

## Board of Selectmen Meeting Minutes

November 5, 2019

**Attendance:** Fire Chief-Tim Cook, Administrative Assistant- Jenna Domer, CEO-Arthur Dunlap, Chair-Ryan Fowler, Selectmen- C. Wayne Miller, RC-Troy Morse, TC/Treasurer- Patricia Patnaude and Selectmen-Ron Shorey

Chair Ryan Fowler called for the pledge of allegiance and called the meeting to order at 5:56pm.

Ryan made a motion to approve the meeting minutes of October 23, 2019 and November 4, 2019, Ron 2<sup>nd</sup> the motion and it was approved unanimously.

**Visitors-** none

### **Reports of Officers and Committees:**

**ACO-** no report

**Administrative Assistant-** Jenna presented new Norway Savings Bank documents to the BOS for signatures adding the new Tax Collector/Treasurer Patricia Patnaude to the bank account.

The topic of billing the Town of Fryeburg for plowing a portion of Smarts Hill Road was discussed. An invoice will be sent to the Town of Fryeburg in the amount of \$1,600.00 in December 2019 and again in March 2020 for the service provided by the Town of Sweden.

The date of the Annual Town Meeting was verified to be March 28, 2020 at 9am at the Town Meeting House.

The holiday Town Office schedule has been set. The Town Office will be closed on December 24 and 25, 2019 in observance of the Christmas holidays and again on December 31, 2019 and January 1, 2020 in observance of the New Year.

AA indicated all lien discharges have been completed up to date and foreclosure letters have been mailed to delinquent taxpayers.

A brief overview of the 2020 Winter Roads Budget occurred; it was tabled until the next meeting.

**CEO-** Arthur indicated the timber harvesting violation fine issued to BRD, LLC. R5-52-00 on Bridgton Road will be paid by November 15, 2019, the replanting schedule will be completed in the Spring. Selectmen Fowler inquired about the status of unregistered vehicles on two lots in Sweden. Arthur stated he will follow up with those homeowners next week.

## Town of Sweden, Maine

### CEO Monthly Activity Report – October 2019

#### 1) **Building Permits Issued**

- a) **2019-022** **U-02-01-00**
  - i) James & Aimee Heath, 47 Nevers Lane. Permit to expand cabin by 30% of its original floor space and volume. No further expansion allowed.
  - ii) Issued 10/08/2019
  - iii) Fee \$37.00
- b) **2019-023** **U-05-15-00**
  - i) Douglas Porter, 126 Wint Rd. Permit to change roof line on north side of dwelling so that it is one straight slope instead of a steeper slope dropping onto a shallower slope.
  - ii) Issued 10/08/2019
  - iii) Fee \$53.86
- c) **2019-024** **R-09-18-03**
  - i) Jolene Barker, 953 Knights Hill Rd. Issued permit to build a 28' x 36' one story dwelling on a full basement.
  - ii) Issued 10/22/2019
  - iii) Fee \$301.48
- d) **2019-025** **R-01-11-ON**
  - i) Anders Eldracher, 23 Pine Point Rd Issued renewal permit to replace permit #18/17
  - ii) Issued 10/22/2019
  - iii) Fee \$25.00

2) **RV Permits Issued**

- a) **NONE**

3) **Permit Closures**

- a) **Permit#18/17** **Map R01 Lot 11**
  - i) Melanie Eldracher-Riddlon, 105 Riddlonville Road
  - ii) Replaced with BP 2019-025 above.

4) **Violation Notices Issued**

- a) **R-05-52-00** 10-08-2019
  - i) BRD LLC, Bridgton Road. Sent notice to Scott Dillon, Forest mgr. via regular and Cert mail.
  - ii) 10/22/2019 Returned & signed green cert mail card on my desk.
  - iii) On or about 10-29-2019. Received phone call at home and discussed the requirements of the penalties. He stated that \$ fee will be sent shortly and before the 11-15-19 deadline

5) **Timber Harvesting**

- a) **R-06-22-00, -23-A, -24-00, -& -28-00**
  - i) Sean Gagnon, 217 Lee Gray Road. Harvesting 250 of 335 acres
  - ii) DACF #543912

- iii) State issued 9-26-2019
  - b) **R-08-36-00**
    - i) Jane & Colin Stevenson, Knights Hill Road. Harvesting 44 of 50 acres
    - ii) DACF #543743
    - iii) State issued 10-02-2019
  - c) **R-08-28-A**
    - i) Jason Nigel, 307 Black Mountain Rd. Harvesting 3 Of 5 acres
    - ii) DACF #546212
    - iii) State issued 10-16-2019
  
- 6) **Other**
  - a) **Julia Frederick, Mitchell & Assoc.** 10-15-2019
    - i) Looking for guidance in putting in a hot tub on a deck and building a pergola with a stationary grill. Did not give a location.
  - b) **Richard Jordan, solar power agent.** 10-15-2019
    - i) Discussed the possibility of putting in a large scale array in town. Did not say where he is looking. Told him of the ordinance business restrictions but not sure if such an item would be considered a “public utility”. Gave him Dave & Laura’s email addresses.
  - c) **Seminars** 10/29, 10-30, & 10/31 2019
    - i) Seminars sponsored by MBOIA (2) and Portland Water Dist. with LEA
    - ii) Rich McCarthy of FMO spoke and re-iterated that all construction throughout Maine Must follow the Maine Uniform Building & Energy Code (MUBEC) as of all permit issued on or after 9-19-2019
  - d) **R-02-18-00** 10-01, 10-08, 10-22-2019
    - i) Shawn Shea, Marr Road. Check on progress of foundation work for addition. Foundation is back filled and basement floor was poured on 10-22.
  - e) **R-08-33-00** 10-15-2019
    - i) Mark Lebrun, Knights Hill Road
    - ii) Jenna received call from Bill Mende about several RVs being hauled in on tote road next to him. Went to investigate and found 4 RVs on the lot. Found owners phone # and called. Told him that the RVs needed to be removed. He stated he would do so in the next couple of weeks.
  - f) **R-08-40-B**
    - i) Samuel Solish, Knights Hill Rd. Badger Realty agent, Michelle Jordan, called about possibility of subdividing this 40-acre lot. Told her it was possible but would need to get the approval from the PB.
  - g) **R-09-02-A-12** 10-01-2019
    - i) Robin Calaguero, Carson’s Way. Signed and faxed CMP form 1190
  
- 7) **Permits**
  - a) **2019**
    - i) **Permit #2019-001** **R-03-30-C**
      - (1) Frank Howell, 787 Haskell Hill Road
      - (2) Put in a 13+ Kw solar array on roof of hangar.

- (3) Issued 01-22-2019
- ii) **Permit 2019-002** **R08-37-05**  
 (1) John Lyerla, 535 Knights Hill Road  
 (2) Renewal of permit #1/17 for a house replacement for one that had burned  
 (3) Issued 02-12-2019
- iii) **Permit 2019-004** **U-05-05-0**  
 (1) Warren & Abigail DeWildt, 58 Wint Road  
 (2) Build a new house. Old camp to be removed and area occupied by it revegetated w/i 60 days of issuance of COO.  
 (3) Issued BP 3-26-2019  
 (4) 9/17/2019 Did a drive by insp of progress in building new house. Most of the shell is up.  
 (5) 1-08-2019 Did a preliminary final insp. Gave Warren a list of things that need to be completed to get a COO.
- iv) **Permit 2019-005** **R-02-18-00**  
 (1) Shawn Shea, 78 Marr Road. Building permit to put up a 13' x 32' greenhouse.  
 (2) Issued 4-2-2019
- v) **Permit 2019-008** **R-07-06-04**  
 (1) Andrew Bariteau, 418 Knights Hill Road. Building a 28' X 28' garage with living space on second floor. Also a 12' x 28' shed. Talked with him the week before about getting BP app filled out.  
 (a) Issued 4-30-2019
- vi) **Permit 2019-009** **U-05-07-00**  
 (1) Linda Hanratty, 76 Wint Road. Permit to remove a total of six trees that were hazardous and diseased or in the same location of a permitted septic system.  
 (2) Issued 5-14-2019  
 (3) 9/3/2019 Went to look at two almost dead trees. Issued modified permit to add them to this permit.  
 (4) 9/17/2019 Did rough-in insp of the shell frame. Told them to contact Prentiss for IP insp.
- vii) **Permit 2019-010** **U-05-03-00**  
 (1) Zenon Grabarek, 38 Wint Road. Building permit to put up a 26' x 26' garage and to replace existing deck 16' X 47'.  
 (2) Issued 5-14-2019
- viii) **Permit 2019-011** **R-07-31-00**  
 (1) Mike Welsher, 39 Waterview Drive. Building a 17' x 32' barn with a 17' x 24' loft and a 9' x 32' lean-to.  
 (2) Issued 5/28-2019
- ix) **2019-013** **R-09-13-02**  
 (1) Dan Simpson, 369 Knights Hill Road. Build a 16' x 32' barn with a loft.  
 (2) Issued 6-25-2019
- x) **2019-014** **U-05-07-00**  
 (1) Linda Hanratty, 76 Wint Road. Demolish existing dwelling and build a new one in the same location with PB approval.  
 (2) Issued 6-25-2019

- (3) 7-09-2019 Contractor stated that the old structure is down and that surveyor is out marking the location of the placement of the new structure so that it will be in the same place. New structure under const in old building location.
- (4) 9/17/2019 Did a rough in insp of the building framework. All set. Prentiss is supposed to look over plumbing tomorrow.
- (5) 9/24/2109 Reviewed permitted IP permit.
- xi) **2019-015** **R-02-18-00**
  - (1) Shawn Shea, 78 Marr Road. Renovate spa and utility area into a “dining hall” and build an addition for entertaining and guest rooms. Construction involves about 10,455 sq. ft.
  - (2) Issued 6-25-2019
  - (3) 9-03-2019 Stopped by to check on progress of foundation. Still working on it.
  - (4) 9/24/2019 reviewed permitted sswd.
- xii) **2019-016** **R-08-28-A**
  - (1) Jason Nigel, 307 Black Mountain Road
  - (2) Build a 24’ x 36’ detached garage and replace deck on dwelling with one 14’ x 18’
  - (3) Issued 7-09-2019
- xiii) **2019-018** **R-09-02-A-12**
  - (1) Francis Calaguero, Carson Way. Came in to get BP to build a new house.
  - (2) Issued 8/27/2019
- xiv) **2019-019** **R-07-05-B**
  - (1) David Trudeau, Jr. 428 Knights Hill Rd. Build a 29’ x 44’ Quonset style storage building.
  - (2) Issued 8-27-2019
  - (3) 9-10-2019 Trudeau dropped off revised elevation plan.
- xv) **2019-020** **R-09-18-03**
  - (1) Jolene Barker, 953 Knights Hill Road. Came in to get BP for small shed on her newly created lot.
  - (2) Issued 8-27-2019
  - (3) 9/24/2019 Signed Form 1190 for CMP service.
- xvi) **2019-021** **U-04-08-00**
  - (1) Scott Dalrymple & Stephanie Loiacono, 76 Keyes Pond Rd. Received email about caterpillar infestation in birch cluster along waterfront. Went to inspect and issued permit to remove them. Required replanting of saplings.
  - (2) Issued 9/10/2019
- xvii)

b) **2018**

- i) **Permit #2018-018** **R-04-33-A**
  - (1) Peter Mochak. 60 Tapawingo Road.
  - (2) New detached garage
  - (3) Issued 5-17-2018
- ii) **Permit #2018-020** **U-01-11-0**
  - (1) Roderick Scott, 82 Plummer School Rd.
  - (2) New single family dwelling. Log cabin shall be for storage only. Lot coverage meets requirements.

- (3) Issued: 5-29-2018
- (4) Cancelled BOA request for hearing. Road width issue resolved.
- (5) 6-19-2018 received a form 1190 for the construction of Rod Scott's house.
- iii) **Permit #2018-022** **R-05-41-0**
  - (1) Sweden Historical Society, 147 Bridgton Road
  - (2) Replace back wall of old Selectmen's brick building.
  - (3) Issued 6-26-2018
- iv) **Permit #2018-026** **U-06-05-0**
  - (1) Joseph Dioro, 28 Flint Rd.
  - (2) Went with Lenny Lavoie to look over three pine trees that are dying for disease and/or infestation. Issued permit to remove them and also a dead birch stump.
  - (3) Issued 7-10-2018
- v) **Permit #2018-028** **U-08-28-A**
  - (1) Pam Bartlett, 68 Pine Point.
  - (2) Processed BP for vegetation removal within shoreland zoning. Remove one diseased oak tree leaning into neighbor's property and driveway.
  - (3) Issued 8-14-2018
- vi) **Permit #2018-031** **R-03-30-C**
  - (1) Damon Builders in to get BP for 1,920 SF barn for Frank Howell, 787 Haskell Hill Road.
  - (2) Issued: 9-4-2018

**Cemetery Sexton-** AA shared with the BOS the request from Cemetery Sexton Janet Mahannah for Cemetery funds in 2020. (request below)

Request for Sufficient Funding in 2020 for Sweden's Cemeteries Submitted by Janet Mahannah, Sexton

In 2019, minimum requirements for the care of cemeteries (see law Excerpt 1, below) resulted in a total cost to the town of \$2150. This does not include work done by several town residents to clean up sporadically at the beginning of and throughout the season, so it represents the absolute minimum required. Maine law (Excerpt 2, below) also establishes the requirements to keep headstones and monuments of veterans in good repair. During the winter two years ago, most likely due to plowing after a heavy snow, a veteran's gravestone was broken (see photo). The stone, located in Flint Cemetery on Bridgton Road, is that of Charles Flint, veteran of the Civil War. In addition, the adjacent stone, that of his wife, was pushed over. It is requested that the town provide a total of \$2,500 in 2020 for the maintenance of the cemeteries, which includes the cost of repairing these two stones. I have consulted with a gravestone restoration expert in Brownfield who has estimated the total cost of repairing the two stones in Flint Cemetery at \$325 (\$150 for the veteran's stone; \$175 for the adjacent stone). See an example of one of her repairs on the next page.

Maine Revised Statutes relating to the care of cemeteries (13§1101): Excerpt 1: "To the best of its ability given the location and accessibility of the ancient burying ground, the municipality in which an ancient burying ground is located may keep the grass, weeds and brush suitably cut and trimmed from

May 1st to September 30th of each year on all graves, headstones, monuments and markers in the ancient burying ground.” Excerpt 2: “A municipality, cemetery corporation or cemetery association owning and operating an ancient burying ground shall...keep the grave, headstone, monument or marker designating the burial place of any veteran of the Armed Forces of the United States in that public burying ground in good condition and repair from May 1st to September 30th of each year.”

Definition: "Ancient burying ground" means a private cemetery established before 1880.

Flint Cemetery Gravestones of Charles W. Flint (1826-1898) Sarah F. Flint (d 1853, 27 yrs), his first wife

**Clerk-** AA presented on behalf of the Town Clerk a Town Meeting House Rental Agreement for the SVFD for their Christmas Party.

AA presented an appointment for Patricia Patnaude as Constable to the BOS. Ryan made a motion to appoint Patricia Patnaude as Constable for the Town of Sweden, Ron 2<sup>nd</sup> the motion and it was approved unanimously.

**Fire Chief-** AA asked the SVFD for their assistance in taking down the Town flags after Veteran’s Day.

The SVFD has received a donation from the Town of Denmark of a 1998 Ford Expedition, Ryan signed the bill of sale so that the car could be registered for the Town.

Engine #4 is pumping at factory specifications. All engines have had pump tests.

**Road Commissioner-** Troy indicated a culvert at 234 Plummer School Road is raised and it needs to be replaced. AA inquired with RC as to the status of load tickets in order to pay invoices for paving and for other invoices. He stated he will provide them ASAP. AA reminded the RC to plow away from the Town Meeting House in order to maintain access to all door exits for fire code. AA inquired as to the status of the completion of all Summer Roads work and that all invoices should be submitted by November so that a determination of what funds need to be taken from LRAP for paving.

#### 11/5/19 ROAD COMMISSIONERS REPORT

1. PAVING Tappawingo Road got paved and looks good they also did some driveway aprons on Ledge Hill where we replaced culverts.

2. WINTER SAND We have started putting winter sand up should get it in a couple more days

3. PLUMMER SCHOOL CULVERT

4. WE HAVE ANOTHER CULVERT TO BE REPLACED ON PLUMMER SCHOOL DRIVEWAY IT WILL COST AROUND \$1500.00

**Tax Collector/Treasurer-** Ryan made a motion to sign the Warrant dated November 5, 2019 and the payroll Warrants, Wayne 2<sup>nd</sup> the motion and it was approved unanimously.

**Old Business-** AA indicated the Town Meeting House side door and part of the trim was replaced. After installation the contractor under direction of Dan Drew indicated the door would not lock. The BOS asked the AA to contact Mr. Drew to have this corrected.

**New Business**- none

**Communications and Correspondence**-

- Letter received from Community Health and Counseling Services regarding Sweden's 2019 contribution dated October 24, 2019
- Letter received from The Lifelight Foundation regarding Sweden's 2019 contribution dated October 24, 2019
- Correspondence from Attorney Sue Pilgrim, MMA regarding Town Meeting Warrant articles dated October 31, 2019.
- Email from Attorney Leah Rachin regarding correspondence with the Sweden Planning Board Attorney Ann Freeman, Esq. dated November 5, 2019.

Ryan made a motion to go into Executive Session per 1 M.R.S.A. Sec. 405 (6) (A) to discuss personnel matters in regards to communication received from an Attorney representing the Sweden Planning Board and to respond via legal communication and legal communication from Attorney Sue Pilgrim from MMA at 7:03pm , Wayne 2<sup>nd</sup> the motion and it passed unanimously.

Ryan made a motion to exit Executive Session at 7:40pm, Ron 2<sup>nd</sup> the motion and it was approved unanimously.

Ryan made a motion to adjourn at 7:41pm, Wayne 2<sup>nd</sup> the motion and it was approved unanimously.

Respectfully submitted,

Jenna Domer  
Administrative Assistant