

LEWISTON CITY COUNCIL AGENDA

SEPTEMBER 15, 2020

SESSION WILL BE CONDUCTED REMOTELY AND MEMBERS WILL ONLY PARTICIPATE ELECTRONICALLY. THE MEETING CAN BE VIEWED ONLINE AT

<https://www.lewistonmaine.gov/2020cc>

Public Comment on any item appearing on the agenda may be sent to publiccomment@lewistonmaine.gov prior to or during the meeting, and all comments received will be forwarded to the City Council. Members of the public who do not have internet access and who would like to access the meeting by phone may contact (207) 513-3021 for the access code before 5pm on the day of the meeting.

7:00 p.m. Regular Meeting

Update on City Actions Regarding COVID-19 Pandemic Situation

Acceptance of the minutes of the September 1, 2020 meeting.

Public Comment period – Any member of the public may make comments regarding issues pertaining to Lewiston City Government (3 minutes per speaker; maximum time for all comments is 15 minutes)

ALL ROLL CALL VOTES FOR THIS MEETING WILL BEGIN WITH THE COUNCILOR OF WARD 4

CONSENT AGENDA: All items with an asterisk (*) are considered to be routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member or a citizen so requests, in which event, the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- * 1. Order, Authorizing the City Administrator to Take the Necessary Steps to Sell the City-Owned Property at 17 White Avenue.
- * 2. Authorization to accept transfer of forfeiture funds.
- * 3. Appointments to the Maine Municipal Association's Legislative Policy Committee.
- * 4. Adoption of meeting schedule for the month of November.

REGULAR BUSINESS:

- 5. Public Hearing on an application from Dana's Garage, 193 Crowley Road, for an Automobile Graveyard/Junkyard permit.
- 6. Public Hearing on an application from Maine Heavy Equipment, 1445 Sabattus Street, for an Automobile Graveyard/Junkyard permit.
- 7. Public Hearing on an application from Grimmel's Industries, 50 River Road, for an Automobile Graveyard/Junkyard permit.
- 8. Public Hearing on an application from the Lewiston Public Works Department, 424-482 River Road, for an Automobile Graveyard/Junkyard permit.
- 9. Public Hearing on an application from ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway for an Automobile Graveyard/Junkyard permit.
- 10. Continuation of Public Hearing regarding proposed amendments to the Land Use Code and Map regarding the Revised Site Plan Review and Design Guidelines and the Design Lewiston Project.
- 11. Public Hearing and Approval for Amendments to the General Assistance Policy for annual authorization of eligibility amounts.
- 12. Reports and Updates
- 13. Any other City Business Councilors or others may have relating to Lewiston City Government.

LEWISTON CITY COUNCIL
MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 1

SUBJECT:

Order, Authorizing the City Administrator to Take the Necessary Steps to Sell the City-Owned Property at 17 White Avenue.

INFORMATION:

The City recently accepted a bid for this parcel of vacant city owned land. This property was part of the recent bid opportunity for several vacant properties but no bid was received at that time for this specific address. Since then, the winning bidder for another property made an offer on this one and staff is recommending that the Council approve the sale.

Additional information is available on the attached memo from Purchasing Agent Allen Ward.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To approve the Order, Authorizing the City Administrator to Take the Necessary Steps to Sell the City-Owned Property at 17 White Avenue.



CITY OF LEWISTON, MAINE

September 15, 2020

COUNCIL ORDER

Order, Authorizing the City Administrator to Take the Necessary Steps to Sell the City-Owned Property at 17 White Avenue

Whereas, the City acquired ownership of this property on the basis of matured property tax liens; and

Whereas, this property is a vacant lot; and

Whereas, a request for bids was issued for the sale of this property, which resulted in no offers to purchase it from residents of abutting properties; and

Whereas, the winning bidder for 76 Switzerland Street has expressed an interest in purchasing it as a new abutter; and

Whereas, the Planning Board has reviewed this property and has recommended that the City dispose of it without a required minimum bid;

Now, therefore, be It Ordered by the City Council of the City of Lewiston

that the City Administrator is authorized to sell the City-owned property at 17 White Avenue to National Capital Holdings, LLC. for \$100 plus all closing costs. Amounts received from this sale will be credited to the General Fund toward taxes previously owed to the City.



Purchasing Agent
Allen Ward
award@lewistonmaine.gov
207-513-3040

to: Denis D'Auteuil, City Administrator
from: Allen Ward, Purchasing Agent
subject: Sale/Reuse of 17 White Avenue
date: September 9, 2020

As summarized in my previous sale of properties recommendation, the City Council tax acquired 17 White Avenue in 2019 and authorized the sale of the parcel sale through the sealed bid process subject to positive recommendations by the Planning Board and Finance Committee.

Favorable recommendations from the Planning Board and Finance Committees were received and no minimum bid was set for the parcel.

I have listed current assessed value and parcel restrictions below.

Parcel	Assessed Value	Restrictions
17 White Ave.	\$ 720	Undevelopable due to lack of frontage

A bid was advertised on the City web page and through a direct mailing sent to abutters within a 300' radius and all identified other interested parties. Bids were due on August 19, 2020. No bid was received for 17 White Avenue at the time, so my recommendation to City Council was to rebid the parcel.

However, in contacting Andrew Thompson representing National Capital Holdings, LLC, about his winning bid for 76 Switzerland Street he expressed interest in the abutting 17 White Avenue parcel.

He formalized his intent with the bid received below for Council consideration in lieu of rebidding the parcel.

Parcel	Bid Value	Bidder	Reuse
17 White Ave.	\$100	National Capital Holdings, LLC	Combine with 76 Switzerland lot for Single family home

The proposal meets the bid requirements with 100% payment of the proposal price.

I recommend the City Council sell 17 White Avenue to National Capital Holdings, LLC for their bid price of \$100 plus closing costs including legal.

If I can be of additional assistance please let me know.

AW/mrr

PROPOSAL FORM

Sale & Reuse of Various City Owned Land Parcels Bid 2020-020

PROPOSAL DUE DATE: August 19, 2020 @ 2:00 PM

TO: Allen Ward, Purchasing Agent
City of Lewiston
City Hall, 27 Pine Street
Lewiston ME 04240

Dear Sir:

The undersigned hereby declares that he/she has carefully examined the proposed Sale and Reuse of City Owned land items and that he/she proposes and agrees, if the proposal is accepted, to complete the transaction on the item(s) proposed.

Complete the Proposal Form for the parcel interested in. For additional parcels, use additional forms.

Parcel Number	12
Location Address	17 White Ave.
Price Offered	\$ 100.00
Reuse of Property (use separate sheet if needed)	Add to 76 Switzerland Ave to Create buildable Lot

Bid Deposit Amount: \$ 100.00 (minimum 10% of the total amount of bid) include appropriate security: Certified Check, Cashier's Check or Bond (personal and business checks not accepted). Sign the proposal form in ink before returning it to the Purchasing Agent. Please return in a clearly marked sealed envelope with Bid Name and Number on the front.

The City Council reserves the right to accept or reject any and all proposals.

NAME	National Capital Holdings LLC
SIGNATURE	AT
PRINTED/TYPED NAME	Andrew Thompson
TITLE	CEO
LEGAL ADDRESS	29 Sabattus St. #6 Lewiston, ME 04240
MAILING ADDRESS	P.O. Box 124 Lewiston, ME 04243
DATE	9/4/2020
TELEPHONE #	(207) 514-0129
E-MAIL ADDRESS	atthompson@hotmail.com

Please attach any other supporting materials required by the request for proposal or which you believe would be helpful in the evaluation of your proposal.

VOID VOID VOID VOID
MECHANICS SAVINGS CASHIER'S CHECK 16897
www.mechanicssavings.com 09/08/2020

www.mechanicssavings.com

PAY TO THE ORDER OF: ***CITY OF LEWISTON***

**** One Hundred and 00/100****US Dollars

\$ 100.00

MEMO: 17 WHITE AVE LEWISTON ME 04240

VOID VOID
VOID VOID



Cynthia McCormick
AUTHORIZED SIGNATURE

⑈ 16897⑈ ⑆ 211272766⑆ 70000063415⑈

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 2

SUBJECT:

Authorization to accept transfer of forfeiture funds.

INFORMATION:

The Lewiston Police Department is requesting that the City Council authorize the acceptance of funds, in the amounts outlined below, as reimbursement for costs associated with assisting in a criminal investigation. The funds are available to the Lewiston Police Department due to its substantial contribution to the investigation of this or a related criminal case.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/Kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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That pursuant to Title 15, Maine Revised Statutes Annotated, Section 5824(3) and Section 5822(4)(A), the City Council hereby acknowledges and approves of the transfer of \$2,097.25 or any portion thereof, in the case of the State of Maine vs. David Levesque, CR-20-665 Court Records, and the transfer of \$1,485.00 or any portion thereof, in the case of the State of Maine vs. Haji Mgaza Haji, CR-20-1006 Court Records, being funds forfeited pursuant to the court process. It is further acknowledged that these funds shall be credited to the 'City of Lewiston Drug Enforcement Program' account.

STATE OF MAINE
Androscoggin, ss

UNIFIED CRIMINAL COURT
Docket No. CR-20-665

State of Maine	}	
	}	Municipality of Lewiston
v.	}	Approval of Transfer
	}	15 M.R.S.A. §5824(3) & §5822(4)(A)
David Levesque	}	
Defendant;	}	
	}	
And	}	
	}	
\$2,097.25 U.S. Currency	}	
Defendant(s) In Rem	}	

NOW COMES the municipality of Lewiston, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) to the transfer of the above captioned Defendant(s) in Rem, or any portion thereof, on the grounds that the Lewiston Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Lewiston, Maine does hereby approve of the transfer of the Defendant(s) In Rem, or any portion thereof, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Lewiston municipal legislative body on or about

Dated: _____

Municipal Officer
Lewiston, Maine
(Impress municipal legislative body seal here)

STATE OF MAINE
Androscoggin, ss

UNIFIED CRIMINAL COURT
Docket No. CR-20-1006

State of Maine	}	
	}	Municipality of Lewiston
v.	}	Approval of Transfer
	}	15 M.R.S.A. §5824(3) & §5822(4)(A)
Haji Mgaza Haji	}	
Defendant;	}	
	}	
And	}	
	}	
\$1,485.00 U.S. Currency	}	
Defendant(s) In Rem	}	

NOW COMES the municipality of Lewiston, Maine, by and through its municipal officers, and does hereby grant approval pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) to the transfer of the above captioned Defendant(s) in Rem, or any portion thereof, on the grounds that the Lewiston Police Department did make a substantial contribution to the investigation of this or a related criminal case.

WHEREFORE, the municipality of Lewiston, Maine does hereby approve of the transfer of the Defendant(s) In Rem, or any portion thereof, pursuant to 15 M.R.S.A. § 5824(3) & §5826(6) by vote of the Lewiston municipal legislative body on or about

Dated: _____

Municipal Officer
Lewiston, Maine
(Impress municipal legislative body seal here)

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO.

3

SUBJECT:

Appointments to the Maine Municipal Association's Legislative Policy Committee.

INFORMATION:

The City of Lewiston is asked to appoint city officials to serve as Lewiston's representatives to the Maine Municipal Association's Legislative Policy Committee (MMA LPC). The City can have two full members and two alternate members. Traditionally, one elected official has served as a member and either the City Administrator or Deputy City Administrator has served as the other member.

In January, the Council appointed Councilor Rea to serve as one of the members to the MMA LPC. It is recommended that the City Administrator serve as the other full member from Lewiston and the Deputy City Administrator and the City Clerk serve as the alternate members. This is the format the City has used for many years. These appointments are the Council's decision.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

Committee appointments are a policy decision of the City Council.

DAD/kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To appoint City Administrator Denis D'Auteuil as a full member of the Maine Municipal Association's Legislative Policy Committee and to appoint the Deputy City Administrator and the City Clerk as alternate members from Lewiston.

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET: **AGENDA ITEM NO. 4**

SUBJECT:

Adoption of meeting schedule for the month of November.

INFORMATION:

Due to the November election, it is recommended the City Council cancel their first regular meeting of the month. It is past practice to not hold a Council meeting on the election day. A special Council meeting might be called at the end of October if needed. Councilors are asked to keep the date of Oct. 27 available in case a special meeting is called.

The November Council meeting date will be Tuesday, November 17.

Note: The December meetings will be held as regularly scheduled - Tuesday, December 1st and Tuesday, December 15th.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAP/Kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To suspend Section 1(a) of the Rules Governing the City Council, to cancel the November 3, 2020 City Council meeting due to the conflict with Election Day and to hold one regular meeting during the month of November on Tuesday, November 17th.

LEWISTON CITY COUNCIL
MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 5

SUBJECT:

Public Hearing on an application from Dana's Garage, 193 Crowley Road, for an Automobile Graveyard/Junkyard permit.

INFORMATION:

Dana's Garage, 193 Crowley Road, is requesting renewal of their Automobile Graveyard/Junkyard permit.

The Police Department, Code Enforcement Division and Fire Department have approved the application.

The yard has been inspected and meets all local and state requirements.

Approval is recommended.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DADIKmm

REQUESTED ACTION:	1	2	3	4	5	6	7	M
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To grant an Automobile Graveyard/Junkyard permit to Dana's Garage, 193 Crowley Road, subject to the condition that no more than 1,000 tires may be stored on the property.

CITY OF LEWISTON
RENEWAL APPLICATION
FOR AUTOMOBILE GRAVEYARD/JUNKYARD PERMIT

DATE OF APPLICATION: 9-7-2020

PUBLICATION FEE: \$25.00 LICENSE FEE: \$75.00

LICENSE EXPIRES: September 30, 2021

PUBLIC HEARING DATE: SEPTEMBER 15, 2020

NAME OF BUSINESS DAYA'S GARAGE

BUSINESS ADDRESS 193 CROWLEY ROAD

CITY/STATE LEWISTON, ME 04240

BUSINESS TELEPHONE 576-6002

NAME OF OWNER(S) NORMAN TALBERT

CONTACT PERSON/GENERAL MANAGER NORMAN TALBERT

HOME ADDRESS 199 CROWLEY ROAD

CITY/STATE LEWISTON, ME 04240

HOME TELEPHONE 576-6002

CITY & STATE REGULATIONS

(In accordance with Title 30 A, M.R.S.A., Sections 3751 to 3760, and Chapter 22 of the Code or Ordinances of the City of Lewiston)

Location of Automobile Graveyard/Junkyard 193 CROWLEY ROAD
LEWISTON, ME 04240
(Street address)

How is yard "screened" - Fence? (Type) TREES Height? _____

Trees? (Type) HARD WOOD, PINES, SPRUCE Embankment? _____

Gully? _____ Hill? HILL Other? _____

How far is edge of "yard" from center of highway? 250 YARDS

Can junk be seen from any part of highway? Yes _____ No

Was junkyard law, requirements and fees explained to you?

Yes No

When was last permit issued? 2019

To whom? NORMAN JALBERT

How does applicant intend to dispose of tires, fuel tanks, batteries, engine lubricant, transmission fluid, brake fluid and engine coolant:

TIRES DISPOSE BDS, FUEL TANK, BATTERIES GRIMMELS
ENGINE LUB. TRANS FLUID BRAKE FLUID, WASTE OIL
FURNACE, COOLANT REUSED IN VEHICLE

The undersigned certifies that all of the requirements listed below will be complied with:

1. A visual screen at least six (6) feet in height shall be maintained around all sides of the area where vehicles and junk will be located.
2. All screening & location requirements of Title 30 A, M.R.S.A., Section 3755 have been satisfied.
3. Upon receiving a motor vehicle, the fuel tank, battery shall be removed and the fuel, engine lubricant, transmission fluid, brake fluid and engine coolant shall be drained into watertight, covered containers and shall be recycled or disposed of according to all applicable Federal and State laws, rules and regulations regarding disposal of waste oil and hazardous materials.
4. All federal and state hazardous waste laws and regulations will be satisfied.
5. All required state and/or federal permits will be obtained.
6. No noise, vibration, glare, fumes or odor shall be emitted which is detectable to the normal senses from any abutting property.

SIGNED BY Norman Jalbert

FOR PAWA'S GARAGE
(Name of Company, corporation, partnership or individual)



FIRE DEPARTMENT

Brian D. Stockdale, Fire Chief
Mark Caron, Assistant Chief

August 27, 2020

Kelly Brooks
Deputy City Clerk
City Clerk's Office
27 Pine Street
Lewiston ME 04240

RE: 193 Crowley Rd., Dana's Garage Auto Grave Yard 2020 Permit

Dear Kelly,

I have no issues or concerns regarding **Dana's Auto Grave Yard** located at **193 Crowley Rd.** at this time that prohibits the issuance of their city permit.

Respectfully,

Paul Ouellette
Certified Fire Inspector / Certified Fire Investigator
Lewiston Fire Prevention Bureau

Paul / General Files / 2020 Letters / Dana's Garage Graveyard-Junkyard 2020 Letter / Msw

Lewiston Fire Department, 2 College Street, Lewiston, ME 04240 • Tel. (207) 513-3002 • TTY/TDD (207) 513-3121 • Fax (207)783-6138

Email: bstockdale@lewistonmaine.gov • mcaron@lewistonmaine.gov

Web Page: www.lewistonmaine.gov



CITY OF LEWISTON

Department of Planning & Code Enforcement

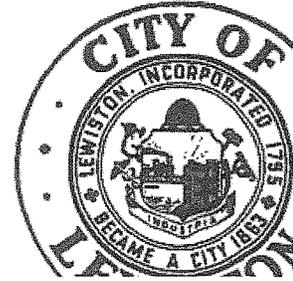
TO: City Clerks
FROM: Steve LeBrun, Code Enforcement Officer
SUBJECT: Automobile Graveyard/Junkyard Permits
DATE: September 2, 2020

Planning and Code Enforcement staff recommends the license renewal be granted for **Dana's Garage-193 Crowley Road.**



POLICE DEPARTMENT

Brian T. O'Malley
Chief of Police



TO: Kelly J. Brooks, Deputy City Clerk
FROM: Lt. David St.Pierre, Lewiston PD
REF: Automobile Graveyard/Junkyard Permits (Renewals)
DATED: September 08, 2020

We have researched our records, and have no objections to the issuance of an automobile graveyard/junkyard permit to the following:

Dana's Garage, 193 Crowley Road

PUBLIC NOTICE

CITY OF LEWISTON

A hearing on the following Automobile Graveyard/Junkyard Permit applications will be held by the Lewiston City Council remotely via Zoom and members of the public can participate by going to <https://www.lewistonmaine.gov/2020cc...> on *Tuesday, September 15, 2020, at 7:00pm, or as soon thereafter as it may be heard*. Any interested person will be given the opportunity to be heard before final action is taken on said applications.

Grimmel's Industry, 50 River Road

ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway

City of Lewiston, Public Works Dept., 424-482 River Road

Maine Heavy Equipment, 1445 Sabattus Street

Dana's Garage, 193 Crowley Road

The City of Lewiston is an EOE. For more information, please visit our website @ www.lewistonmaine.gov and click on the Non-Discrimination Policy.

PUBLISH ON: Thursday, September 10, 2020

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 6

SUBJECT:

Public Hearing on an application from Maine Heavy Equipment, 1445 Sabattus Street, for an Automobile Graveyard/Junkyard permit.

INFORMATION:

Maine Heavy Equipment, 1445 Sabattus Street are requesting renewal of their Automobile Graveyard/Junkyard permit.

The Police Department, Code Enforcement Division and Fire Department have approved the renewal application.

The yard has been inspected and meets all local and state requirements.

Approval is recommended.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAK/mm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To grant an Automobile Graveyard/Junkyard permit to Maine Heavy Equipment, 1445 Sabattus Street.

CITY OF LEWISTON
RENEWAL APPLICATION
FOR AUTOMOBILE GRAVEYARD/JUNKYARD PERMIT

DATE OF APPLICATION: 8/28/2020

PUBLICATION FEE: \$25.00 LICENSE FEE: \$75.00

LICENSE EXPIRES: September 30, 2021

PUBLIC HEARING DATE: SEPTEMBER 15, 2020

NAME OF BUSINESS Maine Heavy Equipment Rental Inc

BUSINESS ADDRESS 20 Highland Spring Rd

CITY/STATE Lewiston, ME

BUSINESS TELEPHONE 207-784-7944

NAME OF OWNER(S) Gary St. Laurent

CONTACT PERSON/GENERAL MANAGER Gary St. Laurent

HOME ADDRESS 18 Woodman Lane

CITY/STATE Morrisville, ME 04259

HOME TELEPHONE _____

CITY & STATE REGULATIONS

(In accordance with Title 30 A, M.R.S.A., Sections 3751 to 3760, and Chapter 22 of the Code or Ordinances of the City of Lewiston)

Location of Automobile Graveyard/Junkyard 1445 Sabattus St.
Lewiston, ME
(Street address)

How is yard "screened" - Fence? (Type) _____ Height? _____

Trees? (Type) Pine trees Embankment? _____

Gully? _____ Hill? _____ Other? _____

How far is edge of "yard" from center of highway? 500 feet

Can junk be seen from any part of highway? Yes _____ No X

Was junkyard law, requirements and fees explained to you?

Yes X No _____

When was last permit issued? 9/30/2019

To whom? Maine Heavy Equipment

How does applicant intend to dispose of tires, fuel tanks, batteries, engine lubricant, transmission fluid, brake fluid and engine coolant:

Area is not currently used to store any of these.

The undersigned certifies that all of the requirements listed below will be complied with:

1. A visual screen at least six (6) feet in height shall be maintained around all sides of the area where vehicles and junk will be located.
2. All screening & location requirements of Title 30 A, M.R.S.A., Section 3755 have been satisfied.
3. Upon receiving a motor vehicle, the fuel tank, battery shall be removed and the fuel, engine lubricant, transmission fluid, brake fluid and engine coolant shall be drained into watertight, covered containers and shall be recycled or disposed of according to all applicable Federal and State laws, rules and regulations regarding disposal of waste oil and hazardous materials.
4. All federal and state hazardous waste laws and regulations will be satisfied.
5. All required state and/or federal permits will be obtained.
6. No noise, vibration, glare, fumes or odor shall be emitted which is detectable to the normal senses from any abutting property.

SIGNED BY [Signature]

FOR Maine Heavy Equipment
(Name of Company, corporation, partnership or individual)



FIRE DEPARTMENT

Brian D. Stockdale, Fire Chief

Mark Caron, Assistant Chief

August 27, 2020

Kelly Brooks
Deputy City Clerk
City Clerk's Office
27 Pine St.
Lewiston, ME 04240

RE: Gary St. Laurent / Heavy Equipment – Auto Graveyard/ Junkyard 2020 Permit

Dear Kelly,

I have no issues or concerns regarding **Gary St. Laurent / Heavy Equipment Auto Graveyard / Junkyard** located at **1445 Sabattus St.** at this time that prohibits the issuance of their city permit.

Respectfully,

A handwritten signature in black ink, appearing to read "Paul Ouellette".

Paul Ouellette
Certified Fire Inspector / Certified Fire Investigator
Lewiston Fire Prevention Bureau

Paul / General Files / 2020 Letters / Gary St. Laurent Heavy Equipment Auto Graveyard / Junkyard 2020 Letter / Msw

Lewiston Fire Department, 2 College Street, Lewiston, ME 04240 • Tel. (207) 513-3002 • TTY/TDD (207) 513-3121 • Fax (207)783-6138

Email: bstockdale@lewistonmaine.gov • mcaron@lewistonmaine.gov

Web Page: www.lewistonmaine.gov



CITY OF LEWISTON

Department of Planning & Code Enforcement

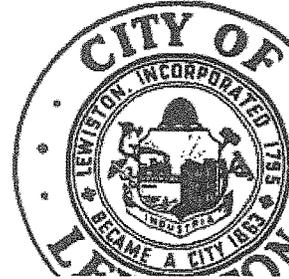
TO: City Clerks
FROM: Steve LeBrun, Code Enforcement Officer
SUBJECT: Automobile Graveyard/Junkyard Permits
DATE: September 2, 2020

Planning and Code Enforcement staff recommends the license renewal be granted for **Gary St. Laurent/Maine Heavy Equipment-1445 Sabattus Street.**



POLICE DEPARTMENT

Brian T. O'Malley
Chief of Police



TO: Kelly J. Brooks, Deputy City Clerk
FROM: Lt. David St.Pierre, Lewiston PD
REF: Automobile Graveyard/Junkyard Permits (Renewals)
DATED: September 08, 2020

We have researched our records, and have no objections to the issuance of an automobile graveyard/junkyard permit to the following:

Maine Heavy Equipment, 1445 Sabattus Street

PUBLIC NOTICE

CITY OF LEWISTON

A hearing on the following Automobile Graveyard/Junkyard Permit applications will be held by the Lewiston City Council remotely via Zoom and members of the public can participate by going to <https://www.lewistonmaine.gov/2020cc...> on *Tuesday, September 15, 2020, at 7:00pm, or as soon thereafter as it may be heard.* Any interested person will be given the opportunity to be heard before final action is taken on said applications.

Grimmel's Industry, 50 River Road

ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway

City of Lewiston, Public Works Dept., 424-482 River Road

Maine Heavy Equipment, 1445 Sabattus Street

Dana's Garage, 193 Crowley Road

The City of Lewiston is an EOE. For more information, please visit our website @ www.lewistonmaine.gov and click on the Non-Discrimination Policy.

PUBLISH ON: Thursday, September 10, 2020

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 7

SUBJECT:

Public Hearing on an application from Grimmel's Industries, 50 River Road, for an Automobile Graveyard/Junkyard permit.

INFORMATION:

Grimmel's Industries, 50 River Road is requesting renewal of their Automobile Graveyard/Junkyard permit.

The Police Department, Code Enforcement Division and Fire Department have approved the renewal application.

The yard has been inspected and meets all local and state requirements.

Approval is recommended.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/Kmm

REQUESTED ACTION:	1	2	3	4	5	6	7	M
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To grant an Automobile Graveyard/Junkyard permit to Grimmel's Industries, 50 River Road, subject to the following conditions:

1. The hours of operation shall be limited to 7:00 a.m. to 5:00 p.m., Monday through Saturday.
2. Maintain screening from the Maine Turnpike.

CITY OF LEWISTON
RENEWAL APPLICATION
FOR AUTOMOBILE GRAVEYARD/JUNKYARD PERMIT

DATE OF APPLICATION: 8/18/2020

PUBLICATION FEE: \$25.00 LICENSE FEE: \$75.00

LICENSE EXPIRES: September 30, 2021

PUBLIC HEARING DATE: SEPTEMBER 15, 2020

NAME OF BUSINESS Grimmel Industries

BUSINESS ADDRESS 50 River Rd.

CITY/STATE Lewiston, Me.

BUSINESS TELEPHONE 207-784-6754

NAME OF OWNER(S) Gary + Betty Grimmel

CONTACT PERSON/GENERAL MANAGER Cory Prindall

HOME ADDRESS 526 N. Parish Rd.

CITY/STATE Turner, Me. 04282

HOME TELEPHONE 207-713-9262

CITY & STATE REGULATIONS

(In accordance with Title 30 A, M.R.S.A., Sections 3751 to 3760, and Chapter 22 of the Code or Ordinances of the City of Lewiston)

Location of Automobile Graveyard/Junkyard 50 River Rd. Lewiston, Me.

(Street address)

How is yard "screened" - Fence? (Type) Chainlink with Slats Height? 10'

Trees? (Type) Pine Embankment? yes

Gully? _____ Hill? _____ Other? _____

How far is edge of "yard" from center of highway? 100 feet

Can junk be seen from any part of highway? Yes No _____

Was junkyard law, requirements and fees explained to you?

Yes X No

When was last permit issued? September 2019

To whom? Grimmel Industries

How does applicant intend to dispose of tires, fuel tanks, batteries, engine lubricant, transmission fluid, brake fluid and engine coolant:

 We do not take fluids of any kind. Batteries are palletized and shipped out immediately. Once pallet is finished tires go to Topsham to be shredded

The undersigned certifies that all of the requirements listed below will be complied with:

1. A visual screen at least six (6) feet in height shall be maintained around all sides of the area where vehicles and junk will be located.
2. All screening & location requirements of Title 30 A, M.R.S.A., Section 3755 have been satisfied.
3. Upon receiving a motor vehicle, the fuel tank, battery shall be removed and the fuel, engine lubricant, transmission fluid, brake fluid and engine coolant shall be drained into watertight, covered containers and shall be recycled or disposed of according to all applicable Federal and State laws, rules and regulations regarding disposal of waste oil and hazardous materials.
4. All federal and state hazardous waste laws and regulations will be satisfied.
5. All required state and/or federal permits will be obtained.
6. No noise, vibration, glare, fumes or odor shall be emitted which is detectable to the normal senses from any abutting property.

SIGNED BY Cory A. P. Ball

FOR Grimmel Industries
(Name of Company, corporation, partnership or individual)



FIRE DEPARTMENT

Brian D. Stockdale, Fire Chief
Mark Caron, Assistant Chief

August 26, 2020

Kelly Brooks
Deputy City Clerk
City Clerk's Office
27 Pine Street
Lewiston ME 04240

RE: 50 River Road, Grimmel's Auto Grave Yard / Junkyard 2020 Permit

Dear Kelly:

I have no issues or concerns regarding **Grimmel's Auto Graveyard / Junkyard** located at **50 River Rd.** at this time that prohibits the issuance of their city permit.

Respectfully,

A handwritten signature in black ink, appearing to read "Paul Ouellette".

Paul Ouellette
Certified Fire Inspector / Certified Fire Investigator
Lewiston Fire Prevention Bureau

Paul / General Files/ Letters / 2020 Letters / Grimmel's Junkyard – Graveyard 2020 Letter / Msw

Lewiston Fire Department, 2 College Street, Lewiston, ME 04240 • Tel. (207) 513-3002 • TTY/TDD (207) 513-3121 • Fax (207)783-6138

Email: bstockdale@lewistonmaine.gov • mcaron@lewistonmaine.gov

Web Page: www.lewistonmaine.gov



CITY OF LEWISTON

Department of Planning & Code Enforcement

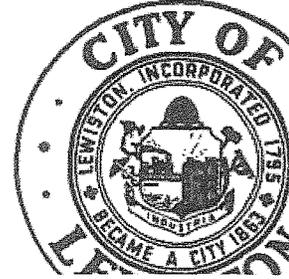
TO: City Clerks
FROM: Steve LeBrun, Code Enforcement Officer
SUBJECT: Automobile Graveyard/Junkyard Permits
DATE: September 2, 2020

Planning and Code Enforcement staff recommends the license renewal be granted for **Grimmel's Industry – 50 River Road.**



POLICE DEPARTMENT

Brian T. O'Malley
Chief of Police



TO: Kelly J. Brooks, Deputy City Clerk
FROM: Lt. David St.Pierre, Lewiston PD
REF: Automobile Graveyard/Junkyard Permits (Renewals)
DATED: September 08, 2020

We have researched our records, and have no objections to the issuance of an automobile graveyard/junkyard permit to the following:

Grimmel's industries, 50 River Road

PUBLIC NOTICE

CITY OF LEWISTON

A hearing on the following Automobile Graveyard/Junkyard Permit applications will be held by the Lewiston City Council remotely via Zoom and members of the public can participate by going to <https://www.lewistonmaine.gov/2020cc...> on *Tuesday, September 15, 2020, at 7:00pm, or as soon thereafter as it may be heard.* Any interested person will be given the opportunity to be heard before final action is taken on said applications.

Grimmel's Industry, 50 River Road

ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway

City of Lewiston, Public Works Dept., 424-482 River Road

Maine Heavy Equipment, 1445 Sabattus Street

Dana's Garage, 193 Crowley Road

The City of Lewiston is an EOE. For more information, please visit our website @ www.lewistonmaine.gov and click on the Non-Discrimination Policy.

PUBLISH ON: Thursday, September 10, 2020

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 8

SUBJECT:

Public Hearing on an application from the Lewiston Public Works Department, 424-482 River Road, for an Automobile Graveyard/Junkyard permit.

INFORMATION:

Lewiston Public Works Department, 424-482 River Road, is requesting renewal of their Automobile Graveyard/Junkyard permit.

The Police Department, Code Enforcement Division and Fire Department have approved the renewal application.

The yard has been inspected and meets all local and state requirements.

Approval is recommended.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.



REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To grant an Automobile Graveyard/Junkyard permit to the Lewiston Public Works Department, 424-482 River Road.

CITY OF LEWISTON
RENEWAL APPLICATION
FOR AUTOMOBILE GRAVEYARD/JUNKYARD PERMIT

DATE OF APPLICATION: August 17, 2020

PUBLICATION FEE: \$25.00 LICENSE FEE: \$75.00

LICENSE EXPIRES: September 30, 2021

PUBLIC HEARING DATE: SEPTEMBER 15, 2020

NAME OF BUSINESS City of Lewiston - Public Works

BUSINESS ADDRESS 424 River Rd.

CITY/STATE Lewiston, Maine

BUSINESS TELEPHONE 513-3006

NAME OF OWNER(S) Dir. Public Works

CONTACT PERSON/GENERAL MANAGER Rob Stalford - Superintendent

HOME ADDRESS 103 Adams Ave.

CITY/STATE Lewiston, Maine

HOME TELEPHONE 513-3006

CITY & STATE REGULATIONS

(In accordance with Title 30 A, M.R.S.A., Sections 3751 to 3760, and Chapter 22 of the Code or Ordinances of the City of Lewiston)

Location of Automobile Graveyard/Junkyard City of Lewiston
Solid Waste Facility, 424 River Rd.
(Street address)

How is yard "screened" - Fence? (Type) Chain Link w/ slats Height? 8'

Trees? (Type) White Pine Embankment? 8' Earthen Berm

Gully? _____ Hill? _____ Other? Building

How far is edge of "yard" from center of highway? 480 LF

Can junk be seen from any part of highway? Yes _____ No X

Was junkyard law, requirements and fees explained to you?

Yes X No _____

When was last permit issued? 10-1-2019

To whom? _____

How does applicant intend to dispose of tires, fuel tanks, batteries, engine lubricant, transmission fluid, brake fluid and engine coolant:

Tires - Recycled, Batteries - Recycled, Engine Lubricant
Recycled, Engine Coolant - Recycled, Other
waste items are not accepted.

The undersigned certifies that all of the requirements listed below will be complied with:

1. A visual screen at least six (6) feet in height shall be maintained around all sides of the area where vehicles and junk will be located.
2. All screening & location requirements of Title 30 A, M.R.S.A., Section 3755 have been satisfied.
3. Upon receiving a motor vehicle, the fuel tank, battery shall be removed and the fuel, engine lubricant, transmission fluid, brake fluid and engine coolant shall be drained into watertight, covered containers and shall be recycled or disposed of according to all applicable Federal and State laws, rules and regulations regarding disposal of waste oil and hazardous materials.
4. All federal and state hazardous waste laws and regulations will be satisfied.
5. All required state and/or federal permits will be obtained.
6. No noise, vibration, glare, fumes or odor shall be emitted which is detectable to the normal senses from any abutting property.

SIGNED BY Robert Stakford 

FOR City of Lewiston - DPW
(Name of Company, corporation, partnership or individual)



FIRE DEPARTMENT

Brian D. Stockdale, Fire Chief
Mark Caron, Assistant Chief

August 27, 2020

Kelly Brooks
Deputy City Clerk
City Clerk's Office
27 Pine St.
Lewiston, ME 04240

RE: Lewiston Public Works Dept. Auto Graveyard / Junkyard 2020 Permit

Dear Kelly,

I have no issues or concerns regarding **Lewiston Public Works Dept. Auto Graveyard / Junkyard** located at **424-482 River Road** at this time that prohibits the issuance of their 2017 city permit.

Respectfully,

A handwritten signature in black ink, appearing to read "Paul Ouellette".

Paul Ouellette
Certified Fire Inspector / Certified Fire Investigator
Lewiston Fire Prevention Bureau

Paul / General Files / 2020 Letters / Lewiston Public Works Dept. Auto Graveyard / Junkyard 2020 Letter / Msw



CITY OF LEWISTON

Department of Planning & Code Enforcement

TO: City Clerks
FROM: Steve LeBrun, Code Enforcement Officer
SUBJECT: Automobile Graveyard/Junkyard Permits
DATE: September 2, 2020

Planning and Code Enforcement staff recommends the license renewal be granted for **Public Works Department-424-482 River Road.**



POLICE DEPARTMENT

Brian T. O'Malley
Chief of Police



TO: Kelly J. Brooks, Deputy City Clerk
FROM: Lt David St. Pierre, Lewiston PD
REF: Automobile Graveyard/Junkyard Permits (Renewals)
DATED: September 08, 2020

We have researched our records, and have no objections to the issuance of an automobile graveyard/junkyard permit to the following:

City of Lewiston, Public Works Dept., 424-482 River Road

PUBLIC NOTICE

CITY OF LEWISTON

A hearing on the following Automobile Graveyard/Junkyard Permit applications will be held by the Lewiston City Council remotely via Zoom and members of the public can participate by going to <https://www.lewistonmaine.gov/2020cc...> on *Tuesday, September 15, 2020, at 7:00pm, or as soon thereafter as it may be heard*. Any interested person will be given the opportunity to be heard before final action is taken on said applications.

Grimmel's Industry, 50 River Road

ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway

City of Lewiston, Public Works Dept., 424-482 River Road

Maine Heavy Equipment, 1445 Sabattus Street

Dana's Garage, 193 Crowley Road

The City of Lewiston is an EOE. For more information, please visit our website @ www.lewistonmaine.gov and click on the Non-Discrimination Policy.

PUBLISH ON: Thursday, September 10, 2020

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 9

SUBJECT:

Public Hearing on an application from ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway for an Automobile Graveyard/Junkyard permit.

INFORMATION:

ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway is requesting renewal of their Automobile Graveyard/Junkyard permit.

The Police Department, Code Enforcement Division and Fire Department have approved the renewal application.

The yard has been inspected and meets all local and state requirements.

Approval is recommended.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.



REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To grant an Automobile Graveyard/Junkyard permit to ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway, subject to the attached conditions.

ReEnergy Lewiston, LLC
(10-1-2020 through 9-30-2021)

1. Permit is granted for storage of construction and demolition debris (CDD), wood waste (includes demolition debris) and oversized bulky waste (OBW). CDD and OBW will consist of wood waste, sheetrock, insulation, metal, wire, aggregate products, dirt, sand, furniture, rugs, plastics, roofing materials, cardboard and any other large burnable household goods. Unacceptable materials are units containing CFC's, universal waste, municipal solid waste (MSW), hazardous materials, asbestos, and medical waste.
2. All wood waste and OBW which is to be placed in storage shall be piled no higher than 30'.
3. The width and length of the piles will be sized as indicated on the plan view of the back yard, but shall be no wider than 90' and no longer than 150'.
4. There shall be no more than nine (9) piles of wood waste and OBW at any time. OBW will not exceed two (2) piles.
5. Access rows or fire lanes shall be maintained between piles with a minimum distance of 30' between piles.
6. The main entrance roadway must be kept at a minimum of 24' of travel way at all times.
7. An additional access road or fire lane shall be maintained from Alfred A. Plourde Parkway at a minimum width of 20' to the storage area at all times.
8. All roads and fire lanes on the facility shall be of all weather surface adequately constructed to support fire apparatus likely to be operated on site at all times.
9. All storage pile locations shall be properly identified by the placement of a pole at the corner of the pile. A mark shall be placed at a height of 30' on the pole.
10. The site shall be designated no smoking throughout except office areas and control room. A no smoking sign shall be placed at the entrance to the facility.
11. Training of employees shall be provided on the use of fire protection equipment and fire reporting procedures on an annual basis.
12. ReEnergy Lewiston, LLC shall conduct a self-inspection of their activities and inspections shall be conducted on a weekly basis. Records of inspections shall be kept on site for Fire Prevention Bureau review when requested.
13. Pine trees shall be planted along the perimeter to provide a buffer and dead and/or missing trees shall be replaced promptly.
14. That the processing of pressure treated wood be done in full compliance with the EPA & DEP regulations.
15. An effective visual screen at least six feet in height shall be located and maintained around all sides of the area where junk is located such that these areas are entirely screened from ordinary view from all directly abutting properties and public ways at all times. The existing 'wood and pole' fence that was adjacent to 32 Plourde Parkway will be replaced with a 'screen-mesh and pole' fence of similar length and height. This new fence shall be properly maintained at all times, including the replacement of the 'screen-mesh and pole' should the material degrade such that an effective visual screen is no longer provided. Given that the proposed screening material represents a non-standard design with limited history on its performance, the City reserves the right to evaluate the screening integrity of the fence bi-annually and if it is determined that it no longer meets the requirements of the City Code of Ordinances, Article XII, Section 22-75(c) (1) and (2) and MRSA Title 30-A §3754-A it will need to be replaced.

CITY OF LEWISTON
RENEWAL APPLICATION
FOR AUTOMOBILE GRAVEYARD/JUNKYARD PERMIT

DATE OF APPLICATION: 8-24-20

PUBLICATION FEE: \$25.00 LICENSE FEE: \$75.00

LICENSE EXPIRES: September 30, 2021

PUBLIC HEARING DATE: SEPTEMBER 15, 2020

NAME OF BUSINESS ReEnergy Lewiston LLC

BUSINESS ADDRESS 38 Alfred A. Plourde Parkway

CITY/STATE Lewiston, ME 04240

BUSINESS TELEPHONE (207) 783-2941

NAME OF OWNER(S) ReEnergy Lewiston LLC

CONTACT PERSON/GENERAL MANAGER David McCutcheon

HOME ADDRESS 39 Field Ave

CITY/STATE Auburn, ME 04210

HOME TELEPHONE (207) 520-8234

CITY & STATE REGULATIONS

(In accordance with Title 30 A, M.R.S.A., Sections 3751 to 3760,
and Chapter 22 of the Code or Ordinances of the City of Lewiston)

Location of Automobile Graveyard/Junkyard _____

38 Alfred A. Plourde Parkway

(Street address)

How is yard "screened" - Fence? (Type) Screen & Poles Height? 15 Feet

Trees? (Type) White Pines Embankment? Earth Berm

Gully? _____ Hill? _____ Other? _____

How far is edge of "yard" from center of highway? 300 Feet

Can junk be seen from any part of highway? Yes No

Was junkyard law, requirements and fees explained to you?

Yes X No

When was last permit issued? 10-1-19

To whom? ReEnergy Lewiston LLC

How does applicant intend to dispose of tires, fuel tanks, batteries, engine lubricant, transmission fluid, brake fluid and engine coolant:

Applicant is a construction and demolition (C&D) wood processing / recycling facility and does not solicit or accept the materials listed above. It is the applicants intent to operate the facility in a manner consistent with the current license with exception of one additional condition. See attached addendum.

The undersigned certifies that all of the requirements listed below will be complied with:

1. A visual screen at least six (6) feet in height shall be maintained around all sides of the area where vehicles and junk will be located.
2. All screening & location requirements of Title 30 A, M.R.S.A., Section 3755 have been satisfied.
3. Upon receiving a motor vehicle, the fuel tank, battery shall be removed and the fuel, engine lubricant, transmission fluid, brake fluid and engine coolant shall be drained into watertight, covered containers and shall be recycled or disposed of according to all applicable Federal and State laws, rules and regulations regarding disposal of waste oil and hazardous materials.
4. All federal and state hazardous waste laws and regulations will be satisfied.
5. All required state and/or federal permits will be obtained.
6. No noise, vibration, glare, fumes or odor shall be emitted which is detectable to the normal senses from any abutting property.

SIGNED BY David C. McArthur

FOR Re Energy LLC.
(Name of Company, corporation, partnership or individual)



FIRE DEPARTMENT

Brian D. Stockdale, Fire Chief
Mark Caron, Assistant Chief

August 27, 2020

Kelly Brooks
Deputy City Clerk
City Clerk's Office
27 Pine St.
Lewiston, ME 04240

**RE: ReEnergy Lewiston, LLC, 38 Alfred Plourde Parkway. Auto Graveyard /
Junkyard 2020 Permit**

Dear Kelly,

I have no issues or concerns regarding **ReEnergy Lewiston** located at **38 Alfred Plourde Parkway** at this time that prohibits the issuance of their city license.

Respectfully,

A handwritten signature in black ink, appearing to read "Paul Ouellette".

Paul Ouellette
Certified Fire Inspector / Certified Fire Investigator
Lewiston Fire Prevention Bureau

Paul / General Files / Letters / 2020 Letters / ReEnergy Lewiston LLC Junkyard / Msw

Lewiston Fire Department, 2 College Street, Lewiston, ME 04240 • Tel. (207) 513-3002 • TTY/TDD (207) 513-3121 • Fax
(207)783-6138

Email: bstockdale@lewistonmaine.gov • mcaron@lewistonmaine.gov

Web Page: www.lewistonmaine.gov



CITY OF LEWISTON

Department of Planning & Code Enforcement

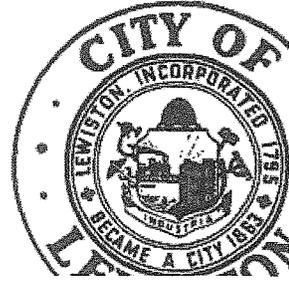
TO: City Clerks
FROM: Steve LeBrun, Code Enforcement Officer
SUBJECT: Automobile Graveyard/Junkyard Permits
DATE: September 2, 2020

Planning and Code Enforcement staff recommends the license renewal be granted for **ReEnergy Lewiston. – 38 Alfred A Plourde Parkway.**



POLICE DEPARTMENT

Brian T. O'Malley
Chief of Police



TO: Kelly J. Brooks, Deputy City Clerk
FROM: Lt. David St.Pierre, Lewiston PD
REF: Automobile Graveyard/Junkyard Permits (Renewals)
DATED: September 05, 2019

We have researched our records, and have no objections to the issuance of an automobile graveyard/junkyard permit to the following:

Re-Energy Lewiston LLC. 38 Alfred A. Plourde Pkwy

PUBLIC NOTICE

CITY OF LEWISTON

A hearing on the following Automobile Graveyard/Junkyard Permit applications will be held by the Lewiston City Council remotely via Zoom and members of the public can participate by going to <https://www.lewistonmaine.gov/2020cc...> on *Tuesday, September 15, 2020, at 7:00pm, or as soon thereafter as it may be heard*. Any interested person will be given the opportunity to be heard before final action is taken on said applications.

Grimmel's Industry, 50 River Road

ReEnergy Lewiston, LLC, 38 Alfred A. Plourde Parkway

City of Lewiston, Public Works Dept., 424-482 River Road

Maine Heavy Equipment, 1445 Sabattus Street

Dana's Garage, 193 Crowley Road

The City of Lewiston is an EOE. For more information, please visit our website @ www.lewistonmaine.gov and click on the Non-Discrimination Policy.

PUBLISH ON: Thursday, September 10, 2020

LEWISTON CITY COUNCIL
MEETING OF MONTH SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET:

AGENDA ITEM NO. 10

SUBJECT:

Continuation of Public Hearing regarding proposed amendments the Land Use Code and Map regarding the Revised Site Plan Review and Design Guidelines and the Design Lewiston Project.

INFORMATION:

At the September 1 City Council meeting, the Council approved first passage of the Land Use Code amendments pertaining to the Design Lewiston project and voted to continue the public hearing to this meeting for final passage. After the last meeting, the staff reviewed some proposed changes with the City Attorney who raised some questions regarding the proposed changes for variances and modifications to space and bulk standards.

In order to allow additional time for review and drafting of revised language, the staff is requesting that the public hearing be carried forward and continued to the next meeting.

For more information, please see the attached memorandum from David Hediger, Director of Planning and Code Enforcement.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested actions.

DAD/kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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To continue the public hearing of the proposed amendments to the Land Use Code and Map regarding the Revised Site Plan Review and Design Guidelines to the next regularly scheduled City Council meeting.



CITY OF LEWISTON

Department of Planning & Code Enforcement

TO: Mayor Cayer and City Council

FROM: David Hediger, Director of Planning and Code Enforcement

DATE: September 10, 2020

RE: Request to continue Final Passage of proposed amendments to the Land Use Code and map regarding the Revised Site Plan Review and Design Guidelines

Staff is requesting that the Final Passage of the proposed amendments to the Land Use Code and map regarding the Revised Site Plan Review and Design Guidelines be continue to the next regularly scheduled meeting on October 6, 2020. As the Council is aware, the amendments presented at the September 1st meeting are part of a larger amendment including new design standards. As part of this amendment process, staff worked to draft language that creates incentives and flexibility that supports infill development as well as clarifying unclear portions of the zoning ordinance. Given the legality of some of these changes with respect to state statutes, specifically variances and modifications of space and bulk standards, we requested the City Attorney to review Articles VI, VII, VIII and IX. This week, we received their final comments and there is a need for staff to review and revisit some of the language initially acted upon by the Council and Planning Board.

Therefore, staff is requesting Final Passage be continued. This will provide staff the opportunity to determine what changes are needed. If they are minor in nature, this will allow the Council to move forward with the second hearing and final passage at the next meeting. However, if it is determined the changes are significant, staff will advise the Council of the need for a new public hearing and first passage. Either outcome delays the adoption process. However, the City is in a better position to have the ordinance reviewed now than having to defend or be challenged later on language deemed questionable.

Staff did consider whether to request the Council to move forward with adopting other sections of the proposed amendments not impacted by the legal review. However, given how intertwined the language of the zoning ordinance is, staff's recommendation is to delay any action at this time and have the Council adopt all the changes as a single request.

LEWISTON CITY COUNCIL

MEETING OF SEPTEMBER 15, 2020

AGENDA INFORMATION SHEET: AGENDA ITEM NO. 11

SUBJECT:

Public Hearing and Approval for Amendments to the General Assistance Policy for annual authorization of eligibility amounts.

INFORMATION:

Each year, the City is required to review, and amend if necessary, the maximum amounts of assistance issued by the City for residents in need. The City Council is required to adjust the maximums allowed for general assistance as well as the maximum amounts allowed for food and housing. These amounts are set by the Department of Housing and Urban Development guidelines and the current Thrifty Food Plan.

The recommended amounts for the City of Lewiston are included in the attached material on the three pages entitled "General Assistance Policy". The State's recommended changes to the eligibility amounts have been incorporated into this document (language for removal is struck out and proposed new language in underlined). As noted in the memorandum from Social Services Director Elaine Brackett, the amounts for utilities, heating fuel, personal care, mileage rate and funeral maximums have not changed. Categories for food, housing and overall maximums are recommended for increases.

APPROVAL AND/OR COMMENTS OF CITY ADMINISTRATOR:

The City Administrator recommends approval of the requested action.

DAD/Kmm

REQUESTED ACTION:

1	2	3	4	5	6	7	M
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That the maximum amounts allowed for general assistance and the maximum amounts allowed for food, housing, personal/household supplies, utilities, heating fuel, clothing, transportation and funeral expenses in the General Assistance Policy, for persons eligible to receive assistance in accordance with the standards of eligibility, be adopted as presented, in accordance with HUD guidelines and the current Thrifty Food Plan.

(NOTE: Amended items in the attached Policy are underlined, deleted items have ~~strikeouts~~.)



SOCIAL SERVICES DEPARTMENT

Director Elaine Brackett

MEMORANDUM

TO: Mayor Cayer and Members of the City Council

FR: Elaine Brackett, Social Services Director

RE: G.A. Maximums

DT: September 15, 2020

Enclosed are the General Assistance Maximums – appendices A-H. Appendices D (Utilities) E (Heating fuel) F (Personal care) G (Mileage Rate) and H (Funeral Maximums) have not changed.

Appendices A (Overall maximums), B (Food maximums) and C (Housing maximums) have increased.

The maximums are effective October 1, 2020 through September 30, 2021.

DHHS requires verification annually that the municipality has adopted the maximums. Adoption of the new Appendices (A, B & C); the General Assistance program will be in compliance for receipt of the 70% reimbursement from the State.

GENERAL ASSISTANCE POLICY

As provided by Chapter 46 of the Code of Ordinances, the City Council hereby establishes the following allowed maximum amounts for food, housing, personal/household supplies, utilities, heating fuel, clothing, burial, cremation, and transportation expenses for persons eligible to receive assistance in accordance with the standards of eligibility.

MAXIMUM AMOUNTS

The total maximums allowed for general assistance, which are 110% of HUD guidelines, (10/01/2020- 09/30/2021), are:

No. in Household	Weekly	Monthly
1	168.60 <u>172.00</u>	725.00 <u>741.00</u>
2	182.09 <u>186.00</u>	783.00 <u>798.00</u>
3	234.19 <u>238.00</u>	1007.00 <u>1025.00</u>
4	294.19 <u>299.00</u>	1265.00 <u>1287.00</u>
5	373.49 <u>380.00</u>	1606.00 <u>1633.00</u>
6	390.93 <u>397.00</u>	1681.00 <u>1708.00</u>

Additional persons in the household will be budgeted at \$75.00 per person per month.

FOOD (Effective 10/01/2020– 09/30/2021)

The maximum amounts allowed for food are:

No. in Household	Weekly	Monthly
1	45.11 <u>47.44</u>	194.00 <u>204.00</u>
2	82.55 <u>86.98</u>	355.00 <u>374.00</u>
3	118.37 <u>124.42</u>	509.00 <u>535.00</u>
4	150.23 <u>158.14</u>	646.00 <u>680.00</u>
5	178.60 <u>187.67</u>	768.00 <u>807.00</u>
6	214.18 <u>225.35</u>	921.00 <u>969.00</u>
7	236.74 <u>249.07</u>	1018.00 <u>1071.00</u>
8	270.69 <u>284.65</u>	1164.00 <u>1224.00</u>

Additional persons in the household will be budgeted at \$146 153 per month. The administrator will exceed the above maximums when necessary for households having members with special dietary needs. The administrator may require a doctor's statement.

GENERAL ASSISTANCE POLICY

HOUSING (Effective 10/01/2020- 09/30/2021)

The maximum amounts allowed for housing are:

Unheated	Weekly	Monthly	Weekly	Monthly
Efficiency	133.00	<u>137.00</u>	574.00	<u>587.00</u>
1 Bedroom	137.00	<u>140.00</u>	591.00	<u>603.00</u>
2 Bedroom	177.00	<u>181.00</u>	763.00	<u>779.00</u>
3 Bedroom	224.00	<u>230.00</u>	965.00	<u>990.00</u>
4 Bedroom	288.00	<u>295.00</u>	1240.00	<u>1267.00</u>
Heated	Weekly	Monthly	Weekly	Monthly
Room	100.00		430.00	
Efficiency	156.00	<u>160.00</u>	671.00	<u>688.00</u>
1 Bedroom	167.00	<u>171.00</u>	719.00	<u>736.00</u>
2 Bedroom	216.00	<u>222.00</u>	929.00	<u>953.00</u>
3 Bedroom	273.00	<u>280.00</u>	1174.00	<u>1203.00</u>
4 Bedroom	348.00	<u>356.00</u>	1497.00	<u>1530.00</u>

Housing rates apply to rooms, efficiencies, apartments, shelters and mortgage payments. Room should include everything except kitchen and bathroom facilities. Efficiency should include kitchen and bathroom facilities.

Applicants requesting assistance for housing that contains more bedrooms than are necessary for the number of household members will be provided assistance according to the maximum level for the number of rooms actually needed.

PERSONAL/HOUSEHOLD SUPPLIES

Expenses for ordinary personal and household supplies will be budgeted and allowed according to the applicant's actual need for these items, up to the maximums below.

No. in Household	Weekly	Monthly
1-2	\$ 10.50	\$ 45.00
3-4	11.60	50.00
5-6	12.80	55.00
7-8	14.00	60.00

Additional persons will be budgeted at \$5.00 per month.

GENERAL ASSISTANCE POLICY

When an applicant can verify expenditures for the following items, a special supplement will be budgeted as necessary for households with children under 6 years of age for items such as cloth or disposable diapers, laundry powder, oil, shampoo, and ointment up to the following amounts:

No. of Children	Weekly	Monthly
1	\$ 12.80	\$ 55.00
2	17.40	75.00
3	23.30	100.00
4	27.90	120.00

UTILITIES – ELECTRIC (Effective 10/01/2020– 09/30/2021)

The maximum amounts allowed for utilities are:

without hot water No. In Household	Weekly	Monthly
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

Additional persons will be budgeted at \$7.50 per month

with hot water No. In Household	Weekly	Monthly
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

Additional persons will be budgeted at \$10.00 per month

GENERAL ASSISTANCE POLICY

HEATING FUEL

The maximum amounts allowed for heating fuel are:

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

CLOTHING

Clothing will be budgeted at \$20.00 per person per month when the general assistance administrator finds it necessary to authorize clothing.

BURIAL

The maximum amount of general assistance granted for the purposes of burial is \$1,475.00, with additional payments, where there is an actual cost, for the wholesale cost of a liner if the cemetery bylaws require one, the opening and closing of the gravesite, 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, or in a cemetery that donates the lots to the city, the cost of the cemetery lot in any other cemetery will not be paid by the municipality.

CREMATION

The maximum amount of assistance granted for a cremation shall be \$1,025.00, with additional payments where there is an actual cost, for the wholesale cost of a liner if the cemetery bylaws require one, and a cremation 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, or in a cemetery that donates the lots to the city, the cost of the cemetery lot in any other cemetery will not be paid by the municipality.

TRANSPORTATION

This municipality adopts the State of Maine travel expenses reimbursement rate as set by the Office of the State Controller. The current rate for approved employment and necessary medical travel etc. is 44 cents per mile.

PENALTY - Confidentiality of information

A civil penalty of not less than \$30.00 nor more than \$100.00. Note: This penalty is outlined in the City Code of Ordinances Chapter 46 General Assistance, Article I In General.