City of Biddeford, Maine
Policy Committee Meeting
Monday March 13, 2017

Minutes

1. **Roll Call** – Meeting called to order at 6:30 p.m. by Policy Committee Chair councilor Michael Ready. Other Policy Committee members present were: councilor Laura Seaver and members Nathan Bean and Renee O'Neil. Councilor Norman Belanger was excused.

2. **Pledge of Allegiance** – The American flag was honored through the Pledge of Allegiance.

3. Adjustments to the Agenda – Add various Parking Amendments to Chapter 42 for Discussion/Review, as item 5.4 to this Agenda.

4. Acceptance of Minutes: *Motion by SEAVER seconded by BEAN to accept the minutes of the December 12, 2016 meeting as printed. Vote unanimous.*

5.1. Discussion/Review: Ch. 2, Administration/Add New Sec. 2-329 Exempting Eligible Active Duty Military Personnel from Vehicle Excise Tax.

The Policy Committee reviewed the following Ordinance proposal:

2017.9 IN BOARD OF CITY COUNCIL..JANUARY 17, 2017
BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 2, Administration, Article V FINANCE**, Add Section 2-329- Exempting Eligible Active Duty Military Personnel From Vehicle Excise Tax** to read as follows:

Section 2-329 - Exempting Eligible Active Duty Military Personnel From Vehicle Excise Tax

a) Authority.
This ordinance is enacted pursuant to 36 M.R.S.A. § 1483-A, which expressly authorizes such ordinances.

b) Excise tax exemption; qualifications.
Vehicles owned by a resident of this municipality who is on active duty serving in the United States Armed Forces and who is either permanently stationed at a military or naval post, station or base outside this State or deployed for military service for a period of more than 180 days and who desires to register that resident's vehicle(s) in this State are hereby exempted form the annual excise tax imposed pursuant to 36 M.R.S.A. § 1482.

c) Application for exemption.
To apply for this exemption, the resident must present to the municipal excise tax collector certification from the commander of the resident's post, station or base, or from the commander's designated agent, that the resident is permanently stationed at that post, station or base or is deployed for military service for a period of more than 180 days.

For purpose of this section, "United States Armed Forces" includes the National Guard and the Reserves of the United States Armed Forces.

For purpose of this section, "deployed for military service" has the same meaning as in 26 M.R.S.A. § 814(1)(A).

For purpose of this section, "vehicle" has the same meaning as in 36 M.R.S.A. § 1481(5) and does not include any snowmobiles as defined in 12 M.R.S.A. § 13001.

c) Effective date; duration.
This ordinance shall take effect thirty days after its adoption by the City Council and shall remain in effect unless and until it or 36 M.R.S.A. § 1483-A is repealed.

Motion by SEAVER and seconded by BEAN to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

5.2. Discussion/Review: Littering/Handbills**.**

The proposed ordinance language generated much discussion between and among committee members. Members were concerned that the language as presented was overly broad, and made no provisions for the exclusion of political and religious material, while placing an extra burden on city staff in having to maintain a list of residents who do not want unsolicited material delivered to their property. The committee discussed some key points to consider for inclusion in the ordinance: accumulation; documentation from those who do not want delivery; opt-out list; definition of useable vs. not useable; trash vs. information; responsibility for distribution. Mr. Devin Hamilton, Media Publisher for the Journal Tribune addressed the committee and informed committee members that beginning on February 1st of this year, extra effort was being placed on picking up discarded newspapers from city streets and sidewalks after 48 hours from date of delivery. Priscilla Dunn, owner of various apartment buildings in Biddeford, addressed the committee and advocated for an ordinance that would curtail the delivery to newspapers to those who do not want it. Ms. Dunn indicated that she had sent several letters of complaint to stop the delivery of newspapers to her properties to no avail, and expressed her frustration at the ineffectiveness of calling or writing the Publisher to complain about continued deliveries.

The Policy Chair will send a request for ordinance language review to the City Attorney for a legal opinion of options.

5.3. Discussion/Review: Ch. 42, Motor Vehicles and Traffic, Article III, Parking, Stopping and Standing, amend Section 42-66 Beach Parking regulations enumerated.

The Policy Committee reviewed the following Ordinance language changes:

2017. IN BOARD OF CITY COUNCIL...
BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article III Parking, Stopping, and Standing**, Section 42-66** Beach Permit Parking regulations enumerated, is amended by adding or ~~deleting~~ to read as follows:

(9) Those areas of the City of Biddeford to be restricted by this section are as follows:

> **(a)** Biddeford Pool Bathhouse Parking Lot (Gilbert Boucher Memorial Park) and Middle Beach Lot (across from Bridge Road): On the lower portion of the parking lot, parking is restricted for holders of resident parking stickers only from 8:00 a.m. until 12:00 noon; anyone holding a nonresident permit is permitted to park at those locations after 12:00 noon. The holders of resident or non-resident parking permits may park in the upper portion of the parking lot during those times that a beach permit is required.

Motion by SEAVER and seconded by BEAN to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

5.4. Discussion/Review: Various Amendments to Chapter 42 – Motor Vehicles and Traffic.

The committee reviewed the following amendments to Chapter 42:

2017. IN BOARD OF CITY COUNCIL...
BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

West Street, even-numbered side, from the intersection with Elm Street thence easterly to the intersection with Granite Street.

2017. IN BOARD OF CITY COUNCIL...

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

~~*West Street*, even-numbered side, from the intersection with Hill Street, thence westerly for a distance of 350 feet, from 7:30 a.m. to 3:30 p.m., Monday through Friday on school days.~~

2017. IN BOARD OF CITY COUNCIL...

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

~~*West Street*, even-numbered side, from the intersection with Elm Street, thence easterly to the intersection with Forest Street.~~

2017. IN BOARD OF CITY COUNCIL...

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

~~*West Street*, even-numbered side, from the intersection of Westland Street, for a distance of 35 feet in either direction.~~

2017. IN BOARD OF CITY COUNCIL...

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

Dupont Avenue, even-numbered side, from the intersection with Prospect Street thence easterly to the intersection with Hill Street.

2017. IN BOARD OF CITY COUNCIL...

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street

Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

Hillside Avenue, even-numbered side, from the intersection with Prospect Street thence easterly to the intersection with Hill Street.

2017. IN BOARD OF CITY COUNCIL...

BE IT ORDAINED, by the City Council of the City of Biddeford that the Code of Ordinances, Chapter 42, Motor Vehicles and Traffic, Article IV Specific Street Regulations**, Section 42-90 No Parking**, is amended by adding or ~~deleting~~ to read as follows:

May Street, odd-numbered side, from the intersection with Yale Street thence northerly to Dartmouth Street.

Motion by SEAVER and seconded by BEAN to approve the proposed language as printed, and to forward this Order to the City Council with a recommendation for adoption. Vote unanimous.

6. Adjourn – *Motion by SEAVER and seconded by ONEIL to adjourn at 7:53 p.m. Vote unanimous.*