

Town of Wayne Selectboard

Members: Don Welsh, Trent Emery, Amy Black, Stan Davis, and Lloyd Irland

Meeting Agenda

Date: Tuesday, September 15, 2020

Time: 6:30 PM.

Place: "Remote Participation Only"

Join Zoom Meeting

<https://us02web.zoom.us/j/85714794790?pwd=VVRvWVpZVFNVTHNVQVpUTmJkUWVvdz09>

Meeting ID: 857 1479 4790

Passcode: 232155

Selectboard Members Present / Quorum.

Call Meeting to Order.

We encourage everyone in attendance to read the Selectboard Bylaws.

Selectboard Meetings are working meetings between Board members and town staff.

All participants must be recognized by the Chairperson before speaking.

Pledge of Allegiance.

Conflict of Interest.

Minutes.

- a. **Consider approving the Selectboard meeting minutes for August 4, 2020.**

Manager Recommendation: Move the Board to approve the Selectboard meeting minutes for August 4, 2020.

Warrants.

- a. **Consider approving Payroll Warrant #9.**

Manager Recommendation: Move the Board to approve Payroll Warrant #9 in the amount of \$6,221.88.

- b. **Consider approving Accounts Payable Warrant #10.**

Manager Recommendation: Move the Board to approve Accounts Payable Warrant #10 in the amount of \$27,936.17

- c. **Consider approving Payroll Warrant #14.**

Manager Recommendation: Move the Board to approve Payroll Warrant #14 in the amount of \$7,870.91.

- d. **Consider approving Payroll Warrant #15.**

Manager Recommendation: Move the Board to approve Payroll Warrant #15 in the amount of \$1,545.55.

- e. **Consider approving Payroll Warrant #16.**

Manager Recommendation: Move the Board to approve Payroll Warrant #16 in the amount of \$1,545.55.

- f. **Consider approving Payroll Warrant #17.**

Manager Recommendation: Move the Board to approve Payroll Warrant #17 in the amount of \$1,545.55.

- g. **Consider approving Accounts Payable Warrant #18.**

Manager Recommendation: Move the Board to approve Accounts Payable Warrant #18 in the amount of \$____.____.____.

New Business.

- h. **PUBLIC HEARING: Adopting General Assistance Ordinance: Appendices A-H.**

Manager Recommendation: Move the Board to enter into Public Hearing.

Manager Recommendation: Move the Board to exit into Public Hearing.

- i. **Consider Adopting General Assistance Ordinance: Appendices A-H.**

- j. **Appointment of Jessica Leighton, Deputy Clerk/ Tax Collector**

- k. **Hire PT Bookkeeper**

- l. **Contract for Ambulance Service**

Old Business.

- m. **Campground Noise Update.**
- n. **Mooring Ordinance Update.**
 - **Re-Publishing of Conservation Commission of “Mooring Field Androscoggin Lake”**

Selectboard Goals.

- 1. **Broadband Expansion**
 - **Important Informational Zoom Meeting Regarding Internet Service, September 16, 2020 at 7:00 PM**
 - **Internet Planning Survey**
- 2. **Charter**
- 3. **Civil Rights**
- 4. **Facilities**
- 5. **Renewable Energy**
 - **Re-constituting Committee**
- a. **Village Implementation**
 - **Re-constituting Committee**

Supplements and Abatements.

- **Executive Session: Poverty Abatement** (Executive Session, if needed, 36 MRSA §841)
 - a. **Manager Recommendation: Move the Board to enter into Executive Session,**
 - b. **Manager Recommendation: Move the Board to exit into Executive Session,**
 - c. **Manager Recommendation: Any motion as a result of executive session.**

Town Manager Report.

Town News. Member

Public Comments.

Adjourn.

The next regularly scheduled for **Tuesday September 15, 2020**, by Remote Participation Only.

Town of Wayne, Maine
Select Board Meeting Minutes
Tuesday August 18, 2020
Remote

Call Meeting to Order/ Selectmen Present

Don Welsh determined quorum and called meeting to order at 6:30 PM with the following members present: Amy Black, Trent Emery, Lloyd Irland and Don Welsh. Members absent: None

Others Present: Aaron Chrostowsky, Town Manager

By Remote Participation only due to Covid-19 Pandemic

Meeting Minutes.

- a. The Board approved the Selectboard meeting minutes for August 4, 2020. (Irland/Black) (4/0).

Warrants:

- a. The Board approved Payroll Warrant #7 in the amount of \$9,715.77. (Emery/Black) (4/0).
- b. The Board approved Accounts Payable Warrant #8 in the amount of \$239,122.07. (Emery/Black) (4/0).

New Business.

- a. The Board ratified the Conservation Commission's election of Chris Jones as Conservation Commission Chair. (Irland/Emery) (4/0).
- b. Gott Road Turnaround. The Board agreed to discontinue maintenance on private road and replace small American Beech Tree (5').

Old Business.

- a. **Campground Noise Update.** The Board agreed we must conduct a site inspection and issue a renewal permit. And, continue to monitor noise.
- b. **Mooring Ordinance Update.** Still waiting on the AG's office.

Selectboard Goals.

1. **Broadband Expansion.**
2. **Charter.**
3. **Civil Rights.**
4. **Facilities.**
 - **Consider Land Purchase Sale Agreement.** The Board wanted clarification on which property was for sale.
5. **Renewable Energy.**
6. **Village Implementation.**
 - The Board agreed to amend Village Development Advisory Committee Directive and appoint Margot Gyorgy to Village Development Advisory Committee Directive. (Irland/Black) (4/0).

Supplements and Abatements:

- The Board approved abatement for Map 6, Lot 1 in the amount of \$1,241.04. (Black/Ireland) (4/0).

Town Manager Report: None

Board Member Reports: None

Public Comments: None

Motion to Adjourn at 7:56 PM. (Black/Emery) (4/0)

The next Select Board Meeting is scheduled for Tuesday, September 1, 2020 at 6:30 p.m. by Remote Participation.

Recorded by:
Aaron Chrostowsky, Town Manager

Select Board Members

Don Welsh

Trent Emery

Amy Black

Stan Davis

Lloyd Irland

GENERAL ASSISTANCE ORDINANCE APPENDICES A-H 2020-2021

The Municipality of Wayne adopts the MMA Model Ordinance GA Appendices (A-H) for the period of Oct. 1, 2020—September 30, 2021. These appendices are filed with the Department of Health and Human Services (DHHS) in compliance with Title 22 M.R.S.A. §4305(4).

Signed the _____ (day) of _____ (month) _____ (year)
by the municipal officers:

(Print Name)

(Signature)

2020-2021 GA MAXIMUMS SUMMARY SHEET

Note: The overall maximums found in *Appendices A, B, C, D, E, and F* are effective from **October 1, 2020 to September 30, 2021.**

APPENDIX A - OVERALL MAXIMUMS

<u>County</u>	<u>Persons in Household</u>					
	1	2	3	4	5	6
NOTE: For each additional person add \$75 per month.						
(The applicable figures from Appendix A, <i>once adopted</i> , should be inserted here.)						

APPENDIX B - FOOD MAXIMUMS

<u>Number in Household</u>	<u>Weekly Maximum</u>	<u>Monthly Maximum</u>
1	\$ 47.44	\$ 204
2	86.98	374
3	124.42	535
4	158.14	680
5	187.67	807
6	225.35	969
7	249.07	1,071
8	284.65	1,224
NOTE: For each additional person add \$153 per month.		

APPENDIX C - HOUSING MAXIMUMS

<u>Number of Bedrooms</u>	<u>Unheated</u>		<u>Heated</u>	
	Weekly	Monthly	Weekly	Monthly
0				
1				
2				
3				
4				
(The applicable figures from Appendix C, <i>once adopted</i> , should be inserted here.)				

FOR MUNICIPAL USE ONLY

APPENDIX D - UTILITIES

ELECTRIC

NOTE: For an electrically heated dwelling also see “Heating Fuel” maximums below. But remember, an applicant is *not automatically* entitled to the “maximums” established—applicants must demonstrate need.

1) **Electricity Maximums for Households *Without Electric Hot Water:*** The maximum amounts allowed for utilities, for lights, cooking and other electric uses *excluding* electric hot water and heat:

<u>Number in Household</u>	<u>Weekly</u>	<u>Monthly</u>
1	\$14.00	\$60.00
2	\$15.70	\$67.50
3	\$17.45	\$75.00
4	\$19.90	\$86.00
5	\$23.10	\$99.00
6	\$25.00	\$107.00

NOTE: For each additional person add \$7.50 per month.

2) **Electricity Maximums for Households *With Electrically Heated Hot Water:*** The maximum amounts allowed for utilities, hot water, for lights, cooking and other electric uses *excluding* heat:

<u>Number in Household</u>	<u>Weekly</u>	<u>Monthly</u>
1	\$20.65	\$89.00
2	\$23.75	\$102.00
3	\$27.70	\$119.00
4	\$32.25	\$139.00
5	\$38.75	\$167.00
6	\$41.00	\$176.00

NOTE: For each additional person add \$10.00 per month.

NOTE: For electrically heated households, the maximum amount allowed for electrical utilities per month shall be the sum of the appropriate maximum amount under this subsection and the appropriate maximum for heating fuel as provided below.

APPENDIX E - HEATING FUEL

<u>Month</u>	<u>Gallons</u>	<u>Month</u>	<u>Gallons</u>
September	50	January	225
October	100	February	225
November	200	March	125
December	200	April	125
		May	50

FOR MUNICIPAL USE ONLY

NOTE: When the dwelling unit is heated electrically, the maximum amount allowed for heating purposes will be calculated by multiplying the number of gallons of fuel allowed for that month by the current price per gallon. When fuels such as wood, coal and/or natural gas are used for heating purposes, they will be budgeted at actual rates, if they are reasonable. No eligible applicant shall be considered to need more than 7 tons of coal per year, 8 cords of wood per year, 126,000 cubic feet of natural gas per year, or 1000 gallons of propane.

APPENDIX F - PERSONAL CARE & HOUSEHOLD SUPPLIES

<u>Number in Household</u>	<u>Weekly Amount</u>	<u>Monthly Amount</u>
1-2	\$10.50	\$45.00
3-4	\$11.60	\$50.00
5-6	\$12.80	\$55.00
7-8	\$14.00	\$60.00

NOTE: For each additional person add \$1.25 per week or \$5.00 per month.

SUPPLEMENT FOR HOUSEHOLDS WITH CHILDREN UNDER 5

When an applicant can verify expenditures for the following items, a special supplement will be budgeted as necessary for households with children under 5 years of age for items such as cloth or disposable diapers, laundry powder, oil, shampoo, and ointment up to the following amounts:

<u>Number of Children</u>	<u>Weekly Amount</u>	<u>Monthly Amount</u>
1	\$12.80	\$55.00
2	\$17.40	\$75.00
3	\$23.30	\$100.00
4	\$27.90	\$120.00

FOR MUNICIPAL USE ONLY

2020-2021 GA Overall Maximums

Metropolitan Areas

COUNTY	Persons in Household				
	1	2	3	4	5*
Bangor HMFA: Bangor, Brewer, Eddington, Glenburn, Hampden, Hermon, Holden, Kenduskeag, Milford, Old Town, Orono, Orrington, Penobscot Indian Island Reservation, Veazie	775	879	1,116	1,397	1,956
Cumberland County HMFA: Baldwin, Bridgton, Brunswick, Harpswell, Harrison, Naples, New Gloucester, Pownal, Sebago	883	926	1,197	1,649	1,882
Lewiston/Auburn MSA: Auburn, Durham, Greene, Leeds, Lewiston, Lisbon, Livermore, Livermore Falls, Mechanic Falls, Minot, Poland, Sabattus, Turner, Wales	741	798	1,025	1,287	1,633
Penobscot County HMFA: Alton, Argyle UT, Bradford, Bradley, Burlington, Carmel, Carroll plantation, Charleston, Chester, Clifton, Corinna, Corinth, Dexter, Dixmont, Drew plantation, East Central Penobscot UT, East Millinocket, Edinburg, Enfield, Etna, Exeter, Garland, Greenbush, Howland, Hudson, Kingman UT, Lagrange, Lakeville, Lee, Levant, Lincoln, Lowell town, Mattawamkeag, Maxfield, Medway, Millinocket, Mount Chase, Newburgh Newport, North Penobscot UT, Passadumkeag, Patten, Plymouth, Prentiss UT, Seboeis plantation, Springfield, Stacyville, Stetson, Twombly UT, Webster plantation, Whitney UT, Winn, Woodville	741	742	981	1,229	1,341
Portland HMFA: Cape Elizabeth, Casco, Chebeague Island, Cumberland, Falmouth, Freeport, Frye Island, Gorham, Gray, Long Island, North Yarmouth, Portland, Raymond, Scarborough, South Portland, Standish, Westbrook, Windham, Yarmouth; Buxton, Hollis, Limington, Old Orchard Beach	1,179	1,284	1,668	2,180	2,654
Sagadahoc HMFA: Arrowsic, Bath, Bowdoin, Bowdoinham, Georgetown, Perkins UT, Phippsburg, Richmond, Topsham, West Bath, Woolwich	821	933	1,095	1,449	1,691

Appendix A

Effective: 10/01/20-09/30/21

COUNTY	1	2	3	4	5*
York County HMFA: Acton, Alfred, Arundel, Biddeford, Cornish, Dayton, Kennebunk, Kennebunkport, Lebanon, Limerick, Lyman, Newfield, North Berwick, Ogunquit, Parsonsfield, Saco, Sanford, Shapleigh, Waterboro, Wells	918	980	1,212	1,539	1,720
York/Kittery/S.Berwick HMFA: Berwick, Eliot, Kittery, South Berwick, York	1,136	1,165	1,539	1,926	2,699

*Note: Add \$75 for each additional person.

Non-Metropolitan Areas

Persons in Household

COUNTY	1	2	3	4	5*
Aroostook County	649	710	831	1,119	1,200
Franklin County	683	729	837	1,102	1,480
Hancock County	836	871	1,047	1,319	1,445
Kennebec County	769	786	979	1,284	1,371
Knox County	792	795	979	1,291	1,390
Lincoln County	868	886	1,057	1,349	1,554
Oxford County	764	767	936	1,322	1,537
Piscataquis County	659	708	874	1,158	1,396
Somerset County	709	744	959	1,249	1,338
Waldo County	818	871	997	1,339	1,705
Washington County	710	713	926	1,160	1,254

* Please Note: Add \$75 for each additional person.

Appendix B

Effective: 10/01/20 to 09/30/21

2020-2021 Food Maximums

Please Note: The maximum amounts allowed for food are established in accordance with the U.S.D.A. Thrifty Food Plan. As of October 1, 2020, those amounts are:

Number in Household	Weekly Maximum	Monthly Maximum
1	\$ 47.44	\$ 204
2	86.98	374
3	124.42	535
4	158.14	680
5	187.67	807
6	225.35	969
7	249.07	1,071
8	284.65	1,224

Note: For each additional person add \$153 per month.

2020-2021 GA Housing Maximums (Heated & Unheated Rents)

NOTE: NOT ALL MUNICIPALITIES SHOULD ADOPT THESE SUGGESTED HOUSING MAXIMUMS! Municipalities should **ONLY consider** adopting the following numbers, if these figures are consistent with local rent values. If not, a market survey should be conducted and the figures should be altered accordingly. The results of any such survey must be presented to DHHS prior to adoption. **Or, no housing maximums should be adopted and eligibility should be analyzed in terms of the Overall Maximum—Appendix A. (See Instruction Memo for further guidance.)**

Non-Metropolitan FMR Areas

<u>Aroostook County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	117	504	141	606
1	123	528	154	663
2	139	599	180	776
3	195	840	246	1,057
4	200	859	262	1,126
Franklin County				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	125	538	149	640
1	127	547	159	682
2	141	605	182	782
3	191	823	242	1,040
4	265	1,139	327	1,406
Hancock County				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	159	682	182	783
1	159	682	188	809
2	186	801	227	975
3	238	1,022	287	1,235
4	251	1,079	312	1,342
Kennebec County				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	143	615	167	716
1	143	615	168	724
2	170	733	211	907
3	230	987	279	1,200
4	234	1,005	295	1,268

Appendix C
Effective: 10/01/20-09/30/21

Non-Metropolitan FMR Areas

<u>Knox County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	148	638	172	739
1	148	638	172	739
2	170	733	211	907
3	231	994	281	1,207
4	238	1,024	299	1,287
<u>Lincoln County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	166	714	190	815
1	166	714	192	824
2	189	811	229	985
3	245	1,052	294	1,265
4	276	1,188	337	1,451
<u>Oxford County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	142	610	165	711
1	142	610	165	711
2	160	690	201	864
3	238	1,025	288	1,238
4	272	1,171	333	1,434
<u>Piscataquis County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	116	501	142	609
1	119	512	152	652
2	146	627	189	811
3	200	862	253	1,086
4	241	1,037	305	1,312
<u>Somerset County</u>				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	129	555	153	656
1	129	555	159	682
2	166	713	206	887
3	221	952	271	1,165
4	226	972	287	1,235

Appendix C

Effective: 10/01/20-09/30/21

Non-Metropolitan FMR Areas

<u>Waldo County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	154	664	178	765
1	157	676	188	809
2	175	751	215	925
3	242	1,042	292	1,255
4	311	1,339	373	1,602

<u>Washington County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	129	556	153	657
1	129	556	153	657
2	158	680	199	854
3	201	863	250	1,076
4	206	888	268	1,151

Metropolitan FMR Areas

<u>Bangor HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	144	621	168	722
1	159	684	190	817
2	202	870	243	1,044
3	256	1,100	305	1,313
4	370	1,590	431	1,853

<u>Cumberland Cty. HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	170	729	193	830
1	170	731	201	864
2	221	951	262	1,125
3	314	1,352	364	1,565
4	353	1,516	414	1,779

<u>Lewiston/Auburn MSA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	137	587	160	688
1	140	603	171	736
2	181	779	222	953
3	230	990	280	1,203
4	295	1,267	356	1,530

Appendix C

Effective: 10/01/20-09/30/21

Metropolitan FMR Areas

<u>Penobscot Cty. HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	137	587	160	688
1	137	587	160	688
2	171	735	211	909
3	217	932	266	1,145
4	227	975	288	1,238
Portland HMFA				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	238	1,025	262	1,126
1	253	1,089	284	1,222
2	331	1,422	371	1,596
3	438	1,883	487	2,096
4	532	2,288	593	2,551
Sagadahoc Cty. HMFA				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	155	667	179	768
1	172	738	203	871
2	197	849	238	1,023
3	268	1,152	317	1,365
4	308	1,325	369	1,588
York Cty. HMFA				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	178	764	201	865
1	183	785	213	918
2	225	966	265	1,140
3	289	1,242	338	1,455
4	315	1,354	376	1,617
York/Kittery/S. Berwick HMFA				
	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	228	982	252	1,083
1	228	982	257	1,103
2	301	1,293	341	1,467
3	379	1,629	428	1,842
4	543	2,333	604	2,596

Appendix G
Effective: 10/01/20-9/30/21

2020-2021 Mileage Rate

This municipality adopts the State of Maine travel expense reimbursement rate as set by the Office of the State Controller. The current rate for approved employment and necessary medical travel etc. is 45 cents (45¢) per mile.

Please refer to the Office of State Controller for changes to this rate:
Telephone: 626-8420 or visit: <http://www.state.me.us/osc/>

Funeral Maximums

Burial Maximums

The maximum amount of general assistance granted for the purpose of burial is **\$1,475**. The municipality's obligation to provide funds for burial purposes is limited to a reasonable calculation of the funeral director's direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable burial expenses are limited to:

- removal of the body from a local residence or institution
- a secured death certificate or obituary
- embalming
- a minimum casket
- a reasonable cost for necessary transportation
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal administrator.

Additional costs may be allowed by the GA administrator, where there is an actual cost, for:

- the wholesale cost of a cement liner if the cemetery by-laws require one;
- the opening and closing of the grave site; and
- a lot in the least expensive section of the cemetery. If the municipality is able to provide a cemetery lot in a municipally owned cemetery or in a cemetery under municipal control, the cost of the cemetery lot in any other cemetery will not be paid by the municipality.

Cremation Maximums

The maximum amount of assistance granted for a cremation shall be **\$1,025**.

The municipality's obligation to provide funds for cremation purposes is limited to a reasonable calculation of the funeral director's direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable cremation expenses are limited to:

- removal and transportation of the body from a local residence or institution
- professional fees
- crematorium fees

Appendix H

Effective: 10/01/20-9/30/21

- a secured death certificate or obituary
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal administrator.

Additional costs may be allowed by the GA administrator where there is an actual cost, for:

- a cremation lot in the least expensive section of the cemetery
- a reasonable cost for a burial urn not to exceed \$55
- transportation costs borne by the funeral director at a reasonable rate per mile for transporting the remains to and from the cremation facility.

Wayne Town Manager

From: Wayne Town Manager <townmanager@waynemaine.org>
Sent: Friday, August 28, 2020 8:50 PM
To: Amy Black (ablack@waynemaine.org); Lloyd Irland (lirland@waynemaine.org); Stan Davis (sdavis@waynemaine.org); Don Welsh (dtwelsh277@gmail.com); Don Welsh (dwelsh@waynemaine.org); Trent Emery (emeryfarm@gmail.com); Trent Emery (temery@waynemaine.org)
Subject: Dawna's Replacement - Confidential
Attachments: 0_Leighton full.pdf; Jessica Resume.pdf
Importance: High

Dear Board Members:

I am pleased to report to you that we have found a replacement for Dawna. Her name is Jessica Leighton. Well, no one can ever replace Dawna.

This week, we have scheduled 6 interviews, interviewed 5. We interview 5 very qualified individuals. A special thanks go to Amy and Cathy for actively participating in those interviews. I appreciated their opinions. However, Jessica proved to be the most qualified. Her references thought very highly of her. We are waiting on a background check from MMA. Her start date is Monday, August 31, 2020. Attached you find the letter of hire and her resume. Final employment is contingent upon the receipt of a **satisfactory background check** and references.

When I get back the background check next week, I roll out a press release about our recent new hire. I'd asked Jessica to write a short paragraph about herself:

“Jessica grew up in Westbrook, Maine, and graduated with a bachelor's degree in Political Science from the University of Maine Farmington in 2013. She currently lives in Gray with her five-year-old daughter. In her free time, Jessica enjoys spending a lot of time outside, whether it's gardening at home or hiking and camping throughout Maine. Her monthly book club meeting is easily her favorite day each month. She is looking forward to meeting everyone in town and getting to know the walking trails and other beautiful spots in Wayne.”

Next week, she will begin her familiarization of the Town organization with Dawna and Cathy.

I have contacted all the people we interviewed by telephone this afternoon. However, I will send out a letter to everyone who applied for the job when I come back from break.

Feel free to stop in, say hello, and welcome her to our town.

Aaron

CERTIFICATE OF APPOINTMENT
(Title 30, M.R.S.A. 2253)

Selectboard's Office

MUNICIPALITY OF WAYNE

September 12, 2020

To **Jessica Leighton** of **Gray**, Maine: For the position of **Deputy Clerk/ Tax Collector**, the Selectboard of the Municipality of Wayne do, in accordance with the provisions of the law of the State of Maine, hereby appoint you to the **Deputy Clerk/ Tax Collector**, within and for the Municipality of Wayne, such appointment to be effective August 31st, 2020.

Given under our hand this 15th day of September 2020.

By The Selectboard of Wayne, Maine

STATE OF MAINE

County of Kennebec

September 12, 2020

Personally appeared the above named **Jessica Leighton** who has been duly appointed by the Selectboard as the **Deputy Clerk/ Tax Collector**, in said Municipality, and took the oath necessary to qualify him to discharge said duties for the term specified above according to law. Before me,

_____ Municipal Clerk

This Certificate and the Certificate of Oath shall be returned
to the Municipal Clerk for filing.

To: Selectboard
From: Aaron Chrostowsky, Town Manager
Re: Hire PT Bookkeeper
Date: 9/15/2020

I am looking for some PT Bookkeeping assistance to help us prepare for our auditor report in November.

I have reached out to a local area finance director who is very familiar with our books. She used to work with the Town's audit firm until she got a job working for a local municipality as a finance director. She comes in high demand because of her experience in municipal accounting and her familiarity with TRIO.

Her role will assist me – address findings in the Town's FY 18-19 Management Letter.

- While performing the audit for the above mentioned fiscal year, we noted that the entity does not reconcile cash accounts outside of the general fund. We recommend that the entity reconcile these other cash accounts to the general ledger on a regular basis to ensure that these accounts are fairly stated.
- While performing the audit for the above mentioned fiscal year, we noted that the entity did not post reconciling item journal entries to the general ledger on a timely basis. We recommend that the entity post these journal entries as soon as the monthly bank reconciliation is completed in order to keep the financial software data accurate and avoid any distortion of financial information.
- While performing the audit for the above-mentioned fiscal year, we noted that the entity's outstanding check list was carrying multiple stale dated checks. These stale dated checks should be researched and either voided and re-issued or sent to unclaimed property. We recommend that the entity implement and follow these procedures for dealing with current and future stale dated checks
- While performing the audit for the above mentioned fiscal year, we noted that the entity does not reconcile certain liability accounts such as state payables to the general ledger on a regular basis. We recommend that the entity reconcile these liabilities to the general ledger on a regular basis to ensure that these accounts are fairly stated and to avoid them from ending the year with irregular balances.
- While performing the audit for the above mentioned fiscal year, we noted that the entity does not reconcile receivables for real estate and personal property taxes to the general ledger on a monthly basis. We recommend that the entity reconcile taxes to the general ledger on a monthly basis.
- While performing the audit for the above mentioned fiscal year, we noted that the entity had not rolled forward prior year journal entries into the current year. The roll forward of journal entries posted in the archive year is crucial in order to keep

the entity's financial software data accurate and avoid any distortion of financial information. We recommend that the entity roll forward all journal entries posted in the archive year in a timely manner.

Recommendation:

I would like to make her an employee rather than contractor. It will save us money.

I am recommending that we cover her cost this year through funds appropriated for monies set aside for Planning/ Consultants in FY 19/20 in the amount of \$5,000.

Initial upfront cost to make corrective improvements

20 hours x \$50/ hr. = \$1,000

Maintenance costs

4 hours / month x \$50/ hr. = \$200/ month x 12 months = \$2,400

Winthrop Ambulance Service

“Serving Winthrop, Wayne, Readfield, Mount Vernon, Fayette, Manchester, and Monmouth”

July 13, 2020

Dear Community Partners,

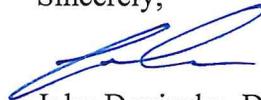
Attached is the contract for Ambulance Service for fiscal year 2020-21. As you will notice, the per capita rate for this year has increased 2.5% to \$10.35. Also included is your communities 33% contribution toward uncollectible patient bills from your community, as we discussed when we met this spring. The increase will assist in the mitigating the financial effects of static insurance reimbursements, unpaid patient bills, and costs and staffing issues created by the Covid 19 Pandemic. Please be assured that the department has developed a comprehensive plan to deal with the ongoing effects of the Pandemic, whose effects will continue for the foreseeable future. **Please sign both copies of the contract and return them to me, I will have them signed and return one copy to you for your records.**

I would like to take this opportunity to thank you all for your continued support, this marks our 42nd year together as a regional service. I feel that this is important to recognize in the current state of the economy, and with increasing pressure to share services, it shows how successful regionalization can be. Also, we thank the generosity of the Town of Readfield as we continue to station an ambulance at the Readfield Fire station during the day that covers Readfield, Fayette, Manchester and Mt. Vernon and dramatically decreases response times

I believe that we are working towards providing the best EMS service available. As always, we value your input, so please feel free to contact me directly with any questions or ideas. My email is: jdovinsky@winthropmaine.org.

Again, thank you for your continued support, and I look forward to working with you in the future.

Sincerely,



John Dovinsky, Director

CONTRACT FOR AMBULANCE SERVICE

Agreements, by and between the Town of Winthrop, hereinafter referred to as "Winthrop", and the Inhabitants of the Town of Wayne, hereinafter referred to as "Wayne".

WHEREAS, Winthrop has instituted a public ambulance service and is willing to permit said service to be used by other communities:

NOW, THEREFORE, the parties hereto mutually covenant and agree as follows, to wit:

1. Winthrop agrees to provide emergency ambulance service to said Wayne for the period of July 1, 2020 to June 30, 2021. This agreement shall continue from year to year after July 1, 2021. Said agreement shall be an annual agreement renewable automatically subject to termination by either party provided written notice of intended termination be served on the other community 30 days before the proposed termination date.

2. The contract year covered by this agreement shall commence annually on July 1, and terminate on June 30th of the following year.

3. Said Wayne shall pay for said service at a rate computed on a per capita basis using the total populations of all participating towns plus a percentage of uncollectible patient bills, and the amount budgeted by Winthrop for the ambulance service for the fiscal period aforementioned. Per capita payments will be due in installments, with one-half due in October and the other half due in May.

4. In the event of any such service being rendered by Winthrop, there shall also be paid to Winthrop by the patient for the particular call, a base amount, plus cost of any materials or supplies used in connection with said call, as well as per mile cost from the location served by the ambulance to the patients destination. These charges shall be established by and may be adjusted from time to time by the Town of Winthrop.

IN WITNESS THEREOF, the parties hereto have hereunto set their hand.

Date: July 13, 2020

TOWN OF WINTHROP

TOWN OF WAYNE

By: _____
Town Manager

By: _____
Town Manager

WITNESSED BY:

WITNESSED BY:

To: Selectboard
From: Aaron Chrostowsky, Town Manager
Re: Campground Ordinance
Date: 9/15/2020

Last week, we visited Beaverbrook Campground last Wednesday September 16, 2020 with Jaime Hanson. James Kent, Owner of Beaverbrook Campground gave us the grand tour. The facility was clean and safe. There are few grandfathered non-conforming violations. Beaverbrook is complaint with several annual state operational licenses.

We are developing a brief questionnaire for campground owners to process renewals quickly. According to the campground definition, it appears Camp Androscoggin and Camp Tekakwitha doesn't fall into the same category as Beaverbrook Campground and Androscoggin Lake Campground. As a result, they don't fall under the purview of the Ordinance.

We saw the location of the concerts. There is a concert/ dance hall where the used to hold concerts prior to COVID. Due to COVID protocols set up by the campground, they host the bands outside. He is working with bands to lower music and turn speakers away from lake.

Recommended Action:

The current fee schedule in ordinance requires the following fees for renewal shall be \$25 for parks or campgrounds of 20 spaces or less \$1.00 for each space over 20. Beaverbrook annual renewal fee would be \$225.

I am recommending that the Town waive renewal fees for all campgrounds annual inspection. I want to encourage compliance and communication between parties. These fees seem burdensome and unnecessary for renewal. I would rather have them pay fees for expansion and property taxes.

Wayne Town Manager

From: Roberta Hill <roberta@lakestewardsme.org>
Sent: Tuesday, September 8, 2020 6:29 PM
To: Anne Huntington; townmanager@waynemaine.org; chrisjones713@gmail.com; dtwelsh277@gmail.com
Cc: Lloyd Irland; Scott Williams
Subject: Fw: Mooring Feld Androscoggin Lake, Discussion Items for Select Board 3/2017

Hello Anne. Thank you so much for your kind follow up. I understand that the mischaracterization of my comments was completely unintentional. And yes, I would greatly appreciate your asking the Conservation Commission tonight on my behalf to strike my comments from the entire document. In such cases, it is always preferable to fully understand the circumstances being discussed, before commenting on them and I really know very little about the thr Wayne Yacht Club Cove.

Thanks once again. Best of luck with your work on behalf of the natural resources of Wayne.

Roberta Hill

From: Anne Huntington [<mailto:annehuntington173@gmail.com>]
Sent: Tuesday, September 8, 2020 8:04 AM
To: Lake Stewards <stewards@lakestewardsme.org>
Cc: Aaron Chrostowski <townmanager@waynemaine.org>; Chris Jones <chrisjones713@gmail.com>; Donald Welsh <dtwelsh277@gmail.com>
Subject: Mooring Feld Androscoggin Lake, Discussion Items for Select Board 3/2017

Dear Roberta,

I wrote the section regarding flora in the Yacht Club Cove based on research I could find in 2016, my own observations and conversations with you and others. The sentence attributed to you was intended as a distillation of our discussion and if I misunderstood or misspoke regarding anything you said, I am extremely sorry. It was not intentional. I will ask the Conservation Commission to strike that sentence at our meeting tonight.

Do you want us to also delete your name or otherwise amend the later comment concerning potential transport of invasives? That sentence reads "Roberta also noted that a mooring field presents a lower risk of invasive introduction because the boats are less likely to travel to other water bodies."

Sincerely,
Anne Huntington

Wayne Town Manager

From: Anne Huntington <annehuntington173@gmail.com>
Sent: Thursday, September 10, 2020 12:07 PM
To: Donald Welsh
Cc: Aaron Chrostowski; Chris Jones; Leslie Burhoe; Diana Mclaughlin; Ken Spalding; Lloyd Irland; Fred Hurley
Subject: Mooring Field Androscoggin Lake, Discussion Items for Select Board
Attachments: SelectBoard Mooring Field Final.doc

Donald Welch, Select Board Chair,

Dear Don,

In 2016 and 2017 the Conservation Commission researched and prepared the above document at the request of the Select Board to provide information about issues concerning the mooring field at the Yacht Club cove.

Recently, Roberta Hill, Lake Stewards of Maine, asked that my attempt to convey the gist our fairly extensive discussions regarding potential for damage to flora in the Yacht Club cove be stricken from the document. She said that my attempted distillation of our talk not what she said or ever meant to imply. I apologize if I misconstrued or misstated her comments at that time and for any harm that may have resulted. I agree that removal of any statements attributed to her is appropriate.

The Conservation Commission discussed this issue at our meeting last night and agrees that the language be stricken. Attached please find the final version of the document entitled "Mooring Field Androscoggin Lake, Discussion Items for Select Board" which reflects these changes. Please disregard all previous drafts you may have. I would appreciate it if you could share this email with other members of the Select Board as I do not have all contact information.

Thank you for your attention to this issue, Anne Huntington, Wayne Conservation Commission.

>

Mooring Field Androscoggin Lake

Discussion Items for Select Board prepared by the Conservation Commission 3/2017

Issue: Peter Davis, who owns shore frontage and a summer home across the inlet from the Androscoggin Yacht club, has expressed concerns about the mooring field and boat traffic. Specifically, he argues that there are too many moorings and that they impede his access to his waterfront property from the lake. He would like to have the water safety zone adjacent to his shore front clear of moorings so that he can safely maneuver a small experimental plane into a pull out area. He also notes that moorings are placed in the “fairway” in violation of navigation rules and that the plant beds adjacent to the shores are being damaged by boat traffic. There have been other concerns in the past.

The Wayne selectmen asked the Conservation Commission to review the issues concerning the Yacht Club mooring field and prepare recommendations for Select Board consideration. Specifically the Conservation Commission was asked to review and prepare information re:

The economic impacts of the mooring field,
The environmental impacts of the mooring field,
State and local regulatory issues involving the mooring field in that location,
And to propose changes in the mooring field.

Economic Impacts of the Mooring Field and the Yacht Club

The Androscoggin Yacht Club was established in 1906 and there have been varying numbers of boats, both sail and motorboats, in the cove adjacent to the club since that time. There doesn't appear to be an annual record of the number of moorings but it is safe to say that the number has apparently increased in the last two decades. The moorings are in use during a season extending from early May to mid October and not all are in use at any given time. An aerial photo (Bing Map) shown below shows approximately 50 boats. It is unknown exactly when the photo was taken.

The ability to safely moor boats in the cove is at least partially why the club was established in 1906 and is part of the reason why it exists today. Approximately 30% of members own moorings. A draft policy clarifies that members are solely responsible for siting and maintaining their moorings. The Yacht Club owns and maintains; two moorings, two wharfs one of which is available for short term public use, the swim float, and a float which can be used by members for placement of moorings. The town

owns the launch area which extends from Lake Street and its costs are shared. Given the difficulty of separating the value of the mooring field from the Yacht Club, the economic benefits discussion includes both.

Kevin O'Rourke, Commodore of the Yacht Club, provided a list of economic benefits to the town from the Yacht Club which is summarized here.

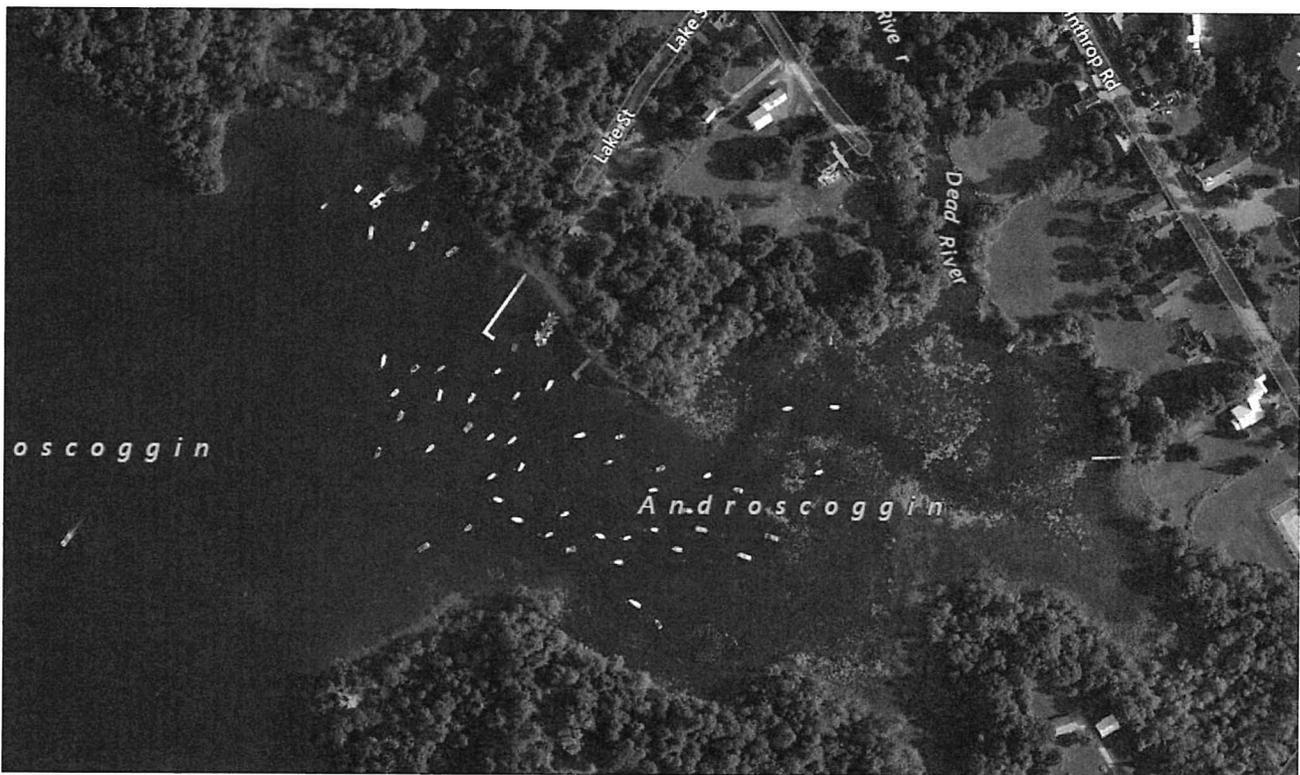
Significant contributions include:

- Recurring annual payments for the caretaker and assistant, swim and sailing instructor, heavy machinery to move the docks, taxes and a few other minor costs total over \$10,000.
- Periodic payments for major repairs, equipment rental, contractors etc. vary from year to year but can be significant. For example, the Club contributed \$3000 for the first repair project to the public boat ramp repair project in 2014-15 and more this past year.
- Other Club benefits are harder to value and include items like providing docking and access to the village and lake for non members such as visitors, summer camp owners, campers, and young people participating in Ladd Rec programs.
- Of course, the Club offers significant value to its members not the least of which is access to the lake for swimming and other recreational purposes. There are few areas in Wayne where people who do not own or rent shore frontage can access the water. Other benefits include: sailing and swimming lessons, the regatta (open to non members), dinners and other events.
- Other community groups including the Library, the Church, and the Lake Association use the building for various meetings and community programs.
- Rental for gatherings like weddings, family reunions is helpful for members and others.
- Members, visitors, boaters on the lake, summer campers, and those who rent the Club for events, frequently shop in the area which benefits businesses like the General Store, Tubby's, and others.

Environmental Impacts of the Mooring Field

We considered a wide range of environmental considerations.

This photo (from a Bing map) shows the mooring field, plant beds and Mill Stream channel. It is unknown exactly what year it was taken. Given the extent of the plant beds, it was probably taken in late July or early August at a time when the water level was not high and the majority of moorings were in use.



Physical Description:

The area in question is the western or outer portion of the cove which comprises the north east corner of Androscoggin Lake. The shallow eastern portion of the cove (bordered by the Ault's lawn) is significantly obscured by plant beds by mid summer and is very shallow except for the channel. Pre-dam topo maps show a channel through a wetland. The outer portion of the cove, where the mooring field is located, is deeper

water ranging from a couple of feet around the edges where there is some emergent plant growth to a depth where the bottom and plants are not visible from the surface. There are a few large submerged rocks mostly along the southern shore culminating at the “Whaleback” which (according to the Androscoggin Lake Improvement Corporation website hereinafter ALIC) is 1 foot out of water at full pond (or 269 feet above mean sea level hereinafter MSL). The bottom is mostly loosely consolidated sediment, much of which is over a bed of shavings deposited in the 1800's.

The Mill Stream which enters the eastern cove from the north, is shallow and rocky after the Village Dam. At high water it is possible to take a shallow draft boat almost to the dam. At very low water in 2016 (perhaps slightly below 268' MSL), it was barely accessible by Kayak. Current varies with water level and can be significant in floods.

The narrow deeper channel leaving the Mill Stream travels south into the eastern cove and then circles back to the north. It is bounded by a large shallow area which extends from the south shore almost to the northern shore before it empties into the outer cove. There is also a shallow area north of the channel. See the attached Bing Photo. This shallow bar is covered with a significant plant bed including emergents and is difficult or impossible to navigate by boat at seasonal low water (usually kept as close as possible to 269' or “full pond” by those who maintain the Dead River Dam). Currently there are usually a couple of moorings placed in the narrow channel. The cove east of the yacht club on the north shore is shallow and unsuitable for moorings as is the majority of the eastern cove.

Flora

The mooring field is bordered on the east by the large shallow area or bar that extends from the south shore and effectively divides the sections of the cove. This healthy bed hosts emergents (like pickerel weed, pipewort, rushes and sedges) floating leafed (like the numerous species of lily, and pondweeds), and submerged (like coontail, elodea, and bassweed) plants. There is even a native milfoil that shows up occasionally. The plant beds bordering the mooring field are impacted by uses in the cove although the Bing photo shows that many boats in the mooring field never need to approach the plant beds. There is some shearing resulting from boat traffic but that is somewhat limited by the fact that boats progress at very slow speeds through the crowded field. There are also some motorized boats which travel further into the shallow eastern end of the cove for fishing. Many of these do not originate from the Club. Studies by Timothy R. Asplund, say that boats do damage plants but the best solution is to maintain headway speeds which significantly limits that damage.

Consultation with John McPhedran and others at DEP confirms that there are no known regulatory restrictions on mooring fields relative to protection of plant beds. Mike Mullen, notes that moorings are specifically exempt under the Natural Resources Protection Act irrespective of number. DEP also believes that resuspension of phosphorus associated with loose sediments would have only an ephemeral effect and would not affect water quality at measurable levels. Personal discussion with John McPhedran, Invasive Plant Section, DEP, followed by correspondence from Linda Bacon, Lake Assessment Section, and Mike Mullen, Bureau of Land Resources, Enforcement. 10/18/2016

Introduction of invasive plants is a concern where boats are regularly launched after visiting other water bodies where they might pick up fragments. Float planes are a concern here too. There are protocols for limiting risks but they are difficult to enforce.

The cove has been checked for invasives and the native resident plants mapped by several individuals. We have found no plants of concern nor are there any known rare or endangered species. Several individuals including yacht club members and ALIC members, keep an eye on the beds.

Fauna

The Beginning with Habitat Maps available on the town website identify wetland habitat at the foot of the easternmost cove which may be appropriate for some Priority Trust Species (91 Gulf of Maine species identified by US Fish and Wildlife as needing some level of protection) which could be expected to occupy the area such as the American Eel, American Eagle and the Common Loon as well as others. The historical loon nest in the small cove on the south shore does not appear to be active and they have not chosen to use the platform provided by Kevin O'Rourke in the northern cove although they still feed in the cove. There are a number of reasons why Androscoggin Lake is poor loon habitat including flooding and boat wakes which actually aren't a factor here because of the crowded field. Interestingly enough, the plants, loons and even swimmers could be at greater risk if the fairway rule discussed below were actually enforced. Removing moorings from the fairway would allow higher speeds in the otherwise protected cove.

There are plenty of other mammals, reptiles, birds and fish that have been observed in the cove. Neighbors would prefer that the Canada Geese and Beavers were not doing as well as they are. Northern water snakes and snapping turtles are also seen along with mink, numerous birds including gulls and terns, the full array of warm water fish and the occasional deer. Brown trout are stocked and migrate through the cove to attempt spawning in the Mill Stream.

Of course, we have no way of knowing what conditions were prior to the disruptions occasioned by settlement, industrialization in the 1800's and the Yacht Club uses starting in 1906. Given that, we have observed a wide array of apparently healthy flora and fauna in the area.

Risk of Spills;

Kevin noted that there had been rare minor spills from boats. Linda Bacon DEP suggested that the Yacht Club have absorbent mats available.

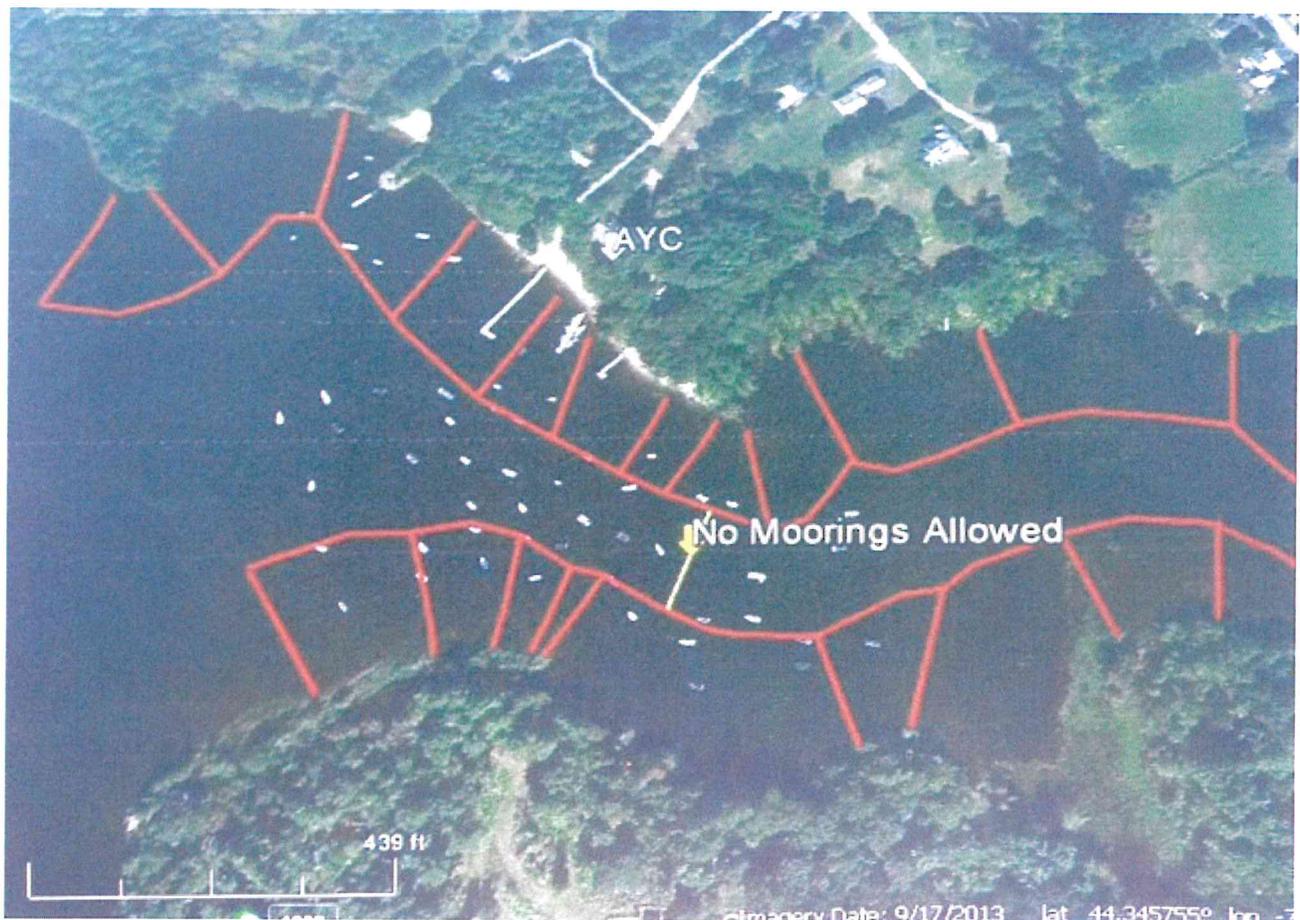
There may also be some risk of spills if boats on shorter mooring lines are damaged in flood conditions. Owners should be acquainted with Andro flood risks and be prepared to take appropriate action

State and Local Regulatory Issues

Navigation Rules and Considerations

There are navigation rules which apply to the Yacht Club mooring field in that there is a State requirement that a “water safety zone” and a “fairway” for navigational purposes be observed. 01-670 Code of Maine Regulations Chapter 3 (Maine State Aids to Navigation). Section III, 5a is the relevant rule which was adopted in 1976.

5a. **MOORING BUOYS:** To avoid mistaking mooring buoys for aids to navigation or regulatory markers, they shall be colored white with a single BLUE horizontal band clearly visible above the water line. **No mooring may be installed so that it or the object moored thereto extends beyond the water safety zone (200 feet from any shore) or one-third the distance to the opposite shore whichever is less.**



The above depiction of the navigation zone was created by George Powell (Retired, Navigation Aides, BPL DACF) in 2015 in response to a question from Peter and could be different as zone boundaries appear to differ depending on water levels. The navigation rules (section 1C) define “shoreline” as “The demarcation between land and water at any specific time.” The shoreline will vary as the water level fluctuates.”

If this definition is used for the measurements defining the water safety zones and fairway, the boundaries are not certain. Here, the north and south boundaries around the mooring field probably wouldn't change significantly but the eastern boundary as shown here is questionable.

Mr Powell also stated that: “Compliance with navigation rules is the responsibility of the individual who owns the mooring and is enforceable (under 12 MRS Section 1806) by any law enforcement officer, which includes local police, county sheriffs, state police and game wardens. The violation is a civil violation subject to a forfeiture of up to \$500.” (e-mail dated 6/15/2015 from George Powell, Director Boating Facilities Division, now retired) in response to a question from Peter Davis in re a 2014 letter.)

Anne Huntngton and Tim Thurston (BPL Navigational Aides), discussed the impact of these rules in a telephone conversation on Jan. 23, 2017. The gist of that conversation is that the rules do apply and that while Warden Service enforcement is inconsistent, that could change in the future. Tim said that even absent a Harbormaster Ordinance, the town does have authority to lay out a narrow channel over the existing channel through the water safety zone and restrict mooring there if clear access to the eastern cove is a necessity. This would be in addition to the fairway. Doing so would not address Peter Davis's concerns so this is a separate issue. (There are currently moorings in the channel. See Bing map. The eastern cove is a fishing area. So far, there are no known complaints concerning access.)

We were unable to locate (by checking aerial photos) any similar large freshwater mooring fields in Maine. Most are smaller, not in coves and well within the water safety zone. Those rare fields in coves (Sebago Basin, Harrison) are on crowded lakes and the towns have adopted Harbormaster Ordinances. Also, many facilities in crowded lakes rely on wharfs with slips and limit moorings. This solution is actually less environmentally friendly because of bottom and shoreline disruption.

Mooring fields on salt water can be very large and “fairways” generally are very narrow channels that lead directly to docks or through restricted areas. David Boureau (sp?) phone 347 5015, is the Coast Guard official responsible for laying out marine

channels which are designated and marked to facilitate safe passage and have no specific width requirement. There is nothing similar to a “water safety zone”. The Coast Guard has authority on coastal rivers but not upland rivers or great ponds.

Submerged Lands Statutes and Rules Governing Moorings

The Bureau of Parks and Lands manages submerged lands. See: 12 MRS section 1861 et seq, especially 12 MRS 1862 “Submerged and Intertidal Lands Owned by State”

BPL's Authority to make rules is at 12 MRS section 1803(6), and authority to enforce those rules is at 12 MRS Section 180

The Rules governing uses of the submerged lands are found at 01-670 Code of Maine Regulations Chapter 53

Generally speaking the rules specify that in Great Ponds, submerged lands below the **unimpounded** natural low water mark are owned by the State and held in trust for the public. According to Carol DiBello from the Bureau of Submerged Lands in the Department of Agriculture, Conservation and Forestry the gist of this is that, barring any local harbormaster ordinance, moorings are exempt from lease requirements and anyone can place a mooring on submerged lands as long as they are within the water safety zone as defined by the rules governing navigation. There is also no limit on the number of moorings that can be placed again subject to navigational safety requirements.

“Natural Low Water” is the boundary of the State owned submerged lands where mooring is not limited. In an impounded lake, that boundary is under water and bounded by “flowed lands” (those which weren't flooded before the dam was built) where the upland owner **may** have some rights.

264-265' MSL was identified as both the 100 yr drought level and the natural low water level of Androscoggin Lake by Dana Murch in a 2000 letter. At that time there was some confusion about the height of the dam. 264' vs 265'. At the actual 275' height, the natural low water level as identified by Murch becomes 265'-266' or at least 1' above the 100 year natural drought low.

The Dead River Dam was constructed following a disastrous flood in the 1930's. It was meant to keep polluted Androscoggin River water out of the Lake rather than to

impound water in the Lake. During the years the Dead River Gauge was operating (2004-14), low water never fell below 268'. Currently the "Dam Maintenance Committee" tries not to let the water get too low in part because rapid lowering of water levels in early to mid summer threatens the popular bass fishery and unexpected submerged rocks are tough on boats. The Committee has little actual control of the water levels but aims to maintain 269'. They, or in some cases unauthorized individuals, can slow outflow somewhat by placing barriers in the dam. Generally, the dam results in an impoundment of only 2-3 feet. According to ALIC, the water level is approximately 269' or "full pond" when the Whaleback has a foot of rock showing. This elevation should be confirmed because it is an easy way to determine water levels in the cove.

Given these numbers, the border of the submerged lands (265'-266' or 9-10' below the top of the dam) is probably quite close to the shoreline on the southern shore of the cove so the existing moorings (estimated to be in at least 3-4' of water at seasonable lows) appear to be within the publicly owned lands. Any that prove to be in shallower water could be relocated.

A factor which might be considered is that many shore front property owners may not be aware of the fact that moorings can legally be placed in front of their property. According to Tim Thurston BPL Navigational Aides, this issue has become very controversial in some of the more heavily developed lakes especially in areas adjacent to public launch sites. Hence perhaps the demand that Towns take control of mooring issues.

Query What if any obligation does the town now have to enforce any of the above regulations or even to be involved in a controversy which is basically an argument between two property owners? This may be a question for the Town Attorney.

Query There may be a common law requirement that a landowner have access to his shore front and littoral lands but the public also has significant access rights to the submerged lands. Can a landowner's access to shore front or use of waters over publicly owned submerged land, absent any structure on leased submerged land, exclude all public access to the submerged lands? This does not seem likely under these rules and submerged lands access policy and protections. Legal opinion may be helpful but it may not be the Town's responsibility.

Harbormaster/Ordinance

Demand for mooring space in ever more crowded Maritime harbors has resulted in

creation under federal / state law of a means for local regulation and enforcement of mooring sites. In areas bordering territorial or maritime waters a harbormaster ordinance and position are required if requested. Lately this option has been available **but is not required** for towns concerned about demand and siting of moorings on Great Ponds. There are several statutes governing this area and they continue to be amended so it is necessary for those towns choosing the harbormaster option to monitor changes and update their ordinances as necessary. That said, towns considering a mooring ordinance / harbormaster remedy have wide latitude in determining what those ordinances will regulate.

Relevant Statutes.

Title 12 MRS section 13072 outlines the process for hiring an inland harbormaster and section 1 makes that decision optional

Title 12 MRS section 13073 Violations of a harbormasters order is a Class E crime

Title 38 MRS Chapter 1 Operation of Vessels, subchapter 1 sections 1-13 govern Harbormasters as follows:

Section:

- 1 – Appointment
- 2 – Training
- 3 – Mooring Sites; shorefront owners are entitled to 1 site abutting property, but can ask for additional sites under allocations for others
- 3A – Mooring Transfer
- 4 – Neglecting to remove replace moorings
- 5 – Removal of Vessels
- 6 – Power to arrest for assault
- 7 – Relation to other laws; basically this includes many provisions which may be addressed by a local ordinance as follows:

Nothing in this subchapter may be construed to be a limitation on the authority of municipalities to enact ordinances to regulate the assignment or placement of moorings and other activities in their harbors. These ordinances may include, but are not limited to: A process for assigning mooring privileges and determining the location of moorings; a waiting list for the assignment of mooring privileges; a fee schedule; construction standards for moorings; time limits on the mooring of vessels; a process for appeals from decisions of the harbor master; provisions that recognize that mooring privileges in lawful existence on the effective date of an ordinance may be preserved or continued after adoption of that ordinance, the

location and use to be determined by the harbor master or other appropriate local authority; and provisions that establish a harbor commission or committee to administer the ordinance or ordinances and oversee the duties of the harbor master. Regulations adopted by the municipal officers under section 2 remain in effect unless the municipality's legislative body enacts an ordinance pertaining to the same matter pursuant to the Constitution of Maine, Article VIII, Part 2, and Title 30-A, section 3001. [1997, c. 89, §1 (AMD).]

7A – Nonresident waiting lists

8 – Waiting lists

9 – Abandonment of watercraft

10 – Harbormaster liability

11 – Definitions

12 – Violation of subchapter see also 30A section 4452 Enforcement of land use laws and ordinances

13 – Failure to obey orders of Harbormaster

As we understand it, should Wayne decide to develop such an ordinance under the Statute, it would apply to all lakes in the town, have some provisions which should be addressed (such as a mooring plan to guide the harbor master, scope of the Harbor Master's authority, and a provision for waiting lists) but would allow flexibility in developing a plan which meets the town's needs. For example, the town could designate specific areas and requirements for mooring fields while leaving the remainder of the shore front largely as is, subject of course, to some oversight. The town can also specify standards for new moorings so that the ice and wind don't relocate them. An Ordinance could even be adopted in conjunction with neighboring towns so that the harbormaster position could be shared. A grandfather clause protecting existing uses could be included. There are educational requirements for the harbormaster who could also be responsible for enforcement of other State laws governing Great Ponds including those governing invasive plants. At the most extreme, following completion of programs through the criminal justice academy, the harbormaster can be a law enforcement official allowed to carry a gun but this level is not required. In some cases, the harbormaster may be a volunteer but generally it appears that there is a salary involved. At the least, there would be costs for training of the Harbor Master. Basically, such a plan shifts the burden of enforcing various water based issues from the State to the town. This is a complex area and may require consultation with others to help determine the best path.

Summary and Recommendations

So to summarize, as the situation stands today:

1. Within an inland harbor there are specific state requirements on individuals who elect to place moorings to meet navigational safety rules concerning water safety zones and a fairway which is unimpeded by moorings. These rules (currently rarely enforced) do apply to the mooring field at the Yacht Club. See discussion re Navigation above.
2. Currently in Wayne, an individual can place a mooring on the State owned submerged lands within the water safety zone. It is the sole responsibility of individual owners of moorings to comply with all navigation rules and the responsibility of law enforcement agencies, generally the warden service, to enforce the rules. The town has no authority to require changes to the field.
3. The Select Board could elect to pursue the Harbormaster option. This would require development of an Ordinance, employment of a Harbormaster with associated costs, and would shift mooring placement decisions from the mooring owner to the town and enforcement requirements from the State to the Town.

The Conservation Commission recommends the select board consider the following options:

- A. Stay with the current system and encourage the Yacht Club to educate it's members.
- B. Should demand for mooring sites continue to increase, it may be beneficial to search for alternative locations where moorings and other recreational access for the public might be appropriate.
- C. If moorings become more of a public concern in the future, the select board could make a determination whether it is appropriate to consider an ordinance. They could then create a committee to review and evaluate Harbormaster Ordinance options and prepare an Ordinance which balances the needs of property owners and recreational boaters.

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Town of Wayne, Maine

Important Informational Zoom Meeting Regarding Internet Service in Wayne

Important Informational "Zoom" Meeting Regarding Internet Service in Wayne September 16, 2020 at 07:00 PM

Some of us in Wayne have access to reliable, high-speed internet. Some have less reliable Internet available to us. Some do not have access to the Internet unless we travel to the Library or use smartphones. Because we believe that all who wish to use the Internet should be able to, Wayne has been part of a coalition of towns in this region. This coalition has been working together to study ways to make Internet access more reliable and available throughout each town.

The towns used grant money to have Brian Lippold, of Casco Bay Advisors study Internet service gaps in each town. In this Zoom meeting, Brian will present his findings as they relate to the state of high speed, reliable internet regionally, and for the Town of Wayne specifically. He will offer technical, policy, and financial perspectives on potential solutions for our community and the region.

This meeting will be held on Zoom. You can connect to it through the Internet or by phone. It will be recorded and available on YouTube as well. If you attend by Internet or by phone you will be able to ask questions or make comments. If you view the meeting on YouTube your questions and comments are also welcome. You can send those questions or comments to our Town Manager at townmanager@waynemaine.org or [\(207\) 685-4983](tel:(207)685-4983).

Here is the information about connecting to the ZOOM meeting. Please contact the Town Manager for more information about using Zoom or about this informational meeting.

Join Zoom Meeting

Click on link:

<https://us02web.zoom.us/j/84426410620>

Meeting ID: 844 2641 0620

-or-

Dial in phone number

[+1 646 558 8656](tel:+16465588656) US (New York)

Meeting ID: 844 2641 0620

NOTE This is an out of state phone number. Unfortunately, Zoom does not offer 800 numbers or Maine numbers for meetings. Most phone plans include out of state long distance calls without an additional fee. If your phone plan does not, you may be charged for this call.

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Town of Wayne, Maine

Wayne Internet Planning Committee

Internet Planning Survey

Please help the Wayne Selectboard and Wayne Internet Planning Committee by telling us your thoughts about internet service in Wayne. Your answers and comments are appreciated. You may skip any question.

<https://www.surveymonkey.com/r/InternetWayne>

The Town of Wayne is a member of the Western Kennebec Lakes Community Broadband Association. For more information, go to <https://www.wklcba.org/>

Below are several planning documents commissioned by the Broadband Association studying internet service in our communities.

 [WKLCBA Broadband Planning - Phase 1 Report](#) January 1, 2020

 [WKLCBA Broadband Planning - Phase II Report](#)

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To: Board of Selectmen
From: Aaron Chrostowsky, Town Manager
Re: Poverty Abatement Case – updated

Date: 09/15/2020

She is a single mother of three children. She is normally a working mom; however, due to her newborn child's medical disability, she is unable to work. Newborn will have heart surgery soon. The mother is hopeful that after her surgery that she will be able to go back to work. Hopefully, She doesn't get any help from the children's fathers.

	<u>2020</u>
<u>Income</u>	
Business Income (lot rental)	\$3,600
Medicaid	\$0
Other Income (Food Stamps)	\$3,600
Other Income (LiHeap)	\$0
Pension (Deceased Spouse)	\$0
Social Security	\$0
SSI	\$0
TANF	\$0
Unemployment Comp.	\$0
Veteran's Benefits	\$0
Wages	\$0
Worker's Comp.	\$0
Total Monthly Income	\$600
Total Annual Income	\$7,200
<u>Expenses</u>	
Auto	\$0
Auto Insurance	\$0
Child Care Costs	\$0
Electricity	\$1,800
Food	\$9,600
Heating/ Cooking Fuel	\$576
House Insurance	\$0
Household Supplies	\$780
Medical Insurance (MaineCare)	\$0
Mortgage	\$0
Personal Supplies	\$572
Property Taxes	\$1,300
Telephone	\$576
Trash Removal	\$600
Total Monthly Expense	\$1,317
Total Annual Expense	\$15,804
<i>Net Gain/ Loss (monthly)</i>	<i>-\$717</i>
<i>Net Gain/ Loss (annually)</i>	<i>-\$8,604</i>

Taxes Owed

\$4,000.91

Conclusion/ Recommendation:

Does not show capacity to pay property taxes all years examined. Recommend poverty abatement for at least one year – FY 18-19 (\$1,363.92) to keep her family in her home this winter.

Also, recommend, the following:

- Contact Rural Community Action Ministry for further assistance (home weatherization);
- Sign-Up for Li-Heap Program (Has a December Appointment);
- Sign-Up for TANF;
- Sign-Up for Soc. Sec. Disability for newborn (in-process);
- Continue to visit Winthrop Food Pantry (already visits);
- Continue to make regular (monthly) property tax payments;
- Find work as soon possible;
- Consider applying for General Assistance;
- Send Assessor Agent over to review property for errors in assessment and discuss property tax exemption programs for FY 20-21 property taxes;
- Re-submit application in 12 months for FY 19-20 property taxes;