

Town of Orrington  
Planning Board Meeting  
May 19, 2011 at 7:00 PM  
Town Hall

Present: S. Taylor, C. Green, M. Fox, C. Hydek, R. Harriman CEO. Excused: L. Morin, R. Judd.  
Absent: A. Howard. Mr. Fox made a voting member. C. Green voted by members present to assume duties of Chair. A quorum being present, and Chair seated, the meeting proceeded.

1. Call to order of Regular meeting at 7:07 PM
2. Approve Minutes of Previous Meeting: Reviewed version edited by R. Harriman CEO. Motion made, and seconded. Absent any comments the minutes were accepted by unanimous vote.
3. Public Comments: None present, nor presented.
4. Old Business

- A. Review up-date of the "Outdoor Festival Ordinance" and schedule a Public Hearing. Review and Edit draft; before Public Hearing is scheduled.

Neither the CEO nor the board have received any review comments or input from the Police Supervisor, Fire Chief or Town Manager on the ordinance revision. With short discussion it was decided that formal review and input should also be solicited from the Selectmen. It was decided that such as email requests have yielded no response from the Police or Fire departments, a formal request from the Town Manager to these departments should be made. Mr. Green also thought that the above should be provided a request to attend the next Planning Board meeting to discuss the ordinance revision such as this is not a Planning Board ordinance but a public safety ordinance and their input is material. The board members accepted two proposed additions for incorporation into the draft. Motion was made, seconded, and unanimously accepted to incorporate the proposed additions and submit a letter to the Town Manager for feedback from the above listed parties. (Fire Chief, Police Supervisor, Town Manager, and Selectmen).

5. New Business.

- A. Review Orrington Land Use Ordinance Article 4, Sec 6. Junkyards and Automobile Graveyards: Enacted in 1986. Review Title 30-A for conformance and update if needed. Review Title 29 and Automobile Recycling as it may apply to Orrington. Orrington has 5 Automobile Recyclers licensed by the State and 4 by the Town.

Mr. Hydek stated that this matter is before the board as follow-up to a previous meeting on the topic of Marc Corey's business operation and compliance with his use permit on a property that is zoned Residential but had a grand fathered use as an automobile recycler/graveyard as operated by the previous owner James Robichaud. Mr. Corey appears to be marketing his business in both local papers and his website

additionally as a scrap metal processor. (Appliance recycling, appliance removal, industrial recycling, light iron services, multi-material recovery facility, municipal recycling programs, scrap metals, used electronics, etc.) This use is not recognized nor permitted in the Town per the LUO. Uses recognized under Article 4, Section 6 are that of Junkyards and Automobile Graveyards. This section clearly stating that "Junkyards and automobile graveyards, where permitted under the terms of this Ordinance, must be approved by the Planning Board in addition to fulfilling the requirements of MSRA [sic] Title 30A, Sections 3751-3760." Mr. Hydek stated the issue at hand was not how the permit was issued by the State but the grand fathered non-conforming use permitted in Mr. Corey's site plan and permit application and his apparent expansion from this grand fathered use. Mr. Harriman pointed out that the State groups all these uses/operations under the same license. Mr. Harriman suggested that the LUO be updated to include metal recycler under Article 4, Section 6. A motion was made, seconded and accepted to add metal recycling under Article 4, Section 6. Regarding Mr. Corey's business expansion of use the Board generally felt that it might be acceptable under Article 4, Section 10 (Change of use) provided that no greater adverse impact existed over the permitted grand fathered use. Mr. Harriman was tasked with exploring whether or not the Town's Ordinance to Regulate Automobile Graveyards and Junkyards (adopted November 24, 1986) is still an active ordinance or whether it was superseded or incorporated into the LUO during one of its many revisions.

#### 6. Board Comments.

The Chair made a public recognition of Ron Hamlin's Birthday, who arrived part way into proceedings of the meeting.

#### 7. Adjourned at 8:20PM

Charles A Green 6/16/2011  
Charlie Green, Chair pro tempore June 16, 2011