

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

July 13, 2004

Minutes of the special City Council meeting held Monday, July 12, 2004 at 7:00 p.m., Council Chambers, City Center.

All members of the Council were present; Mayor Dowling presided.

Public Hearing - Amendment to the Development Program
(Order #109)

Public comments were held on items listed on the agenda.

NEW BUSINESS

HAS BEEN READ AND PASSED, AS AMENDED, TWO READINGS WAIVED

110 BE IT ORDERED ORDAINED, That no owner, lessee or operator of a gravel pit or other property upon or under which mining or mineral extraction occurs, or has occurred at anytime, may expand any existing use, formerly existing use or footprint of operation or begin any new mining activities, for a period of 180 days.

This Order applies regardless of whether the operation is, or has been, licensed under State or other law.

Yeas: 8; Sotir, Doore, Veilleux, Foster,
Lerman, Davis, Koski, Lund

Nays: 0

HAS BEEN READ AND PASSED

109 the City of Augusta, Maine (City) designated its Mall Area Development District (the "District") and approved Program for the District (the "Development Program") by Order 338 of the City Council of the City adopted February 20, 1990. The designation of the District and the Development Program were approved by the Maine Department of Economic and Community Development (the "DECD") by letter dated March 19, 1990; and

WHEREAS, the First Amendment to the Development Program was approved by Order of the City Council of the City adopted May 13, 1992, and by the DECD by letter dated July 1, 1992; and

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED (Con't)

109 Continued

WHEREAS, the Second Amendment to the Development Program was approved by Order of the City Council of the City adopted April 28, 1995, and by the DECD by letter dated June 8, 1995; and

WHEREAS, the Third Amendment to the Development Program was approved by Order of the City Council of the City adopted June 24, 1996, and by the DECD; and

WHEREAS, the Fourth Amendment to the Development Program was approved by Order of the City Council of the City adopted December 16, 1996, and by DECD by letter dated March 31, 1997; and

WHEREAS, the Fifth Amendment to the Development Program was approved by Order of the City Council of the City adopted August 26, 2002, and by DECD by letter dated January 8, 2003; and

NOW THEREFORE BE IT ORDERED, That the Development Program is hereby supplemented and amended as follows:

That \$65,000 of annual tax increment revenues being generated from Phase II of the Mall Area Development District be captured and applied toward the "Augusta Growth Fund" and used for eligible activities within the "City of Augusta Downtown Development and Tax Increment Financing District". In addition, that such funds be applied toward debt service being incurred on downtown parking facilities, an eligible activity set forth in the "City of Augusta Downtown Development and Tax Increment Financing District".

Yeas: 8; Sotir, Doore, Veilleux, Foster,
Lerman, Davis, Koski, Lund

Nays: 0

Respectfully submitted,

Barbara E. Wardwell
City Clerk