

OFFICE OF THE CITY CLERK

AUGUSTA, MAINE

April 3, 2008

Agenda for the regular City Council meeting to be held Monday, April 7, 2008 at 7:00 p.m., Council Chambers, City Center.

There will be a pre-meeting of the City Council at 6:30 p.m. in Conference Room A. No Council actions are taken at pre-meetings. Pre-meetings are open to the public.

PRESENTATION - Daniel Wathen, Chair of the Lithgow Library Study Committee

PUBLIC COMMENTS ON ITEMS LISTED ON THE AGENDA.

CONSENT AGENDA - All matters listed under this item will be considered routine and will be enacted by one motion. If a Councilor wishes to discuss one (or more) item(s), Councilor may ask to have the item(s) removed from the Consent Agenda and considered individually.

- 048 Manager (Bureau of City Clerk)
ORDERED, That minutes of the City Council meeting held March 17, 2008 submitted by the City Clerk be approved.
- 049 Manager
ORDERED, That the City Council accept a donation for the Memorial Park revitalization project in the amount of \$6,000.00 from the Kennebec Savings Bank.
- 050 Manager
ORDERED, That the City Council accept from MaineGeneral Hospital a donation for the Farmers' Market at Mill Park in an amount totaling \$5,000.00.
- 051 Manager
ORDERED, That the City Council accept donations for the Viles Memorial at Mill Park in the amount of \$270.00.
- 052 Manager (Bureau of Audit Accounts)
ORDERED, That Roll of Accounts for the month of March 2008 in the amount of \$4,271,813.84 be approved.
- 053 Mayor Katz
ORDERED, That David M. Rollins be appointed to the Capitol Planning Commission; said term to expire April 7, 2009.

OLD BUSINESS AND TABLED MATTERS

HAS BEEN READ AND TABLED

131 Mayor Katz and Councilor Gomeau

WHEREAS, commercial blasting and use of explosives for purposes of quarrying mineral extraction and the production of construction materials have been occurring frequently in the City of Augusta, and whereas numerous reports of property damage resulting from such blasting have been communicated to the City, and

WHEREAS, current City of Augusta Ordinances are inadequate to effectively regulate and prevent serious public harm and property damage which may occur as a result of blasting in the City, and

WHEREAS, City Staff is aware of planned blasting in the vicinity of residential homes in the City, and

WHEREAS, the City Council has appointed a Committee to draft a new Ordinance regulating blasting, which has not completed its work, and

WHEREAS, the City Council needs additional time to complete the process of enacting a new Ordinance regulating blasting.

NOW THEREFORE, The Council hereby ORDERS that a moratorium be enacted effective as of the date of passage by Council which prohibits all commercial blasting and use of explosives for the purpose of mineral extraction, quarrying or the production of construction materials within 2000 feet of a residence.

This moratorium will expire in one hundred eighty (180) days from the date of passage or upon the effective date of enactment of a new Ordinance regulating blasting, whichever occurs first.

039 Councilor Rollins

WHEREAS, the 2007 Augusta Comprehensive Plan speaks generally to allowing appropriately designed commercial development on parcels adjacent to Western Avenue.

WHEREAS, the Council finds that the contract rezoning will permit the developer to present the project to the Planning Board for full review under the Major Development criteria of the Land Use Ordinance, including neighborhood compatibility;

NOW THEREFORE BE IT ORDAINED, by the City Council of the City

OLD BUSINESS AND TABLED MATTERS (Con't)

HAS BEEN READ AND TABLED (Con't)

039 Continued
of Augusta that the following contract rezoning be approved:

A portion of the lot known as Assessor's Map 84, Lot 2, as shown on the attached map entitled "Proposed Rezoning 11-13-2007" shall be Contract Zoned in accordance with Section 1.6.1(A)(iv)(b) of the Augusta Land Use Ordinance. The new contract zone shall be the Regional Business district (CC) with the following restriction: 1) Use of the lot shall be for a Hotel and Accessory Uses for the Hotel only.

NEW BUSINESS

054 Manager (Fire Department)
ORDERED, That the City Council authorize the City Manager to submit a Firefighter's Assistance Grant application in the amount of \$619,250.

BE IT FURTHER ORDERED, That the City shall provide the required 5% match from the Fire Department matching grant fund.

055 Manager (Department of Community Services)
ORDERED, That the City Council approve Smokey's Greater Shows carnival, scheduled for the week of June 15, 2008 - June 21, 2008, the necessary variances for such show to be held at the Mill Park. Smokey's will provide proof of General Liability Insurance and financial responsibility for any property damages that may occur for an amount not less than \$30,000.

056 Councilors Coffin and Doore
ORDERED, That the City Manager is authorized to convey an easement to the State of Maine, Department of Transportation, for a strip of land running along the easterly side of Stone Street for a distance of approximately 290 feet.

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,

Barbara E. Wardwell
City Clerk