

**AGENDA**  
**CITY COUNCIL OF THE CITY OF BATH, MAINE**

Regular Meeting  
Wednesday, March 3, 2004 6:00pm  
City Council Chambers, Bath City Hall

*Residents of the City of Bath are always welcome to meetings of the Bath City Council. After the Consent Agenda at each meeting, there is time for residents to address the Council on any matter of concern or interest, whether the Council will be considering that matter during the meeting or not; after each agenda item is introduced, there will be a time for residents to speak on that particular agenda item. If you wish to address the Council, please raise your hand, and when recognized by the Chairman, move to the lectern or microphone and give your name and address to speak.*

*If, at any other time during the meeting, any member of the public wishes to speak on a specific item under consideration by the Council at that time, he or she may do so by a majority consent of the Council.*

*We encourage your comments and views, and appreciate your participation in your local government.*

A. Pledge of Allegiance

B. Roll Call

*Presentation to Patrol Officer Jason Aucoin as "Bath Police Officer of the Year".*

*Presentation to Animal Control Officer Ann Harford as "Bath Police Department's Employee of the Year"*

*Presentation to Former Councilor John W. James IV for his years of service to the City of Bath .*

*Presentation from Lee Leiner, Deputy Public Works Director regarding an update on the City of Bath Landfill.*

C. Public Hearings:

D. Consent Agenda:

(Items as marked with an asterisk (\*) on the agenda shall be considered routine matters not requiring debate. In the case of items marked with an asterisk, the motion as stated in parenthesis following the items on the agenda shall be considered to have been passed by the City Council as part of the Consent Agenda. Any Councilor wishing to have any item so marked with an asterisk removed from the Consent Agenda shall have the unlimited right to do so at any time prior to the vote by Council on the Consent Agenda. If such an item is removed from the Consent Agenda, it shall be dealt with in the normal course of the meeting.)

\*1) Minutes of the previous meetings of February 4 and 18, 2004 and Items F2, F3 and F4 (Motion to Accept as Presented)

E. Time Devoted to Residents to Address The City Council

F. Ordinances, Resolutions and Orders:

- \*2) Order - Exercising the Alewife fishing rights at Winnegance Lake to be administered by the Winnegance Alewife Commission as per Harvest Plan
- \*3) Order - Exercising the Alewife fishing rights at Whiskeag Creek to “Rod and Line” only
- \*4) Order - Issuing warrant for prosecuting unlicensed dog owners-keepers
- 5) Acceptance of Drug Forfeiture from PD
- 6) Ordinance: Chapter 9 – Building and Electrical Codes, Article 1 – Building Code, Add Sections – 504.2.1 and 1014.6.3 (first passage)

G. Petitions & Communications

H. City Manager’s Report

I. Committee Reports, if any

J. Old Business

K. New Business

- 7) Appointment of one member to the Bath Housing Authority Board of Directors – Term Expiration February 2007.

ADJOURN

**MEMORANDUM**

TO: Honorable City Councilors  
FROM: Mary J. White, City Clerk  
SUBJ: Alewife Fishing Rights at Winnegance Lake & Whiskeag Creek  
DATE: March 3, 2004

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As you are aware, the City Council of Bath, and the Selectmen of West Bath and Phippsburg passed an Ordinance effective August 28, 1985 creating the "Winnegance Alewife Commission". Therefore, the Commission will take care of the necessary action in regards to the taking of alewives from Winnegance Lake, however, it is still necessary that each town and city, at its own meeting, take action to lease the fishing rights and send copies of its action to the Commissioner of Marine Resources.

The City of Bath still has Whiskeag Creek to designate, and the past custom of the Council has been to retain the fishing rights, and restrict the fishing to "rod and line" only.

**ORDER**

*Be It Ordered by the City Council of the City of Bath, Maine, that the Alewife Fishing Rights at Winnegance Lake be operated by the Winnegance Alewife Commission as per Ordinance adopted August 28, 1985, and the municipal rights to take alewives will be sold by the Commission. The Harvest Plan will be submitted by the Commission setting forth in detail the exact conditions under which alewives may be taken, all in accordance with good conservation practices. This plan will be submitted to the Department of Marine Resources by the Commission with City of Bath approval.*

**ORDER**

*Be It Ordered by the City Council of the City of Bath, as follows:*

that, the taking of alewives at Whiskeag Creek will be restricted to “Rod and Line” only.

**ORDER**

*Be It Ordered by the City Council of the City of Bath, that, a warrant for prosecuting unlicensed dog owners-keepers be prepared and issued in accordance with the provisions of Title 7MRSA Section 3943.*

**A COMPLETE LIST OF UNLICENSED DOGS FOR  
THE YEAR 2004 OWNERS/KEEPERS WILL BE ON  
YOUR DESKS BEFORE THE MEETING ON  
WEDNESDAY, MARCH 3, 2004  
(this list has to be run just prior to the meeting)**