

To: Kimberly Garneau, a resident of the Town of Durham, Androscoggin County, State of Maine

Greetings:

In the name of the State of Maine, you are hereby required to notify and warn the Inhabitants of the Town of Durham in said county and state, qualified by law to vote in Town affairs, to assemble at Durham Eureka Community Center, 606 Royalsborough Road, Durham, Maine on Friday, April 1, 2022 at 7:45 a.m., then and there to act upon Article 1 and by secret ballot on Article 2 as set out below. (Polls shall be open from 8:00 a.m. to 8:00 p.m.) And, to notify and warn said Inhabitants to assemble at Durham Community School on Saturday, April 2, 2022 at 9:00 a.m.; then and there to act upon Articles 4 through 35 as set out to wit:

- Article 1** To choose a moderator to preside at said meeting.
- Article 2** To elect all municipal officers, school committee members, and budget committee members as are required to be elected.

~~**Article 3** To see if the Town of Durham will vote to raise and appropriate an amount not to exceed the 2021 Durham Municipal Budget for any budget articles not approved in this warrant.~~

**Note: Article 3 was removed by the Board of Selectmen. It is not relevant for an in-person Town Meeting where amendments to budget articles can be offered from the floor during the meeting.**

#### CAPITAL IMPROVEMENT ARTICLES

- Article 4** To see if the Town will vote to appropriate and transfer \$63,000 from the Fire Department Capital Fund for the purchase of Self-Contained Breathing Apparatus Airpack Replacements. *Select Board and Budget Committee recommend yes*
- Article 5** To see if the Town will vote to appropriate and transfer \$ 220,089 from the Public Works Capital fund and raise and appropriate \$21,911 for the purchase of a Tandem-axle Plow Truck.  
*Select Board and Budget Committee recommend yes*
- Article 6** To see if the Town will vote to raise and appropriate \$101,000 for Stream Crossings/Culvert Replacements on Swamp Road and Quaker Meeting House Roads. Municipal share \$101,000, State share from Stream Crossing Grant \$250,000.  
*Select Board and Budget Committee recommend yes*

**Article 7** To see if the Town will vote to appropriate and transfer \$60,000 from the Municipal Capital Account for a Market-based Revaluation.  
***Select Board and Budget Committee recommend yes***

**Article 8** To see what sum the Town will vote to appropriate and raise for the Fire Department Capital Fund for future fire apparatus expenditures.

| Select Board Recommendation |               | Budget Committee Recommendation |                 |
|-----------------------------|---------------|---------------------------------|-----------------|
| Raise and Appropriate       | <b>59,000</b> | Raise and Appropriate           | <b>\$50,000</b> |

**Article 9** To see if the Town will vote to raise and appropriate \$49,000 for the Public Works Capital Fund for future equipment purchase.  
***Select Board and Budget Committee recommend yes***

### **ORDINANCE WARRANT ARTICLES**

**Article 10** To see if the Town will vote to enact amendments to the Land Use Ordinance and Zoning Map as set forth in the document "Town of Durham, Land Use Ordinance as Adopted at Town Meeting, April 6, 2021, Proposed Revisions for Town Meeting, April 2, 2022, PART 1 – AMENDMENTS TO RESOURCE PROTECTION DISTRICT STANDARDS & BOUNDARY (Article 2 and the Official Zoning Map) to revise the Resource Protection District criteria and boundary to match the most recent natural resource inventories and replace outdated and inaccurate restrictions on property use and development.  
**Copies are available at the Town Office or online at [www.durhammaine.com](http://www.durhammaine.com)**

**Article 11** To see if the Town will vote to enact amendments to the Land Use Ordinance as set forth in the document "Town of Durham, Land Use Ordinance as Adopted at Town Meeting, April 6, 2021, Proposed Revisions for Town Meeting, April 2, 2022, PART 2 – AMENDMENTS TO ROADS (Articles 5, 6, 8, & Appendix 1) to allow driveway rather than road access to single back lots, give clear standards for approving private roads outside of subdivisions, and update the road design standards for subdivisions."  
**Copies are available at the Town Office or online [www.durhammaine.com](http://www.durhammaine.com)**

**Article 12** To see if the Town will vote to enact amendments to the Land Use Ordinance as set forth in the document "Town of Durham, Land Use Ordinance as Adopted at Town Meeting, April 6, 2021, Proposed Revisions for Town Meeting, April 2, 2022, PART 3 – AMENDMENTS TO APPEALS PROCESSES (Articles 6, 7, 8, 9, 11, 12, 14, 15, 17, & 18)" to eliminate redundant and conflicting appeals provisions and clarify the authority of the Board of Appeals to modify decisions made by other boards and town officials. **Copies are available at the Town Office or online at [www.durhammaine.com](http://www.durhammaine.com)**

- Article 13** To see if the Town will vote to enact amendments to the Land Use Ordinance as set forth in the document "Town of Durham, Land Use Ordinance as Adopted at Town Meeting, April 6, 2021, Proposed Revisions for Town Meeting, April 2, 2022, PART 4 – AMENDMENTS TO FEE SCHEDULE (Article 18)" to allow the Select Board to periodically set fees for permits and applications based on analysis of actual costs and comparison with similar towns. **Copies are available at the Town Office or online at [www.durhammaine.com](http://www.durhammaine.com)**

### **BUDGET ARTICLES**

- Article 14** To see what sum the Town will vote to raise and appropriate for the Fire and Rescue Department Budget.

| Select Board Recommendation |                  | Budget Committee Recommendation |                  |
|-----------------------------|------------------|---------------------------------|------------------|
| Raise and Appropriate       | <b>\$495,000</b> | Raise and Appropriate           | <b>\$496,153</b> |

- Article 15** To see what sum the Town will vote to raise and appropriate for the Public Works Operating Budget:

| Select Board Recommendation  |                    | Budget Committee Recommendation |                    |
|------------------------------|--------------------|---------------------------------|--------------------|
| Transfer from Revenue Funds* | \$1,007,393        | Transfer from Revenue Funds*    | \$1,007,393        |
| Transfer from Undesignated   | \$39,758           | Transfer from Undesignated      | \$39,758           |
| Raise                        | \$202,849          | Raise                           | \$224,849          |
| Total Appropriation          | <b>\$1,250,000</b> | Total Appropriation             | <b>\$1,272,000</b> |

\*Transfer \$1,007,393 from the  
Following Revenue Funds: Excise Taxes \$952,369 and LRAP (Local Roads Assistance Program) \$55,024.

- Article 16** To see what sum the Town will vote to raise and appropriate for the Administration Budget:

| Select Board Recommendation  |                | Budget Committee Recommendation |                |
|------------------------------|----------------|---------------------------------|----------------|
| Transfer from Revenue Funds* | 124,716        | Transfer from Revenue Funds*    | 124,716        |
| Transfer from Undesignated   | 40,000         | Transfer from Undesignated      | 30,000         |
| Raise                        | 305,284        | Raise                           | 293,153        |
| Total Appropriation          | <b>470,000</b> | Total Appropriation             | <b>447,869</b> |

\*Transfer \$124,716 from the following Revenue Funds: Building Permits \$20,414  
Electrical Permits \$8,210, Plumbing Permits \$8,963, Vehicle Registration 19,320,  
Delinquent Tax Interest \$32,486, Tax Exemption Reimbursement \$23,860, Town

Clerk Fees \$5,678, and Miscellaneous Revenue \$5,785

**Article 17** To see if the Town will vote to raise and appropriate **\$307,821** for Solid Waste. Funding Source: Raise \$279,131 and transfer \$28,690 from the Solid Waste Revenue Fund.

***Select Board and Budget Committee recommend yes***

**Article 18** To see if the Town will vote to raise and appropriate **\$10,300** for Bulky Waste Day. Funding Source: Raise 10,300

***Select Board and Budget Committee recommend yes***

**Article 19** To see if the Town will vote to raise and appropriate **\$969,803** for the Town of Durham's annual debt service. Funding Source: Transfer \$41,110 from fees received for EMT Emergency Ambulance Services and Raise \$928,693

***Select Board and Budget Committee recommend yes***

**Article 20** To see what sum the Town will vote to raise and appropriate for the for the following budgets: Animal Control, Assessing, Cemeteries, Conservation, Recreation and Parks, Eureka Community Center, and General Assistance.

***Select Board and Budget Committee recommend yes***

| Select Board Recommendation      |                 | Budget Committee Recommendation  |               |
|----------------------------------|-----------------|----------------------------------|---------------|
| Animal Control                   | 18,686          | Animal Control                   | 18,686        |
| Assessing                        | 21,300          | Assessing                        | 21,300        |
| Cemeteries                       | 4,950           | Cemeteries                       | 4,950         |
| Conservation, Recreation & Parks | 6,000           | Conservation, Recreation & Parks | 6,000         |
| Eureka Community Center          | 5,000           | Eureka Community Center          | 6,848         |
| General Assistance               | 600             | General Assistance               | 600           |
|                                  |                 |                                  |               |
| Transfer from Revenue Funds*     | \$7,912         | Transfer from Revenue Funds*     | \$7,912       |
| Transfer from Undesignated       | \$4,265         | Transfer from Undesignated       | \$4,265       |
| Raise                            | \$44,359        | Raise                            | 46,207        |
| Total Appropriation              | <b>\$56,536</b> | Total Appropriation              | <b>58,384</b> |

\*Transfer \$7,912 from the following revenue funds: Animal Control \$662, Cemetery Lot Sales \$200, Conservation, Park and Recreation \$6,000, and Eureka Community Center \$1,050.



- Article 21** To see what sum the Town will vote to raise and appropriate for a raise pool to be distributed through the following departments: Administration, Public Works, Fire Department, Telecommunications and the Eureka Community Center and Planning.

| Select Board Recommendation |                 |
|-----------------------------|-----------------|
| Raise                       | \$26,152        |
| Total Appropriation         | <b>\$26,152</b> |

| Budget Committee Recommendation |               |
|---------------------------------|---------------|
| Raise                           | 11,510        |
| Total Appropriation             | <b>11,510</b> |

- Article 22** To see what sum the Town will vote to raise and appropriate for the Telecommunication Budget:

| Select Board Recommendation  |                 |
|------------------------------|-----------------|
| Transfer from Franchise Fees | \$46,732        |
| Raise                        | \$7,333         |
| Total Appropriation          | <b>\$54,065</b> |

| Budget Committee Recommendation |                 |
|---------------------------------|-----------------|
| Transfer from Franchise Fees    | \$46,732        |
| Raise                           | \$0.00          |
| Total Appropriation             | <b>\$46,732</b> |

- Article 23** To see what sum the Town will vote to raise and appropriate for the Planning Board/Appeals Board/Historic District Commission Budget:

| Select Board Recommendation |                 |
|-----------------------------|-----------------|
| Transfer from Revenue Funds | \$3,200         |
| Transfer from Undesignated  | \$2,396         |
| Raise                       | \$41,825        |
| Total Appropriation         | <b>\$47,421</b> |

| Budget Committee Recommendation |                 |
|---------------------------------|-----------------|
| Transfer from Revenue Funds     | \$3,200         |
| Transfer from Undesignated      | \$2,396         |
| Raise                           | \$39,265        |
| Total Appropriation             | <b>\$44,861</b> |

### **PROPERTY TAX LEVY LIMIT**

- Article 24** To see if the Town will vote to increase the maximum property tax levy limit established by State Law, in the event that the municipal budget approved by this referendum results in a tax commitment in excess of the maximum property tax levy limit otherwise allowable.  
The levy limit is: **\$1,690,543.00**

### **BUSINESS ARTICLES**

- Article 25** To see if the town will vote to appropriate an amount not to exceed 5% of the total 2022 Net Assessment for Commitment to pay tax abatements and applicable interest granted during the 2022 fiscal year.

- Article 26** To see if the Town will vote to authorize the Select Board to seek, accept and disburse grant funds from private, state or federal agencies, for the purpose so designated in each specific grant.
- Article 27** To see what action the Town will take in regard to fixing interest on delinquent taxes and establishing a date for interest to start. Interest shall begin to accrue on all unpaid taxes forty-five days after the date taxes are committed. The interest rate on delinquent taxes shall be the maximum allowable by State Law.
- Article 28** To see if the Town will vote to leave the appointment of standing committee members and officials in the hands of the Select Board.
- Article 29** To see if the Town will vote to authorize the Select Board to dispose of town owned property which they determine is no longer needed or usable by the town, on such terms as they deem advisable.
- Article 30** To see if the Town will vote to authorize the Select Board, on behalf of the Town, to sell and/or dispose of any property acquired by tax liens and allow the Selectmen to authorize the Treasurer to waive automatic lien foreclosures when it is in the best interest of the Town.
- Article 31** To see if the Town will vote to set the interest rate to be paid by the Town on overpayment of abated taxes at 2% pursuant to 36 MRSA § 506-A.
- Article 32** To see if the Town will vote to authorize the Tax Collector or Treasurer to accept prepayments of taxes not yet due or assessed, and to pay interest thereon at an interest rate of 0% pursuant to 36 MRSA § 506.
- Article 33** To see if the Town will authorize the Select Board to resolve any disputes with parties having an interest adverse to that of the Town which do not involve the expenditure of public funds or where there are sufficient funds in budgeted accounts to allow payment of any claim which is to be settled.
- Article 34** To see if the Town will vote to authorize the Select Board to spend an amount not to exceed one third (1/3) of the budget amount in each category of the Town of Durham

2022 annual budget during the period from January 1, 2023 to the close of the 2023 annual town meeting.

**Article 35** To see if the Town will vote to authorize the Treasurer to borrow money on notes approved by at least three members of the Select Board and countersigned by the Select Board Chair, to pay for the operating costs of the Town.


Given under our hands this 22nd day of March 2022 by the Durham Select Board:



Kevin Nadeau, Chair



Rob Pontau, Vice Chair



Richard George

Marc Farrin



Todd Beaulieu