



Town of Hermon
Public Safety Meeting Room
June 21, 2023
Town Council Meeting
7:00 PM
AGENDA

To watch Council Meetings go to hermonmaine.gov click Council click Town Council Meetings click Zoom
Council Meetings will be archived online after the meeting has taken place.

ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION

- I. CALL TO ORDER BY CHAIRPERSON**
- II. PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, And APPROVAL OF MINUTES:**
 - SIGNATURES. –APPROVE**
 - MINUTES. –APPROVE** **5/25/2023, Annual Town Meeting 6/15/2023**
 - WARRANTS. –SIGN** **6/9/2023, 6/23/2023**
 - RESOLVES. –SIGN**
- V. NEWS, PRESENTATIONS AND RECOGNITIONS:**
- VI. PUBLIC ITEMS OR COMMENTS: (*Items Not Already on Agenda*)**
- VII. PUBLIC HEARINGS:**
 - **Hold Public Hearing – Penobscot Snowmobile Truck-Tractor Pulls**
 - **Hold Public Hearing – Central Maine Harley Davidson – We Ride for Vets fundraiser**
 - **Hold Public Hearing – XL Golf dba The Sports Arena liquor renewal**
 - **Hold Public Hearing – New FEMA flood insurance rate maps & requirements for compliance with National Flood Insurance Program**
 - **Hold Public Hearing – Moratorium Accessory Dwelling Unit (ADU) - CANCELED**



VIII. COMMITTEE REPORTS:

IX. SCHEDULED AGENDA ITEMS:

A. OLD BUSINESS:

B. NEW BUSINESS:

- R22-23-40** Consider approving **Penobscot Snowmobile Club** for Concourse Gathering Application for Truck and Tractor Pulls on July 22, 2023, August 12, 2023 & September 16, 2023
- R22-23-41** Consider approving **Central Maine Harley Davidson** for Special Amusement /Concourse Gathering Application for “We Ride for Vets” fundraiser on July 1, 2023
- R22-23-42** Consider approving **XL Golf** liquor license renewal
- O22-23-12** Consider approving new FEMA flood insurance rate maps & requirements for compliance with National Flood Insurance Program
- R22-23-43** Consider approving hauler license applications for 2023-2024.

Bolster’s Rubbish Removal, LLC has requested to renew their License to haul solid waste to Perc.

Pine Tree Waste Inc a division of Casella has requested to renew their License to haul solid waste to Perc.

Waste Management has requested to renew their License to haul solid waste to PERC.

IF approved – sign permits

- FR21-22-23** Consider awarding bid for Paving Projects
- R22-23-44** Consider authorizing the Town Clerk to sign future Catering Event Applications and On Premise Taste Testing Event Applications.



C. WORKSHOPS:

- **Audit – RFP discussion**
- **Book Survey results discussion**

D. OTHER ITEMS: (from Table Package)

X. APPOINTMENTS:

Appoint new personnel to Jaylyn Mc Cue to the Zoning Board of Appeals as an alternate and Assessing Board of Appeals

Appoint personnel to various positions as required by Charter and State Statute.

XI. MANAGER STATUS REPORT:

XII. FINAL PUBLIC ITEMS OR COMMENT: *(Items Not Already on Agenda)*

XIII. COUNCIL ITEMS:

XIV. EXECUTIVE SESSION:

XV. ADJOURNMENT:

Explanatory note #1: All items in the CONSENT CALENDAR are considered routine and are proposed for adoption by the Town Council with one motion without DISCUSSION or deliberation. If DISCUSSION on any item is desired, any member of the Council or public may request the removal of an item for it to be placed in the regular agenda prior to the motion to approve the Consent Agenda.

Explanatory Note #2: In the interest of effect decision-making: At 10:00 p.m., the Chairman shall poll the Council and Town Manager to identify remaining items which shall be carried forward to the next Regular Meeting

Explanatory Note #3: A Councilor who feels the need for the Council excusing his/her absence will make the request to the Town Manager or the Town Clerk prior to the meeting.



Town of Hermon

Public Safety Meeting Room

May 25, 2023

Town Council Meeting

7:00 PM

MINUTES

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Council Meetings will be archived online after the meeting has taken place.

*****ALL ITEMS ARE SUBJECT TO APPROPRIATE COUNCIL ACTION*****

I. CALL TO ORDER BY CHAIRPERSON

II. PLEDGE OF ALLEGIANCE

Chair Thomas led those in attendance in the Pledge of Allegiance

III. ROLL CALL

Members Present: Richard Cyr, Danielle Haggerty, Ronald Murphy, Steven Thomas, Derek Wood and G. Stephen Watson

Members Absent: John Snyder III - Excused

Others Present: Town Manager Joshua Berry, Town Clerk Kristen Cushman, Town Attorney Tim Pease and 21 residents/guests

IV. REVIEW CONSENT CALENDAR: REGULAR BUSINESS, APPOINTMENTS, SIGNATURES, And APPROVAL OF MINUTES:

SIGNATURES. -APPROVE

MINUTES. -APPROVE 5/11/2023

WARRANTS. -SIGN 5/26/2023

RESOLVES. -SIGN

Councilor Murphy moved to approve the Consent Calendar as presented. Councilor Cyr seconded the motion. Motion passes 6-0.

V. NEWS, PRESENTATIONS AND RECOGNITIONS:



VI. PUBLIC ITEMS OR COMMENTS: (Items Not Already on Agenda)

- Haily Keezer
- Kim Stewart
- Deb Langille

Please see the complete video at [Town Council Meetings | Hermon \(hermonmaine.gov\)](https://www.hermonmaine.gov) for all public comments.

VII. PUBLIC HEARINGS:

- Hold Public Hearing -- School Budget for FY 2023-2024

Chair Thomas opened the public hearing at 7:08PM. Public comments were given. The hearing closed at 7:39PM.

- Hold Public Hearing – Municipal Budget for FY 2023-2024

Chair Thomas opened the public hearing at 7:39PM. Public comments were given. The hearing closed at 7:42PM.

VIII. COMMITTEE REPORTS:

IX. SCHEDULED AGENDA ITEMS:

A. OLD BUSINESS:

B. NEW BUSINESS:

FR22-23-20 Consider approving 2023-2024 FY Municipal Budget

Councilor Murphy moved to approve FR22-23-20. Councilor Wood seconded the motion. The motion was accepted. Motion passes 6-0.

FR22-23-21 Consider approving 2023-2024 FY School Budget

Councilor Murphy moved to approve FR22-23-21. Councilor Wood seconded the motion. The motion was accepted. Motion passes 6-0.



Council to review and sign School/Municipal warrant

Councilor Murphy moved to approve School/Municipal warrant. Councilor Cyr seconded the motion. The motion was accepted. Motion passes 6-0.

C. WORKSHOPS:

D. OTHER ITEMS: (from Table Package)

Councilor Murphy to waive council rules and accept the table packet. Councilor Wood seconded the motion. The motion was accepted. Motion passes 6-0.

IX. SCHEDULED AGENDA ITEMS:

A. OLD BUSINESS:

B. NEW BUSINESS:

FR22-23-22 Consider awarding bid for the Logistics Lane Rehabilitation Project

Councilor Murphy to waive council rules and consider voting on FR22-23-22. Councilor Cyr seconded the motion. The motion was accepted. Motion passes 6-0.

Councilor Cyr moved to approve FR22-23-22. Councilor Wood seconded the motion. The motion was accepted. Motion passes 6-0.

X. APPOINTMENTS:

XI. MANAGER STATUS REPORT:

Annual Town Reports for FY 21-22 will be out soon but due to the cost residents are encouraged to view the report online at <https://www.hermonmaine.gov/town-government/annual-town-reports/>

The School/Municipal warrant will be mailed to resident homes over the next week.

Annual Town Meeting will be held in the Council Chambers on June 15, 2023 at 7:00pm with overflow in the Fire Department bays.

Comp Plan results are online at <https://www.hermonmaine.gov/town-government/town-committees/comprehensive-plan-committee/>

Thank you to Kristen for coming in and working on her day off.



XII. FINAL PUBLIC ITEMS OR COMMENT: (*Items Not Already on Agenda*)

- Jim Thorne
- Regina Leonard

Please see the complete video at [Town Council Meetings | Hermon \(hermonmaine.gov\)](https://www.hermonmaine.gov) for all public comments.

XIII. COUNCIL ITEMS:

Danielle Haggerty: Appreciates the tough questions and making progress going through the budget process.

Ron Murphy: Glad we are having conversations which are civil and are having better communication with the Town.

Anne Freeman recently passed away recently and would like to list her service to the town.

- **1989 – 1996 Town Council**
- **1998 – 2001 Town Council**
- **2009 – 2017 Town Council**
- **1995 – 2018 Ballot Clerk**
- **1990 – 1995 Fair Hearing Authority**

Derek Wood: The increased communication with each other using diplomacy is bridging the gap between the differences we have. The key to diplomacy is always start with what we all agree with. This can be said; we are a small community, and we can agree we are all residents. The next step is to always engage or approach the differences very slowly and tactically. And during the process, always remind each other the similarities we have. So no matter what side you are on, we're all for the schools, teachers, and children. We're all in it together.

Steve Thomas: Gave a brief update on the athletic complex. Mid-July the football field is on track to be ready, drainage is going in under the track and we are meeting the timeline for the project.



XIV. EXECUTIVE SESSION:

XV. ADJOURNMENT:

Councilor Murphy moved to adjourn the meeting at 8:08 PM. Councilor Cyr seconded. With no objection the meeting was adjourned at 8:08 PM.

Respectfully Submitted,

**Kristen Cushman
Town Clerk**

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Annual Town Meeting

Budget Approval

Thursday, June 15, 2023

~ MINUTES ~

To: Courtney Brown a Resident of the Town of Hermon, in the County of Penobscot, State of Maine,

GREETING:

In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of Hermon in Penobscot County, Maine, qualified by law to vote in town affairs, the Election in this Municipality will be held at the **Patricia A. Duran School Gymnasium** on Tuesday, June 13, 2023 to act on Article 1 at 6:45 a.m. and Article 2 from 7:00 a.m. to 8:00 p.m. The Annual Town Meeting will be held at the **Public Safety Building in the Council Chambers, 333 Billings Road in Hermon on Thursday, June 15, 2023** at 7:00 p.m. to act on the remaining articles.

ARTICLE 1: To elect a Moderator by written ballot to preside at said meeting.

The morning of the Municipal Election on June 13, 2023 Kimberly Nichols nominated Timothy Pease as Moderator. Rylee Cushman and Steven Thomas seconded the motion. Hearing no other nominations, nominations ceased. Timothy Pease from the law firm Rudman Winchell Law firm was elected Moderator by a written vote on June 13, 2023, followed by signing his oath. Mr. Pease will continue as Moderator on June 15, 2023.

6/15/2023 Moderator Pease led those in attendance in the Pledge of Allegiance

ARTICLE 2: To elect all municipal officers and school committee members as are required to be elected.

The results of the June 13, 2023 election for School Board:

Shorey, Kristen: 515 votes
Veneziano, Brian: 553 votes - Winner

The results of the June 13, 2023 election for Town Council:

Gray, Christopher: 573 votes - Winner
Murphy, Ronald: 605 votes - Winner
Stewart, Kimberly: 507 votes
Declared Write-in Buzzell, Everett: 23 votes

Councilor Snyder made a motion to waive the reading of articles 3 – 34. Councilor Murphy seconded the motion.

Mr. Pease asked for a show of hands in favor of waiving the reading of the articles 3 - 34.

A show of Hands was in favor of the motion. The motion carries.

Resident Chad Leonard made a motion to accept articles 3 - 34 as written. Councilor Murphy seconded the motion.

A show of Hands was unanimous in favor of the motion. The motion carries; Articles 3 – 34 pass.

ARTICLE 3: Shall the Town vote to appropriate the revenues received for the following accounts to offset the associated expense accounts, for fiscal year 2024 with approval of the Town Council?

Revenues

10-130 Hermon Connection Revenue
 10-121 Local Plumbing Fees
 14-140 Transfer Station Fees
 14-150 Tipping Fee Revenue (PERC)
 12-182 Police Revenue
 12-185 Fire Dept. Revenue
 35 Recreation Enterprise Revenues

Expenses

10-13-04-05 Hermon Connection Expenses
 10-13-05-04 Local Plumbing Expenses
 14-01 Landfill Expense
 14-02 Household Waste Expense
 12-01 Police Expenses
 12-02 Fire Dept. Expenses
 35 Recreation Enterprise Expenses

(Explanation: The listed revenue accounts are special funds received by the Town for specific purposes. Approval by the citizens will allow the Town Council to expend these revenues for the expense accounts listed above.

Recommended by the Town Council

ARTICLE 4: Shall the Town raise and appropriate the following sums of money for each of the listed reserves?

HERM04 Cemetery Reserve	\$ 5,000
HERM05 Fire Equipment Reserve	\$ 75,000
HERM06 Highway Improvement Reserve	\$ 225,000
HERM08 Public Works Facility/Equip Reserve	\$ 50,000
HERM09 Recreation Equip/Facility Reserve	\$ 10,000
HERM11 Municipal Office Reserve	\$ 50,000
HERM12 Sewer Maintenance Reserve	\$ 20,000
HERM17 Public Safety Building Reserve	\$ 10,000
HERM19 Town Office Equip. & Tech. Reserve	\$ 40,000
HERM32 Veterans Memorial Park Reserve	\$ 5,000
Total Appropriation to Reserves	\$ 490,000

Recommended by the Town Council

ARTICLE 5: Shall the Town vote to authorize the transfer of up to \$100,000 from the undesignated fund balance to the Fire Department Reserve Account (HERM05)?

Recommended by the Town Council

ARTICLE 6: Shall the Town vote to authorize the expenditure of up to \$100,000 from the Solid Waste Reserve (HERM 35) to offset anticipated increases to the roadside refuse collection contract with Cassella Waste?

Recommended by the Town Council

ARTICLE 7: Shall the Town vote to authorize the expenditure of up to \$15,000 from the Cemetery Reserve (HERM04) for the purchase of a stone repair/cleaning and tree removal at each cemetery?

Recommended by the Town Council

ARTICLE 8: Shall the Town vote to authorize the expenditure of up to \$140,000, from the Fire Department Reserve Account (HERM 05), to purchase and outfit a Fire Fighter/EMS First Response Vehicle at the Advanced EMT Level, contingent upon approval of Articles 4 and 5?

Recommended by the Town Council

ARTICLE 9: Shall the Town vote to authorize the expenditure of up to \$175,000 from the Highway Improvement Reserve (HERM06) to repair and rehabilitate the Pine Tree Road, Higgins Drive and New Boston Road, including road drainage, tree cutting, shoulder work and repair to various local roads in Hermon, contingent upon approval of Article 4?

Recommended by the Town Council

ARTICLE 10: To see what sums the Town will authorize and transfer to the Hermon School Department to expend from the School Repair Reserve Account (HERM07), for the expenditures at Hermon High School, for supplies and equipment related to the Athletic Complex project?

Town Council Recommends: Track related supplies and equipment (\$256,000)

ARTICLE 11: Shall the Town vote to authorize the expenditure of up to \$30,050 from the Recreation Reserve (HERM09) for Snack Shack Relocation (\$14,150), reconstruction to parking area along athletic fields (\$13,700) and to demolish old storage shed (\$2,200) at the PADS Elementary School?

Recommended by the Town Council.

ARTICLE 12: Shall the Town authorize the repurpose and renaming of the School Unemployment Reserve (HERM 10) to School Special Education Out of District Placement Reserve?

Recommended by Town Council

ARTICLE 13: To see what sums the Town will authorize and transfer to the Hermon School Department to expend from the School Special Education Out of District Placement Reserve (HERM 10) for the expenditures at Hermon High School, Hermon Middle School and Hermon Elementary School for Special Education Out of District Placement?

Town Council Recommends: Special Education Out of District Placement (\$40,000)

ARTICLE 14: Shall the Town vote to authorize an expenditure of up to \$40,000 from Municipal Office Reserve (HERM11) to install a new asphalt shingle or metal roof on the town office building and install new lights in the parking lot, contingent upon approval of Article 4 ?

Recommended by Town Council

ARTICLE 15: Shall the Town vote to authorize an expenditure of up to \$137,000 from Sewer Reserve (HERM12) for a sewer capacity study by WRIGHT-PIERCE?

Recommended by Town Council

ARTICLE 16: Shall the Town vote to authorize an expenditure of up to \$15,000 from Town Office Equipment, Technology Reserve (HERM19) to upgrade speaker and camera system in Town Council chambers?

Recommended by the Town Council

ARTICLE 17: Shall the Town vote to authorize an expenditure of up to \$4,000 from Veterans Memorial Park Reserve (HERM32) to perform repairs to gazebo?

Recommended by Town Council

ARTICLE 18: Shall the Town vote to authorize the transfer of funds from Tax Incremental Financing (TIF) Revenue in the amount up to \$1,006,015 to off-set authorized expenditures for Economic Development general accounts #11-01-01-01 to 11-01-20-06 in the amount of \$881,015 including the reconstruction of Logistics Lane, industrial park upgrades, GIS mapping, and Ryder incentive prog.; and account # 19-02-25-03 TIF Credit Enhancement Agreements (\$125,000)?

Recommended by Town Council

ARTICLE 19: Shall the Town vote to raise and appropriate for municipal purposes for Fiscal Year 2024 for the period July 1, 2023 to June 30, 2024 the following sums of money?

Appropriation by category:

General Government/Administration	\$ 1,421,450
Economic Development/Technology	\$ 881,014
Public Safety	\$ 1,675,446
Public Works	\$ 1,630,115
Solid Waste	\$ 530,317
Recreation/Social Service	\$ 153,743
Debt Service	\$ 460,710
Reserves	\$ 490,000
Special Assessments (includes County)	\$ 1,204,000
General Assistance	\$ 7,500
Total Municipal & County Appropriation	\$8,454,295

Recommended by the Town Council

ARTICLE 20: Shall the Town set the Fiscal Year 2024 Tax Commitment excluding the Overlay Account as follows:

Municipal Expenses:	\$ 7,375,295
County Assessment	\$ 1,079,000
Local contribution to Schools:	<u>\$ 6,005,865</u>
Total Expenses	\$14,460,160
Less Municipal Revenues	<u>-\$5,662,050</u>

Total Commitment less Overlay \$8,798,210

Recommended by the Town Council

ARTICLE 21: Shall the Town appropriate from Overlay Account an amount not to exceed \$30,000 for tax abatements?

Recommended by the Town Council

**ARTICLES 22 THROUGH 32
AUTHORIZE SCHOOL DEPARTMENT EXPENDITURES IN COST CENTER
CATEGORIES**

ARTICLE 22: Shall the School Department be authorized to spend \$7,953,429.73 for Regular Instruction?

Town Council and School Committee Recommend \$7,953,429.73

ARTICLE 23: Shall the School Department be authorized to spend \$2,859,227.92 for Special Education?

Town Council and School Committee Recommend \$2,859,227.92

ARTICLE 24: Shall the School Department be authorized to spend \$0 for Career and Technical Education?

Town Council and School Committee Recommend \$0

ARTICLE 25: Shall the School Department be authorized to spend \$794,745.10 for Other Instruction (summer School/extra Act)?

Town Council and School Committee Recommend \$794,745.10

ARTICLE 26: Shall the School Department be authorized to spend \$1,816,740.69 for Student/Staff Support?

Town Council and School Committee Recommend \$1,816,740.69

ARTICLE 27: Shall the School Department be authorized to spend \$618,750.50 for System Administration?

Town Council and School Committee Recommend \$618,750.50

ARTICLE 28: Shall the School Department be authorized to spend \$1,034,140.02 for School Administration?

Town Council and School Committee Recommend \$1,034,140.02

ARTICLE 29: Shall the School Department be authorized to spend \$880,011.64 for Transportation/buses?

Town Council and School Committee Recommend \$880,011.64

ARTICLE 30: Shall the School Department be authorized to spend \$2,462,421.52 for Facilities/Maintenance?

Town Council and School Committee Recommend \$2,462,421.52

ARTICLE 31: Shall the School Department be authorized to spend \$581,731.50 for Debt/Other Commitments?

Town Council and School Committee Recommend \$581,731.50

ARTICLE 32: Shall the School Department be authorized to spend \$50,000.00 for All Others Including Food Service?

Town Council and School Committee Recommend \$50,000.00

ARTICLES 33-34

RAISE FUNDS FOR THE SCHOOL BUDGET

ARTICLE 33: Shall the Town of Hermon appropriate the recommended amounts below for the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with Maine Revised Statutes, Title 20-A, section 15688.

Town Council and School Committee Recommend the Below Amounts:

Total Appropriated: \$12,721,490.27

Total Raised: \$4,157,837.33.

Explanation: The school administrative unit's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise to receive the full amount of state dollars.

ARTICLE 34: Shall the Town of Hermon raise and appropriate \$581,731.50 for the annual payments on debt service previously approved by the town voters for non-state funded school construction projects, or non-state funded portions of school construction projects in addition to funds appropriated as local share of the Town's contribution to the total cost of funding public education from pre-kindergarten to grade 12.

Town Council and School Committee Recommend \$581,731.50

Explanation: Non-state funded debt service is the amount of money needed for annual payments on Hermon's long-term debt service for major capital school construction projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters.

WRITTEN BALLOT REQUIRED

ARTICLE 37: (WRITTEN BALLOT REQUIRED) Shall the Town of Hermon raise and appropriate \$1,216,296.20 in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$1,216,296.20 as required to fund the budget recommended by the School Committee?

Town Council and School Committee Recommend \$1,216,296.20

Explanation: Additional local funds are those locally raised funds over and above the Town's contribution to the School Unit's local contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the State's Essential Programs and Services Funding Act (EPS) and local amounts raised for the annual payment on non-state funded debt service that will help achieve the School Unit's budget for educational programs.

Mr. Pease read Article 37 and stated this would need to be voted on by a written vote.

Residents voted by secret ballot and the results were 71 Yes and 26 No.

Mr. Pease stated Article 37 passes.

Councilor Snyder made a motion to waive the reading of articles 38–43. Resident Chad Leonard seconded the motion.

Mr. Pease asked for a show of hands in favor of waiving the reading of the articles 38 - 43.

A show of Hands was in favor of the motion. The motion carries.

Councilor Snyder made a motion to accept articles 38 - 43 as written. Councilor Wood seconded the motion.

A show of Hands was unanimous in favor of the motion. The motion carries; Articles 38 – 43 pass.

SUMMARIZES THE SCHOOL BUDGET

ARTICLE 38: Shall the Town authorize the School Committee to expend \$19,051,198.62 for the fiscal year beginning July 1, 2023 and ending June 30, 2024 from the Town's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Act, non-state funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, state subsidy and other receipts for support of schools?

Town Council and School Committee Recommend \$19,051,198.62

ARTICLE 39: In addition to the amounts approved in the preceding Articles, shall the Town authorize the School Committee to expend other such sums as may be received from state and federal grants, aid, and receipts during the fiscal year beginning July 1, 2023 and ending June 30, 2024 for school purposes, provided that such grants, aid and receipts do not require expenditure of local funds not previously appropriated?

Town Council and School Committee Recommend YES

ARTICLE 40: Shall the Region Four Vocational Budget as approved by the Cooperative Board for the year July 1, 2023 – June 30, 2024 be approved in the amount of \$4,159,421.61?

Explanation: Cooperative Board for Regional Vocational Budget is not subject to amendment from the floor. It may be accepted or rejected by the voters. Hermon's share of the Region Four budget is \$0.

Town Council and School Committee Recommend YES

ARTICLE 41: In the event that the Hermon School Department receives more state education subsidy than the amount included in its budget, shall the School Committee be authorized to use all or part of the additional state subsidy to increase expenditures for school purposes in cost center categories approved by the School Committee and/or the allocation of finances to reserve funds approved by the School Committee?

Town Council and School Committee Recommend YES

ARTICLE 42: Shall the Region Four Vocational Budget as approved by the Cooperative Board for **adult education** for the year July 1, 2023 – June 30, 2024 be approved in the amount of \$318,528.80?

Explanation: The Region Four Vocational Budget for Adult Education supports adult education classes held at United Technologies Center in Bangor for communities that belong to the Region Four consortium. Hermon's share of the regional adult education budget is \$3,410.77.

Town Council and School Committee Recommend YES

ARTICLE 43: Shall the Town of Hermon raise and appropriate \$50,000.00 in additional local dollars in support of the food service program?

Town Council and School Committee Recommend \$50,000.00

Motion to adjourn the meeting at 7:39 PM. Motion was seconded. With no objection the meeting was adjourned at 7:39PM.

**Respectfully Submitted,
Kristen Cushman, Town Clerk**

Attest Original/True Copy: _____, Clerk



Date received: 5/8/23
Date approved: _____

SPECIAL AMUSTMENT/CONCOURSE GATHERING APPLICATION

Required for any gathering for the masses of people which attend public outdoor gatherings and to assure the comfort, convenience, safety, health and welfare of the citizens of the town and surrounding communities.

Concourse gathering of 500 people or more persons in an outdoor space or a temporary structure.

Applications must be submitted to the Clerk not less than 45 days before the date on which it is proposed to commence the event.

A \$50.00 filing fee is to be submitted with the completed Concourse Gathering Application.

A \$150.00 filing fee is to be submitted with the competed Special Amusement Event Application (outside: alcohol, dancing & live music). If approved, \$25.00 fee is due for Special Event Application.

SPONSOR INFORMATION

Name of Sponsoring Organization: PENOBSCOT SNOWMOBILE
Name of Contact Person for Event: Byron Goken
Title of Contact Person: ORGANIZER - DIRECTOR
Mailing Address: 378 CLARK Rd. (2150 OHIO ST. BANGOR)
Daytime Telephone: 852-8961
Cell Phone: SAME
Email Address: SNRBCDRS @ ROADRUNNER.COM
Contact Name and Cell Phone Number DURING the Event: SAME

Is your organization incorporated as a non-profit organization? Yes No

Non-Profit Number: _____

Mailing Address
333 Billings Rd
Hermon, ME 04401

Telephone: 207-848-1010
Fax: 207-848-3316

Physical Address
333 Billings Rd
Hermon, ME 04401

EVENT INFORMATION

Name of Event: TRUCK PULLS - SLEDS

Type of Event (walk, festival, concert, etc.): N/A

Date of Event: 7-22-23, 8-12-23, 9-16-23 Rain Date: NONE

Times of Event: Start Time including set-up: 10:00 Ending time including clean up: 5:00

Actual Event Start Time: 10:00 Actual Event End Time: 5:00

Estimated Attendance: 500 +

Location of Event: 795 BOG RD.

Have you held an event at this location within the last 12 months? Yes ___ No ___

TYPES OF PERMITS/PERMISSIONS NEEDED – PROVIDE AN ANSWER FOR EACH LINE:

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
N/A	CROSS-STREET BANNERS Note: Contact power company guidelines.		<input checked="" type="checkbox"/>	
N/A	FOOD – Will food or beverages be sold? If yes, list what types of food or beverages: <u>HOT DOGS BURGERS SODA</u>	<input checked="" type="checkbox"/>		
N/A	NON-FOOD ITEMS – Will products be sold or given away (such as t-shirts, crafts, souvenirs, etc.)? If yes, list what items:		<input checked="" type="checkbox"/>	
Separate fee and Special Amusement Application required	LIVE MUSIC – Will there be any outdoor musical performances? If yes, please describe: Note: per 28-A M.R.S.A. § 1054 and local ordinance.		<input checked="" type="checkbox"/>	
Separate fee and Special Amusement Application required	DANCING – Will there be any outdoor dancing? If yes, please describe: Note: per 28-A M.R.S.A. § 1054 and local ordinance		<input checked="" type="checkbox"/>	
N/A	SOUND AMPLIFICATION – Will there be a microphone or speaker system to project sound?	<input checked="" type="checkbox"/>		
Separate fee and Catering Event Application	ALCOHOL – Will alcoholic beverages be sold? Note – Vendor must hold a valid State of Maine liquor license and submit an Off Premise Catering Event application (\$10.00 fee) 14 days prior to the event. Note: per 28-A M.R.S.A. § 1054 and local ordinance		<input checked="" type="checkbox"/>	
State Permit required	CARNIVAL – Will carnival rides be offered? If yes, attach a copy of the state permit.		<input checked="" type="checkbox"/>	
Permit required	FIREWORKS – Will there be a fireworks display? If yes, attach a copy of the state permit. Note: per M.R.S.A. § 227-A and local ordinance.		<input checked="" type="checkbox"/>	

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
N/A	PARADE – Will there be a parade? If yes, describe route: Note – Contact Penobscot County Sheriff's office.		✓	
N/A	RUN/WALK/CYCLE – Will event involve participants doing a walk-a-thon, road race, etc.? If yes, describe route: Note – Contact Penobscot County Sheriff's office.		✓	
Separate permit required	BURN PERMIT – Will there be any open flame such as a bonfire? If yes, describe activity: Note - A permit from the Fire Department is required or online at Maine.gov		✓	
N/A	TENT/CANOPY – Will you be setting up a tent or canopy? If yes, list number and sizes: D&P UP PRIVATE PROPERTY	✓		
N/A	ELECTRICAL POWER/EQUIPMENT – Will electrically powered equipment be utilized, if so, provide a brief description of the equipment and the entity responsible for the installation of the electrical equipment? GRILL			
N/A	ROAD/INTERSECTION CLOSURE – Will any roads need to be closed to accommodate your event? If yes, please list: Note – Contact Penobscot County Sheriff's office.		✓	
N/A	MAP/DIAGRAM – Is a map or diagram attached detailing this event and depicting the placement of such items as tables, tents, port-a-potties, stage, parking, food service areas, etc.? Note: This is a mandatory requirement for this application and must be included.		✓	
N/A	PARKING ACCOMODATIONS – What will be the anticipated need for parking and what is your parking plan? Note – Contact Penobscot County Sheriff's office.	NAH	✓	
N/A	TOILETS – Please list amount at event and/or nearest location: 7	✓		
N/A	WASTE DISPOSAL – Please list process and location:		NA	
N/A	HAND WASHING FACILITIES – Please list amount at event and/or nearest location: ON SITE			
N/A	POTABLE WATER – Please list amount at event and location: BOTTLED			

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
N/A	FIRST AID FACILITIES – Please list location at event: <i>AMBULANCE</i>	✓		
\$ _____.00	TOTAL FEE INCLUDED – Checks payable to “Town of Hermon”			

DESCRIPTION OF EVENT – Please describe what will occur during your event

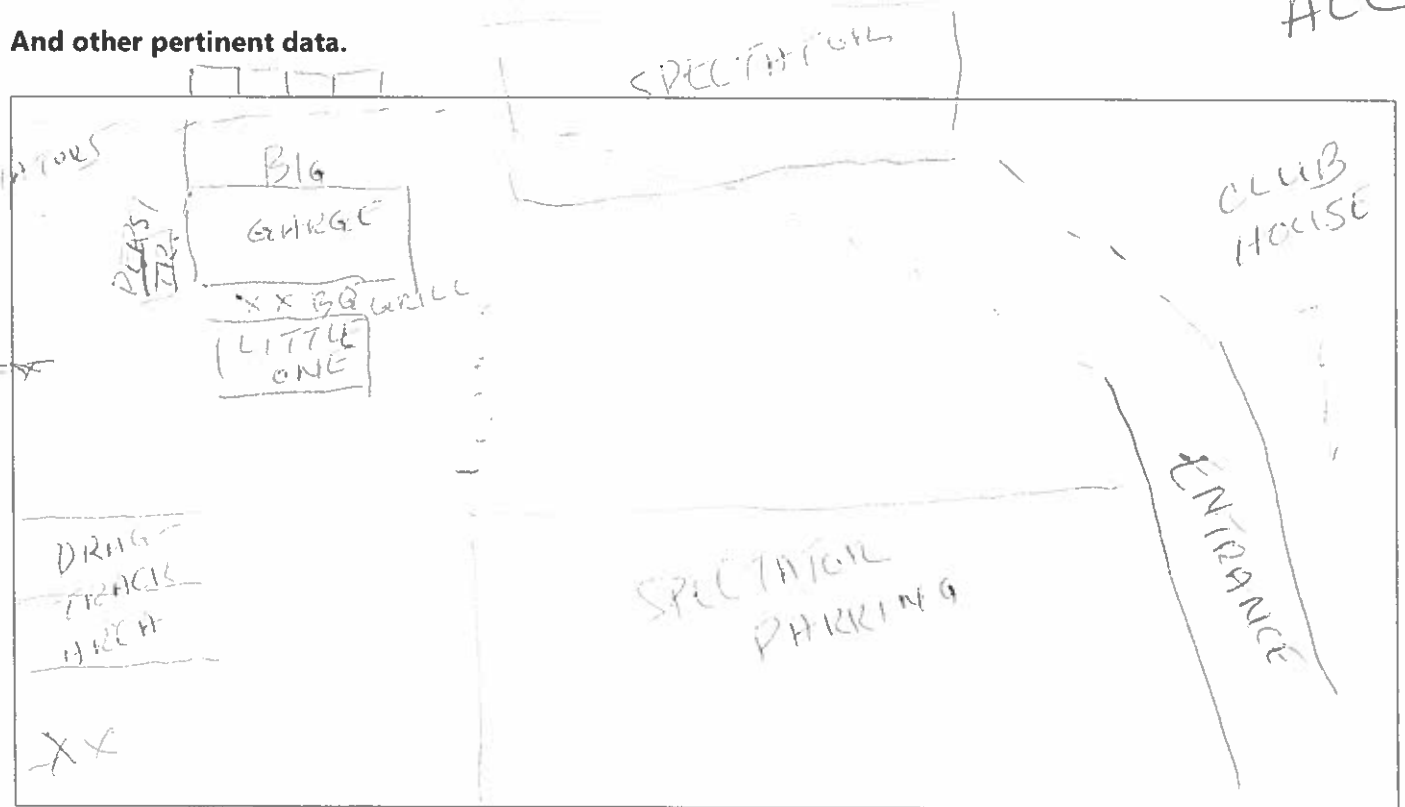
TRUCK PULLS + SLED DRAGS

Provide a freehand Plan View Drawing of the site(s) showing the location and size of the site. Also include the location and extent of the following:

- Dining Facilities
- Fire Protection Facilities
- First Aid Facilities
- Off Street Parking Facilities
- Sanitary Facilities
- Water Supply Facilities

YES TO ALL

And other pertinent data.



Please attach an additional sheet if necessary.

Concourse Gathering Application: Attach with this application a corporate surety bond from a company authorized to do business in the State of Maine insuring that after the event is over and the mass of people have vacated the site or sites, the grounds shall be left in a clean and neat fashion, and damages to public and/or private property arising out of or in connection with the event will be paid promptly. Such bond shall be in the amount of five thousand (\$5,000.00) for each one thousand (1,000) persons or fractional part thereof, expected to be there.

NA

The Municipal Officers may request any additional information which is deemed reasonably necessary for a fair determination to issue the concourse gathering permit herein applied for.

Additional information requested:

Council Chair Signature and Date: _____ Date: 6/22/2023

Additional information attached, reviewed, and deemed:

Acceptable Unacceptable

Council Chair Signature and Date: _____ Date: 6/22/23

The Municipal Officers deemed it appropriate to waive the following requirements of this permit application:

Council Chair Signature and Date: _____ Date: 6/22/23

If the event is to be held by, and on behalf of or for, any other person other than the applicant, the following authorization is required.

I have authorized _____ to apply for a concourse gathering permit on behalf of _____.

Authorizing signature: _____ Title (if applicable): _____ Date: _____

Signature of Applicant:

Printed Name:

Date Submitted:

Byron Ogden

Byron Ogden

5/8/23

Please note that you will be contacted by Town Staff if you require additional permitting.

Please return this completed application with diagram and any applicable fee to:

MAIL: Town of Hermon
Town Clerk's Office
333 Billings Road
Hermon, ME 04401
FAX: 207-848-3316
EMAIL: cushmank@hermonmaine.gov
PHONE: 207-848-1010

The Municipal Officers of the Town of Hermon at a Public Meeting Convened approved the Concourse Gathering Permit herein attached.

SIGNED this 22 day of JUNE, 2023 by the Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyer III

G. Stephen Watson

Derek Wood

****FOR STAFF USE****

DEPARTMENT COMMENTS AND RECOMMENDATIONS:

DEPARTMENT	APPROVE	DENY	DATE	INITIALS	
Clerk	<i>K. Bushman</i>		5/16/23	KC	✓
Code Officer/Land Use & Zoning /Health Officer					✓
Finance Department	<i>[Signature]</i>		5-24-23	<i>[Signature]</i>	✓
Fire Department	<i>[Signature]</i>		5/15/23	<i>[Signature]</i>	✓
Police Department			6/1/23	<i>(CD)</i>	✓
Public Works Department	<i>[Signature]</i>		5-25-23	R.S.	✓
Plumbing Inspector					✓
Recreation Department	<i>[Signature]</i>		5/1/23	LD	✓

Personal Property Tax Paid: Yes X No _____ Sewer User Fees Paid: Yes N/A _____

COMMENTS/CONDITIONS from any of the above departments:

Town Council Public Hearing date, if applicable: 6/22/23 _____

License Approved/Denied: _____ Date applicant notified: _____

****FOR STAFF USE****

DEPARTMENT COMMENTS AND RECOMMENDATIONS

DEPARTMENT	APPROVE	DENY	DATE	INITIALS
Clerk				
Code Officer/Land Use & Zoning /Health Officer	X		4/24/23	JCM
Finance Department				
Fire Department				
Police Department				
Public Works Department	X		4-25-23	Ra
Plumbing Inspector	X		4/24/23	JCM
Recreation Department				

Personal Property Tax Paid: Yes X No _____ Sewer User Fees Paid: Yes N/A

COMMENTS/CONDITIONS from any of the above departments:

Wastewater to be disposed of per DHHS rules & regulations.

Town Council Public Hearing date, if applicable: _____

License Approved/Denied: _____ Date applicant notified: _____



Date received: 5/23/23
Date approved: _____

SPECIAL AMUSEMENT/CONCOURSE GATHERING APPLICATION

Required for any gathering for the masses of people which attend public outdoor gatherings and to assure the comfort, convenience, safety, health and welfare of the citizens of the town and surrounding communities.

Concourse gathering of 500 people or more persons in an outdoor space or a temporary structure.

Applications must be submitted to the Clerk not less than 45 days before the date on which it is proposed to commence the event.

A \$50.00 filing fee is to be submitted with the completed Concourse Gathering Application.

A \$150.00 filing fee is to be submitted with the completed Special Amusement Event Application (outside: alcohol, dancing & live music). If approved, \$25.00 fee is due for Special Event Application.

SPONSOR INFORMATION

Name of Sponsoring Organization: Central Maine-Harley-Davidson
Name of Contact Person for Event: Cheryl Oliver
Title of Contact Person: Owner
Mailing Address: 2387 Rt 2 Hermon, ME 04401
Daytime Telephone: (207) 299-8700
Cell Phone: (207) 299-8700
Email Address: cheryloleoliver@gmail.com
Contact Name and Cell Phone Number DURING the Event: Cheryl Oliver
Is your organization incorporated as a non-profit organization? Yes ___ No

Non-Profit Number: _____

EVENT INFORMATION

Name of Event: "We Ride for Vets"

Type of Event (walk, festival, concert, etc.): Fundraiser

Date of Event: July 1 2023 Rain Date: None

Times of Event: Start Time including set-up: 8:30 am Ending time including clean up: 6:00 pm

Actual Event Start Time: 8:30 am Actual Event End Time: 6:00 pm

Estimated Attendance: 500+

Location of Event: 2387 Pt 2 Hermon, ME (C4HD)

Have you held an event at this location within the last 12 months? Yes No

TYPES OF PERMITS/PERMISSIONS NEEDED – PROVIDE AN ANSWER FOR EACH LINE:

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
N/A	CROSS-STREET BANNERS Note: Contact power company guidelines.		<input checked="" type="checkbox"/>	
N/A Darling's Ice Cream Truck	FOOD – Will food or beverages be sold? If yes, list what types of food or beverages: <u>Smoke & Steal BBQ, Soda, water</u>	<input checked="" type="checkbox"/>		
N/A	NON-FOOD ITEMS – Will products be sold or given away (such as t-shirts, crafts, souvenirs, etc.)? If yes, list what items: <u>Yes, Door Prizes</u>	<input checked="" type="checkbox"/>		
Separate fee and Special Amusement Application required	LIVE MUSIC – Will there be any outdoor musical performances? If yes, please describe: Note: per 28-A M.R.S.A. § 1054 and local ordinance.	<input checked="" type="checkbox"/>		
Separate fee and Special Amusement Application required	DANCING – Will there be any outdoor dancing? If yes, please describe: Note: per 28-A M.R.S.A. § 1054 and local ordinance			<input checked="" type="checkbox"/>
N/A	SOUND AMPLIFICATION – Will there be a microphone or speaker system to project sound?	<input checked="" type="checkbox"/>		
Separate fee and Catering Event Application	ALCOHOL – Will alcoholic beverages be sold? Note – Vendor must hold a valid State of Maine liquor license and submit an Off Premise Catering Event application (\$10.00 fee) 14 days prior to the event. Note: per 28-A M.R.S.A. § 1054 and local ordinance	<input checked="" type="checkbox"/>		
State Permit required	CARNIVAL – Will carnival rides be offered? If yes, attach a copy of the state permit.		<input checked="" type="checkbox"/>	
Permit required	FIREWORKS – Will there be a fireworks display? If yes, attach a copy of the state permit. Note: per M.R.S.A. § 227-A and local ordinance.		<input checked="" type="checkbox"/>	

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
N/A	PARADE – Will there be a parade? If yes, describe route: Note – Contact Penobscot County Sheriff's office.		✓	
N/A	RUN/WALK/CYCLE – Will event involve participants doing a walk-a-thon, road race, etc.? If yes, describe route: Note – Contact Penobscot County Sheriff's office.		✓	
Separate permit required	BURN PERMIT – Will there be any open flame such as a bonfire? If yes, describe activity: Note - A permit from the Fire Department is required or online at Maine.gov		✓	
N/A	TENT/CANOPY – Will you be setting up a tent or canopy? If yes, list number and sizes: 20' x 40' tent	✓		
N/A	ELECTRICAL POWER/EQUIPMENT – Will electrically powered equipment be utilized, if so, provide a brief description of the equipment and the entity responsible for the installation of the electrical equipment? Band Equipment	✓		
N/A	ROAD/INTERSECTION CLOSURE – Will any roads need to be closed to accommodate your event? If yes, please list: Note – Contact Penobscot County Sheriff's office.		✓	
N/A	MAP/DIAGRAM – Is a map or diagram attached detailing this event and depicting the placement of such items as tables, tents, port-a-potties, stage, parking, food service areas, etc.? Note: This is a mandatory requirement for this application and must be included.	✓		
N/A	PARKING ACCOMODATIONS – What will be the anticipated need for parking and what is your parking plan? Parking on site w/ overflow parking at Hermon High School Note – Contact Penobscot County Sheriff's office. is allowed	✓		
N/A	TOILETS – Please list amount at event and/or nearest location: 6 in total – 3 toilets inside 3 portapotties	✓		
N/A	WASTE DISPOSAL – Please list process and location: we have a dumpster? Casella account w/	✓		
N/A	HAND WASHING FACILITIES – Please list amount at event and/or nearest location: In bathrooms, kitchen? portapotties			
N/A	POTABLE WATER – Please list amount at event and location:			✓

Permit Fee	Permission/Permit Type	YES	NO	NOT SURE
N/A	FIRST AID FACILITIES – Please list location at event: Hermon Fire & Responders	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
\$ _____.00	TOTAL FEE INCLUDED – Checks payable to "Town of Hermon"			

DESCRIPTION OF EVENT – Please describe what will occur during your event

This event is to raise money for Maine Veterans Project. We are hoping to attract people to this event to help raise money through the activities planned. Motorcycle ride, Axe throwing, Bike show, Ice Cream Truck & Corn hole tournament.

Provide a freehand Plan View Drawing of the site(s) showing the location and size of the site. Also include the location and extent of the following:

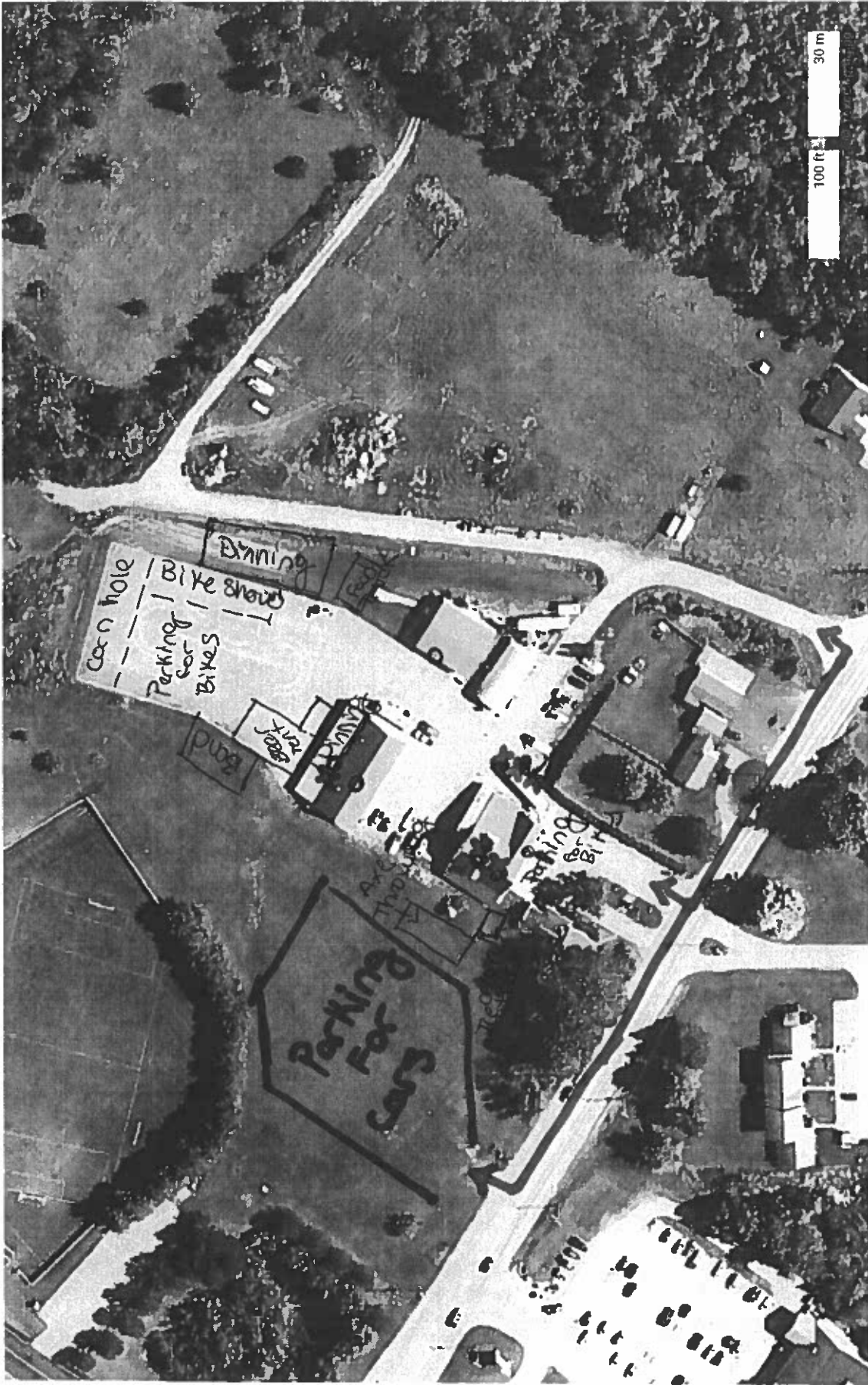
- Dining Facilities
- Fire Protection Facilities
- First Aid Facilities
- Off Street Parking Facilities
- Sanitary Facilities
- Water Supply Facilities

And other pertinent data.

See attached sheets (1/2) ~~3~~

Please attach an additional sheet if necessary.

①



Cornhole Tournament
 UBM Bike Show
 Band
 Dinning areas (a) Inside & Outside
 Beer Area
 X = Sanitary Facilities
 (3 are Portapotties)
 O = Water Supply

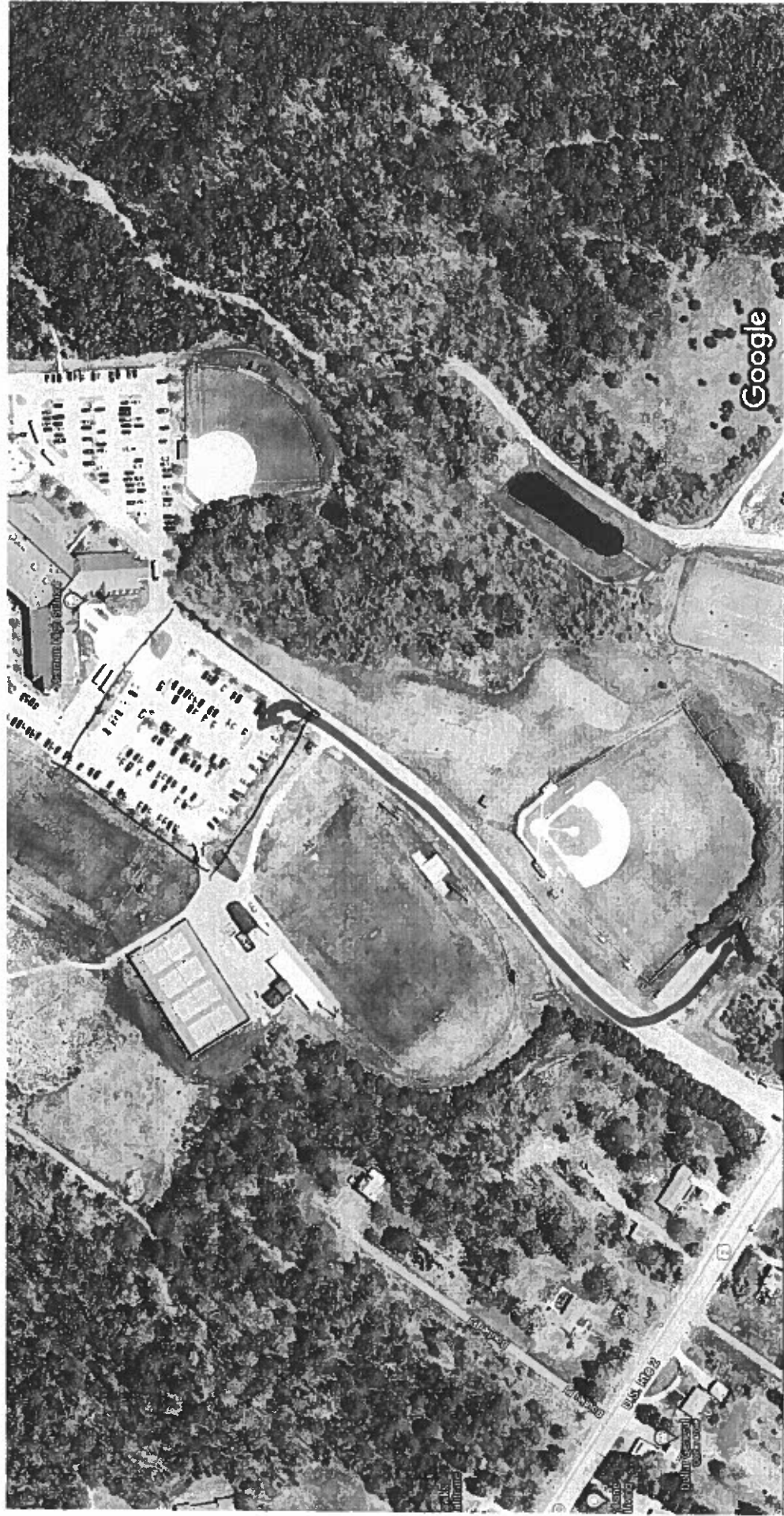
Parking for Cars
 Parking for motorcycles
 Food Truck
 Ice Cream Truck
 Axe Throwing



Overflow Parking

2387 U.S. Rte 2

Google Maps



Imagery ©2023 CNES / Airbus, Maine GeoLibrary, Maxar Technologies, U.S. Geological Survey, USDA/FRAC/GEO, Map data ©2023 100 ft

Overflow parking

We would like to use Hermon High School Parking lot as overflow parking with permission to use our Landmaster sideby sides to help those that need assistance with the walk. We would have appropriate signage to help our guests stay on our side... and out of the road and/or where to be picked up

Signature of Applicant:
Cheryl Oliver

Printed Name:
Cheryl Oliver

Date Submitted:
5/25/23

Please note that you will be contacted by Town Staff if you require additional permitting.

Please return this completed application with diagram and any applicable fee to:

MAIL: Town of Hermon
Town Clerk's Office
333 Billings Road
Hermon, ME 04401
FAX: 207-848-3316
EMAIL: cushmank@hermonmaine.gov
PHONE: 207-848-1010

The Municipal Officers of the Town of Hermon at a Public Meeting Convened approved the Concourse Gathering Permit herein attached.

SIGNED this ___ day of _____, _____ by the Town Council:

******FOR STAFF USE******

DEPARTMENT COMMENTS AND RECOMMENDATIONS:

DEPARTMENT	APPROVE	DENY	DATE	INITIALS	
Clerk	X		5/25/23	KC	✓
Code Officer/Land Use & Zoning /Health Officer					✓
Finance Department	X		6-1-23	(M)	
Fire Department	X		5/26/23	UPB/290	
Police Department	X		6/1/23	(S)	
Public Works Department	X		6 ' 23	R.S.	
Plumbing Inspector					✓
Recreation Department	X		6/1/23	UO	✓

Personal Property Tax Paid: Yes X No _____ Sewer User Fees Paid: Yes _____ No N/A

COMMENTS/CONDITIONS from any of the above departments:

Town Council Public Hearing date, if applicable: 6/22/23

License Approved/Denied: _____ Date applicant notified: _____

Concourse Gathering Application: Attach with this application a corporate surety bond from a company authorized to do business in the State of Maine insuring that after the event is over and the mass of people have vacated the site or sites, the grounds shall be left in a clean and neat fashion, and damages to public and/or private property arising out of or in connection with the event will be paid promptly. Such bond shall be in the amount of five thousand (\$5,000.00) for each one thousand (1,000) persons or fractional part thereof, expected to be there.

The Municipal Officers may request any additional information which is deemed reasonably necessary for a fair determination to issue the concourse gathering permit herein applied for.
Additional information requested:

Council Chair Signature and Date: _____ **Date:** _____

Additional information attached, reviewed, and deemed:

___ Acceptable ___ Unacceptable

Council Chair Signature and Date: _____ **Date:** _____

The Municipal Officers deemed it appropriate to waive the following requirements of this permit application:

Council Chair Signature and Date: _____ **Date:** _____

If the event is to be held by, and on behalf of or for, any other person other than the applicant, the following authorization is required.

I have authorized _____ to apply for a concourse gathering permit on behalf of _____.

Authorizing signature: _____ Title (if applicable): _____ Date: _____

******FOR STAFF USE******

DEPARTMENT COMMENTS AND RECOMMENDATIONS:

DEPARTMENT	APPROVE	DENY	DATE	INITIALS
Clerk				
Code Officer/Land Use & Zoning /Health Officer	X		5/25/23	JCM
Finance Department				
Fire Department				
Police Department				
Public Works Department				
Plumbing Inspector	X		5/25/23	JCM
Recreation Department				

Personal Property Tax Paid: Yes _____ No _____ Sewer User Fees Paid: Yes _____ No _____

COMMENTS/CONDITIONS from any of the above departments:

Wastewater to be disposed of per DHHS rules & regulations.

Town Council Public Hearing date, if applicable _____

License Approved/Denied: _____ Date applicant notified: _____



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Payment Type:	
OK with SOS:	Yes <input type="checkbox"/> No <input type="checkbox"/>

**Section I: Licensee/Applicant(s) Information;
 Type of License and Status**

Legal Business Entity Applicant Name (corporation, LLC): XL Golf	Business Name (D/B/A): The Sports Arena
Individual or Sole Proprietor Applicant Name(s):	Physical Location: 1640 Hammond St.
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different: Herman, ME 04401
Mailing address, if different from DBA address:	Email Address: lcole1@midmaine.com
Telephone # Fax #:	Business Telephone # Fax #: (207) 852-4420
Federal Tax Identification Number: 01-0487427	Maine Seller Certificate # or Sales Tax #: 1009470
Retail Beverage Alcohol Dealers Permit:	Website address: www.theSportsArena.biz

1. New license or renewal of existing license? New Expected Start date: _____

Renewal Expiration Date: 9/23/23

4. Indicate the type of license applying for: (choose only one)

- | | | |
|--|--|---|
| <input type="checkbox"/> Restaurant
(Class I, II, III, IV) | <input type="checkbox"/> Class A Restaurant/Lounge
(Class XI) | <input type="checkbox"/> Class A Lounge
(Class X) |
| <input type="checkbox"/> Hotel
(Class I, II, III, IV) | <input type="checkbox"/> Hotel - Food Optional
(Class I-A) | <input type="checkbox"/> Bed & Breakfast
(Class V) |
| <input type="checkbox"/> Golf Course (included optional licenses, please check if apply)
(Class I, II, III, IV) | <input type="checkbox"/> Auxiliary | <input type="checkbox"/> Mobile Cart |
| <input type="checkbox"/> Tavern
(Class IV) | <input checked="" type="checkbox"/> Other: <u>Bowling Center</u> | |
| <input type="checkbox"/> Qualified Caterer | <input type="checkbox"/> Self-Sponsored Events (Qualified Caterers Only) | |

Refer to Section V for the License Fee Schedule on page 9

5. Business records are located at the following address:

1640 Hammond St

6. Is the licensee/applicant(s) citizens of the United States? Yes No
7. Is the licensee/applicant(s) a resident of the State of Maine? Yes No

NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

Yes No If Yes, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

Yes No

Not applicable - licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

Yes No

If yes, please provide details: _____

11. Do you own or have any interest in any another Maine Liquor License? Yes No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Full Name	DOB	Place of Birth
Galen Cole Jr	6/20/62	Bangor

Residence address on all the above for previous 5 years

Name	Address:
Name	Address: Bangor, Me
Name	Address: Scarborough Me
Name	Address:

13. Will any law enforcement officer directly benefit financially from this license, if issued?

Yes No

If Yes, provide name of law enforcement officer and department where employed:

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

16. Has the licensee/applicant(s) formerly held a Maine liquor license? Yes No

17. Does the licensee/applicant(s) own the premises? Yes No

If No, please provide the name and address of the owner:

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: _____

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

Family Entertainment Center

20. What is the distance from the premises to the nearest school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: Chapel

Distance: 1/2 mile

Section II: Signature of Applicant(s)

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

Please sign and date in blue ink.

Dated: 5/8/23

Galen L. Cole Jr.
Signature of Duly Authorized Person

Signature of Duly Authorized Person

Galen L. Cole Jr.
Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

Section III: For use by Municipal Officers and County Commissioners only

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: June 22, 2023

Who is approving this application? Municipal Officers of Hermon

County Commissioners of _____ County

Please Note: The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title
	Steven Thomas - Chair
	Ronald Murphy - Vice Chair
	Richard Cyr - Councilor Danielle Haggerty - Councilor
	John Snyder III - Councilor G. Stephen Watson - Councilor
	Derek Wood - Councilor

This Application will Expire 60 Days from the date of Municipal or County Approval unless submitted to the Bureau

Included below is the section of Maine’s liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

D-1. Failure to obtain, or comply with the provisions of, a permit for music, dancing or entertainment required by a municipality or, in the case of an unincorporated place, the county commissioners;

E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages.

3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.

A. Repealed

B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause.

4. Repealed

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

Section IV: Terms and Conditions of Licensure as an Establishment that sells liquor for on-premises consumption in Maine

- The licensee/applicant(s) agrees to be bound by and comply with the laws, rules and instructions promulgated by the Bureau.
- The licensee/applicant(s) agrees to maintain accurate records related to an on-premise license as required by the law, rules and instructions promulgated or issued by the Bureau if a license is issued as a result of this application.
 - The licensee/applicant(s) authorizes the Bureau to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also any books, records and returns during the year in which any liquor license is in effect.
- Any change in the licensee's/applicant's licensed premises as defined in this application must be approved by the Bureau in advance.
- All new applicants must apply to the Alcohol and Tobacco Tax and Trade Bureau (TTB) for its Retail Beverage Alcohol Dealers permit. See the TTB's website at <https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers> for more information.

Section V: Fee Schedule

Filing fee required. In addition to the license fees listed below, a filing fee of \$10.00 must be included with all applications.

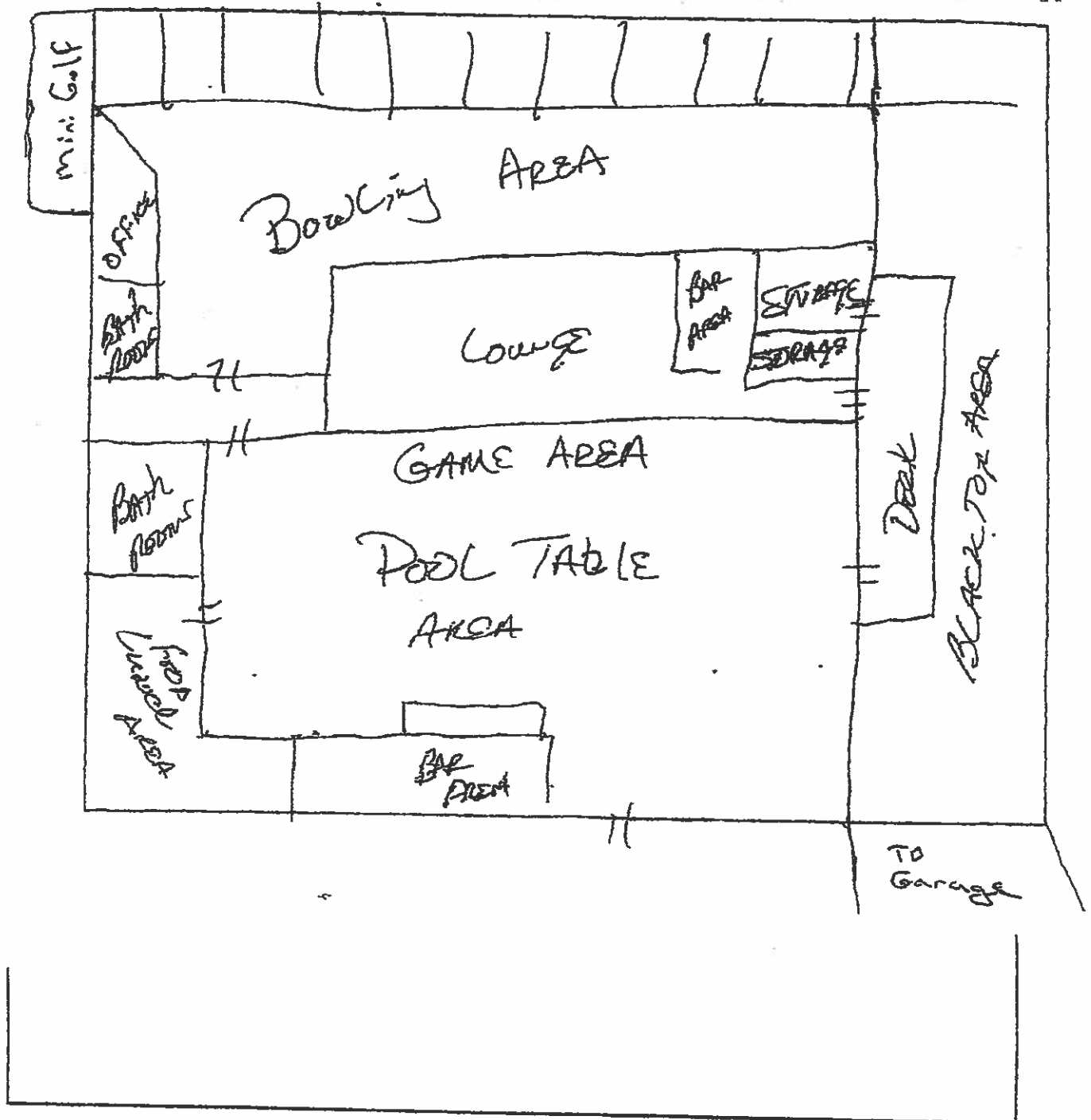
Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together with the application.

<u>Class of License</u>	<u>Type of liquor/Establishments included</u>	<u>Fee</u>
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00 *
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00

Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.



Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State's office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State's office at (207) 624-7752.

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: XL Golf
2. Doing Business As, if any: The Sports Arena
3. Date of filing with Secretary of State: 2/21/94 State in which you are formed: Maine
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
Galen Cole Jr.	Bangor + Scarborough	6/20/62	Owner	100%

(Ownership in non-publicly traded companies must add up to 100%.)

FLOODPLAIN MANAGEMENT ORDINANCE
FOR THE
TOWN OF HERMON, MAINE

ENACTED: _____
Date

EFFECTIVE: _____
Date

CERTIFIED BY: _____
Signature

CERTIFIED BY: _____
Print Name

Title

Affix Seal

FLOODPLAIN MANAGEMENT ORDINANCE

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ARTICLE I - PURPOSE AND ESTABLISHMENT

Certain areas of the Town of Hermon, Maine are subject to periodic flooding, causing serious damages to properties within these areas. Relief is available in the form of flood insurance as authorized by the National Flood Insurance Act of 1968.

Therefore, the Town of Hermon, Maine has chosen to become a participating community in the National Flood Insurance Program and agrees to comply with the requirements of the National Flood Insurance Act of 1968 (P.L. 90-488, as amended) as delineated in this Floodplain Management Ordinance.

It is the intent of the Town of Hermon, Maine to require the recognition and evaluation of flood hazards in all official actions relating to land use in the floodplain areas having special flood hazards.

The Town of Hermon has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to Title 30-A MRSA, Sections 3001-3007, 4352, 4401-4407, and Title 38 MRSA, Section 440.

The National Flood Insurance Program, established in the aforesaid Act, provides that areas of the Town of Hermon having a special flood hazard be identified by the Federal Emergency Management Agency and that floodplain management measures be applied in such flood hazard areas. This Ordinance establishes a Flood Hazard Development Permit system and review procedure for development activities in the designated flood hazard areas of the Town of Hermon, Maine.

The areas of special flood hazard, Zones A and AE, for the Town of Hermon, Penobscot County, Maine, identified by the Federal Emergency Management Agency in a report entitled "Flood Insurance Study – Penobscot County, Maine," dated July 19, 2023, with accompanying "Flood Insurance Rate Maps, Penobscot County, Maine" dated July 19, 2023, are hereby adopted by reference and declared to be a part of this Ordinance.

ARTICLE II - PERMIT REQUIRED

The Code Enforcement Officer shall be designated as the local Floodplain Administrator. The Floodplain Administrator shall have the authority to implement the commitment made to administer and enforce the requirements for participation in the National Flood Insurance Program.

Before any construction or other development (as defined in Article XIII), including the placement of manufactured homes, begins within any areas of special flood hazard established in Article I, a Flood Hazard Development Permit shall be obtained from the Code Enforcement Officer. This permit shall be in addition to any other permits which may be required pursuant to the codes and ordinances of the Town of Hermon, Maine.

ARTICLE III - APPLICATION FOR PERMIT

The application for a Flood Hazard Development Permit shall be submitted to the Code Enforcement Officer and shall include:

- A. The name, address, and phone number of the applicant, owner, and contractor;
- B. An address and a map indicating the location of the construction site;

- C. A site plan showing location of existing and/or proposed development, including but not limited to structures, sewage disposal facilities, water supply facilities, areas to be cut and filled, and lot dimensions;
- D. A statement of the intended use of the structure and/or development;
- E. A statement of the cost of the development including all materials and labor;
- F. A statement as to the type of sewage system proposed;
- G. Specification of dimensions of the proposed structure and/or development;

[Items H-K.2. apply only to new construction and substantial improvements.]

- H. The elevation in relation to the National Geodetic Vertical Datum (NGVD), North American Vertical Datum (NAVD), or to a locally established datum in Zone A only, of the:
 - 1. base flood at the proposed site of all new or substantially improved structures, which is determined:
 - a. in Zones AE, from data contained in the "Flood Insurance Study - Penobscot County, Maine," as described in Article I; or,
 - b. in Zone A:
 - (1) from any base flood elevation data from federal, state, or other technical sources (such as FEMA's Quick-2 model, FEMA 265), including information obtained pursuant to Article VI.M. and VIII.D.; or,
 - (2) in the absence of all data described in Article III.H.1.b.(1), information to demonstrate that the structure shall meet the elevation requirement in Article VI.H.2.b., Article VI.I.2.a. or b., or Article VI.J.2.b.
 - 2. highest and lowest grades at the site adjacent to the walls of the proposed building;
 - 3. lowest floor, including basement; and whether or not such structures contain a basement;
 - 4. lowest machinery and equipment servicing the building; and,
 - 5. level, in the case of non-residential structures only, to which the structure will be floodproofed.
- I. A description of an elevation reference point established on the site of all developments for which elevation standards apply as required in Article VI;
- J. A written certification by a Professional Land Surveyor, registered professional engineer or architect, that the base flood elevation and grade elevations shown on the application are accurate;
- K. The following certifications as required in Article VI by a registered professional engineer or architect:
 - 1. a Floodproofing Certificate (FEMA Form 81-65, as amended), to verify that the floodproofing methods for any non-residential structures will meet the floodproofing criteria of Article VI.I.;

and other applicable standards in Article VI;

2. a Hydraulic Openings Certificate to verify that engineered hydraulic openings in foundation walls will meet the standards of Article VI.N.2.a.;
 3. a certified statement that bridges will meet the standards of Article VI.O.;
 4. a certified statement that containment walls will meet the standards of Article VI.P.
- L. A description of the extent to which any water course will be altered or relocated as a result of the proposed development; and,
- M. A statement of construction plans describing in detail how each applicable development standard in Article VI will be met.

ARTICLE IV - APPLICATION FEE AND EXPERT'S FEE

A non-refundable application fee of \$50.00 shall be paid to the Town Clerk and a copy of a receipt for the same shall accompany the application.

An additional fee may be charged if the Code Enforcement Officer, Planning Board, and/or Board of Appeals needs the assistance of a professional engineer or other expert. The expert's fee shall be paid in full by the applicant within 10 days after the town submits a bill to the applicant. Failure to pay the bill shall constitute a violation of the ordinance and be grounds for the issuance of a stop work order. An expert shall not be hired by the municipality at the expense of an applicant until the applicant has either consented to such hiring in writing or been given an opportunity to be heard on the subject. An applicant who is dissatisfied with a decision to hire expert assistance may appeal that decision to the Board of Appeals.

ARTICLE V - REVIEW STANDARDS FOR FLOOD HAZARD DEVELOPMENT PERMIT APPLICATIONS

The Code Enforcement Officer shall:

- A. Review all applications for the Flood Hazard Development Permit to assure that proposed developments are reasonably safe from flooding and to determine that all pertinent requirements of Article VI (Development Standards) have been, or will be met;
- B. Utilize, in the review of all Flood Hazard Development Permit applications:
 1. the base flood and floodway data contained in the "Flood Insurance Study - Penobscot County, Maine," as described in Article I;
 2. in special flood hazard areas where base flood elevation and floodway data are not provided, the Code Enforcement Officer shall obtain, review, and reasonably utilize any base flood elevation and floodway data from federal, state, or other technical sources, including information obtained pursuant to Article III.H.1.b.(1); Article VI.M.; and Article VIII.D., in order to administer Article VI of this Ordinance; and,
 3. when the community establishes a base flood elevation in a Zone A by methods outlined in Article III.H.1.b.(1), the community shall submit that data to the Maine Floodplain Management Program.

- C. Make interpretations of the location of boundaries of special flood hazard areas shown on the maps described in Article I of this Ordinance;
- D. In the review of Flood Hazard Development Permit applications, determine that all necessary permits have been obtained from those federal, state, and local government agencies from which prior approval is required by federal or state law, including but not limited to Section 404 of the Federal Water Pollution Control Act Amendments of 1972, 33 U.S.C. 1344;
- E. Notify adjacent municipalities, the Department of Environmental Protection, and the Maine Floodplain Management Program prior to any alteration or relocation of a water course and submit copies of such notifications to the Federal Emergency Management Agency;
- F. If the application satisfies the requirements of this Ordinance, approve the issuance of one of the following Flood Hazard Development Permits based on the type of development:
 - 1. A two part Flood Hazard Development Permit for elevated structures. Part I shall authorize the applicant to build a structure to and including the first horizontal floor only above the base flood level. At that time the applicant shall provide the Code Enforcement Officer with an "under construction" Elevation Certificate completed by a Professional Land Surveyor, registered professional engineer or architect based on the Part I permit construction for verifying compliance with the elevation requirements of Article VI, paragraphs H., I., or J. Following review of the Elevation Certificate data, which shall take place within 72 hours of receipt of the application, the Code Enforcement Officer shall issue Part II of the Flood Hazard Development Permit. Part II shall authorize the applicant to complete the construction project; or,
 - 2. A Flood Hazard Development Permit for Floodproofing of Non-Residential Structures that are new construction or substantially improved non-residential structures that are not being elevated but that meet the floodproofing standards of Article VI.I.1. The application for this permit shall include a Floodproofing Certificate signed by a registered professional engineer or architect; or,
 - 3. A Flood Hazard Development Permit for Minor Development for all development that is not new construction or a substantial improvement, such as repairs, maintenance, renovations, or additions, whose value is less than 50% of the market value of the structure. Minor development also includes but is not limited to: accessory structures as provided for in Article VI.L., mining, dredging, filling, grading, paving, excavation, drilling operations, storage of equipment or materials, deposition or extraction of materials, public or private sewage disposal systems or water supply facilities that do not involve structures; and non-structural projects such as bridges, dams, towers, fencing, pipelines, wharves, and piers.
- G. Maintain, as a permanent record, copies of all Flood Hazard Development Permit Applications, corresponding Permits issued, and data relevant thereto, including reports of the Board of Appeals on variances granted under the provisions of Article IX of this Ordinance, and copies of Elevation Certificates, Floodproofing Certificates, Certificates of Compliance, and certifications of design standards required under the provisions of Articles III, VI, and VII of this Ordinance.

ARTICLE VI - DEVELOPMENT STANDARDS

All developments in areas of special flood hazard shall meet the following applicable standards:

- A. **All Development** - All development shall:

1. be designed or modified and adequately anchored to prevent flotation (excluding piers and docks), collapse or lateral movement of the development resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;
 2. use construction materials that are resistant to flood damage;
 3. use construction methods and practices that will minimize flood damage; and,
 4. use electrical, heating, ventilation, plumbing, and air conditioning equipment, and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during flooding conditions.
- B. Water Supply** - All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the systems.
- C. Sanitary Sewage Systems** - All new and replacement sanitary sewage systems shall be designed and located to minimize or eliminate infiltration of flood waters into the system and discharges from the system into flood waters.
- D. On Site Waste Disposal Systems** - On site waste disposal systems shall be located and constructed to avoid impairment to them or contamination from them during floods.
- E. Watercourse Carrying Capacity** - All development associated with altered or relocated portions of a watercourse shall be constructed and maintained in such a manner that no reduction occurs in the flood carrying capacity of the watercourse.
- F. Utilities** - New construction or substantial improvement of any structure (including manufactured homes) located within Zones A and AE, shall have the bottom of all electrical, heating, plumbing, ventilation and air conditioning equipment, permanent fixtures and components, HVAC ductwork and duct systems, and any other utility service equipment, facilities, machinery, or connections servicing a structure, elevated to at least one foot above the base flood elevation.
- G. Physical Changes to the Natural Landscape** - Certain development projects, including but not limited to, retaining walls, sea wall, levees, berms, and rip rap, can cause physical changes that affect flooding conditions.
1. All development projects in Zones AE and VE that cause physical changes to the natural landscape shall be reviewed by a Professional Engineer to determine whether or not the project changes the base flood elevation, zone, and/or the flood hazard boundary line.
 - a. If the Professional Engineer determines, through the use of engineering judgement, that the project would not necessitate a Letter of Map Revision (LOMR), a certified statement shall be provided.
 - b. If the Professional Engineer determines that the project may cause a change, a hydrologic and hydraulic analysis that meets current FEMA standards shall be performed.
 2. If the hydrologic and hydraulic analysis performed indicates a change to the base flood elevation, zone, and/or the flood hazard boundary line, the applicant may submit a Conditional Letter of Map Revision (C-LOMR) request to the Federal Emergency Management Agency for assurance

that the as-built project will result in a change to the Flood Insurance Rate Map. Once the development is completed, a request for a Letter of Map Revision (LOMR) shall be initiated.

3. If the hydrologic and hydraulic analysis performed show a change to the base flood elevation, zone, and/or the flood hazard boundary line, as soon as practicable, but no later than 6 months after the completion of the project, the applicant shall submit the technical data to FEMA in the form of a Letter of Map Revision request.

H. Residential - New construction or substantial improvement of any residential structure located within:

1. Zone AE shall have the lowest floor (including basement) elevated to at least one foot above the base flood elevation.
2. Zone A shall have the lowest floor (including basement) elevated:
 - a. to at least one foot above the base flood elevation utilizing information obtained pursuant to Article III.H.1.b.(1); Article V.B.; or Article VIII.D.; or,
 - b. in the absence of all data described in Article VI.H.2.a., to at least two feet above the highest adjacent grade to the structure.

I. Non-Residential - New construction or substantial improvement of any non-residential structure located within:

1. Zone AE shall have the lowest floor (including basement) elevated to at least one foot above the base flood elevation, or together with attendant utility and sanitary facilities shall:
 - a. be floodproofed to at least one foot above the base flood elevation so that below that elevation the structure is watertight with walls substantially impermeable to the passage of water;
 - b. have structural components capable of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy; and,
 - c. be certified by a registered professional engineer or architect that the floodproofing design and methods of construction are in accordance with accepted standards of practice for meeting the provisions of this section. Such certification shall be provided with the application for a Flood Hazard Development Permit, as required by Article III.K. and shall include a record of the elevation above mean sea level to which the structure is floodproofed.
2. Zone A shall have the lowest floor (including basement) elevated:
 - a. to at least one foot above the base flood elevation utilizing information obtained pursuant to Article III.H.1.b.(1); Article V.B.; Article VIII.D.; or,
 - b. in the absence of all data described in Article VI.I.2.a., to at least two feet above the highest adjacent grade to the structure; or,

- c. together with attendant utility and sanitary facilities meet the floodproofing standards of Article VI.I.1.a., b., and c.

J. Manufactured Homes - New or substantially improved manufactured homes located within:

1. Zone AE shall:

- a. be elevated such that the lowest floor (including basement) of the manufactured home is at least one foot above the base flood elevation;
- b. be on a permanent foundation, which may be poured masonry slab or foundation walls, with hydraulic openings, or may be reinforced piers or block supports, any of which support the manufactured home so that no weight is supported by its wheels and axles; and,
- c. be securely anchored to an adequately anchored foundation system to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to:
 - (1) over-the-top ties anchored to the ground at the four corners of the manufactured home, plus two additional ties per side at intermediate points (manufactured homes less than 50 feet long require one additional tie per side); or by,
 - (2) frame ties at each corner of the home, plus five additional ties along each side at intermediate points (manufactured homes less than 50 feet long require four additional ties per side).
 - (3) All components of the anchoring system described in Article VI.J.1.c.(1) & (2) shall be capable of carrying a force of 4800 pounds.

2. Zone A shall:

- a. be elevated on a permanent foundation, as described in Article VI.J.1.b., such that the lowest floor (including basement) of the manufactured home is at least one foot above the base flood elevation utilizing information obtained pursuant to Article III.H.1.b.(1); Article V.B.; Article VIII.D.; or,
- b. in the absence of all data as described in Article VI.J.2.a., to at least two feet above the highest adjacent grade to the structure; and,
- c. meet the anchoring requirements of Article VI.J.1.c.

K. Recreational Vehicles - Recreational Vehicles located within:

1. Zones A and AE shall either:

- a. be on the site for fewer than 180 consecutive days; and,
- b. be fully licensed and ready for highway use. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions; or,
- c. be permitted in accordance with the elevation and anchoring requirements for "manufactured homes" in Article VI.J.1.

L. Accessory Structures - New construction or substantial improvement of Accessory Structures, as defined in Article XIII, shall be exempt from the elevation criteria required in Article VI.H. & I. above, if all other requirements of Article VI and all the following requirements are met.

1. Accessory Structures located in Zones A and AE shall:
 - a. meet the requirements of Article VI.A.1. through 4., as applicable;
 - b. be limited in size to a one-story two car garage;
 - c. have unfinished interiors and not be used for human habitation;
 - d. have only ground fault interrupt electrical outlets. The electric service disconnect shall be located above the base flood elevation and when possible outside the Special Flood Hazard Area.
 - e. be located outside the floodway;
 - f. when possible be constructed and placed on the building site so as to offer the minimum resistance to the flow of floodwaters and be placed further from the source of flooding than is the primary structure; and,
 - g. have hydraulic openings, as specified in Article VI.N.2., in at least two different walls of the accessory structure.

M. Floodways -

1. In Zone AE riverine areas, encroachments, including fill, new construction, substantial improvement, and other development shall not be permitted within a regulatory floodway which is designated on the community's Flood Insurance Rate Map, unless a technical evaluation certified by a registered professional engineer is provided demonstrating that such encroachments will not result in any increase in flood levels within the community during the occurrence of the base flood discharge.
2. In Zones A and AE, riverine areas for which no regulatory floodway is designated, encroachments, including fill, new construction, substantial improvement, and other development shall not be permitted in the floodway as determined in Article VI.M.3. unless a technical evaluation certified by a registered professional engineer is provided demonstrating that the cumulative effect of the proposed development, when combined with all other existing development and anticipated development:
 - a. will not increase the water surface elevation of the base flood more than one foot at any point within the community; and,
 - b. is consistent with the technical criteria contained in FEMA's guidelines and standards for flood risk analysis and mapping.
3. In Zones A and AE riverine areas, for which no regulatory floodway is designated, the regulatory floodway is determined to be the channel of the river or other water course and the adjacent land areas to a distance of one-half the width of the floodplain as measured from the normal high water mark to the upland limit of the floodplain.

N. Hydraulic Openings/Flood Vents - New construction or substantial improvement of any structure in Zones A and AE that meets the development standards of Article VI, including the elevation requirements of Article VI, paragraphs H., I., or J. and is elevated on posts, columns, piers, piles, or crawlspaces may be enclosed below the base flood elevation requirements provided all the following criteria are met or exceeded:

1. Enclosed areas are not "basements" as defined in Article XIII;
2. Enclosed areas shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of flood water. Designs for meeting this requirement must either:
 - a. be engineered and certified by a registered professional engineer or architect; or,
 - b. meet or exceed the following minimum criteria:
 - (1) a minimum of two openings having a total net area of not less than one square inch for every square foot of the enclosed area;
 - (2) the bottom of all openings shall be below the base flood elevation and no higher than one foot above the lowest grade; and,
 - (3) openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the entry and exit of flood waters automatically without any external influence or control such as human intervention, including the use of electrical and other non-automatic mechanical means;
3. The enclosed area shall not be used for human habitation; and,
4. The enclosed areas are usable solely for building access, parking of vehicles, or storage.

O. Bridges - New construction or substantial improvement of any bridge in Zones A and AE shall be designed such that:

1. when possible, the lowest horizontal member (excluding the pilings, or columns) is elevated to at least one foot above the base flood elevation; and,
2. a registered professional engineer shall certify that:
 - a. the structural design and methods of construction shall meet the elevation requirements of this section and the floodway standards of Article VI.M.; and,
 - b. the foundation and superstructure attached thereto are designed to resist flotation, collapse and lateral movement due to the effects of wind and water loads acting simultaneously on all structural components. Water loading values used shall be those associated with the base flood.

P. Containment Walls - New construction or substantial improvement of any containment wall located within:

1. Zones A and AE shall:

- a. have the containment wall elevated to at least one foot above the base flood elevation;
- b. have structural components capable of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy; and,
- c. be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting the provisions of this section. Such certification shall be provided with the application for a Flood Hazard Development Permit, as required by Article III.K.

Q. Wharves, Piers, and Docks - New construction or substantial improvement of wharves, piers, and docks are permitted in Zones A and AE, in and over water and shall comply with all applicable local, state, and federal regulations.

ARTICLE VII - CERTIFICATE OF COMPLIANCE

No land in a special flood hazard area shall be occupied or used and no structure which is constructed or substantially improved shall be occupied until a Certificate of Compliance is issued by the Code Enforcement Officer subject to the following provisions:

- A. For New Construction or Substantial Improvement of any elevated structure the applicant shall submit to the Code Enforcement Officer an Elevation Certificate completed by a Professional Land Surveyor, registered professional engineer, or architect, for compliance with Article VI, paragraphs H., I., or J.
- B. The applicant shall submit written notification to the Code Enforcement Officer that the development is complete and complies with the provisions of this ordinance.
- C. Within 10 working days, the Code Enforcement Officer shall:
 - 1. review the Elevation Certificate and the applicant's written notification; and,
 - 2. upon determination that the development conforms with the provisions of this ordinance, shall issue a Certificate of Compliance.

ARTICLE VIII - REVIEW OF SUBDIVISION AND DEVELOPMENT PROPOSALS

The Planning Board shall, when reviewing subdivisions and other proposed developments that require review under other federal law, state law, or local ordinances or regulations, and all projects on 5 or more disturbed acres, or in the case of manufactured home parks divided into two or more lots, assure that:

- A. All such proposals are consistent with the need to minimize flood damage.
- B. All public utilities and facilities, such as sewer, gas, electrical, and water systems are located and constructed to minimize or eliminate flood damages.
- C. Adequate drainage is provided so as to reduce exposure to flood hazards.
- D. All proposals include base flood elevations, flood boundaries, and, in a riverine floodplain, floodway data. These determinations shall be based on engineering practices recognized by the Federal Emergency Management Agency.

- E. Any proposed development plan must include a condition of plan approval requiring that structures on any lot in the development having any portion of its land within a Special Flood Hazard Area are to be constructed in accordance with Article VI of this ordinance. Such requirement will be included in any deed, lease, purchase and sale agreement, or document transferring or expressing an intent to transfer any interest in real estate or structure, including but not limited to a time-share interest. The condition shall clearly articulate that the municipality may enforce any violation of the construction requirement and that fact shall also be included in the deed or any other document previously described. The construction requirement shall also be clearly stated on any map, plat, or plan to be signed by the Planning Board or local reviewing authority as part of the approval process.

ARTICLE IX - APPEALS AND VARIANCES

The Board of Appeals of the Town of Hermon may, upon written application of an aggrieved party, hear and decide appeals where it is alleged that there is an error in any order, requirement, decision, or determination made by, or failure to act by, the Code Enforcement Officer or Planning Board in the administration or enforcement of the provisions of this Ordinance.

The Board of Appeals may grant a variance from the requirements of this Ordinance consistent with state law and the following criteria:

- A. Variances shall not be granted within any designated regulatory floodway if any increase in flood levels during the base flood discharge would result.
- B. Variances shall be granted only upon:
1. a showing of good and sufficient cause; and,
 2. a determination that should a flood comparable to the base flood occur, the granting of a variance will not result in increased flood heights, additional threats to public safety, public expense, or create nuisances, cause fraud or victimization of the public, or conflict with existing local laws or ordinances; and,
 3. a showing that the issuance of the variance will not conflict with other state, federal, or local laws or ordinances; and,
 4. a determination that failure to grant the variance would result in "undue hardship," which in this sub-section means:
 - a. that the land in question cannot yield a reasonable return unless a variance is granted; and,
 - b. that the need for a variance is due to the unique circumstances of the property and not to the general conditions in the neighborhood; and,
 - c. that the granting of a variance will not alter the essential character of the locality; and,
 - d. that the hardship is not the result of action taken by the applicant or a prior owner.
- C. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief, and the Board of Appeals may impose such conditions to a variance as it deems necessary.
- D. Variances may be issued for new construction, substantial improvements, or other development for the conduct of a functionally dependent use provided that:

1. the criteria of Article IX.A. through C. and Article VI.M. are met; and,
 2. the structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threats to public safety.
- E. Variances may be issued for the repair, reconstruction, rehabilitation, or restoration of Historic Structures upon the determination that:
1. the development meets the criteria of Article IX.A. through C.; and,
 2. the proposed repair, reconstruction, rehabilitation, or restoration will not preclude the structure's continued designation as a Historic Structure and the variance is the minimum necessary to preserve the historic character and design of the structure.
- F. Variances may be issued for new construction and substantial improvement of Agricultural Structures being used for the conduct of agricultural uses provided that:
1. the development meets the criteria of Article IX.A. through C.; and,
 2. the development meets the criteria of Article VI.M. and Article VI.N.
- G. Any applicant who meets the criteria of Article IX.A. through C. and Article IX.D., E., or F. shall be notified by the Board of Appeals in writing over the signature of the Chairman of the Board of Appeals that:
1. the issuance of a variance to construct a structure below the base flood level will result in greatly increased premium rates for flood insurance up to amounts as high as \$25 per \$100 of insurance coverage; and,
 2. such construction below the base flood level increases risks to life and property; and,
 3. the applicant agrees in writing that the applicant is fully aware of all the risks inherent in the use of land subject to flooding, assumes those risks and agrees to indemnify and defend the municipality against any claims filed against it that are related to the applicant's decision to use land located in a floodplain and that the applicant individually releases the municipality from any claims the applicant may have against the municipality that are related to the use of land located in a floodplain.
- H. Appeal Procedure for Administrative and Variance Appeals
1. An administrative or variance appeal may be taken to the Board of Appeals by an aggrieved party within thirty days after receipt of a written decision of the Code Enforcement Officer or Planning Board.
 2. Upon being notified of an appeal, the Code Enforcement Officer or Planning Board, as appropriate, shall transmit to the Board of Appeals all of the documents constituting the record of the decision appealed from.
 3. The Board of Appeals shall hold a public hearing on the appeal within thirty-five days of its receipt of an appeal request.

4. The person filing the appeal shall have the burden of proof.
5. The Board of Appeals shall decide all appeals within thirty-five days after the close of the hearing and shall issue a written decision on all appeals.
6. The Board of Appeals shall submit to the Code Enforcement Officer a report of all variance actions, including justification for the granting of the variance and an authorization for the Code Enforcement Officer to issue a Flood Hazard Development Permit, which includes any conditions to be attached to said permit.
7. Any aggrieved party who participated as a party during the proceedings before the Board of Appeals may take an appeal to Superior Court in accordance with State laws within forty-five days from the date of any decision of the Board of Appeals.

ARTICLE X - ENFORCEMENT AND PENALTIES

- A. It shall be the duty of the Code Enforcement Officer to enforce the provisions of this Ordinance pursuant to Title 30-A MRSA § 4452.
- B. The penalties contained in Title 30-A MRSA § 4452 shall apply to any violation of this Ordinance.
- C. In addition to any other actions, the Code Enforcement Officer, upon determination that a violation exists, may submit a declaration to the Administrator of the Federal Insurance Administration requesting a denial of flood insurance. The valid declaration shall consist of:
 1. the name of the property owner and address or legal description of the property sufficient to confirm its identity or location;
 2. a clear and unequivocal declaration that the property is in violation of a cited State or local law, regulation, or ordinance;
 3. a clear statement that the public body making the declaration has authority to do so and a citation to that authority;
 4. evidence that the property owner has been provided notice of the violation and the prospective denial of insurance; and,
 5. a clear statement that the declaration is being submitted pursuant to Section 1316 of the National Flood Insurance Act of 1968, as amended.

ARTICLE XI - VALIDITY AND SEVERABILITY

If any section or provision of this Ordinance is declared by the courts to be invalid, such decision shall not invalidate any other section or provision of this Ordinance.

ARTICLE XII - CONFLICT WITH OTHER ORDINANCES

This Ordinance shall not in any way impair or remove the necessity of compliance with any other applicable rule, ordinance, regulation, bylaw, permit, or provision of law. Where this Ordinance imposes a greater restriction upon the use of land, buildings, or structures, the provisions of this Ordinance shall control.

ARTICLE XIII - DEFINITIONS

Unless specifically defined below, words and phrases used in this Ordinance shall have the same meaning as they have at common law and to give this Ordinance its most reasonable application. Words used in the present tense include the future, the singular number includes the plural, and the plural number includes the singular. The word "may" is permissive; "shall" is mandatory and not discretionary.

Accessory Structure - a structure which is on the same parcel of property as a principal structure and the use of which is incidental to the use of the principal structure.

Adjacent Grade - the natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

Agricultural Structure - structures that are used exclusively for agricultural purposes or uses in connection with the production, harvesting, storage, raising, or drying of agricultural commodities and livestock. Structures that house tools or equipment used in connection with these purposes or uses are also considered to have agricultural purposes or uses.

Area of Special Flood Hazard - the land in the floodplain having a one percent or greater chance of flooding in any given year, as specifically identified in the Flood Insurance Study cited in Article I of this Ordinance.

Base Flood - a flood having a one percent chance of being equaled or exceeded in any given year, commonly called the 100-year flood.

Basement - any area of the building having its floor subgrade (below ground level) on all sides.

Building - see **Structure**.

Certificate of Compliance - A document signed by the Code Enforcement Officer stating that a structure is in compliance with all of the provisions of this Ordinance.

Code Enforcement Officer - A person certified under Title 30-A MRSA, Section 4451 (including exceptions in subsection 4451, paragraph 1) and employed by a municipality to enforce all applicable comprehensive planning and land use laws and ordinances.

Containment Wall - a wall surrounding all sides of an above ground tank to contain any spills or leaks.

Development - any man made change to improved or unimproved real estate. This includes, but is not limited to, buildings or other structures; mining, dredging, filling, grading, paving, excavation, drilling operations or storage of equipment or materials; and the storage, deposition, or extraction of materials.

Digital Flood Insurance Rate Map (DFIRM) - an official digital map of a community, on which the Federal Insurance Administrator has delineated both the special hazard areas and the risk premium zones applicable to the community.

Elevated Building - a non-basement building that is:

- a. built, in the case of a building in Zones A or AE, to have the top of the elevated floor elevated above the ground level by means of pilings, columns, posts, piers, or shear walls; and,
- b. adequately anchored so as not to impair the structural integrity of the building during a flood of up to one foot above the magnitude of the base flood.

In the case of Zones A or AE, **Elevated Building** also includes a building elevated by means of fill or solid foundation perimeter walls with hydraulic openings sufficient to facilitate the unimpeded movement of flood waters, as required in Article VI.N.

Elevation Certificate - an official form (FEMA Form 81-31, as amended) that:

- a. is used to verify compliance with the floodplain management regulations of the National Flood Insurance Program; and,
- b. is required for purchasing flood insurance.

Existing Manufactured Home Park or Subdivision - a manufactured home park or subdivision that was recorded in the deed registry prior to the adoption date of the community's first floodplain management regulations.

Flood or Flooding -

- a. A general and temporary condition of partial or complete inundation of normally dry land areas from:
 1. The overflow of inland or tidal waters.
 2. The unusual and rapid accumulation or runoff of surface waters from any source.
- b. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph a.1. of this definition.

Flood Elevation Study - an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations.

Flood Insurance Rate Map (FIRM) - an official map of a community, on which the Federal Insurance Administrator has delineated both the special hazard areas and the risk premium zones applicable to the community.

Flood Insurance Study - see **Flood Elevation Study**.

Floodplain or Flood-prone Area - any land area susceptible to being inundated by water from any source (see **Flood or Flooding**).

Floodplain Management - the operation of an overall program of corrective and preventive measures for reducing flood damage, including but not limited to emergency preparedness plans, flood control works, and floodplain management regulations.

Floodplain Management Regulations - zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as a floodplain ordinance, grading ordinance, and erosion control ordinance), and other applications of police power. The term describes such state or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

Floodproofing - any combination of structural and non-structural additions, changes, or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures, and contents.

Floodway - see **Regulatory Floodway**.

Floodway Encroachment Lines - the lines marking the limits of floodways on federal, state, and local floodplain maps.

Freeboard - a factor of safety usually expressed in feet above a flood level for purposes of floodplain management. Freeboard tends to compensate for the many unknown factors, such as wave action, bridge openings, and the hydrological effect of urbanization of the watershed that could contribute to flood heights greater than the height calculated for a selected size flood and floodway conditions.

Functionally Dependent Use - a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, but does not include long-term storage or related manufacturing facilities.

Historic Structure - any structure that is:

- a. Listed individually in the National Register of Historic Places (a listing maintained by the Department of Interior) or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;
- b. Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary of the Interior to qualify as a registered historic district;
- c. Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or,
- d. Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 1. By an approved state program as determined by the Secretary of the Interior, or,
 2. Directly by the Secretary of the Interior in states without approved programs.

Locally Established Datum - for purposes of this ordinance, an elevation established for a specific site to which all other elevations at the site are referenced. This elevation is generally not referenced to the National Geodetic Vertical Datum (NGVD), North American Vertical Datum (NAVD), or any other established datum and is used in areas where Mean Sea Level data is too far from a specific site to be practically used.

Lowest Floor - the lowest floor of the lowest enclosed area (including basement). An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access, or storage in an area other than a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements described in Article VI.N. of this ordinance.

Manufactured Home - a structure, transportable in one or more sections, which is built on a permanent chassis and is designed for use with or without a permanent foundation when connected to the required

utilities. For floodplain management purposes the term manufactured home also includes park trailers, travel trailers, and other similar vehicles placed on a site for greater than 180 consecutive days.

Manufactured Home Park or Subdivision - a parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

Mean Sea Level - for purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929, North American Vertical Datum (NAVD), or other datum to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

Minor Development - all development that is not new construction or a substantial improvement, such as repairs, maintenance, renovations, or additions, whose value is less than 50% of the market value of the structure. It also includes but is not limited to: accessory structures as provided for in Article VI.L., mining, dredging, filling, grading, paving, excavation, drilling operations, storage of equipment or materials, deposition or extraction of materials, public or private sewage disposal systems or water supply facilities that do not involve structures; and non-structural projects such as bridges, dams, towers, fencing, pipelines, wharves, and piers.

National Geodetic Vertical Datum (NGVD) - the national vertical datum, whose standard was established in 1929, which is used by the National Flood Insurance Program (NFIP). NGVD was based upon mean sea level in 1929 and also has been called "1929 Mean Sea Level (MSL)".

New Construction - structures for which the "start of construction" commenced on or after the effective date of the initial floodplain management regulations adopted by a community and includes any subsequent improvements to such structures.

North American Vertical Datum (NAVD) - the national datum whose standard was established in 1988, which is the new vertical datum used by the National Flood Insurance Program (NFIP) for all new Flood Insurance Rate Maps. NAVD is based upon the vertical datum used by other North American countries such as Canada and Mexico and was established to replace NGVD because of constant movement of the earths crust, glacial rebound and subsidence, and the increasing use of satellite technology.

100-year flood - see **Base Flood**.

Recreational Vehicle - a vehicle which is:

- a. built on a single chassis;
- b. 400 square feet or less when measured at the largest horizontal projection, not including slideouts;
- c. designed to be self-propelled or permanently towable by a motor vehicle; and,
- d. designed primarily not for use as a permanent dwelling but as temporary living quarters for recreational, camping, travel, or seasonal use.

Regulatory Floodway -

- a. the channel of a river or other water course and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height, and,

- b. when not designated on the community's Flood Insurance Rate Map, it is considered to be the channel of a river or other water course and the adjacent land areas to a distance of one-half the width of the floodplain, as measured from the normal high water mark to the upland limit of the floodplain.

Riverine - relating to, formed by, or resembling a river (including tributaries), stream, brook, etc.

Special Flood Hazard Area - see **Area of Special Flood Hazard**.

Start of Construction - the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, substantial improvement or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction of a structure on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading, and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, or modification of any construction element, whether or not that alteration affects the external dimensions of the building.

Structure - for floodplain management purposes, a walled and roofed building. A gas or liquid storage tank that is principally above ground is also a structure.

Substantial Damage - damage of any origin sustained by a structure whereby the cost of restoring the structure to its before damage condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

Substantial Improvement - any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure before the start of construction of the improvement. This term includes structures which have incurred substantial damage, regardless of the actual repair work performed. The term does not, however, include either:

- a. Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions; or,
- b. Any alteration of a Historic Structure, provided that the alteration will not preclude the structure's continued designation as a historic structure, and a variance is obtained from the community's Board of Appeals.

Variance - a grant of relief by a community from the terms of a floodplain management regulation.

Violation - the failure of a structure or development to comply with a community's floodplain management regulations.

ARTICLE XIV - ABROGATION

This ordinance repeals and replaces any municipal ordinance previously enacted to comply with the National Flood Insurance Act of 1968 (P.L. 90-488, as amended).

ARTICLE XVI - DISCLAIMER OF LIABILITY

The degree of flood protection required by the ordinance is considered reasonable but does not imply total flood protection.



R22-23-40

Be it resolved by the Hermon Town Council in town council assembled to approve the Hermon Snowmobile Club's Concourse Gathering Permit Application for Truck and Tractor Pull on July 22, 2023, August 12, 2023 & September 16, 2023.

SIGNED this June 22, 2023 by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



R22-23-41

Be it resolved by the Hermon Town Council in town council assembled to approve the Central Maine Harley Davidson Special Amusement/Concourse Gathering Permit Application for “We Ride for Vets” fundraiser on July 1, 2023

SIGNED this June 22, 2023 by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



R22-23-42

Be it resolved by the Hermon Town Council in Town Council assembled to approve XL Golf (DBA) The Sports Arena liquor license on Thursday, June 22, 2023.

SIGNED this June 22, 2023, by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



O22-23-12

Floodplain Management Ordinance for the Town of Hermon

BY ORDER of the Hermon Town Council, The Municipality of **Hermon** adopts the Floodplain Management Ordinance for the Town of Hermon. This ordinance is provided by Homeland Security’s Federal Emergency Management Agency (FEMA) and satisfies 44 Code of Federal Regulations (CFR) Section 60.3 © of the National Flood Insurance Program (NFIP) regulations.

Signed the 22nd of June 2023 by the municipal officers:

Steve Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

June 22, 2023

Attest Original: _____

Motion _____	Yeas _____	
Second _____	Nays _____	Date _____



R22-23-43

Be it resolved by the Hermon Town Council in town council assembled the application for a License to Haul Solid Waste be granted to Bolster's Rubbish Removal, LLC, Pine Tree Waste Inc a division of Casella Waste and Waste Management for the period of July 1, 2023 to June 30, 2024.

SIGNED this June 22 2023 by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____	Yeas _____	Date _____
Second _____	Nays _____	

BY SIGNING BELOW, THE APPLICANT AGREES TO FOLLOW ALL APPLICABLE TOWN AND STATE REGULATIONS AND LAWS

SIGNATURE, IF INDIVIDUAL: _____

IF COMPANY, NAME OF AUTHORIZED AGENT: Shenia Bolster

SIGNATURE OF AUTHORIZED AGENT: Shenia Bolster

DATED: 5/5/23

7. FEE PAID: \$ 50.06 ON May 9th, 2023

RECEIPT #: 9182

8. APPROVAL:

APPROVED BY THE HERMON TOWN COUNCIL ON June 21, 2023 WITH THE FOLLOWING CONDITIONS:

- A. Each load of solid waste delivered to PERC from Hermon shall contain only waste generated within the Town of Hermon. Loads of waste delivered to PERC from other communities by the hauler shall not be represented as coming from the Town of Hermon. Discovery of misrepresentation of origin shall result in the revocation of the hauler's license to haul from and within the Town of Hermon.
- B. The mixing of loads containing regular residential pickup and commercial accounts of the company shall not be allowed. Discovery of misrepresentation of origin shall result in the revocation of the hauler's license to haul from and within the Town of Hermon.
- C. In the event that the hauler disposes of unacceptable waste at the PERC facility, said waste shall be immediately removed from said PERC facility by the hauler at the hauler's expense, or by the Town or its agents, with double the cost of removal and disposal to be billed to the hauler. Repeated disposal of unacceptable waste at the PERC facility by the hauler may result in revocation of the hauler's license by the Town.
- D. The hauler shall use only vehicles which are capable of discharging their loads on the PERC facility tipping floor by mechanical means. All solid waste vehicles entering the facility shall have their loads enclosed with a container or covered securely by means of a tarp. No pickup trucks, so called, or other vehicles which would require manual unloading, either by design or by reason of malfunction, shall be permitted to haul solid waste to the PERC facility. The ultimate determination of suitability of haul vehicles will be made by PERC.

E. The hauler shall be fully responsible for the handling of waste between its source in Hermon and the PERC facility in Orrington, and shall save the Town of Hermon harmless from any or all claims of injury or damage resulting from his hauling operations.

F. The hauler shall be required to submit an initial list of customers, which shall indicate the name of the customer, size of the dumpsters serviced, and the regular pick up date with this application. The hauler is required to update the Town on a monthly basis of any changes in customers. Such updates are to be sent to the Town by the last date of each month.

G. Said license shall be for the period of July 1, 2023 - June 30, 2024.


SIGNED BY THE HERMON TOWN COUNCIL ON June 21, 2023:

Attest a true copy: _____, June 21, 2023

BY SIGNING BELOW, THE APPLICANT AGREES TO FOLLOW ALL APPLICABLE TOWN AND STATE REGULATIONS AND LAWS

SIGNATURE, IF INDIVIDUAL:  _____

IF COMPANY, NAME OF AUTHORIZED AGENT: Adam Graham, Division Mgr.

SIGNATURE OF AUTHORIZED AGENT:  _____

DATED: 5/26/23 _____

7. FEE PAID: \$ 50. ON 5/31/23

RECEIPT #: 9811

8. APPROVAL:

APPROVED BY THE HERMON TOWN COUNCIL ON June 21, 2023 WITH THE FOLLOWING CONDITIONS:

- A. Each load of solid waste delivered to PERC from Hermon shall contain only waste generated within the Town of Hermon. Loads of waste delivered to PERC from other communities by the hauler shall not be represented as coming from the Town of Hermon. Discovery of misrepresentation of origin shall result in the revocation of the hauler's license to haul from and within the Town of Hermon.
- B. The mixing of loads containing regular residential pickup and commercial accounts of the company shall not be allowed. Discovery of misrepresentation of origin shall result in the revocation of the hauler's license to haul from and within the Town of Hermon.
- C. In the event that the hauler disposes of unacceptable waste at the PERC facility, said waste shall be immediately removed from said PERC facility by the hauler at the hauler's expense, or by the Town or its agents, with double the cost of removal and disposal to be billed to the hauler. Repeated disposal of unacceptable waste at the PERC facility by the hauler may result in revocation of the hauler's license by the Town.
- D. The hauler shall use only vehicles which are capable of discharging their loads on the PERC facility tipping floor by mechanical means. All solid waste vehicles entering the facility shall have their loads enclosed with a container or covered securely by means of a tarp. No pickup trucks, so called, or other vehicles which would require manual unloading, either by design or by reason of malfunction, shall be permitted to haul solid waste to the PERC facility. The ultimate determination of suitability of haul vehicles will be made by PERC.

E. The hauler shall be fully responsible for the handling of waste between its source in Hermon and the PERC facility in Orrington, and shall save the Town of Hermon harmless from any or all claims of injury or damage resulting from his hauling operations.

F. The hauler shall be required to submit an initial list of customers, which shall indicate the name of the customer, size of the dumpsters serviced, and the regular pick up date with this application. The hauler is required to update the Town on a monthly basis of any changes in customers. Such updates are to be sent to the Town by the last date of each month.

G. Said license shall be for the period of July 1, 2023 - June 30, 2024.

SIGNED BY THE HERMON TOWN COUNCIL ON June 21, 2023:

Attest a true copy: _____, June 21, 2023

PINE TREE WASTE-HERMON VEHICLE REGISTRATION LIST

Unit #	MAKE	TYPE	PLATE #	YR	VIN #	MONTH DUE	G/L CODING	# LBS.
① 31003	MACKX	LEU613	3A7731	2011	1M2AU02C9BM004975	Jun-21	29130.0000	69,000
② 31004	MACKX	LEU613	3A7730	2011	1M2AU02C0BM004976	Jun-21	29130.0000	69,000
③ 31119	MACK	LR613	2B-1537	2017	1M2LR05C6HM002003	May-22	29131.0000	69,000
④ 31120	MACK	LR613	2B-1536	2017	1M2LR05C8HM002004	May-22	29131.0000	69,000
⑤ 31138	MACK	REARLOAD	2B-3255	2008	1M2AV02C78M001014	May-22	29130.0000	69,000
⑥ 31183	MACK	REARLOAD	3C-7658	2019	1M2LR06C7KM003733	May-22	29131.0000	69,000
⑦ 31283	MACK	REARLOAD	4C-3718	2019	1M2LR2GC4KM002162	May-22	29130.0000	69,000
⑧ 31383	MACK	REARLOAD	5C-6837	2020	1M2LRGC3LM002915	May-22	29130.0000	69,000
⑨ 31384	MACK	REARLOAD	5C-6838	2020	1M2LRGC3LM002916	May-22	29131.0000	69,000
⑩ 31385	MACK	REARLOAD	5C-6846	2020	1M2LR2GC1LM003433	May-22	29130.0000	54,000
⑪ 31572	MACK	REARLOAD	8C-5627	2022	1M2LR2GC7NM005514	May-22	29131.0000	92,000
⑫ 31574	MACK	REARLOAD	8C-5650	2022	1M2LR2GC9NM005871	May-22	29131.0000	69,000
⑬ 4159	MACK	RD688S	6A-2897	1999	1M2P267C0XM045403	May-22	29120.0000	69,000
⑭ 4476	Mack	ROLLOFF	789068	2007	1M2AT13C07M003342	May-22	29120	80,000
⑮ 4523	MACKX	CV713	7C-3997	2005	1M2AG11C65M018786	Jun-22	29120	80,000
⑯ 4544	MACKX	700GU	738086	2015	1M2AX07C9FM23984	May-22	29120	80,000
⑰ 4546	Mack	GU713	8A-7595	2015	1M2AX09C5FM024594	May-22	29120	80,000
⑱ 4579	VOLVO	ROLLOFF	2B-3250	2007	4V5KC9GH57N463569	May-22	29120	69,000
⑲ 4659	KW	ROLLOFF	4C-3686	2019	1NKZL40X8KJ255350	May-22	29120	80,000
⑳ 4776	MACK	ROLLOFF	6C-7952	2020	1M2GR4GC4LM019106	May-22	29120	80,000
㉑ 4852	KENWORTH	ROLLOFF	8C-2995	2022	1NKZL40X1NJ121218	May-22	29120	80,000
㉒			755252	2005	1M2K189C65M026633	May-22	29110	80,000
㉓ 5322	MRU613	FRONTLOAD	2B-1585	2017	1M2AV04C7HM017310	May-22	29110	69,000

5326	MACK	FRONTLOAD	2B-3226	2016	1M2AV04C5GM16154	May-22	29110	69,000
5328	PETERBILT	FRONTLOAD	2B-3253	2017	3BPZL70XXHF108692	May-22	29110	69,000
5331	MACK	FRONTLOAD	2B-3258	2012	1M2AV04XCXM08917	May-22	29110	
5343	MACK	FRONTLOAD	3C-2654	2018	1M2AV04CXJM019672	May-22	29110	69,000
5375	MACK	FRONTLOAD	4C-3746	2019	1M2TE2GC0KM002574	May-22	29110	69,000
5381	MACK	FRONTLOAD	4C-3717	2019	1M2TE2GC2KM002575	May-22	29110	69,000
5433	PETERBILT	FRONTLOAD	5C-6900	2021	3BPDLK0X9MF109842	May-22	29110	69,000
5434	PETERBILT	FRONTLOAD	5C-6907	2021	3BPDLK0X7MF109841	May-22	29110	69,000
6585	International	CONT.DELIV.	786424	2007	1HTMKAAN07H499313	May-22	29100.5900	34,000

60002	CHEVY	CONT.DELIV.	2B-3251	2007	1GBJK34D17E129394	May-22	16200.5900	
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60003	DODGE	CONT.DELIV.	2B-3256	2013	3C7WRNBL2DG546730	May-22	29100.5900	26,000
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60213	KW	T270-CONT.DEL.	6C-1877	2021	2NKHHM6X5MM443341	May-22	29100.5900	2,600
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BY SIGNING BELOW, THE APPLICANT AGREES TO FOLLOW ALL APPLICABLE TOWN AND STATE REGULATIONS AND LAWS

SIGNATURE, IF INDIVIDUAL: CB

IF COMPANY, NAME OF AUTHORIZED AGENT: Charles Burgess

SIGNATURE OF AUTHORIZED AGENT: CB

DATED: 6-5-23

7. FEE PAID: \$ 50.00 ON 6/15/23

RECEIPT #: 10285

8. APPROVAL:

APPROVED BY THE HERMON TOWN COUNCIL ON June 21, 2023 WITH THE FOLLOWING CONDITIONS:

- A. Each load of solid waste delivered to PERC from Hermon shall contain only waste generated within the Town of Hermon. Loads of waste delivered to PERC from other communities by the hauler shall not be represented as coming from the Town of Hermon. Discovery of misrepresentation of origin shall result in the revocation of the hauler's license to haul from and within the Town of Hermon.
- B. The mixing of loads containing regular residential pickup and commercial accounts of the company shall not be allowed. Discovery of misrepresentation of origin shall result in the revocation of the hauler's license to haul from and within the Town of Hermon.
- C. In the event that the hauler disposes of unacceptable waste at the PERC facility, said waste shall be immediately removed from said PERC facility by the hauler at the hauler's expense, or by the Town or its agents, with double the cost of removal and disposal to be billed to the hauler. Repeated disposal of unacceptable waste at the PERC facility by the hauler may result in revocation of the hauler's license by the Town.
- D. The hauler shall use only vehicles which are capable of discharging their loads on the PERC facility tipping floor by mechanical means. All solid waste vehicles entering the facility shall have their loads enclosed with a container or covered securely by means of a tarp. No pickup trucks, so called, or other vehicles which would require manual unloading, either by design or by reason of malfunction, shall be permitted to haul solid waste to the PERC facility. The ultimate determination of suitability of haul vehicles will be made by PERC.

E. The hauler shall be fully responsible for the handling of waste between its source in Hermon and the PERC facility in Orrington, and shall save the Town of Hermon harmless from any or all claims of injury or damage resulting from his hauling operations.

F. The hauler shall be required to submit an initial list of customers, which shall indicate the name of the customer, size of the dumpsters serviced, and the regular pick up date with this application. The hauler is required to update the Town on a monthly basis of any changes in customers. Such updates are to be sent to the Town by the last date of each month.

G. Said license shall be for the period of July 1, 2023 - June 30, 2024.

SIGNED BY THE HERMON TOWN COUNCIL ON June 21, 2023:

Attest a true copy: _____, June 21, 2023



FR22-23-23

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Town Manager, or his designee, to execute a contract for 2023 Paving Projects with _____ on behalf of the Town of Hermon in an amount not to exceed \$ _____ to be paid from Public Works Road Construction account 13-02-12-10, Economic Development Projects Account 11-01-04-08, and Highway Reserves (HERM 06).

SIGNED this June 22, 2023, by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



May 24, 2023

Memo: 2023 Paving Bid Award

To: Josh Berry

Josh,

On May 23, 2023 a bid opening for 2023 Paving Projects was held at Hermon Town Office. Please see the results below from three firms submitting proposals for the work described in the RFP.

All the bidders were qualified and submitted prices after considering the description of work including Surface and Binder HMA installs, full depth reclamation on Pine Tree Road section and fine grading Logistics Lane:

Hopkins Paving, LLC	\$481,422.00
B & B Paving	\$509,681.50
Northeast Paving, LLC	\$583,953.25

Please reference the bid tabulation sheet as part of this memo for additional detail.

Sincerely,

Scott Perkins
DECD Director
Town of Hermon
207-848-1010 (office)
(207) 852-2403 (cell)

Mailing address
333 Billings Road
Hermon, ME 04401

Physical Address:
333 Billings Rd
Hermon, ME 04401

Telephone: 207 848-1010
FAX: 207 848-3316
Website: www.Hermonmaine.gov

Town of Hermon

Bid opening for Construction & Paving local roads: May 23, 2023 @ 1:00 pm

Kristen Cushman & Scott Perkins

Item #	Item Description	Approx. # of tons	Hopkins Paving		B&B Paving		Northeast Paving	
			Unit Price	Total	Unit Price	Total	Unit Price	Total
403.2100	9.5 mm surface	4,879	\$86.55	\$422,277.45	\$92.00	\$448,868.00	\$105.00	\$512,295.00
403.2070	19 mm Binder	596	\$82.30	\$49,050.80	\$87.25	\$52,001.00	\$95.00	\$56,620.00
Reclaim- Pine Tree Road	12" reclaim	1,125'	\$2.75	\$8,593.75	\$2.50	\$7,812.50	\$2.85	\$8,906.25
Fine Grading- Logistics	Paving Prep			\$1,500.00		\$1,000.00		\$6,132.00
Total:				<u>\$481,422.00</u>		<u>\$509,681.50</u>		<u>\$583,953.25</u>
JMF included?			Y		Y		N	
Escalator w/ price	\$657.50	(Y/N)	Y		Y		Y	
RAP % (Surface)		(Y/N)	10.00%		10.00%		N/A	
Addendums?			Y		Y		Y	



FR22-23-23

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Town Manager, or his designee, to execute a contract for 2023 Paving Projects with _____ on behalf of the Town of Hermon in an amount not to exceed \$ _____ to be paid from Public Works Road Construction account 13-02-12-10, Economic Development Projects Account 11-01-04-08, and Highway Reserves (HERM 06).

SIGNED this June 22, 2023, by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____ Yeas _____

Second _____ Nays _____

Date _____



R22-23-44

Be it resolved by the Hermon Town Council in Town Council assembled to authorize the Town Clerk to sign on behalf of the Town all catering event applications and On Premise Taste Testing Event Applications from July 1, 2023 to June 30, 2024.

SIGNED this June 22, 2023 by the Hermon Town Council:

Steven Thomas

Ronald Murphy

Richard Cyr

Danielle Haggerty

John Snyder III

G. Stephen Watson

Derek Wood

Attest Original: _____

Motion _____

Yeas _____

Second _____

Nays _____

Date _____



MEMO

To: Hermon Town Council

From: Rylee Cushman – Tax Assessor

Date: June 16, 2023

Re: Jaylyn McCue – Zoning Board of Appeals

Ms. Jaylyn McCue has agreed to serve on Hermon's Board of Assessment Review. Ms. McCue has lived and been a business owner in Hermon for many years. During this time, she has served on Hermon's Planning Board for nearly two decades and played an active role in the development of Hermon. Additionally, Ms. McCue has volunteered her time to aid in elections.

I believe that Ms. McCue will be an asset to the Town of Hermon's Board of Assessment Review.



Memo

To: Hermon Town Council

From: Jessefa Murphy – Code Enforcement Officer

Date: May 24, 2023

Re: Jaylyn McCue – Zoning Board of Appeals Alternate

Ms. Jaylyn McCue has submitted a Citizens involvement for with interest in serving on the Town of Hermon's Zoning Board of Appeals. Ms. McCue has lived and been a business owner here in Hermon for many years and had served on the Planning Board for nearly two decades, making her well versed in the town's ordinances. Ms. McCue has also volunteered her time to count votes manually in past elections.

I believe the Ms. McCue would be an asset to the Town of Hermon's Zoning Board of Appeals.



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Collapse menu

Citizen's Involvement Fo... ▾

Edit

Settings

Entries

Preview

Entry 1 of 13

Citizen's Involvement Form : Entry # 1288

show empty fields

Contact Information

Name

Jaylyn McCue

Address

2391 Route 2
Hermon, Me 04401-0608
United States
[Map It](#)

Home Phone

(207) 944-2372

Work Phone

(207) 944-2372

Email

tbird20033@aol.com

Position of Interest

Committee or Board Applying For:

Zoning Board of Appeals

Special Skills or Qualifications

Untitled

Served on the Hermon Planning Board for several years. Counted votes manually for Elections.

Agreement and Signature

Name

Jaylyn McCue

Entry

Entry Id: 1288

Submitted on: 2023/05/19 at 5:42 pm

User IP: 24.39.225.206

Embed Url: [../citizen-involvement-form](#)

Move to Trash | Mark as Spam

Edit

Notifications

Admin Notification

Resend

Print entry

Include Notes

Print

reCAPTCHA

Score: 0.9

[Click here to learn more about reCAPTCHA.](#)

Citizen's Involvement Form : Entry # 1288

show empty fields

Date

05/19/2023

Notes

Bulk action

Apply



Admin Notification (ID: 581780f6f1ecf)

added May 19, 2023 at 5:42 pm



WordPress successfully passed the notification email to the sending server.

Add Note

Also email this note to

- Dashboard
- Activity Log
- Posts
- Media
- Forms**
- Forms
- New Form
- Entries
- Settings
- Import/Export
- System Status
- Help
- Pages
- Directory
- Comments 1
- Directory
- Sidebars
- Staff
- Rotators
- Site Options
- Alerts
- Appearance
- Profile
- Tools
- Settings
- Collapse menu



Certificate of Appointment

To: **Peter J Hall CPA LLC**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as **Municipal Auditors** for the Municipality of Hermon.

Your term will be 7/1/2023 to 6/30/2024.

Given under our hands on this day, June 22, 2023.

I, **Peter J Hall CPA LLC**, do swear that we will faithfully discharge all the duties incumbent upon them as **Municipal Auditors** according to the Constitution and laws of the State of Maine.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above **Peter J Hall**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Jaylyn McCue:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Member of the Board of Assessment Review** for the Town of Hermon.

Your term of office will expire on June 30, 2026.

Given under our hands on this day, June 22, 2023.

I, **Jaylyn McCue**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Member of the Board of Assessment Review** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Jaylyn McCue**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Joshua Berry**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **General Assistance Director** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I, **Joshua Berry**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **General Assistance Director** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Joshua Berry**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Clerk



Certificate of Appointment

To: **Zachary Brandmeir:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Member of the Board of Assessment Review** for the Town of Hermon.

Your term of office will expire on June 30, 2026.

Given under our hands on this day, June 22, 2023.

I, **Zachary Brandmeir**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Member of the Board of Assessment Review** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Zachary Brandmeir**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Herbert Dickey:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Member of the Board of Assessment Review** for the Town of Hermon.

Your term of office will expire on June 30, 2026.

Given under our hands on this day, June 22, 2023.

I, **Herbert Dickey**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Member of the Board of Assessment Review** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Herbert Dickey**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Jessefa Murphy:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as **Health Officer** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I, **Jessefa Murphy**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as **Health Officer** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Jessefa Murphy**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman Town Clerk



Certificate of Appointment

To: **Joshua Berry**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as **Holding Tank Permit Officer** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I, **Joshua Berry**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as **Holding Tank Permit Officer** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally appeared the above named, **Joshua Berry**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Joshua Berry**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **ICMA Administrator** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I **Joshua Berry**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **ICMA Administrator** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Joshua Berry**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman Town Clerk



**Town of
Hermon**
Certificate of Appointment

To: **Curtis Bartram:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Alternate #1 - Planning Board Member** for the Town of Hermon.

Your term of office will expire on June 30, 2024.

Given under our hands on this day, June 22, 2023.

I, **Curtis Bartram**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as an **Alternate #1 - Planning Board Member** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Curtis Bartram**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Greg Newell:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as an **Alternate #2 - Planning Board Member** for the Town of Hermon.

Your term of office will expire on June 30, 2024.

Given under our hands on this day, June 22, 2023.

I, **Greg Newell**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as an **Alternate #2 - Planning Board Member** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Greg Newell**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Joshua Berry:**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Road Commissioner** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I, **Joshua Berry**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Road Commissioner** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Joshua Berry**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman Town Clerk



Certificate of Appointment

To: **Michael Chammings**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Tax Collector** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I, **Michael Chammings**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Tax Collector** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Michael Chammings**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Timothy Pease; The Law Firm of Rudman & Winchell**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Town Attorney** for the Town of Hermon.

Your term of office will expire on June 30, 2024.

Given under our hands on this day, June 22, 2023.

I, **Timothy Pease**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Town Attorney** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Timothy Pease; The Law Firm of Rudman & Winchell**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Michael Chammings;**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Treasurer** for the Town of Hermon.

Your term of office: indefinite.

Given under our hands on this day, June 22, 2023.

I, **Michael Chammings**, do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Treasurer** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Michael Chammings**, and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk



Certificate of Appointment

To: **Jaylyn McCue,**

In accordance with the provisions of the laws of the State of Maine, the undersigned municipal officers of the Town of Hermon do hereby vote to appoint and confirm you as a **Member of the Zoning Board of Appeals as an Alternate** for the Town of Hermon.

Your term of office will expire on June 30, 2026.

Given under our hands on this day, June 22, 2023.

I, **Jaylyn McCue,** do swear, that I will support the constitution of the United States, and of this State, so long as I shall continue a citizen thereof, that I will in all respects observe the provisions of the Charter and all the duties incumbent upon me as a **Member of the Zoning Board of Appeals as an Alternate** for the Town of Hermon according to the Constitution and laws of the State of Maine, So Help Me God.

Signature

State of Maine
County of Penobscot

_____, 2023

Personally, appeared the above named, **Jaylyn McCue,** and took the oath necessary to qualify for office and perform the duties thereof for the above stated term according to law.

Before me,

Kristen Cushman, Town Clerk