

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

September 12, 2003

Minutes of the regular City Council meeting held Monday, September 8, 2003 at 7:00 p.m., Council Chambers, City Center.

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

Public Hearing - Malt & Vinous Liquor License
Peter Lessard, Lessard's Family Restaurant LLC
(Order #109)

Public comments were held on items listed on the agenda.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND PASSED, FINAL READING

107 BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Chapter 18, section 73 Schedule of no parking, restricted parking areas, of the Revised Code of Ordinances 1990, as amended be further amended by deleting the following thereto:

Lincoln Street:

No parking on the north side between Johnson Street and Bedford Street.

BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Chapter 18, section 73 Schedule of no parking, restricted parking areas, of the Revised Code of Ordinances 1990, as amended be further amended by adding the following thereto:

Lincoln Street:

No parking on the north side between Johnson Street and Cushman Street.

Yeas: 7; Sotir, Doore, Foster, O'Brien, Davis, Koski, Lund
Nays: 0

OLD BUSINESS AND TABLED MATTERS (Con't)HAS BEEN READ AND PASSED, FINAL READING, AS AMENDED

- 105 BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Chapter 3, section 116 through 122 Mass Outdoor Gatherings, of the Revised Code of Ordinances 1990, as amended, be further amended as follows: (see attached)

Yeas: 7; Sotir, Doore, Foster, O'Brien, Davis, Koski, Lund
Nays: 0

- 106 BE IT ORDAINED, By the City Council of the City of Augusta, as follows:

That Chapter 13, section 5 Parades; permit required of the Revised Code of Ordinances 1990, as amended, be repealed and replaced with the following: (see attached)

Yeas: 7; Sotir, Doore, Foster, O'Brien, Davis, Koski, Lund
Nays: 0

NEW BUSINESSHAS BEEN READ AND TABLED

- 110 ORDERED, That the following property located at 417-423 Eastern Avenue, Augusta, Maine, Tax Map 11, Lot 128, they are declared "Dangerous Buildings" that is:

- a. structurally unsafe, and
- b. unstable, and
- c. unsanitary, and
- d. constitutes a fire hazard, and
- e. constitutes a health or safety hazard because of inadequate maintenance, dilapidation, obsolescence or abandonment, and
- f. is otherwise dangerous to life or property.

Therefore, the above-mentioned property is adjudged to be a dangerous nuisance, and shall be forthwith repaired or restored to a safe condition, or removed, or demolished within thirty (30) calendar days of the effective date of this Order. Failing said action by the building's owner, and failing the filing of an appeal with the Superior Court within the prescribed period, the City of Augusta shall act

NEW BUSINESS (Con't)HAS BEEN READ AND TABLED (Con't)

110 Continued

to cause the above-mentioned dangerous nuisance to be abated or removed in compliance with this Order. Should the City of Augusta be required to abate or remove the above-mentioned dangerous nuisance in accordance with this Order, all expenses attendant thereof shall be repaid to the City by the owner or co-owner within thirty (30) days after demand or a special tax may be assessed by the City Assessor against the land on which said building was located for the amount of such expenses and such amount shall be included in the next annual warrant to the City's Tax Collector for collection, and shall be collected in the same manner as other state, county, and municipal taxes are collected. In addition to levying a special tax, the City may recover its expenses by means of a civil action brought against the owner.

Yeas: 7; Sotir, Doore, Foster, O'Brien, Davis, Koski, Lund
Nays: 0

111 ORDERED, That the following property located at 759-761 Eastern Avenue, Augusta, Maine, Tax Map 14, Lot 2, is declared a "Dangerous Building" that is:

- a. structurally unsafe, and
- b. unstable, and
- c. unsanitary, and
- d. constitutes a fire hazard, and
- e. constitutes a health or safety hazard because of inadequate maintenance, dilapidation, obsolescence or abandonment, and
- f. is otherwise dangerous to life or property.

Therefore, the above-mentioned property is adjudged to be a dangerous nuisance, and shall be forthwith repaired or restored to a safe condition, or removed, or demolished within thirty (30) calendar days of the effective date of this Order. Failing said action by the building's owner, and failing the filing of an appeal with the Superior Court within the prescribed period, the City of Augusta shall act to cause the above-mentioned dangerous nuisance to be abated or removed in compliance with this Order. Should the City of Augusta be required to abate or remove the above-mentioned dangerous nuisance in accordance with this Order, all expenses attendant thereof shall be repaid to

NEW BUSINESS (Con't)

HAS BEEN READ AND TABLED (Con't)

111 Continued
the City by the owner or co-owner within thirty (30) days after demand or a special tax may be assessed by the City Assessor against the land on which said building was located for the amount of such expenses and such amount shall be included in the next annual warrant to the City's Tax Collector for collection, and shall be collected in the same manner as other state, county, and municipal taxes are collected. In addition to levying a special tax, the City may recover its expenses by means of a civil action brought against the owner.

Yeas: 6; Sotir, Doore, Foster, O'Brien, Davis, Koski
Nays: 1; Lund

HAS BEEN READ AND PASSED

108 ORDERED, That minutes of the City Council meeting held August 25, 2003 submitted by the Acting City Clerk be approved.

Yeas: 7; Sotir, Doore, Foster, O'Brien, Davis, Koski, Lund
Nays: 0

109 ORDERED, That the following application for a Malt & Vinous Liquor License be approved:

Peter Lessard, Lessard's Family Restaurant LLC, 807
Riverside Drive, Augusta

Yeas: 7; Sotir, Doore, Foster, O'Brien, Davis, Koski, Lund
Nays: 0

Respectfully submitted,

Linda Veilleux
Acting City Clerk