

MUNICIPAL OFFICERS' CERTIFICATION OF OFFICIAL TEXT OF TOWN OF LEBANON, MAINE TOWN MEETING ELECTION/REFERENDUM JUNE 8, 2021

To the Town Clerk of Lebanon, Maine

We hereby certify to you that the document to which we have affixed this certificate is a true copy of the official text of a document entitled "**TOWN OF LEBANON, MAINE TOWN MEETING ELECTION/REFERENDUM JUNE 8, 2021**", which is to be presented to the voters for their consideration on June 8, 2021

Pursuant to 30-A M.R.S.A § 3002(2), you will retain this copy of the complete text of the ordinance as a public record and make other copies available for distribution to the voters, and you will ensure that copies are available at the town meeting/polling places on the day of the vote.

Dated: 4/13/2021




Charles, Russell, Jr. Chair



Paul Philbrick, Vice Chair

Corinna Cole, Selectwoman

Jeffrey Adams, Selectman


Ernest "Butch" Lizotte, Selectman

**TOWN OF LEBANON, MAINE
TOWN MEETING ELECTION/REFERENDUM
JUNE 8, 2021**

REFERENDUM 1: Shall an ordinance entitled “Lebanon Adult Use Marijuana Business Ordinance (as revised June 8, 2021)” be enacted?

REFERENDUM 2: Shall an ordinance entitled “Lebanon Registered Caregiver Licensing Ordinance (as revised June 8, 2021)” be enacted?

REFERENDUM 3: Shall an ordinance entitled “Lebanon Medical Marijuana Business Ordinance (revised June 8, 2021)” be enacted?

REFERENDUM 4: Shall the Town of Lebanon vote to appropriate up to the total sum of **\$341,522.00** from the received marijuana licensing fees to be used by the Board of Selectman for the municipality’s costs associated with the license or permit procedure and enforcement per the latest approved revision of: Lebanon Adult Use Marijuana Business Ordinance, Lebanon Registered Caregiver Licensing Ordinance, or Lebanon Medical Marijuana Business Ordinance.

Selectmen recommend:	Yes	4	No	0	Abstain	1
Budget Committee recommend:	Yes	5	No	4	Abstain	0

REFERENDUM 5: Shall an ordinance entitled “Business Impact Fee Ordinance of the Town of Lebanon, Maine be enacted to fund \$ **350,000.00** for a high-capacity pumper/tanker fire truck and **\$100,000.00** for Fire Department Equipment.

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	4	No	3	Abstain	2

REFERENDUM 6: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **727,782.00** for government expenses for the town office including elections, Assessing Agent and the Selectmen wages and expenses? Insurance is now included in General Government.

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 7: Shall the Town of Lebanon vote to pay the Selectmen \$ **13.00** per hour plus expenses?

Selectmen recommend:	Yes	0	No	0	Abstain	5
Budget Committee recommend:	Yes	7	No	1	Abstain	1

REFERENDUM 8: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 17,500.00 for the operation of the Animal Control Officers and expenses?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 9: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 40,000.00 for legal fees?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 10: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 50,000.00 for the contingency fund?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 11: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 80,042.00 for the combined department budgets of Codes and Land Use (which includes code enforcement officer, planning board, appeals board and conservation commission)?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 12: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 5,116.00 for the Lebanon Recreation Department, which includes \$1,500.00 for the Annual Lebanon Festival?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 13: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 493,862.00 for the operation of the Lebanon Transfer Station?

Selectmen recommend:	Yes	4	No	1	Abstain	0
Budget Committee recommend:	Yes	8	No	1	Abstain	0

REFERENDUM 14: Shall the Town of Lebanon vote to transfer \$ 100,000.00 from the Restricted Fund Balance to be placed into a Capital Reserve Fund for modifications/improvements to the Transfer Station. All funding transferred by this vote that is not used by June 2024 will be returned to the Restricted Fund.

Selectmen recommend:	Yes	4	No	1	Abstain	0
Budget Committee recommend:	Yes	5	No	3	Abstain	1

REFERENDUM 15: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **736,756.00** for operation of the Highway Department?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 16: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **255,000.00** to place in a Paving Capital Reserve Fund for the purpose of road reconstruction and paving of Town owned public roads?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 17: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **25,000.00** to place in the Bridge Capital Reserve Fund for necessary bridge repairs and replacements of Town owned bridges?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 18: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **62,416.00** to cover the cost of Emergency Dispatching for the Emergency Services Department and for radio tower rental?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 19: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **641,914.00** for the operation, upkeep and purchase of equipment and supplies for the Lebanon Fire and EMS Department?

Selectmen recommend:	Yes	4	No	0	Abstain	1
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 20: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **1,000.00** to be placed in the Communications Capital Reserve Fund for the purpose of purchasing communications equipment for the Lebanon Fire and EMS Dept?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 21: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 12,000.00 to place in the Protective Clothing Capital Reserve Fund for purchasing Protective Clothing for Fire & EMS?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 22: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 2,000.00 to place in the Self-Contained Breathing Apparatus (SCBA) Capital Reserve Funds for purchasing Fire and EMS SCBA Equipment?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 23: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 1,500.00 to place in the Equipment Capital Reserve Fund for purchasing Fire and EMS equipment?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 24: Shall the Town of Lebanon vote to appropriate 30% of the Ambulance Billing Revenue received by the Town of Lebanon for fiscal year 2021-2022 to be placed into an Emergency Vehicle Capital Reserve Fund for purchasing emergency vehicles for the Fire Department.

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	6	No	3	Abstain	0

REFERENDUM 25: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 21,451.00 for the operation of the Martha Sawyer Community Library?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	8	No	1	Abstain	0

REFERENDUM 26: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 7,500.00 for General Assistance?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	8	No	1	Abstain	0

REFERENDUM 27: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 11,614.00 to support the following relief agencies according to the breakdown below?

<i>York County Community Action</i>	\$ 4,005.00
<i>Caring Unlimited</i>	\$ 1,809.00
<i>So. Maine Agency on Aging</i>	\$ 1,750.00
<i>York County Shelter Programs, Inc.</i>	\$ 1,000.00
<i>Kids Free to Grow</i>	\$ 250.00
<i>So. Maine Veterans Cemetery</i>	\$ 1,000.00
<i>Life Flight</i>	\$ 500.00
<i>MSAD Backpack Program</i>	\$ 250.00
<i>Ryan House Project</i>	\$ 550.00
<i>American Legion Post 214</i>	<u>\$ 500.00</u>
	\$11,614.00

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	8	No	1	Abstain	0

REFERENDUM 28: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 24,792.00 for the restoration and maintenance of cemeteries throughout the town as mandated by Maine State Law, 13 MRSA §1101 (which includes the sum of \$1,000.00 for the Memorial Day ceremony and the decoration of Veterans graves as mandated by Maine State Law, 30-A MRSA §2901)?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 29: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 8,000.00 to place in the Salmon Falls River Watershed Protection Capital Reserve Fund? This fund to be used for the protection of the Salmon Falls Watershed, which includes Northeast, Milton and Spaulding Ponds. Current protection activity is European Naiad eradication efforts.

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 30: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ 10,000.00 to place in the Building Capital Reserve Fund to included upgrades and modifications as well as large scale repairs of municipal buildings or grounds totaling \$10,000 or more?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 31: Shall the Town of Lebanon vote to raise and appropriate the sum of \$ **32,084.00** to place in the No Spray contract Central Maine Power Capital Reserve Fund?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 32: Shall the Town of Lebanon vote to set an interest rate of **1%** per state law as the rate to be paid back to taxpayers who pay amounts in excess of amounts finally assessed and authorize any such interest paid or abatements granted to be charged against the annual overlay, which is not to exceed 5% of the total assessment as per State Law (36 MRSA §506-A)?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 33: Shall the Town of Lebanon allow the Tax Collector to accept prepayment of taxes prior to the tax commitment date and to charge interest on unpaid taxes at the rate of **5% per annum**, and to set the date when taxes are committed for the fiscal year 2021/2022 (July 1, 2021 through June 30, 2022) and payable as of October 15, 2020, or 45 days from the tax commitment whichever is later and April 15, 2022?

Interest will be collected after October 15, 2021 and April 15, 2022 respective to billings due dates.

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 34: Shall the Town of Lebanon vote to place any unexpended funds from the prior year into the unassigned restricted fund-balance?

Selectmen recommend:	Yes	4	No	1	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 35: Shall the Town of Lebanon vote to authorize funding at last year's (2020-2021) level for the General Government, Emergency Services, Codes & Land Use, Animal Control, Transfer Station and Highway Departments whose new appropriation is not approved by this year's referendum vote, until such time that any new funding must be authorized before the next tax commitment?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	6	No	3	Abstain	0

REFERENDUM 36: Shall the Town of Lebanon vote to appropriate all monies received from the State for snowmobile registrations to the Lebanon Trail Riders Club for maintenance of their system or network of snowmobile trails, on the condition that those trails are open in snow season to the public for outdoor recreation purposes at no charge, and to authorize the municipal officers to enter into an agreement with the Club, under such terms and conditions as the municipal officers may deem advisable for that purpose?

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	9	No	0	Abstain	0

REFERENDUM 37: Shall the Town of Lebanon vote to transfer up to \$ 90,000.00 from the Restricted Fund Balance to fund over expenditures in the 2020-2021 fiscal year budget.

Selectmen recommend:	Yes	5	No	0	Abstain	0
Budget Committee recommend:	Yes	6	No	2	Abstain	1

REFERENDUM 38: Is the Town of Lebanon in favor of exploring the possibility of creating a Park on land given to the Town? Said land is part of the old Moody Farm held in the Shapleigh Trust and is located behind the schools adjacent to the Transfer Station. Approximate size is 17 acres. While still in the planning states, ideas to be included are a Veteran’s Memorial area, multi-use Pavilion that can be flooded to use as a skating rink, Children’s Plan area, picnic spots, large grassy areas and nature paths. Authorization is for planning costs to include a park design and associated surveys, amount to match private donations, not to exceed \$5,000.00

Selectmen recommend:	Yes	4	No	1	Abstain	0
Budget Committee recommend:	Yes	5	No	2	Abstain	1

REFERENDUM 39: Shall the Town of Lebanon authorize the Board of Selectmen to enter into a 15-year LED Conversion Agreement with Central Maine Power (CMP) to upgrade the town streetlights from the current sodium lamps to LED lamps. The conversion will be of no cost to the town with an estimated annual electricity savings expected to be approximately \$9,872.77 per year

Selectmen recommend:	Yes	5	No	0	Abstain	0
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REFERENDUM 40: CITIZENS PETITION – “Shall the Town of Lebanon vote to adopt the statutory Town Manager Plan found in MRSA Title 30-A, Sections 2631-2638. To be implemented at the beginning of the 2022/2023 budgeted fiscal year”

REFERENDUM 41: CITIZENS PETITION - Shall the Ordinance entitled “Budget Committee Establishment Ordinance” be repealed? A “yes” vote will remove the authorization and charter of the Budget Committee.

REFERENDUM 42: CITIZENS PETITION – Shall the Town of Lebanon adopt an initiated ordinance pursuant to the authority granted under the Maine Medical Use of Marijuana Act, 22 M.R.S. § 2421 et seq., and Marijuana Legalization Act, 28-B M.R.S. § 101 et seq. to completely prohibit all marijuana business establishment and facilities within the Town?

- The adopted ordinance shall not prohibit or limit the number of the following, as allowed under the provisions of the above cited statutes:
 - Registered medical caregivers
 - Personal adult use
 - Home cultivation for personal adult use

- Provisions of existing ordinance altered or abrogated by the proposal, if adopted, would be those provisions of the Town ordinances cited as the following:
 - “Lebanon Registered Caregiver Licensing Ordinance”, which regulates registered caregiver activity
 - “Medical Marijuana Business Ordinance,” which authorizes and regulates medical marijuana business and facilities.
 - “Adult Use Marijuana Business Ordinance”, which authorizes and regulates adult use marijuana businesses and facilities within the Town.

*******ADVISORY SURVERY – NON-BINDING*******

QUESTION 1: NEW BRIDGE ROAD REPLACEMENT BRIDGE

Please select one of the following style bridges you would prefer as a replacement bridge for new Bridge Road:

- A. One lane covered bridge that vehicles larger than an ambulance cannot pass over
- B. Two lane bridge that large vehicles can pass over