

REGULAR MEETING MINUTES
City Council of the City of Bath, Maine
Wednesday, May 2, 2001 7:00 PM
City Council Chambers, Bath City Hall

ROLL CALL: Councilors Banks, James, Blake, Wyman, Hayden, Tibbetts, Rogers, Reed and Chairman Hall.

Also in attendance were the City Manager - John Bubier, City Solicitor - Roger Therriault and Deputy City Clerk – Pam Gray.

Chairman Hall led the Council in the Pledge of Allegiance and Deputy City Clerk Gray called the Roll.

C. Public Hearings - 7:02 PM #0054
Ordinance – Land Use Code Amendments (second passage)

Chairman Hall explained that the Council could not pass the Land Use Code Amendments until the zoning maps were accepted. These had been inadvertently omitted in the first passage, so he said that these would have to be accepted first. Chairman Hall opened the meeting up to the public, and there was no public comment. **COUNCILOR REED MADE A MOTION TO TABLE THIS AGENDA ITEM TO MAY 16TH, WHICH WAS SECONDED BY COUNCILOR BANKS. THE MOTION WAS PASSED UNANIMOUSLY.**

D. Consent Agenda - 7:05 PM #0133

Motion by Councilor Wyman, second by Councilor Reed to accept as presented the Minutes of the April 4 and April 18, 2001 Council Meetings.

Vote:

Yeas: 8

Nays: 0

Passed 8-0

E. Time Devoted for Residents to Address the City Council – 7:07 PM

There were no comments from the public.

F. Ordinances, Resolutions and Orders – 7:09 PM #0168

F3 - Proclamation for Arbor Week

Chairman Hall read the following Proclamation:

ARBOR WEEK PROCLAMATION

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world (more often as a weekly observance), and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BATH, MAINE, HEREBY PROCLAIMS THE WEEK OF MAY 21-27 AS

ARBOR WEEK

in the City of Bath, and we urge all citizens to celebrate Arbor Week and to support efforts to protect our trees and woodlands, and

FURTHER, We urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

DATED this 2nd day of May 2001.

Motion by Councilor Reed, second by Councilor Hayden to place the item on the floor for discussion and consideration.

Vote:

Yeas: 8

Nays: 0

Proclamation Passed 8-0

F4 - Order: Land Use Code Map Amendments – First Passage

Chairman Hall read the following ordinance:

ORDINANCE

WHEREAS, the City Council of the City of Bath, as part of the adoption of the Bath Land Use Code on July 19, 2000, effective August 9, 2000, depicted the boundaries of all Land Use Districts on a Zoning Map of the City of Bath, also dated July 19, 2000, incorporated by reference into the Land Use Code pursuant to the provisions of Section 7.02 of the said Code, and

WHEREAS, it is necessary and appropriate that the boundaries of the Land Use Districts be, from time to time, adjusted and amended, in order to create new Districts and adjust boundary lines of existing Districts,

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Bath that the Zoning Map of the City of Bath, dated July 19, 2000, be and hereby is amended in accordance with the new official Zoning Map of the City of Bath, affixed hereto and made a part hereof and a part of the Land Use Code. The specific adjustments are as follows:

1. The creation and inclusion of a new R-6 Zone designated as the Waterfront Medium-Density Residential Zone.
2. An amended R-4 Zone to be designated as the Waterfront High-Density Residential Zone.
3. Designation of the area within the Shoreland Zone.
4. Designation of the Special Purpose Commercial Contract District.
5. The inclusion of certain wetlands areas as per the National Wetlands Inventory.
6. A correction of the location of the Natural Resource Protection Overlay District.

City Planner Jim Upham then made a presentation to the Council regarding the zones that were inadvertently omitted from the Land Use Code maps and gave a brief explanation of the changes. Chairman Hall opened the meeting to the public for comments, and there was no public comment.

A motion was made by Councilor Blake , seconded by Councilor Banks to put this order on the floor for discussion and consideration.

Vote:

Yeas: 7

Nays: 1

Order Passed 7-1

G. Petitions and Communications – 7:14 P.M. #0459

There were no petitions and communications.

H. City Manager’s Report – 7:15 PM #0465

City Manager Bubier presented the 2001-2002 City of Bath Budget to Council.

I. Committee Reports – 7:45 PM #1340

Councilor Wyman reported that the Skateboard Committee is looking for a piece of property so that they can start fundraising in earnest. There was some discussion regarding the piece of property under the bridge.

J. Old Business - 7:48 PM #1462

There was no old business.

K. New Business –7:48 PM #1465

There was no new business.

Motion by Councilor Wyman, second by Councilor Banks to recess to Executive Session regarding a sewer abatement. All in favor.

Motion by Councilor Wyman, second by Councilor banks to come out of Executive Session. All in favor.

Motion by Councilor Rogers, second by Councilor Reed to adjourn the meeting. All in favor. Meeting adjourned at 8:03 PM.

Respectfully submitted:

Pamela J. Gray, Dep. City Clerk

Please note: These minutes are not recorded verbatim. A tape recording of the meeting is available for review in the City Clerk's office during regular business hours.