TOWN OF KENNEBUNK

CONSERVATION AND OPEN SPACE PLANNING COMMISSION

REGULAR MEETING 1/4/2016

MINUTES

I. CALL TO ORDER

On January 4, 2016 at 6:15 p.m. in Room 306 of the Town Hall, Ellen Wolf, Chairman of the Conservation and Open Space Planning Commission for the Town of Kennebunk, called to order the Regular Meeting.

Present: Ellen Wolf, Chair; Nick Branchina, Vice Chair; Jen Shack

Next meeting: Tuesday January 19, 2016 @ 6:00pm

February meetings: Monday February 1 @ 6:00 pm
Tuesday February 16 @ 6:00

II. MINUTES

The Chair presented the following minutes for approval:

1. December 7 2015
2. December 21 2015

The minutes of December 7 2015 were unanimously accepted as read.

The minutes of December 21 2015 were accepted as amended.

III. DISCUSSION ABOUT SEPTIC SYSTEMS

There are 2 alternatives for housing subdivisions that cannot be connected to the Town Sewer System.

1. An individual sewer system for each dwelling
2. A modified Sewer Plant such as the one currently existing in Kennebunkport & serving a 35 condo development. Currently, the Kennebunkport modified sewer plant is expensive and has both maintenance and management issues

Perc tests measure the absorption rate for septic systems. This helps with the placement of septic systems relative to wells. During the Thompson Road site walk, the developer said he planned to hook up to Town water but he hasn't put that in writing yet.

COSPC decided not to recommend advanced septic systems to the Planning Board as the technology is still too costly and inefficient.

**Wolf will meet with the Town Engineer about the Emmons Road culverts, our decision about septic systems and the possible Town water hook-up by the Thompson Road development.

IV. BUDGET FY 2016

The Conservation and Open Space Planning Commission voted unanimously to approve the following expenses for FY2016:

$2000.00 for Pest Management Ordinance development

$2000.00 for water testing on Kennebunk Rivers

V. PEST MANAGEMENT ORDINANCE DISCUSSION

The following items represent concerns and questions that Commission members have about the alternative Ordinance we are currently considering:

A. Every commercial pesticide applicator must be trained and licensed by the State of Maine
   1. Applicators must show license.
   2. Should 'Organic' & 'Synthetic' applicators be held to the same Town standard?
   3. If they are considered 'equal' since they have the same goals, would this Ordinance discourage people from choosing 'organic' applicators?
   4. Is one of our goals to encourage 'organic' products?
   5. Need a definition of 'applicator'. 'Commercial' vs. '?' and 'organic'.

B. Each applicator must apply for a 'Permit for Spraying ' at Town Hall
   1. Does an applicator get a Permit for each day, for a season, etc?
   2. Who at Town Hall will be in charge of record keeping, compliance with the ordinance?
   3. Are all current Permits based on Ordinances?

C. The Permit will cost (?) for :
   1. Pay per day, per place, per address (condos?)?
   2. Penalty for non-compliance?

D. The applicator will submit to Town Hall a list of all active synthetic and/or organic chemicals for each place to be sprayed that day per address.
   The applicator will supply each dweller and each abutter with a list of the active synthetic and/or organic chemicals and the possible effects on people & animals.
   1. Should organic and synthetic applicators have the same process?
   2. Should dwellers and landlords (owners) get the list of chemicals and how it could affect them?
   3. Abutters should be notified just as they are when a neighbor has a permit for construction
   4. A list should be posted for renters/condo owners to see

E. All synthetic chemicals must be EPA approved
   1. Can individuals apply synthetic pesticides?
   2. We must write the Ordinance in context of selling it to the Board of Selectmen
   3. Who notifies abutters?

F. The applicator would be required to:

1. Post warning signs at least 48 hours prior to application and left in place for at least 72 hours after actual application or until expiration of the restricted entry interval or re-entry time indicated by the pesticide label, whichever is longer.
2. All signs required shall be at least 5 inches high and 4 inches wide. Signs shall be attached to the upper portion of a stake or other supporting device so that the bottom of the sign is not less than 12" and the top of the sign is not more than 48" above the ground. The signs shall be of rigid weather resistant material substantial enough to be easily read for at least 72 hours when placed outdoors.
3. All notification signs must be light colored with dark, bold letters. They shall be conspicuous and clearly legible. The signs must bear the following information, by State law:
    - The word "CAUTION" IN 72 POINT TYPE
    - The words "PESTICIDE APPLICATION" in 30 point type or larger
    - The chemical and trade name of the pesticide
    - Any re-entry precautions from the pesticide labeling
    - The name and telephone number of the company applying the pesticide
    - The date and time of the application
    - A date and/or time to remove the sign

G. COSPC major concerns
1. Ordinance must propose a concrete approach and be manageable
2. Is this a lot of effort for not much change in behavior by the public?

VI. ASSIGNMENTS

**Wolf will ask Barry: about meeting with the BOS sub-committee on Ordinances and, to find out if CMP is required to obey Town ordinances

**Branchina will: find list of abutters on CMP land in Kennebunk and, bring in his copy of the Stantec Report for Wolf to copy

**Shack will write a draft for the Tax newsletter for COSPC to review

VII. DISCUSSION ABOUT LIST OF CONTACTS

We decided that we would wait until we have evolved a good presentation before we make any contacts with our assigned list.

The Commission adjourned its meeting at 7:46 p.m.

Ellen Wolf, Chair

Kennebunk Conservation and Open Space Planning Commission

Minutes Approved: Ellen Wolf