

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

January 30, 2007

Minutes of the special City Council meeting held Monday, January 29, 2007 at 7:00 p.m., Council Chambers, City Center.

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

Public comments were held on item listed on the agenda

NEW BUSINESS

HAS BEEN READ AND PASSED, AS AMENDED

016 WHEREAS previous land use projects between one and three acres in size have been processed pursuant to the City of Augusta Land Use Ordinance without undergoing major development review by Staff and the Planning Board; and

WHEREAS experience has shown that the Land Use Ordinance is inadequate to effectively regulate and prevent serious public harm for projects between one and three acres in the City; and

WHEREAS the Planning Board has recommended to the City Council that the definition of a Major Development, Section 2.2 of the Land Use Ordinance, be amended to apply to developments between one and three acres; and

WHEREAS several projects between one and three acres are currently in various stages of development for locations throughout the City; and

WHEREAS the City Council intends to hold a first reading regarding the above proposed ordinance change on February 5, 2007, and the amended ordinance would not become effective until thirty (30) days after enactment.

Council hereby ORDERS that a moratorium be enacted effective as of the date of passage by Council which would prevent applications from being received for building permits for any projects between one and three acres and prevent any building permits being issued for any projects between one and three acres unless a fully completed application has been received by the City prior to the close of business on January 26, 2007. midnight, January 29, 2007. A fully completed

NEW BUSINESS (Con't)

HAS BEEN READ AND PASSED, AS AMENDED (Con't)

016 Continued

application is defined as the submission of all necessary plans and other information required for approval of the site plan and final building permit.

This moratorium will expire in sixty (60) days from the date of passage or upon the effective date of amendment to the definition of major development, whichever occurs first.

Notwithstanding the enactment of this moratorium, preliminary plans, applications and discussions between City Staff and Developers may proceed such that major development review pursuant to the Land Use Ordinance may proceed as soon as the moratorium is lifted.

This order is effective immediately on an emergency basis rather than waiting 10 days to be effective because the proposed amended ordinance will be on the agenda on February 5, 2007 and projects are under consideration by the City.

Yeas: 8; Byron, Doore, Gomeau, O'Brien,
Rollins, Coffin, Koski, Lund

Nays: 0

Respectfully submitted,

Barbara E. Wardwell
City Clerk