

TOWN OF CRANBERRY ISLES
SPECIAL TOWN MEETING 2005

THE WARRANT

State of Maine
County of Hancock, ss.

To: A constable of the Town of Cranberry Isles, in said County

GREETINGS:

In the name of the State of Maine you are hereby required to notify and warn the inhabitants of the Town of Cranberry Isles, qualified to vote in Town affairs, to meet at the Great Cranberry Fire House, on Great Cranberry Island, in said Town on the 18th day of October 2005, at 09:00 AM to act on the following articles, to wit:

ARTICLE:

1. To elect by ballot a moderator to preside at said meeting per Title 30-A. MRSA §2525 (1)A.
2. To see if the voters of the Town of Cranberry Isles will approve use of the Maine Municipal Association's recommended Maine Moderator's Manual "Rules of Procedures" for the conduct of this meeting.
3. To see if the voters of the Town of Cranberry Isles will approve opening the floor of this Town Meeting to all non-registered citizens for the purpose of discussion only on each of the following articles of this Warrant.
4. To see if the voters of the Town of Cranberry Isles will authorize the municipal officers to appropriate from Undesignated Fund Balance up to \$35,000 for the purpose of replacing the septic system at the Islesford Elementary School.
Undesignated Fund Balance \$80,259.33
5. To see if the voters of the Town of Cranberry Isles will vote to authorize the Selectman to apply for a Shore and Harbor Technical Assistance Grant in the amount of \$24,000 (with a 25% cash or in kind contribution from the Town) for the creation of a Four Harbor Ordinance (Islesford, Great Cranberry, Sutton & Manset) and to study improving deep water access to the Islesford wharf during the fall and winter months when floats are hauled out; and if said grant is

approved, to authorize a majority of Selectman on behalf of the Town, to accept said grant funds, to make assurances, to assume such responsibilities, and to exercise such authority as is necessary and reasonable to implement the said program.

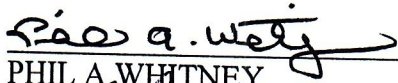
6. To see if the voters of the Town of Cranberry Isles, will vote to authorize a majority of the Board of Selectmen, on the behalf of the Town, to enter into a Multi-year contract or contracts, up to three years, on such terms and conditions as a majority of the Selectmen deem appropriate, and to take any and all actions necessary and convenient on behalf of the Town, for the purposes of implementing the "CARE OF FLOATS AND RAMPS" contracts, this vote to be original authority for the actions authorized hereby.
7. To see if the Town will vote to authorize expansion of the Board of Selectmen from three to five members. If approved by the voters, and no State prohibitions are determined, elections for the two expanded positions would take place at the 2006 Annual Town Meeting. Initial elections would select the first new position for three (3) years, and the second new position for two (2) years, to develop a staggered 2-2-1 election process over a three (3) year period. After completion of the initial terms, the terms of the two additional positions would subsequently be for three (3) years each, to conform with the positions of the other three (3) Selectmen.
8. Shall a "Street Naming and Numbering Ordinance" for Zone 1 (Great Cranberry Island) be enacted?
9. Shall an ordinance entitled "ORDINANCE FOR THE RECALL OF ELECTED CRANBERRY ISLES MUNICIPAL OFFICIALS" be enacted?
10. Shall an ordinance entitled "RECALL OF ELECTED MUNICIPAL OFFICERS OF THE TOWN OF CRANBERRY ISLES" be enacted?

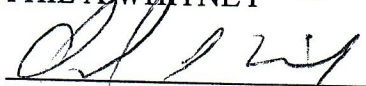
NOTICE


THE REGISTRAR OF VOTERS, DENISE MCCORMICK, GIVES NOTICE THAT SHE WILL BE IN THE TOWN OFFICE AT MAIN STREET, ISLESFORD, MAINE ON THE 11TH, 12TH, 13TH, 14TH OF OCTOBER, AND AT THE GREAT CRANBERRY FIRE HOUSE ON GREAT CRANBERRY ISLAND AT 8:45 AM ON THE DAY OF SAID MEETING FOR THE PURPOSE OF CORRECTING THE LIST OF VOTERS IN SAID TOWN.

GIVEN UNDER OUR HAND AND TOWN SEAL THIS 5TH DAY OF OCTOBER, 2005.

GIVEN UNDER OUR HAND AND TOWN SEAL THIS 5TH DAY OF OCTOBER, 2005.



PHIL A. WHITNEY


DANIEL S. LIEF


ORVILLE E. BLANK
SELECTMAN OF THE TOWN OF CRANBERRY ISLES

A true copy of the Special Town Meeting Warrant 2005

ATTEST: I, Denise McCormick, Clerk of the Town of Cranberry Isles, do hereby attest and certify this document to be a true copy of the Special Town Meeting Warrant 2005 to be placed before the voters of the Town of Cranberry Isles on the 18th of October, 2005.


Denise McCormick

CONSTABLE'S RETURN

Pursuant to this Warrant to me directed, I have notified and warned the inhabitants of said Town, qualified as therein expressed, to assemble at said time and place, and for the purpose expressed, by posting copies of this Warrant with proposed Ordinances:
"STREET NAMING AND NUMBERING ORDINANCE"
"ORDINANCE FOR RECALL OF ELECTED CRANBERRY ISLES MUNICIPAL OFFICIALS"
"RECALL OF ELECTED MUNICIPAL OFFICERS OF THE TOWN OF CRANBERRY ISLES":

- a. Great Cranberry Island Post Office
- b. Great Cranberry Island General Store
- c. Islesford Post Office
- d. Islesford, Town Office

The same being public and conspicuous places in said Town, and being at least seven (7)

days before the meeting:

Constable

Date of Posting:

Islesford: _____

Great Cranberry: _____

STREET NAMING AND NUMBERING ORDINANCE
FOR EMERGENCY SERVICES ZONE 1 (GREAT CRANBERRY ISLAND)
OF THE TOWN OF CRANBERRY ISLES, MAINE

1.0-PURPOSE

The objective of this ordinance is to provide street names and numbers for dispatch of emergency services in Zone 1 of the Town of Cranberry Isles. Emergency Services Zone 1 is the community of Cranberry Isles which is also the entirety of Great Cranberry Island. Such naming and numbering is to enhance the rapid and definitive location of structures by emergency response personnel.

The names and numbers established pursuant to this ordinance shall be the legal names and numbers for all purposes on Great Cranberry Island.

2.0-AUTHORITY

The Town of Cranberry Isles adopts this ordinance pursuant to and consistent with Municipal Home Rule Powers as provided in Article VIII, Part 2, Section 1 of the Constitution of the State of Maine and Title 30-A M.R.S.A. Section 3001.

3.0-TOWN WAYS

3.1-Naming of Town Ways

Each town way must have a unique name adopted by ordinance at Town meeting. Unique means that no two names have similar spellings or pronunciations. It is mandatory that all emergency services zones of the Town of Cranberry Isles refrain from using names already adopted by other zones.

The existing town ways are hereby assigned the following names:

- Cranberry Road (Previously commonly called Main Road)
- Shore Front Road
- Harding Point Road

-The Lane

-Dog Point Road

The name, "Cranberry Road," is reserved and assigned, beyond the current end of the town way, to any right of way proceeding toward Thrumcap.

The name "Shore Front Road" is reserved and assigned to the private way extension beyond the end of the town way.

The way serving the town gravel pit property shall be named Elwood Spurling Road.

3.2-Signing

The Town of Cranberry Isles shall erect street signs at the intersections of all town ways. The signs shall be in compliance with the MUTCD [1] standard. The sign for each town way shall be white letters on a green background.

4.0-PRIVATE WAYS

4.1-Naming Procedure

4.1.1-Requirement for Naming

Any way serving two or more residences, or otherwise occupied structures, must be named. Any way serving three or more structures requiring numbers must be named.

In addition, the Zone Fire Chief shall have the authority to, at his discretion, require naming of any private way—even one with no structures—if in his judgment naming will improve the efficiency of emergency response.

4.1.2-Notice to Name

The Zone Fire Chief shall notify the Board of Selectmen when a private way must be named. The Selectmen shall notify by letter the property owners abutting the private way that a name is required. Each notifying letter shall contain a list of the names and addresses of all the property owners being sent the notice. The property owners may negotiate among themselves however they wish. Within one year of notification, a majority of the property owners on the list must sign a letter to the Board of Selectmen adopting a name for the private way. If the name is unique and meets other requirements of this ordinance, the Board of Selectmen shall certify it as the name of that private way. Thence the structures on that way shall be numbered as required below.

If the name submitted is not acceptable, the Board of Selectmen shall send a second notice to the property owners. The procedure shall be the same as in the above paragraph, except that they now have 6 months to adopt a new name.

If no response is received to the first notice after one year, or no or an unacceptable response is received to the second notice after 6 months, the Board of Selectmen shall within 90 days assign a name to the private way. The name selection shall be at the discretion of the Selectmen.

4.2-Signing

The Town of Cranberry Isles shall erect street signs at the intersections of all town ways with private ways and at the intersections of private ways. The signs shall be in compliance with the MUTCD [1] standard. The sign for each private way shall be white letters on a red background.

If the property owner(s) at the intersection of named private ways will not grant the town an easement to erect and maintain street sign(s), then the owner(s) are responsible for procuring, erecting and maintaining said sign(s). Said signage must meet the requirements of this ordinance and MUTCD [1]. Such signage must remain in place year round.

5.0-CONTINUITY OF NAMING

Every named way must be connected to the town pier over a sequence of named ways. Should it be necessary to name some previously unattached way, then it is required that any unnamed connecting ways also be named.

At any road fork, the street name leading to the fork shall continue through the fork on one side or the other. Which side, will be at recommendation of the Zone Fire Chief to the Board of Selectmen, and will be so notified in private ways naming letters.

A single way shall have only one name. Where a private way is direct continuation of a town way, the private way shall have the same name as the town way. Should a named private way, not an extension of a town way, become a town way, it will retain its prior private way name.

6.0-NUMBERING

6.1-Interval Numbering System

An interval street numbering system is hereby adopted. Each street is divided into fixed intervals along its centerline. An odd number is assigned to the right side of the interval and an even number to the left side. The numbers are assigned in sequence from

the start of the street. The interval in which a structure falls is determined by Global Positioning System (GPS) or similar measurement of the structure location. The structure is assigned the number of the interval in which its measurement falls.

Numbering shall start at the current town pier. The numbers 1 and 2 are reserved for the pier proper. The measurements for Cranberry Road numbering shall start at the 1912 datum for "top of the sea wall" as described in the deed of the road. Starting at the pier, an odd number shall be assigned on the right and an even number assigned on the left for each 30 foot interval of Cranberry Road. The numbers shall be in sequence.

Side roads shall be similarly numbered starting at the end nearest Cranberry Road. Nearest is determined by the distance along the named access ways from Cranberry Road. The numbering interval on side roads shall be 30 feet. Numbering shall start at the intersection of the centerlines.

6.2-Structures to be Numbered

Every structure, regardless of size, that is occupied at any time for either work, residential or any other purpose shall be numbered. Every structure with over 250 sq. ft. of ground coverage shall be numbered. The Zone Fire Chief may require other structures to be numbered if, in his judgment, it would assist emergency response.

6.3-Number Assignment

The number assigned to a structure shall be that of the numbering interval that directly fronts on the main entrance of the structure. The main entrance location is the intersection of the named road centerline and the perpendicular from said centerline to the entrance. If that number is already assigned, the number of the next sequential interval shall be assigned.

If a number mounted on the structure cannot be read from the named road, then the number shall be assigned based on the intersection of the structure's driveway centerline with the road centerline.

6.4-New Structures

The location of the main entrance and/or of the driveway to the structure shall be provided on the "Town of Cranberry Isles Notification of Intention to Build" form. The location shall be determined per Section 6.3 above using GPS measurements stated in local coordinates. The accuracy shall be +/- 5 feet.

Way name and number shall be assigned to each new structure by the Code Enforcement Officer when its building permit is approved. Within 7 days, the Code Enforcement Officer shall notify the Zone Fire chief of the assignment. The number shall immediately be displayed at the construction site so that it is visible to emergency personnel on the named way.

6.5-Multiple Occupancy Structures

If the main entrances of all units face the same named street, and if said main entrances are 30 feet or more apart, then each unit shall be numbered according to the numbering segment it faces on the named street.

If the main entrance of any unit is not on the structure face facing the named road, or if the entrances are less than 30 feet apart, then the structure shall be given the number appropriate to the lowest numbered main entrance of the structure. Each unit entrance shall be assigned a sequential letter starting with "A." The letter sequence shall start with the letter, "A," at the numbered entrance. It shall proceed along the street face of the structure, thence continue in that direction around the structure.

For structures where more than one unit is served by the same entrance, the entrance numbering shall be as above. For structures where each entrance is numbered, the interior units shall be assigned a sequence of letters, starting with "A," at each entrance. For structures with lettered exterior entrances, multiple letters, in order of exterior sequence, shall be assigned at each entrance according to the number of units served by that entrance.

6.6-Number Display

Supplying, displaying and maintaining structure numbers is the responsibility of each individual property owner. Numbers shall be at least 4 inches high. They must be at least 4 feet above ground level. They shall be placed by the main entrance to the structure so as to be visible from the named street year round. Main is defined as the entrance which is normally used to enter the structure.

If visibility from the street cannot be achieved, then the number shall be placed, at least 4 feet above ground, on a sign post at the intersection of the way to the structure and the named road. The post shall be within 10 feet of the named road. If there is more than one structure served by a driveway, each structure number shall be posted in a vertical array on a single post at the driveway entrance. Additionally, the number of each structure shall be displayed on structure as required above.

For multiple occupancy structures, the numbers/numbers & letters shall be displayed at the entrance to each unit. Where multiple units are served by the same entrance, the number & letter of each unit so served shall also be displayed in a vertical array beside that entrance. For entrances not facing the named street, the numbers & letters shall also be posted in a vertical array at the corners of the structure with a directional arrow to indicate the shortest distance to that entrance.

7.0-MAINTENANCE

7.1-Audit

It is the responsibility of the Zone Fire Chief to audit street naming and structure numbering from time to time. It is his responsibility to notify the property owner or proper town official of any variance requiring action. The Chief shall maintain a log of such notices. If a cure is not effected in a reasonable period of time, he may require the Board of Selectmen to effect a cure.

7.2-Re-naming

Re-naming is highly discouraged.

If the name of a town way is to be changed, it requires a two-thirds vote of the citizens assembled at a town meeting.

If the name of a private way is to be changed, it requires a written petition to the Board of Selectmen signed by two-thirds of the property owners abutting the private way.

7.3-Sign Maintenance

It is the responsibility of the property owners to maintain the number displays to the standards of this ordinance.

It is the responsibility of the Town to maintain the street name signs at the named way intersections to the standards of this ordinance and MUTCD [1].

At private intersections where the property owner(s) have assumed responsibility for street name signage under Section 4.3 above, the property owner(s) are specifically responsible for the year round maintenance of said signs.

8.0-PRECEDENCE

This ordinance supercedes any prior ordinance naming or numbering streets on Great Cranberry Island.

9.0-SEPARABILITY

Should any part(s) of this ordinance be declared illegal by a court of competent jurisdiction, the remainder of the ordinance remains in effect.

10.0-EFFECTIVE DATE

This ordinance takes effect immediately upon passage.

[1] Manual on Uniform Traffic Control Devices, current revision at the time of use, Federal Highway Administration. The initial selection shall be 6" reflective letters on a 9" extruded aluminum sign blade.

RECALL OF ELECTED CRANBERRY ISLES MUNICIPAL OFFICIALS
ORDINANCE

SECTION 1. ESTABLISHMENT

Under MRSA Title 30-A Section 2602(6) amended Oct. 13, 1993, a town
May enact an ordinance for the recall and removal of elected municipal officials
With the exception of school board members as noted in MRSA 30-A Section
2602.

SECTION 2. APPLICABILITY

Any elected Selectman, Treasurer, Town Clerk, or Municipal Facilities
Commission member of the Town of Cranberry Isles may be recalled and
removed from office as herein provided for.

SECTION 3. PETITIONS FOR RECALL

- A. The petition for recall must contain only signatures of the registered voters
Of the Town of Cranberry Isles, equal to ten percent (10%) of the number of
Votes cast in the last Gubernatorial election but in all cases no less than
Ten.
- B. The petition shall be addressed to those members of the Board of Selectmen
Having no interest in the subject matter of the petition.
- C. The petition shall state the name and office of the person whose removal is
Is being sought, and a general statement of the reasons such removal
Is desired.
- D. If recall of more than one official is being sought there shall be a separate
Petition for each official whose removal is being sought.
- E. Each page of the petition shall provide a space for the voter's signature,
Address and printed name.
- F. All petition pages thereof shall be filed as one document.

SECTION 4. CLERK'S CERTIFICATION

Within ten (10) days of receipt of the petition, the Town Clerk shall certify
The signatures contained on the petition and shall determine if the petition
Meets all of the qualifications as set forth in section 3 of this ordinance.
Should the petition be found insufficient, the petition will be filed in the
Clerk's office and the voter who filed the petition will be notified.

SECTION 5. CALLING THE RECALL ELECTION

- A. If the petition is certified by the Town Clerk to be sufficient, he or she
Will submit the same with his or her certification to the Board of Selectman
At their next regular meeting and shall notify the official or officials whose

Removal is being sought of such action.

- B. The selectman upon receipt of the certified petition shall within ten Ten (10) days time of receipt order an election by secret ballot, pursuant To 30-A MRSA Section 2528, to be held not less than 30 nor more Than 60 days thereafter, provided that a regular municipal election Will not be held within 90 days of receipt of the certified petition, in this Case the selectman may at their discretion provide for the holding of the Recall election on the date of the regular municipal election.
- C. In the event that the town Selectman fails or refuses to order an election As herein provided, the Town Clerk shall call the election to be held not Less than 30 days nor more than 60 days following the selectman's failure Or refusal to order the required election.

SECTION 6. BALLOTS FOR RECALL ELECTION

Unless the official or officials whose removal is being sought, have resigned Within ten (10) days of receipt of the petition by the Board of Selectman, The ballots shall be printed and shall read 'SHALL _____ BE RECALLED?' with the name of the official whose recall is being Sought inserted in the blank space. These ballots will then be used at the Special or regular Town Meeting called by the Selectmen to address the recall.

SECTION 7. RESULT OF ELECTION

In the event of an affirmative vote for removal, such vote shall take effect as Of recording of the vote tabulation into the records.

SECTION 8. VACANCIES TO BE FILLED

Any vacancy resulting from the removal from office under this ordinance Shall be filled in accordance with the provisions contained in the Maine State Statutes. The Board of Selectmen shall convene a Special Town Meeting Within 60 days of a vacancy by recall for the purpose of filling the vacancy. Should the vacancy occur within 60 days of an annual Town Meeting, then The vacancy shall be addressed by the voters as part of that annual meeting.

RECALL OF ELECTED MUNICIPAL OFFICERS OF THE TOWN OF CRANBERRY ISLES, MAINE

SECTION 1. ESTABLISHMENT

Under MRSA Title 30-A §2602 (6) amended October 13, 1993, a town may enact an ordinance for the recall and removal of elected municipal officials with the exception of school board members.

SECTION 2. APPLICABILITY

Any elected Selectman, Town Treasurer, Town Clerk or Municipal Facilities Commission member of the Town Of Cranberry Isles, Maine may be recalled and removed from office as herein provided for.

SECTION 3. PETITIONS FOR RECALL

- A. The petition for recall must contain only signatures of registered voters of the Town of Cranberry Isles, equal to ten percent (10%) of the number of votes cast in the last Gubernatorial election but in all cases no less than ten.
- B. The petition shall be addressed to those members of the Board of Selectmen not being the subject of the present recall petition.
- C. The petition shall state the name and office of the person whose removal is being sought, and a general statement of the reasons such removal is desired.
- D. If recall of more than one official is being sought, there shall be a separate petition for each official whose removal is being sought.
- E. Each page of the petition shall provide a space for the voter's signature, address, and printed name.
- F. All petition pages thereof shall be filed as one document.

SECTION 4. CLERK'S CERTIFICATION

Within ten (10) days of receipt of the petition the Town Clerk shall certify the signatures contained on the petition and shall determine if the petition meets all of the qualifications as set forth in section 3 of this ordinance. Should the petition be found insufficient the petition will be filed in the clerk's office and the voter who filed the petition will be notified.

SECTION 5. CALLING THE RECALL ELECTION

A. If the petition is certified by the Town Clerk to be sufficient, he or she will submit the same with his or her certification to the Board of Selectmen at the next regular meeting and shall notify the official or officials whose removal is being sought of such action.

B. The selectmen upon receipt of the certified petition shall within ten (10) days time of receipt order an election by secret ballot, pursuant to MRSA 30-A §2528, to be held not less than 30 nor more than 60 days thereafter, provided that a regular municipal election will not be held within 90 days of receipt of the certified petition, in this case the Selectmen may at their discretion provide for the holding of the recall election on the date of the regular municipal election.

C. In the event that the Selectmen fail or refuse to order an election as herein provided, the town clerk shall call the election to be held not less than 30 days nor more than 60 days following the Selectmen's failure or refusal to order the required election.

SECTION 6. BALLOTS FOR RECALL ELECTION

Unless the official or officials whose removal is being sought have resigned within ten days of receipt of the petition by the Board of Selectmen, the ballots shall be printed and shall read "SHALL _____ BE RECALLED?" with the name of the official whose recall is being sought inserted in the blank space. These ballots will then be used at the special or regular town meeting called by the Selectmen to address the recall.

SECTION 7. RESULT OF ELECTION

A 2/3 majority affirmative vote is required for recall. The vote shall take effect as of the recording of the vote tabulation into the records.

SECTION 8. VACANCIES TO BE FILLED

Any vacancy resulting from removal from office under this ordinance shall be filled in accordance with the provisions contained in the Maine State Statutes. The Board of Selectmen shall convene a Special Town Meeting with 60 days of a vacancy by recall for the purpose of filling the vacancy. Should the vacancy occur within 60 days of an annual town meeting, then the vacancy shall be addressed by the voters as part of the annual Town Meeting.