business Exchange supports and endorses this recommendation to the Town Council.

Sincerely,

Ethan Johnson

President, Gorham Business Exchange

GORHAM SCHOOL DEPARTMENT

Office of the Superintendent

75 SOUTH STREET, SUITE #2, GORHAM, MAINE 04038

Hollis S. Cobb Business Manager (207) 222-1000 FAX 839-5003 Heather J. Perry, PhD Superintendent of Schools (207) 222-1012 FAX 839-8885 Brian A. Porter, PhD Assistant Superintendent (207) 222-1025 FAX 839-8885

Tuesday, September 28, 2021

To: Honorable Members of the Gorham Town Council From: Heather J. Perry, Superintendent of Schools Re: Letter of Support for Naming of Green Space

Dear Gorham Town Council Members,

The purpose of this letter is to state my support, on behalf of the Gorham Schools, for the naming of the green space adjacent to Robie Gym as the "Preble Street Common".

I participated in a meeting hosted by Kathy Garrard and the Gorham Village Alliance along with representatives from Gorham Parks & Recreation, Gorham Outdoors, Gorham Business Exchange, Gorham Historical Society and the Gorham Town Council to discuss ideas for the possible naming of this space.

We discussed the history and use of this space. We discussed that we did not feel it was appropriate to name the space after a particular person or family, but instead to emphasize the encouragement that this space is for all Gorham residents to utilize. After much brainstorming and discussion, consensus of the group supported naming this space the "Preble Street Common" in order to give the green space a unique identity and potentially a Preble Street Address to assist in navigation to the space.

The Gorham School Department supports and endorses this proposal.

Sincerely,

Heather J. Perry, Ph.D. Superintendent of Schools

Heat J. P-



September 28, 2021

Dear Members of the Gorham Town Council.

Yesterday I joined a group of Gorham folks representing Gorham Schools, Gorham Village Alliance, Gorham Historical Society, Gorham Town Council, Gorham Parks and Recreation, Gorham Outdoors and the Gorham Business Exchange to discuss and brainstorm possibilities for naming the green space adjacent to Robie Gym.

We discussed the history of the property, the current uses of the property and what might make clear to all residents where the property is and what it can be used for.

We came to consensus that the Preble Street Common is what that property is and should continue to be used as. We recommend that the address of this property be established to be 2 Preble Street, Gorham, Maine. Having an address will enable visitors to this area to use GPS location finding as well.

I support this recommendation and look forward to using this name for the green space in the future once adopted by the Town Council.

Sincerely,

Cindy Hazelton, CPRP, Director

Gorham Parks and Recreation

Street Acceptance Report

Freedom Drive Tannery Brook Subdivision, Phase II S.B. Enterprises, Inc.

October 27, 2021

<u>Request</u>: The applicant, S.B. Enterprises, Inc. is requesting street acceptance of Freedom Drive in the Tannery Brook Subdivision, Phase II located off Tannery Brook Road.

Street Classification: Rural Access Road Length: 1,746 feet

<u>Description</u>: The Tannery Brook Subdivision, Phase II was approved by the Gorham Planning Board on May 6, 2019. The road provides access for 14 lots. All the lots within the subdivision have been built with occupancy permits being granted.

<u>Utilities/ Mailbox Locations</u>: The subdivision is served by public water, private septic systems, and underground utilities.

<u>Fire Protection</u>: Each home was installed with a residential sprinkler system as required. One additional fire hydrant was installed at station number 6+50.

Inspections, Engineering Certification and Record Drawings: The Town contracted with Woodard & Curran engineering firm to conduct onsite inspections during the construction of the street. While Shawn Frank with Sebago Technics provided construction inspection services for the developer. The applicant's engineer has provided the required test results, documents and record drawings, which have been reviewed and found acceptable by the Director of Public Works.

<u>Legal Documents</u>: The offer of cession for the roadway, the proposed roadway deed, appropriate drainage easements, and the required transfer tax form have been reviewed by legal counsel and are in order for acceptance.

Road Maintenance Guarantee: The developer has provided a one-year road maintenance guarantee. The amount of the one-year, maintenance guarantee has been set at \$5,000.00 by the Public Works Director.

Right-of-Way to Abutting Properties: The street acceptance does include 2 - 50' right-of-ways for a future extension off the end of Freedom Drive. One of the 50' right of ways is located between lots 2 and 3 and provides access to lot 14 which is identified as retain land and which currently does not have legal street frontage on a private way or public street. The second 50' right-of-way is located at the end of Freedom Drive and connects to the Queen Street right-of-way. The Planning Board did not require the road connection due to the costs to make the connection due to steep slopes located between Freedom Drive and Queen Street.

PLANNING DEPARTMENT STREET ACCEPTANCE CHECKLIST

(To be completed by the Director of Community Development)

Street Name: Freedom Drive
Subdivision/Project Name Tannery Brook Subdivision – Phase 2
OWNER/Developer S.B. Enterprises, Inc.
Street Classification Rural Access Street Length 1,746'
Type of Approval:
Verification of occupancy permits for 50% of the housing units in the subdivision, if there are more than 20 lots in the subdivision or 50% of the approved construction phase.
Total number of lots 14
Number of occupancy permits issued <u>12</u> , <u>85</u> %
Number of lots in phase
Number of occupancy permits issued,%.
Please mark each of the following items Yes, No or NA (Not applicable)
1. Y Letter of Cession.
2. Y Road Deed (NA includes center of turning circle) Signed and Notarized
3. Y Real Estate Transfer Tax Form Signed by Applicant (Grantor)
4. \underline{Y} Easement deeds for road drainage. Signed and Notarized
5 Other documents
6. \underline{Y} Reviewed by Town Attorney and approved on October 27, 2021.
7. NA Fire pond/dry hydrant installations reviewed & approved by Fire Chief.
8. Y PWD: Water/Final Inspection Report received.
9. NA PWD: Sewer/Final Inspection Report received.
10. \underline{Y} Color As-Built drawings delivered to: $igotimes$ Engineer $igotimes$ Public Works $igotimes$ Planner.
11. Y Maintenance Guarantee Acct.: Amount \$5,000.00 Type Cash Date October 26, 2021.
12. N Road Improvement Acct.: AmountDate Established
13. Y Legal Documents & Plan ROW provided to Town Clerk. Date: <u>To be provided after TC Meeting on the item.</u>
14. Y Public Works Director's Final Report.
Note any incomplete items or compliance issues: New Standards regarding Street Acceptance Standards and Invasive Species:
The project does not comply with the new standards regarding street acceptance in particular the road does not serve a minimum of 25 lots and does not provide 2 points of connection to other interconnected streets. The project was approved prior to the adoption of the new standard. The applicant has not provided verification by a qualified professional that no invasive terrestrial plants are located within the proposed road right-of-way. The street acceptance application had been
submitted and reviewed before the new requirements regarding documentation of invasive species were

adopted.

PUBLIC WORKS DEPARTMENT STREET ACCEPTANCE CHECKLIST

(To be completed by Director of Public Works)	
Street Name: FREEDOM DRINE	
Subdivision/Project Name: TANNERY FROM SUBDIVISION	
OWNER/Developer: S. B. ENTERPRISES	
Final Inspection by: Bos Burns Date: //-4-702/	
Please mark each of the following items <u>Y</u> es, <u>N</u> o or <u>NA</u> (Not applicable)	
	_
1. No Road Deed and Easement Deeds reviewed by the Public Works Director.	
2. Easement Deeds reviewed by the Public Works Director.	
Roadway and shoulders constructed per plans.	
4 Drainage installed per plans.	
5. Curbing installed per plans.	
6. NA Sidewalks installed per plans.	
7. Roadway monumentation installed per plans.	
8. Catch basins cleaned.	
9. Detention ponds constructed per plans.	
10. Fire ponds constructed per plans.	
11. Fire ponds inspected, tested and approved by the Gorham Fire Department.	
Hydrants inspected, tested and approved by the Gorham Fire Department.	
No. of new hydrants .	
15. Páved driveway aprons.	
16. Mailbox locations per plans.	
17. Street trees and landscaping completed per plans.	
18. Street signs and traffic control signs installed per plans.	
19. Loaming and seeding completed per plans.	
20. Permanent erosion control installed per plans.	
Water mains inspected and approved by Portland Water District. Final inspection report received.	
22. Ms Sewer mains and pump stations inspected and approved by Portland Water District. Final inspection report received.	
23. Final clean up completed.	
24. Core Sample(s) measured and met the Town's minimum standards.	
Note any incomplete items as a smaller as income	
Note any incomplete items or compliance issues: (1) MISSING UTILITY FEDESTALS - NEED TO BE INSTALLED)	
DBACKEILL TRANSFORMER PADS 5,000 MAIN MINOR EROSION IN CUL-DE-SAC - BON	TEVANCE
MINOR EROSIAN IN CUL-DE-SAC - BON)
\mathcal{J}	

S.B. Enterprises, Inc.

P.O. Box 69, 341 Mosher Road Gorham, Maine 04038

Avgust 21 ,2020

Ephrem Paraschak, Gorham Town Manager Gorham Municipal Center 275 South Street Gorham, Maine 04038

RE: Tannery Brook Subdivision, Phase 2 - Tannery Brook Road, Gorham, Maine Offer of Cession for Freedom Drive, Two 50' Rights of Way and Public Access and Drainage Easement

Dear Mr. Paraschak:

With regard to the above referenced subdivision, currently developed and owned by S.B. Enterprises, Inc., a Maine corporation with an office at Gorham, Cumberland County, Maine and a mailing address of P.O. Box 69, 341 Mosher Road, Gorham, Maine 04038, and as shown on a certain plan entitled Subdivision Plan of Tannery Brook Subdivision, Phase 2 - Tannery Brook Road, Gorham, Maine, dated November 5, 2018, revised through December 12, 2018, prepared by Sebago Technics, Inc. for SB Enterprises, approved by the Town of Gorham Planning Board and recorded in the Cumberland County Registry of Deeds in Plan Book 214, Page 180, to which plan reference is hereby made for further particulars and details, please be advised of the following:

S.B. Enterprises, Inc. agrees to dedicate, and hereby dedicates, the roadway as shown on the above mentioned plan, and thereon described as being Freedom Drive, as a public way. S.B. Enterprises, Inc. shall convey the fee simple absolute interest in said street as shown on said Plan to the Town of Gorham by warranty deed, free and clear of encumbrances, excepting utility easements of record, and subject to the rights of access of the individual lot owners on said Plan. This Offer of Cession is made without claim for compensation or damages.

At present the undersigned hereby certifies and represent that the road improvements for Freedom Drive have been constructed according to town specifications and Planning Board requirements and that and the monumentation and signage for such

road is in place. This dedication and the effecting conveyance shall be made without claim for money damages by S.B. Enterprises, Inc. against the Town of Gorham. A copy of the warranty deed proposing to convey title to Freedom Drive is enclosed or attached.

S.B. Enterprises, Inc. also agrees to convey a fifty (50) foot wide reserved access way to adjacent land and properties, as shown on the recorded plan, to the Town of Gorham for possible future use as a public road or public way. The access way is designated on the plan as "Reserved 50' Wide Right of Way" and runs northwesterly from the cul-de-sac portion of Freedom Drive between Lot 7 and Lot 8 across Tannery Brook to an existing extension of Queen Street. S.B. Enterprises, Inc. shall convey the fee simple absolute interest in said unimproved way as shown on said Plan to the Town of Gorham by warranty deed, free and clear of encumbrances, excepting utility easements of record. This Offer of Cession is made without claim for compensation or damages.

S.B. Enterprises, Inc. further agrees to convey a second fifty (50) foot wide access way to adjacent land and properties, as shown on the recorded plan, to the Town of Gorham for possible future use as a public road or public way. The location of the access way runs southerly and southwesterly from Freedom Drive between Lot 2 and Lot 3 to remaining undeveloped land of S.B. Enterprises, Inc. as shown on the above mentioned recorded subdivision plan. S.B. Enterprises, Inc. will reserve access and utility easement rights to itself in said way for purposes of providing access, utilities and possible development of its remaining adjacent land. S.B. Enterprises, Inc. shall convey the fee simple absolute interest in said unimproved way as shown on said Plan to the Town of Gorham by warranty deed, free and clear of any other encumbrances, excepting utility easements of record. This Offer of Cession is made without claim for compensation or damages. A copy of the warranty deed conveying such public access and utility easement rights is enclosed or attached.

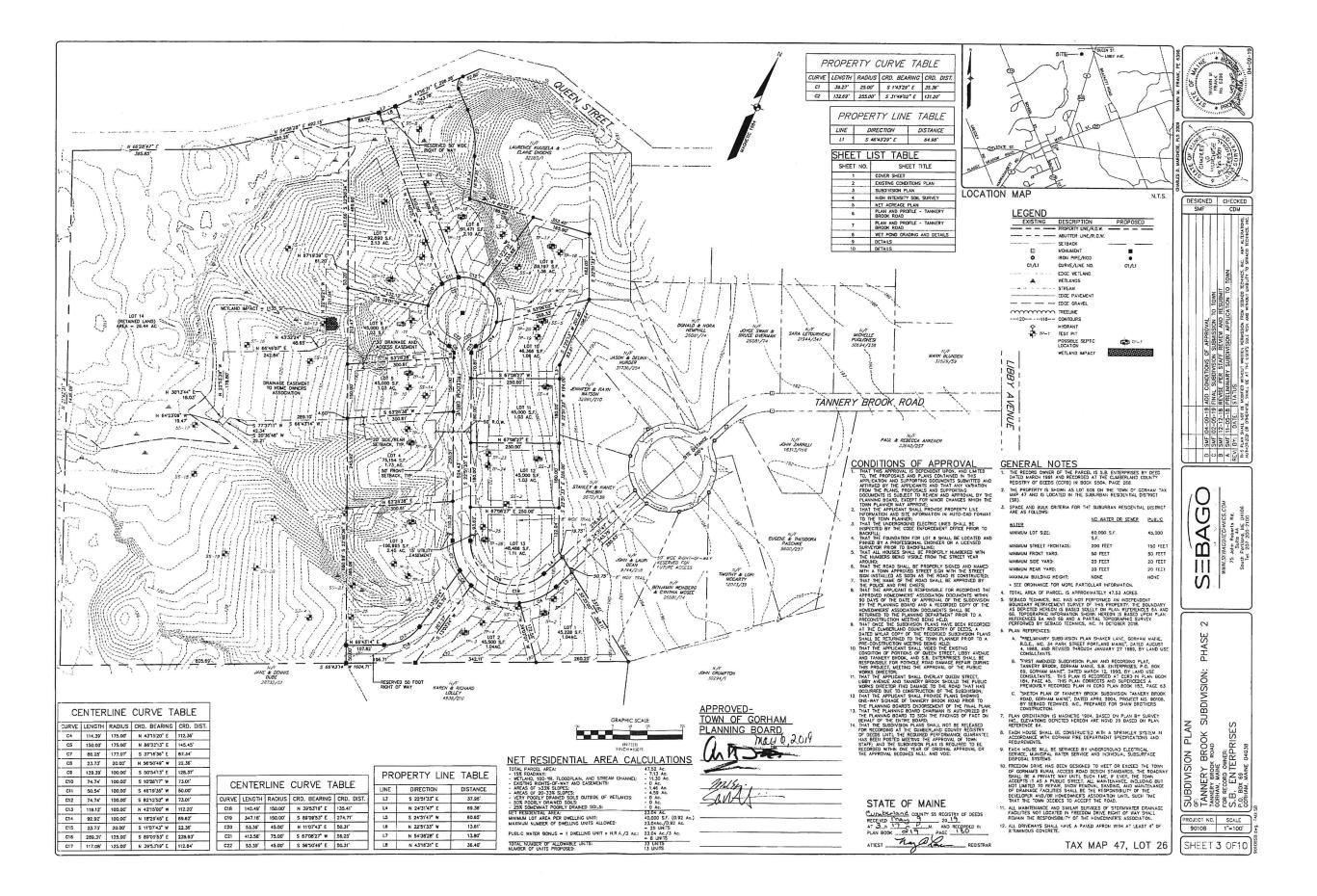
S.B. Enterprises, Inc. further agrees to grant an access and drainage easement to the Town of Gorham for a drainage easement location shown on the above mentioned recorded subdivision plan as running southwesterly from the southwesterly side of the Freedom Drive cul-de-sac across portions of Lot 5 and Lot 6 to remaining undeveloped land of S.B. Enterprises, Inc. The drainage easement is already shown on the recorded subdivision plan. S.B. Enterprises, Inc. shall convey the drainage easement by warranty deed and said conveyance shall be made without claim for money damages by S.B. Enterprises, Inc. against the Town of Gorham. A copy of the warranty deed conveying such drainage easement rights is enclosed or attached.

Respectfully submitted,

S.B. Enterprises, Inc.

Thomas B. Biegel, Vice President

enclosures/attachments



Street Acceptance Report

Cotton Drive
Cotton Farm Estates Subdivision,
Norman Berube Builders, Inc.
October 29, 2021

<u>Request</u>: The applicant, Norman Berube Builders, Inc. is requesting street acceptance of Cotton Drive in the Cotton Farm Estates Subdivision located off Farrington Road.

Street Classification: Rural Access Road Length: 1,131 feet

<u>Description</u>: The Cottons Farm Subdivision, was original approved by the Gorham Planning Board in 2006 but never constructed. In February 1, 2016 the Planning Board approved for the transfer of ownership to Norman Berube Builders. The road provides access for 14 lots. Ten of the lots are required to have a driveways off of Cotton Drive with 4 of the lots having frontage and driveways off of Farrington Road. All the lots within the subdivision have been built with occupancy permits being granted.

<u>Utilities/ Mailbox Locations</u>: The subdivision is served by public water, private septic systems, underground utilities, and a cluster mailbox.

<u>Fire Protection</u>: Each home was installed with a residential sprinkler system as required.

<u>Inspections, Engineering Certification and Record Drawings</u>: The Town contracted with Woodard & Curran engineering firm to conduct onsite inspections during the construction of the street. While Steve Blake with BH2M provided construction inspection services for the developer. The applicant's engineer has provided the required test results, documents and record drawings, which have been reviewed and found acceptable by the Director of Public Works.

<u>Legal Documents</u>: The offer of cession for the roadway, the proposed roadway deed, appropriate drainage easements, and the required transfer tax form have been reviewed by legal counsel and are in order for acceptance.

Road Maintenance Guarantee: The developer has provided a one-year road maintenance guarantee. The amount of the one-year, maintenance guarantee has been set at \$5,000.00 by the Public Works Director.

<u>Right-of-Way to Abutting Properties:</u> The street acceptance does not include any right-of-way to abutting properties.

PLANNING DEPARTMENT STREET ACCEPTANCE CHECKLIST

(To be completed by the Director of Community Development)

Stree	t Name	e: <u>Cotton Drive</u>
Subd	ivision	/Project Name Cotton Farm Subdivision
OWN	ER/De	eveloper Norman Berube Builders, Inc.
Stree	t Class	sification Rural Access Street Length 1,131'
Туре	of App	roval:
		of occupancy permits for 50% of the housing units in the subdivision, if there are more than 20 lots in ion or 50% of the approved construction phase.
Total	numbe	er of lots 14
Numb	er of o	ccupancy permits issued <u>14,</u> <u>100</u> %
Numb	er of lo	ots in phase
Numb	er of o	ccupancy permits issued,%.
Disco		track of the following items Ver No and Alexandiants
Pleas	e marr	k each of the following items <u>Y</u> es, <u>N</u> o or <u>NA</u> (Not applicable)
1.	Y	Letter of Cession.
2.	Y	Road Deed (NA includes center of turning circle) Signed and Notarized
3.	<u>Y</u>	Real Estate Transfer Tax Form Signed by Applicant (Grantor)
4.	<u>Y</u>	Easement deeds for road drainage. Signed and Notarized
5.		Other documents
6.	Y	Reviewed by Town Attorney and approved on July 29, 2021.
7.	<u>NA</u>	Fire pond/dry hydrant installations reviewed & approved by Fire Chief.
8.	<u>NA</u>	PWD: Water/Final Inspection Report received.
9.	<u>NA</u>	PWD: Sewer/Final Inspection Report received.
10.	Y	Color As-Built drawings delivered to: 🛛 Engineer 🖾 Public Works 🖾 Planner.
11.	Y	Maintenance Guarantee Acct.: Amount \$5,000.00 Type Cash Date October 29, 2021.
12.	<u>N</u>	Road Improvement Acct.: AmountDate Established
13.	Y	Legal Documents & Plan ROW provided to Town Clerk. Date <u>To be provided after TC Meeting on the</u>
14.	Y	item. Public Works Director's Final Report.

Note any incomplete items or compliance issues: New Standards regarding Street Acceptance Standards and Invasive Species:

The project does not comply with the new standards regarding street acceptance in particular the road does not serve a minimum of 25 lots and does not provide 2 points of connection to other interconnected streets. The project was approved prior to the adoption of the new standard.

The applicant has not provided verification by a qualified professional that no invasive terrestrial plants are located within the proposed road right-of-way. The street acceptance application had been submitted and reviewed before the new requirements regarding documentation of invasive species were adopted.

PUBLIC WORKS DEPARTMENT STREET ACCEPTANCE CHECKLIST

(To be completed by Director of Public Works) Street Name: Delve
Direct Faints.
Subdivision/Project Name: Cotton Fines Estates
OWNER/Developer: Normande BERUSE - BERUSE BUILDERS
Final Inspection by: Boss Burns Date: 1/-4-202/
Please mark each of the following items <u>Y</u> es, <u>N</u> o or <u>NA</u> (Not applicable)
1. Road Deed and Easement Deeds reviewed by the Public Works Director.
2. Easement Deeds reviewed by the Public Works Director.
3. Roadway and shoulders constructed per plans.
4. Drainage installed per plans.
5. Curbing installed per plans.
6. Sidewalks installed per plans.
7. Roadway monumentation installed per plans.
8. Catch basins cleaned.
9. Detention ponds constructed per plans.
10. Fire ponds constructed per plans.
11. Fire ponds inspected, tested and approved by the Gorham Fire Department.
12. Hydrants inspected, tested and approved by the Gorham Fire Department.
13. No. of new hydrants
15. Paved driveway aprons.
16. Mailbox locations per plans.
17. Street trees and landscaping completed per plans.
18. Street signs and traffic control signs installed per plans.
19. Loaming and seeding completed per plans.
20. Permanent erosion control installed per plans.
Water mains inspected and approved by Portland Water District. Final inspection report received.
22. Sewer mains and pump stations inspected and approved by Portland Water District. Final inspection report received.
23. Final clean up completed.
24. Core Sample(s) measured and met the Town's minimum standards.
Note any incomplete items or compliance issues: ONE DRIVETION CULVENT PERMITTED BY DPW AND SET BY
HOMEOWAKE WEDS TO BE RE-SET, THIS CAN BE HANDLED
ONE DRIVENING CULVERT PERMITTED BY DPW AND SET BY HOMEOWNED NEEDS TO BE RE-SET. THIS CAN BE HANDLED BY DPW AFTER ROND ACCEPTANCE OR INDEPENDENT OF

NORMAND BERUBE BUILDERS, INC.

1040 PORTLAND RD. SUITE TWO SACO, MAINE 04072 883-8270 or 283-3961 Fax: 283-4039 E-Mail; nberubebldrs@maine.rr.com

January 8, 2020

Ephrem Paraschak, Town Manager Town of Gorham 75 South Street, Suite 1 Gorham, Me 04038

Re: Offer of Cession for Cotton Drive, Cotton Farm Estates Subdivision, Tax Map # 57, Lot # 201-214

Dear Mr. Paraschak:

On behalf of Normand Berube Builders, Inc., we are pleased to offer this written offer of cession and deeds for Cotton Drive and all associated utility easements and rights of way, as shown on the Cotton Farm Estates Subdivision plans, prepared by BH2M. This offer is made without demand for compensation. This roadway has been constructed to service ten lots in the Cotton Farm Estates Subdivision as approved by the Gorham Planning Board.

A copy of the final subdivision plan showing roadways and associated easements is now enclosed. Normand Berube Builders, Inc. has constructed this roadway to Town standards in accordance with the approved plans and under the supervision of the Town's inspectors.

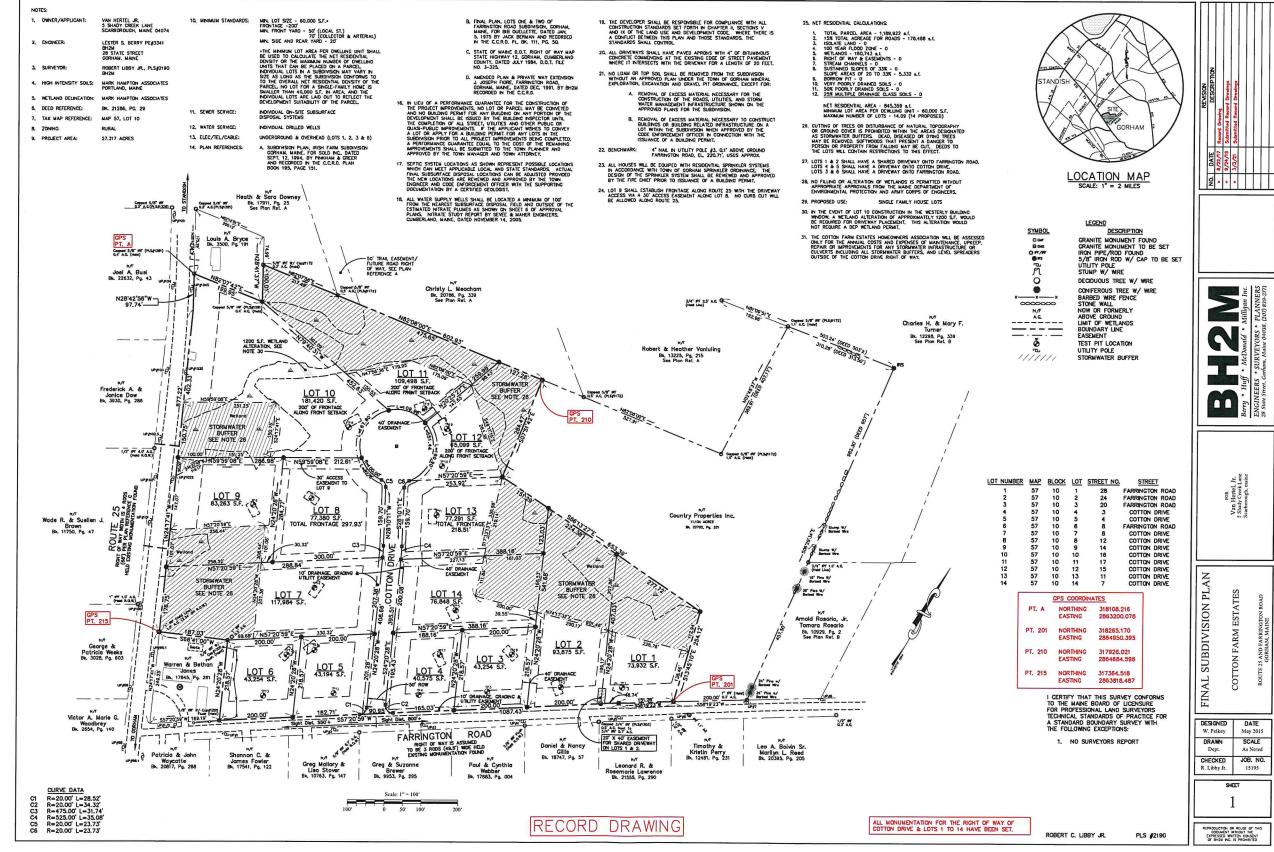
If you require any additional information regarding our request, please contact me. Thank you for your cooperation in this matter.

Sincerely,

Normand Berube

President

Normand Berube Builders, Inc.



ESTATES

COTTON FARM

SCALE

JOB. NO. 15195