

**KITTERY TOWN COUNCIL**  
**April 24, 2023**

1. Call to Order

Chair Spiller called the meeting to order at 6:00 PM.

2. Introductory

3. Pledge of Allegiance

4. Roll Call

Councilors present: Councilor Bragg, Councilor Clark, Councilor Hamm, Councilor Stevens, Vice Chair McGuire and Chair Spiller

Councilors not present: Councilor Dow

5. Agenda Amendment and Adoption

Chair Spiller cast one vote to accept agenda as presented.

6. Town Manager's Report

Town Manager reported on Outdoor Dining and Call to Artists, Memorial Day Ceremony, Freebie Barn and Bike Workshops, Annual Goals and Comp Plan Goals Report and Fiscal Year 2023 Quarter 3 Financial Report.

Upcoming Dates:

Absentee Ballot Applications Available – Town Hall and at [www.kitteryme.gov/Elections](http://www.kitteryme.gov/Elections)

Freebie Barn Community Swap and Bike Repair – April 30

Float In – May 2, Pepperrell Cove

Com Books and Big Ideas Discussion "Housing for Humans" – May 11

Community First Non-Profit Fair – May 3

Books and Big Ideas Discussion "Housing for Humans" – May 11

Books and Big Ideas Discussion "Paper Things" – May 25

Town Meeting and School Budget Validation Referendum – June 13

Councilor Stevens commented on the Town Council Goals, specifically the second goal in reference to the demands on the Town staff.

Chair Spiller commented on the Memorial Day Ceremony.  
Town Manager responded.

7. Acceptance of Previous Minutes

- March 13, 2023
- March 27, 2023
- April 10, 2023

All were in favor of accept as presented.

8. Interviews for the Board of Appeals and Planning Board.

9. All items involving the town attorney, town engineers, town employees or other town consultants or requested offices.

10. PUBLIC HEARINGS

- a.(040223-01) The Kittery Town Council moves to hold a public hearing on Title 10 – Cutts Island Lane Traffic Safety.

Town Manager gave an overview.

Thomas Bickford, 77 Chauncey Creek Road, stated that he does not see the need for a stop sign in the proposed location and suggests a yield sign at Cutts Island Lane be replaced with a stop sign. He went on to state that speed is more of an issue than a stop sign would solve and that walking or bike lanes would be helpful.

Chair Spiller read an email from Brian Early, 123 Rogers Rd, reported that he agrees with changing the yield sign to a stop sign but wants further clarification on how a stop sign on Chauncey Creek will help.

Chair Spiller moved that in accordance with Titles 30A MRS § 3001 and Town Council Charter § 214, the Town of Kittery hereby ordains amendment to Title 10 of the town code as presented. Seconded by Vice Chair McGuire.

Councilor Clark stated that he believes that the stop sign will make that area safer and supports the advice of the Police Chief.

Chair Spiller stated that speed is an issue in that area and should be looked at in the future. She also stated that she believes this is a step in the right direction for safety purposes.

Motion passes 6-0-0

- b.(040223-02) The Kittery Town Council moves to hold a public hearing on Title 12 - Camping

Town Manager gave an overview.

Chair Spiller moves that in accordance with Titles 30A MRS § 3001 and Town Charter § 2.14, the Town of Kittery hereby ordains amendments to Title 12 of the Town Code as presented.  
Seconded by Councilor Clark

Motion passes 6-0-0

## 11. DISCUSSION

- a. Discussion by members of the public (three minutes per person)

Molly Sampson, 47 Seapoint Road, stated that she hopes that Seapoint Beach closes at 11:00 PM and that camping is not allowed.

- b. Response to public comment directed to a particular Councilor
- c. Chairperson's response to public comments

Chair Spiller responded to Molly Sampson.

## 12. UNFINISHED BUSINESS -

## 13. NEW BUSINESS

- a. Donations/gifts received for Council disposition.

(040223-03) The Kittery Town Council moves to accept a donation from Margaret Mulhearn in the amount of \$25.00 to the Kittery Community Center to be deposited into account #2063.

Moved by Councilor Hamm, seconded by Councilor Clark

Motion passes 6-0-0

(040223-04) The Kittery Town Council moves to accept a donation from KMIF (Kittery Maine Improvement Foundation) in the amount of \$2,840.00, to be deposited into account #2063.

Chair Spiller asked the Town Manager to give an overview on what KMIF is.

Motion moved by Councilor Stevens, seconded by Councilor Bragg

Motion passes 6-0-0

(040223-05) The Kittery Town Council moves to accept the following donations to the Rice Public Library to be deposited into #5023.

- \$310 – Retired Navy Wives Book Club
- \$500 – Lions Club
- \$2500 – Friends of the Rice Public Library

Motion moved by Councilor Stevens, seconded by Councilor Hamm  
Motion passes 6-0-0

b. (040223-06) The Kittery Town Council moves to schedule a public hearing on May 8, 2023, on Title 12 – Beach Fires Amendments.

Motion moved by Vice Chair McGuire, seconded by Councilor Bragg

Motion passes 6-0-0

c. (040223-07) The Kittery Town Council moves to discuss a request from Nick Mercier regarding Map 10 Lot 5.

Mr. Mercier gave an overview of his request.

Councilor Clark gave his opinion on what the Town should do with the lot.

Vice Chair McGuire asked the Town Manager about the infrastructure of the lot.

Town Manager responded.

Councilor Stevens inquired about the down side of selling the lot.

Chair Spiller responded.

Councilor Clark asked Mr. Mercier about where the access would be.

Mr. Mercier responded.

Councilor Clark suggested that the Council create a policy on selling Town owned lots

Councilor Stevens agreed with Councilor Clark.

Councilor Clark suggested putting the vote on hold.

Vice Chair McGuire agreed

Chair Spiller verified that the Council agreed to put the vote on hold.

d.(040223-08) The Kittery Town Council moves to approve a pole relocation application from Central Maine Power for Pocahontas Road.

Motion moved by Vice Chair McGuire, seconded by Councilor Clark

Motion passes 6-0-0

e.(040223-09) The Kittery Town Council moves to schedule a public hearing on May 22, 2023 to amend Title 12 Shellfish Conservation.

Town Manager gave an overview on the amendments.

Motion moved by Councilor Clark, seconded by Councilor Bragg

Vice Chair McGuire asked the Town Manager when the day passes would become available.

Town Manager responded.

Motion passes 6-0-0

f. (040223-10) The Kittery Town Council moves to approve a request from Great New England Events to host a Craft Fair Festival at the Kittery Premium Outlets on the following dates.

- May 27 & 28
- July 22 & 23
- August 19 & 20
- September 2 & 3

Motion moved by Councilor Stevens, seconded by Councilor Hamm

Motion passes 6-0-0

g.(040223-11) The Kittery Town Council moves to approve a sign request from Great New England Events to place signage around town for a Food Truck and Craft Festival 5-8 days prior to the event dates and removed within 24 hours after the event dates.

Motion moved by Councilor Clark, seconded by Councilor Hamm

Motion passes 6-0-0

h.(040223-12) The Kittery Town Council moves to approve a request to place a memorial bench at the Shapleigh Track.

Town Manager gave an overview about Mr. Arthur Scott.

Motion moved by Councilor Stevens, seconded by Councilor Bragg

Councilor Stevens spoke about how wonderful Mr. Scott was.

Motion passes 6-0-0

i. (040223-13) The Kittery Town Council moves to approve a sidewalk sale request from the Kittery Premium Outlets for the following dates:

- June 10 & 11
- Aug 12 & 13

Motion moved by Councilor Stevens, seconded by Councilor Hamm

Motion passes 6-0-0

Chair Spiller asked for a moment of silence in honor of the passing of Dennis Estes, a former Town Councilor

#### 14. COUNCILOR ISSUES OR COMMENTS

Councilor Hamm spoke in regards to the support of military families attending to Kittery schools.

Councilor Bragg spoke about the following upcoming meetings for the following: Youth Ad Hoc Committee, Climate Adaption Committee, KCC Board of Directors.

Vice Chair McGuire spoke about the KCC master plan.

Chair Spiller spoke about the Kittery Land Trust Film Festival, composting at the Resource Recovery Facility, bonfires and dogs off leash at Seapoint Beach.

Chair Spiller requested that additional patrols be conducted at Seapoint.

#### 15. COMMITTEE AND OTHER REPORTS

- a.Communications from the Chairperson
- b.Committee Reports

#### 16. EXECUTIVE SESSION

## 17. ADJOURNMENT

Motion moved by Councilor Bragg, seconded by Councilor Hamm

All were in favor.

Submitted by Jillian Richards

Disclaimer: The following minutes constitute the author's understanding of the meeting. Whilst every effort has been made to ensure the accuracy of the information, the minutes are not intended as a verbatim transcript of comments at the meeting, but a refer to the video of the meeting on the Town of Kittery website.