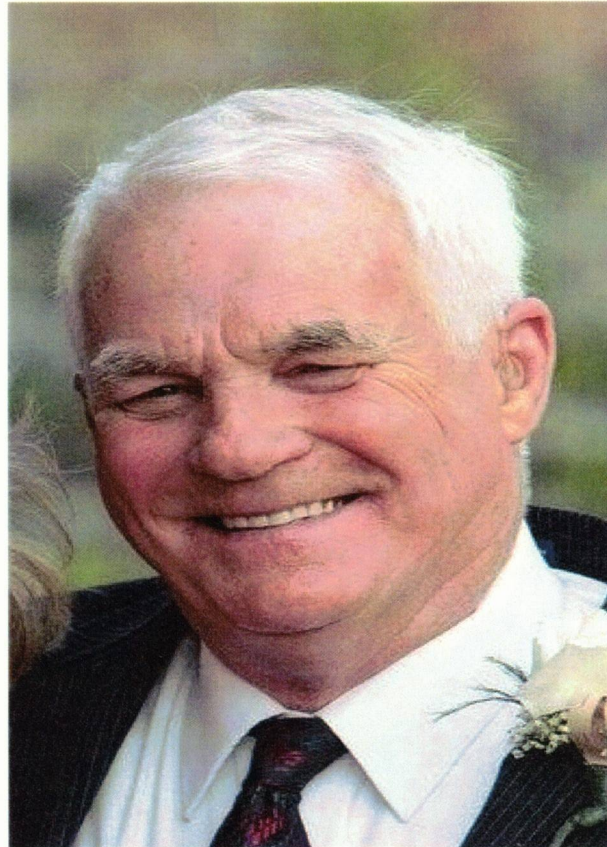


**Town of Machiasport
Annual Report
Fiscal Year 2022-2023**

**Honoring:
Burleigh (Sam Sprague)**



My career with my beloved town of Machiasport began in 1960 at age 13. I was elected by members of the Starboard Fire Department to serve as a junior fire fighter serving under Chief Richard Pettegrow. This was by far one of my proudest moments. I stayed active through the years attending meetings in the old school building in the village of Machiasport serving under Chief Allen Crowley, and later on under Michael Hinerman, and Chief David Neilsen being the last.

My next adventure started while attending a town meeting {before the Australian ballot}; someone in the audience nominated me to serve on the Board of Selectmen and when I

Town office I might add this is the same time we were dealing with the new cellular tower (that's a story for another time)

My next adventure was joining the Planning Board which I served on for several years. I served with many dedicated individuals and enjoyed meetings but due to demanding work restraints I was forced to discontinue, but I would like to add several years later I joined the Board again.

My next duty was another stint on the Board of Selectmen serving with Mike Murphy (chair) and Charles Ingalls. One thing that was most enjoyable was maintaining small tasks on the Post Office Building. I got to work with Toby Sawtelle and his crew from the Downeast Correctional Facility. They did wonders working on the buildings and grounds...Due to declining health I had to give up things I truly enjoyed but I left with many great memories.

In closing I would like to say that I am both humbled and proud to be selected for the dedication in our Town report. Thank you and God bless

Respectfully submitted,

Burleigh A "Sam" Sprague.

It has been an honor and a pleasure for the many of us who have had the opportunity to work with Sam. His dedication to his home, community and family are second to none. We thank him for his continued service, his guidance, and his leadership throughout his many roles. We take this opportunity to thank him for his time and talent he chose to share with the Town and wish him every success with his health issues.

ANNUAL REPORT
from the
MUNICIPAL OFFICERS
of the Town of
MACHIASPORT, MAINE
for the Fiscal Year

2022-2023

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IN MEMORIAM

To those who have gone before us
who we were privileged to have known,
and who have contributed
their individuality to our town.
They will be greatly missed by those who knew and loved them.

Brizee, Barthold
Crocker, Courtney
Davis, Scott
Geel, Roger
Hanson, Hazel
Holmes, Dortha Mae
Miller, Shane
Polk, Alfred
Saulnier, Judith
Shors Vaughan, Philippa
Wood, Carolyn

TOWN OFFICERS

SELECTMEN AND ASSESSORS

Brian Smith (23)

Jeffrey Davis (24)

Michael Hinerman (22)

TOWN CLERK, DEPUTY TAX COLLECTOR, TREASURER, REGISTRAR OF VOTERS

Marcia Hayward

DEPUTY CLERK, TAX COLLECTOR, DEPUTY TREASURER, DEPUTY REGISTRAR OF VOTERS

Renee Mercer

FIRE CHIEF AND FIRE WARDEN

David Nielsen

ASSISTANT FIRE CHIEFS

Justin Farnsworth

Danny Sprague

MACHIASPORT SCHOOL BOARD MEMBERS

Hillary Tibbetts (22)

Rose Williams (23)

Kirby Murphy (24)

CODE ENFORCEMENT OFFICER/PLUMBING INSPECTOR

Betsy Fitzgerald

SHELLFISH WARDEN

Gerald Crispino

ANIMAL CONTROL

Officer of the Unorganized Territories

HARBOR MASTER

Wade Day

ROAD COMMISSIONER

Rob Boynton

HEALTH OFFICER

Donna Allen

BOARDS AND COMMITTEES

SHELLFISH CONSERVATION COMMITTEE

Zach Wood Co-chair
Alex McCurdy

Whitney Stevens Co-chair
Matthew Little

David Cale

PLANNING BOARD

Robert Arseneau, Chair
Robert Mercer

Jeff Huntley

Karl Kurz, Vice Chair
Renee Mercer, Secretary

BOARD of APPEAL

Betsy Fitzgerald, Chair
Michael Murphy II

Susan West
Deborah Nielsen

SELECTMEN'S REPORT 2022

Thank you to all of our town employees, volunteers and citizens for helping to make this town a great place to live. We are blessed to live in such a beautiful place with comparatively low crime, low taxes, and a great place to raise our families. We are very appreciative of the extra time and effort put in by our town clerks, public works, and fire department for extra activities beyond the workday.

New Road Commissioner Rob Boynton and his able crew kept our roads safe all winter and we are seeking major work and repairs from DOT on both Rt. 92 and Rt. 191. With approval at a special town meeting, we have just purchased a new Ford F-600 with plowing and sanding equipment to replace the 2014 Dodge that is wearing out. New resident Gerry Crispino was hired as Shellfish Warden and volunteered for the Planning Board vacancy. He is doing a great job for the town in both positions. Congratulations to new Deputy Fire Chief Justin Farnsworth for taking on this important role. A huge thankyou to Burleigh 'Sammy' Sprague for his many years of service to the town and numerous roles.

We finally heard from Senator Collins office that our \$1.2 Million grant request for a new public works building was fully approved. We have begun research on the building plans and groundwork behind our current town office. We hope to have new fire pond and exercise track installed as well to benefit all residents of our town. We are also looking at other grants for improvements to our working waterfront and Liberty Hall area for parking.

We are still in negotiations with Maine Bureau of Parks and Lands to sell the 6-acre lot of tax acquired locked land behind Fort O'Brien School. If the sale goes through, Fort O'Brien State Park would double in size with trails open to the public and Fort O'Brien students.

The costs of doing business as a town has greatly increased this past year with gas, heating oil and electricity all doubling and still going up. We will do our every best to keep property taxes flat while still providing the best service possible under difficult circumstances. The cost of building materials and labor has jumped greatly as well so maintaining our town buildings, pier and equipment will go up.

We have our town attorney working toward an equitable solution for the Starboard Beach Road to insure a safe and well maintained right of way for the residents of Point of Maine and Starboard Creek Road. We will ensure that emergency vehicles will be able to access those area all times of the year.

We still need volunteers for the Fire Department, and anyone interested, should contact the town office. If we do not maintain a fully staffed and trained Fire Department, insurance rates could go up.

Finally, our prayers and condolences go out to families and friends that lost loved ones this past year.

Respectfully,
Your Select Board,
Jeff Davis, Brian Smith, Mike Hinerman

TOWN CLERK'S REPORT

I want to lead with the BIG story, which is: WE GOT THE MONEY!

We learned that we were awarded \$1,500,000 federal grant for the construction of a new Public Works facility, of which we will receive appx. 75%. The Town will be responsible for the additional 25% as is the case with most grant opportunities. To say we're excited is an understatement! So, while we push some paper around our desks and email documents to and from Rural Development, you will begin to see more activity advertised in the local paper and more activity behind the office!

We have submitted a second grant application to the same agency for the next fiscal year. This project will reconstruct the portion of Pettegrow Point Road near Lobster Trap. There is a drainage issue there and we are in hopes to raise the roadbed and redirect runoff. We haven't received a denial yet, so that is good news. You'll see news on this as we get it.

This year we held our first Trunk 'r Treat and Easter Egg Hunt with yard sale. We considered both successes and you will see those events popping up again. We thank all who participated by volunteering their time, talent and funds to make these activities enjoyable. We have a few new ideas percolating for the upcoming year and hope to see many of you in attendance, creating a sense of community.

We've been doing a lot of training here as well. Renee with Tax Collection and Elections and me with administering American Rescue Plan Act funds. Our heads are swimming, but we're making progress.

Beach Road has been an on-going issue for us again this year consuming a considerable amount of time and energy. Communications have become strained and lawyers engaged. This is the short road from Port Rd. to Point of Maine. The Town holds a right-of-way across private land of two individuals as a result of legal action taken many years ago. While we have heard many complaints about the installation of rocks along the roadside, we must keep the way at 16 1/2' as directed by the court's judgement. The Town does not own this road and parking is prohibited there.

We have another year in the books!

Respectfully,
Marcia L. Hayward
Town Clerk

RECORDINGS

Births

13

Marriages

8

Deaths

8

LICENSES

	2021	2022
ATVs	75	51
Boats	171	194
Dogs	77	42
Hunting & Fishing Licenses	54	61
Snowmobiles	17	31

CLAM LICENSES

Resident Commercial/Resident over Sixty	77	74
Non-Resident Commercial	6	8
Resident Student	2	3
Non-Resident Student	0	0
Resident Under 14		

ELECTIONS AND MEETINGS

July 26, 2021	Special Town Meeting
July 26, 2021	Selectmen's Meeting
August 23, 2021	Selectmen's Meeting
September 27, 2021	Selectmen's Meeting
October 25, 2021	Selectmen's Meeting
November 22, 2021	Selectmen's Meeting
December 16, 2021	Special Selectmen's Meeting
December 27, 2021	Selectmen's Meeting
January 24, 2022	Selectmen's Meeting
February 28, 2022	Selectmen's Meeting
March 28, 2022	Selectmen's Meeting
April 20, 2022	Board of Assessor's Meeting
April 25, 2022	Selectmen's Meeting
May 23, 2022	Selectmen's Meeting
June 27, 2022	Annual Town Meeting

AUDITOR'S REPORT

Stephen T. Hopkins, CPA, PC

Auditing, Accounting, and Consulting Services

214 Holmes Road / Scarborough, Maine 04074 / Phone: (207) 885 - 5038 / Fax: (207) 470 - 5050

Introduction

The following 24 pages of financial information being presented in this annual report represents only selected portions of the information contained within the complete audited financial statements of the Town of Machiasport, Maine for the fiscal year ended June 30, 2021. The following information focuses on the fund financial statements of the Town rather than the government-wide financial statements. This information is being presented for informational purposes only and should not be used for any other reason or by any party other than the Board of Selectman, other management of the Town, and by the inhabitants of the Town for review. A copy of the complete audited financial statements of the Town of Machiasport, Maine for the fiscal year ended June 30, 2021 may be reviewed at Town hall. The complete audited financial statements should be reviewed before any conclusions are drawn about the financial practices, positions, and results of operations of the Town.

Independent Auditors' Report

Board of Selectmen
Town of Machiasport, Maine

Report on the Financial Statements

We have audited the accompanying financial statements of the governmental activities, each major fund and the aggregate remaining fund information of the Town of Machiasport, Maine, as of and for the year ended June 30, 2021, and the related notes to the financial statements, which collectively comprise the basic financial statements of the Town's primary government as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and the fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal controls relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgement, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal controls relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Basis for Adverse Opinion on Governmental Activities

As discussed in Note 18 to the financial statements, management has not recorded capital assets in the governmental activities and, accordingly, has not recorded depreciation expense for capital assets. Accounting principles generally accepted in the United States of America require that capital assets be capitalized and depreciated when present, which would increase the assets, net position, and expenses of the governmental activities. The amount by which this departure would affect the assets, net position, and expenses of the governmental activities has not been determined.

Adverse Opinion on Governmental Activities

In our opinion, because of the significance of the matter described in the "Basis for Adverse Opinion on Government Activities" paragraph, the financial statements referred to above do not present fairly the financial position of the governmental activities of the Town of Machiasport, Maine, as of June 30, 2021, or the changes in financial position thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Adverse Opinion on the Aggregate Discretely Presented Component Units

As discussed in Note 18 to the financial statements, the financial statements do not include the financial data of an entity determined to be a component unit. Accounting principles generally accepted in the United States of America require that the financial reporting entity consist of the primary government and its component units, organizations for which the primary government is financially accountable or for which the nature and significance of their relationship with the primary government are such that exclusion would cause the reporting entity's financial statements to be misleading or incomplete. In addition, accounting principles generally accepted in the United States of America require the financial data for component units to be reported with the financial data of the Town's primary government unless the Town also issues financial statements for the financial reporting entity that include the financial data for its component units. The Town has not issued such reporting entity financial statements. Information regarding the assets, deferred outflows of resources, liabilities, deferred inflows of resources, net position, revenues and expenses of the discretely presented component unit was not provided so therefore the financial effect of this exclusion cannot be determined.

Adverse Opinion on Aggregate Discretely Presented Component Units

In our opinion, because of the significance of the matter discussed in the "Basis for Adverse Opinion on the Aggregate Discretely Presented Component Units" paragraph, the financial statements referred to above do not present fairly, the financial position of the aggregate discretely presented component units of the Town of Machiasport, Maine, as of June 30, 2021, or the changes in financial position thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Unmodified Opinions

In our opinion, the financial statements referred to previously present fairly, in all material respects, the respective financial position of each major fund and the aggregate remaining fund information of the Town of Machiasport, Maine, as of June 30, 2021, and the respective changes in financial position thereof and the respective budgetary comparison for the general fund for the year then ended in conformity with accounting principles generally accepted in the United States of America.

Emphasis of Matter

Change in Accounting Principle

As discussed in Note 15 to the financial statements, the Town adopted the recognition and disclosure requirements of Governmental Accounting Standards Board Statement No. 75, *Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions* in relation to a plan not previously recorded. The beginning net position of the governmental activities as of July 1, 2020 have been restated. Our opinions are not modified with respect to this matter.

As discussed in Note 17 to the financial statements, the Town adopted the recognition and disclosure requirements of Governmental Accounting Standards Board Statement No. 84, *Fiduciary Activities*. The beginning net position and fund balance of the governmental activities and the aggregate remaining fund information as of July 1, 2020 have been restated. Our opinions are not modified with respect to this matter.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and the pension and OPEB schedules as listed in the table of contents be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Government Accounting Standards Board who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquires of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise the Town of Machiasport, Maine's basic financial statements. The combining and individual fund financial statements, other supplementary information and the schedule of expenditures of federal awards as listed in the table of contents are presented for purposes of additional analysis and are not a required part of the basic financial statements. The combining and individual fund financial statements, other supplementary information and the schedule of expenditures of federal awards are the responsibility of management and were derived from and relate directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the information described above is fairly stated, in all material respects, in relation to the basic financial statements as a whole.

Stephen T. Hopkins, CPA, PC

Stephen J. Hopkins, CPA, PC

Scarborough, Maine
April 6, 2022

Town of Machiasport, Maine
Management's discussion and analysis
June 30, 2021

Financial highlights - Fund financial statements

The previous sections of this management discussion and analysis have been presented for the current fiscal year with a focus on the comparative analysis of the information on the governmental activities of the Town as found in the government-wide financial statements. Comparative financial information has not been included for the fund financial statements of the Town. The following financial highlights, however, do relate to the balances and results of the activities of the Town's individual funds as found in its fund financial statements. Detailed current year information on the Town's individual funds can be found on the Balance sheet on page 12 and the Statement of revenues, expenditures, and changes in fund balances on page 14.

- The total assets of the Town's governmental funds exceeded the total liabilities by \$2,433,954 which represents the fund balance of these funds as of the end of the current fiscal year. This compares to the prior fiscal year balance of \$2,153,203 as restated, an increase of \$280,751 or approximately 13.04%. This increase is due to the negative results of the general fund of (\$62,354), the positive results of the capital reserve funds of \$337,989 and the positive results of the non-major governmental funds of \$5,116. These increases and decreases can be seen by reviewing Statement D on page 14 and the corresponding combining schedules and sub-schedules as shown in the table of contents.
- The total revenues of the Town's governmental funds were \$2,762,708 for the current fiscal year. This compares to the prior fiscal year balance of \$2,657,840. This represents an increase of \$104,868 or approximately 3.95%. This is due to a number of increases and decreases in revenue categories such as property tax revenues which decreased by (\$17,551), excise tax revenues which increased by \$56,301, intergovernmental education revenues which increased by \$175,202 and intergovernmental other revenue which decreased by (\$94,993). This increase in intergovernmental education revenues related in large part to the School Department of the Town receiving four new COVID-19 related grants with revenues totaling \$172,656.
- The total expenditures of the Town's governmental funds were \$2,531,957 for the current fiscal year. This compares to the prior fiscal year balance of \$2,943,678. This represents a decrease of (\$411,721) or approximately 13.99%. This is due to a number of increases and decreases in fund expenditures such as the capital reserve funds which decreased by (\$521,730) as the prior fiscal year expenditures included the purchase of the Pettigrow Point property, a new plow truck and the majority of the costs for the town revaluation. The current fiscal year capital reserve funds expenditures did not include any property purchases and only the final revaluation billing. In addition, though a new plow truck was also purchased during the current fiscal year it did not cost as much as the prior fiscal year purchase.
- The net change in fund balance (excess or deficiency of revenues over-under expenditures) for the Town's general fund was a deficit of (\$62,354) for the current fiscal year in comparison to a deficit of (\$347,141) for the prior fiscal year. This current fiscal year deficit relates in part to the following selected current fiscal year budgetary highlights. See the budget to actual statement on pages 16 and 17 for more detailed information on actual revenues and expenditures in comparison to the budgeted amounts.
- The actual revenues received in the Town's general fund were \$99,205 higher than the budget revenues for the current fiscal year which is a favorable variance. This "over collection" of budgeted revenues relates to a number of budgeted revenue categories. Property tax revenue was \$14,833 over the budgeted amount, excise tax revenue was \$66,193 over the budgeted amount, intergovernmental education revenue was \$7,983 over the budgeted amount, intergovernmental other revenue was \$24,225 over the budgeted amount, interest and dividends revenue was (\$7,364) under the budgeted amount and miscellaneous revenue was (\$16,918) under the budgeted amount. The actual revenues in the Town's general fund were \$59,329 higher than the budgeted revenues during the prior fiscal year which was also a favorable variance.

Town of Machiasport, Maine
Management's discussion and analysis
June 30, 2021

Financial highlights - Fund financial statements (continued)

- Actual program expenditures of the general fund were \$354,385 lower than the budgeted expenditures for the current fiscal year which is a favorable variance. This under expenditure was due in part to the education accounts being under-expended by \$161,715, the routine road maintenance account being under-expended by \$72,948, the maritime maintenance accounts being under-expended by \$38,568, the winter roads account being under-expended by \$26,931 and the administration accounts being under-expended by \$11,189. The actual expenditures in the Town's general fund were \$199,951 lower than the budgeted expenditures during the prior fiscal year which was also a favorable variance.
- In the current fiscal year, the Town budgeted to use \$128,721 of its restricted education fund balance to offset current education expenditures. The actual restricted amount which was available to use for education expenditures was \$558,473. The town also budgeted to use \$128,428 of its general assigned fund balance to offset various current fiscal year expenditures and \$315,000 to fund two capital reserve funds. The subsequent annual town meeting approved an additional \$3,850 of its general unassigned fund balance for current fiscal year overages. Budgeting to use surplus in any way is the same as budgeting for a loss due to the fact that prior year accumulated balances cannot be shown as current year revenues.

Economic factors and next year's budgets and rates

The Town believes it is currently moving towards maintaining a sufficient unrestricted net position and unassigned fund balance to sustain the governmental activities and operations for an estimated two month period of time. The Town sees this trend continuing through future fiscal years. There are no currently known facts, decisions or conditions that the Town believes will significantly effect the financial position or results of the operations of the Town in the future.

Contacting the Town's financial management

This financial report is designed to provide a general overview of the Town's finances, comply with finance-related laws and regulations, and demonstrate the Town's commitment to public accountability. If you have questions about this report or need additional financial information, contact the Board of Selectman or the Town Clerk at Town Hall.

Town of Machiasport, Maine
Balance sheet - Governmental funds
June 30, 2021

	General fund	Capital reserve funds	Non-major governmental funds	Total governmental funds
Assets				
Cash and cash equivalents	\$ 2,302,716	\$ -	\$ 15,384	\$ 2,318,100
Receivables (net of allowance)				79,112
Real estate taxes and liens	79,112	-	-	849
Personal property taxes	849	-	-	215,079
Intergovernmental	41,015	-	174,064	2,008
Other	2,008	-	-	4,748
Tax acquired property	4,748	-	-	21,023
Prepaid expenditures	21,023	-	-	901,271
Due from other funds	159,437	700,088	41,746	3,542,190
Total assets	<u>\$ 2,610,908</u>	<u>\$ 700,088</u>	<u>\$ 231,194</u>	<u>\$ 3,542,190</u>
Liabilities				
Accounts payable and other liabilities	\$ 31,711	\$ 6,035	\$ 25,411	\$ 63,157
Accrued payroll	68,481	-	12,250	80,731
Unearned revenue	1,162	-	-	1,162
Due to other funds	741,834	-	159,437	901,271
Total liabilities	<u>843,188</u>	<u>6,035</u>	<u>197,098</u>	<u>1,046,321</u>
Deferred inflows of resources				
Unavailable revenue - property taxes	58,256	-	-	58,256
Advance property tax collections	3,659	-	-	3,659
Total deferred inflows of resources	<u>61,915</u>	<u>-</u>	<u>-</u>	<u>61,915</u>
Fund balances				
Nonspendable	21,023	-	-	21,023
Restricted	598,926	4,500	41,746	645,172
Committed	183,500	689,553	-	873,053
Assigned	140,935	-	15,384	156,319
Unassigned	761,421	-	-23,034	738,387
Total fund balances	<u>1,705,805</u>	<u>694,053</u>	<u>34,096</u>	<u>2,433,954</u>
Total liabilities, deferred inflows of resources and fund balances	<u>\$ 2,610,908</u>	<u>\$ 700,088</u>	<u>\$ 231,194</u>	<u>\$ 3,542,190</u>

See the accompanying notes to the basic financial statements.

Town of Machiasport, Maine
Statement of revenues, expenditures, and changes in fund balances - Governmental funds
For the year ended June 30, 2021

	General fund	Capital reserve funds	Non-major governmental funds	Total governmental funds
Revenues				
Property taxes, interest and fees	\$ 1,539,080	\$ -	\$ -	\$ 1,539,080
Excise taxes	251,193	-	-	251,193
Intergovernmental education	224,548	-	304,085	528,633
Intergovernmental on-behalf	40,131	-	-	40,131
Intergovernmental other	294,276	4,500	-	298,776
Interest and dividends	15,136	3,144	-	18,280
Clam license sales	20,275	-	-	20,275
Charges for services or events	11,993	9,994	-	21,987
Postal and other lease revenue	31,685	-	-	31,685
Other miscellaneous revenues	4,952	750	6,966	12,668
Total revenues	<u>2,433,269</u>	<u>18,388</u>	<u>311,051</u>	<u>2,762,708</u>
Expenditures				
Current:				168,885
General government	155,835	13,050	-	36,605
Public safety	36,605	-	-	135,792
Public works	135,792	-	-	28,792
Health and sanitation	28,792	-	-	30,669
Conservation	30,669	-	-	1,497,006
Education	1,269,695	-	227,311	40,131
Education on-behalf	40,131	-	-	212,101
County tax	212,101	-	-	57,890
Unclassified	57,890	-	-	312,681
Capital outlay	-	214,719	97,962	10,892
Debt service	-	10,892	-	513
Principle	-	513	-	2,531,957
Interest	-	-	-	-
Total expenditures	<u>1,967,510</u>	<u>239,174</u>	<u>325,273</u>	<u>2,531,957</u>
Excess (deficiency) of revenues over (under) expenditures	<u>465,759</u>	<u>-220,786</u>	<u>-14,222</u>	<u>230,751</u>
Other financing sources (uses)				50,000
Debt issuance proceeds	-	50,000	-	528,973
Transfers in	-	508,775	20,198	-528,973
Transfers out	-528,113	-	-860	50,000
Total other financing sources (uses)	<u>-528,113</u>	<u>558,775</u>	<u>19,338</u>	<u>280,751</u>
Net change in fund balances	-62,354	337,989	5,116	2,153,203
Fund balances - July 1, as Restated	<u>1,768,159</u>	<u>356,064</u>	<u>28,980</u>	<u>2,153,203</u>
Fund balances - June 30	<u>\$ 1,705,805</u>	<u>\$ 694,053</u>	<u>\$ 34,096</u>	<u>\$ 2,433,954</u>

See the accompanying notes to the basic financial statements.

Town of Machiasport, Maine
Statement of revenues, expenditures, and changes in fund balance
Budget and actual - Budgetary basis - General fund
for the year ended June 30, 2021

	Original budget	Budget revisions	Final budget	Actual	Variance
Revenues					
Property taxes, interest and fees	\$ 1,524,247	\$ -	\$ 1,524,247	\$ 1,539,080	\$ 14,833
Excise taxes	185,000	-	185,000	251,193	66,193
Intergovernmental education	216,565	-	216,565	224,548	7,983
Intergovernmental other	270,051	-	270,051	294,276	24,225
Interest and dividends	22,500	-	22,500	15,136	-7,364
Clam license sales	18,000	-	18,000	20,275	2,275
Charges for services or events	6,700	-	6,700	11,993	5,293
Postal and other lease revenue	29,000	-	29,000	31,685	2,685
Other miscellaneous revenues	21,870	-	21,870	4,952	-16,918
Total revenues	<u>2,293,933</u>	<u>-</u>	<u>2,293,933</u>	<u>2,393,138</u>	<u>99,205</u>
Expenditures					
General government					
Administration	42,461	1,350	43,811	32,622	11,189
Salaries and wages	79,401	-	79,401	76,736	2,665
Employment taxes	17,200	-	17,200	16,194	1,006
Assessor services	10,000	-	10,000	8,831	1,169
Legal services	5,000	-	5,000	2,710	2,290
Town buildings	12,500	-8,199	4,301	4,301	-
Computer expenses	15,000	-	15,000	14,441	559
	<u>181,562</u>	<u>-6,849</u>	<u>174,713</u>	<u>155,835</u>	<u>18,878</u>
Public safety					
Fire protection	18,690	-786	17,904	17,904	-
Fire department training	3,000	-2,200	800	-	800
East Machias contract	2,000	-	2,000	2,000	-
Inspection and enforcement	3,471	-	3,471	1,893	1,578
Ambulance service	14,000	-	14,000	13,618	382
Animal control	750	-	750	1,190	-440
	<u>41,911</u>	<u>-2,986</u>	<u>38,925</u>	<u>36,605</u>	<u>2,320</u>
Public works					
Routine road maintenance	85,714	-1,000	84,714	11,766	72,948
Road commissioner	3,090	-	3,090	3,205	-115
Equipment maintenance	40,000	-25,590	14,410	14,410	-
Winter roads	118,000	-	118,000	91,069	26,931
Town garage	9,500	1,000	10,500	8,611	1,889
Bush account	1,000	-	1,000	997	3
Street lights and signs	7,000	-	7,000	5,734	1,266
	<u>264,304</u>	<u>-25,590</u>	<u>238,714</u>	<u>135,792</u>	<u>102,922</u>

See the accompanying notes to the basic financial statements.

Town of Machiasport, Maine
Statement of revenues, expenditures, and changes in fund balance
Budget and actual - Budgetary basis - General fund
for the year ended June 30, 2021

	Original budget	Budget revisions	Final budget	Actual	Variance
Health and sanitation					
Solid waste disposal	\$ 32,000	\$ -	\$ 32,000	\$ 28,792	\$ 3,208
Conservation					
Shellfish conservation	12,881	-	12,881	-	12,881
Maritime maintenance	40,870	-	40,870	2,302	38,568
Clam warden	23,550	-	23,550	23,730	-180
Harbor master	4,637	-	4,637	4,637	-
	<u>81,938</u>	<u>-</u>	<u>81,938</u>	<u>30,669</u>	<u>51,269</u>
Education					
Adult education	1,600	-	1,600	1,600	-
Community services	1,051	-	1,051	-	1,051
Contingency	10,000	-	10,000	-	10,000
Secondary tuition	418,438	-	418,438	389,058	29,380
Co-curricular for all schools	14,831	-	14,831	6,976	7,855
Board of directors	13,732	-	13,732	8,178	5,554
District health	977	-	977	461	516
Fort O'Brien principal's office	50,027	-	50,027	43,310	6,717
Fort O'Brien instruction	358,880	-	358,880	339,754	19,126
Fort O'Brien operation of plant	132,072	-	132,072	99,016	33,056
Elementary special education	229,457	-	229,457	206,764	22,693
Secondary special education	82,264	-	82,264	72,843	9,421
Transportation	65,505	-	65,505	49,162	16,343
Shared superintendent costs	40,782	-	40,782	40,780	2
Shared special education costs	11,794	-	11,794	11,793	1
	<u>1,431,410</u>	<u>-</u>	<u>1,431,410</u>	<u>1,269,695</u>	<u>161,715</u>
County tax	<u>212,101</u>	<u>-</u>	<u>212,101</u>	<u>212,101</u>	<u>-</u>
Unclassified					
Town insurance coverages	25,000	1,500	26,500	23,294	3,206
Town health insurance	39,000	-	39,000	32,331	6,669
Third party appropriations	1,100	-	1,100	265	835
General assistance	2,000	-	2,000	900	1,100
Veterans graves	1,100	-	1,100	1,100	-
Activity fund	2,263	-	2,263	-	2,263
	<u>70,463</u>	<u>1,500</u>	<u>71,963</u>	<u>57,890</u>	<u>14,073</u>
Total expenditures	<u>2,315,689</u>	<u>-33,925</u>	<u>2,281,764</u>	<u>1,927,379</u>	<u>354,385</u>

See the accompanying notes to the basic financial statements.

Town of Machiasport, Maine
Statement of revenues, expenditures, and changes in fund balance
Budget and actual - Budgetary basis - General fund
for the year ended June 30, 2021

	Original budget	Budget revisions	Final budget	Actual	Variance
Excess (deficiency) of revenues over (under) expenditures	\$ -21,756	\$ 33,925	\$ 12,169	\$ 465,759	\$ 453,590
Other financing sources (uses)					
Utilization of fund balances	572,149	3,850	575,999	-	-575,999
Transfers in	-	-	-	-	-
Transfers out	-510,462	-37,775	-548,237	-528,113	20,124
Total other financing sources (uses)	61,687	-33,925	27,762	-528,113	-555,875
Net change in fund balance	39,931	-	39,931	-62,354	-102,285
Non-budgeted State on behalf revenue				40,131	
Non-budgeted State on behalf expenditure				-40,131	
Fund balance - July 1				<u>1,768,159</u>	
Fund balance - June 30				<u><u>\$ 1,705,805</u></u>	

See the accompanying notes to the basic financial statements.

Town of Machiasport, Maine
Notes to the basic financial statements
June 30, 2021

Note 6 - Expenditures over appropriations

The following individual budgeted expenditures were exceeded by actual expenditures. The balance shown in the column labeled budgeted expenditures is equal to both the current year budgeted expenditures plus any prior year approved carried balances.

Account	Budgeted expenditures	Actual expenditures	Excess	Allocated revenues	Balance
General government:					
Printing and postage	\$ 3,500	\$ -3,698	\$ -198	\$ -	\$ -198
Planning board	1,000	-1,360	-360	-	-360
Selectman's salary	10,929	-11,232	-303	-	-303
Public safety:					
Animal control officer	500	-1,116	-616	-	-616
Public works					
Road commissioner	3,090	-3,205	-115	-	-115
Repairs and maintenance	2,500	-2,571	-71	-	-71
Conservation					
Maritime other	300	-563	-263	-	-263
Clam warden	23,550	-23,730	-180	-	-180
Unclassified:					
Workers compensation insurance	6,500	-6,839	-339	-	-339
Operating transfers out:					
Transfers to school grants	-	-39	-39	-	-39
	<u>\$ 51,869</u>	<u>\$ -54,353</u>	<u>\$ -2,484</u>	<u>\$ -</u>	<u>\$ -2,484</u>

Note 7 - Restricted and assigned for future years' expenditures

At June 30, 2021, the following account balances were carried forward. The remaining balance in the education budget line item is required to be carried over by State statute. The remaining balance for education of \$601,260 as shown below is made up of a nonspendable portion of \$2,334 which represents prepaid expenditures for the current fiscal year and a restricted portion of \$598,926 which represents the spendable portion restricted for education expenditures which is shown as restricted expendable net position and restricted fund balance. The routine road maintenance, shellfish conservation, maritime maintenance and community events remaining balances were approved to be carried over into the next fiscal year at the annual town meeting and are shown as restricted expendable net position and assigned general fund balance. The grant seed funds simply represent funds set aside by the Town during prior fiscal years to be used as required town grant matches.

Account	Balance 07/01/20	Appropriation	Revenues	Expenditures	Balance 06/30/21
Education	\$ 558,473	\$ 1,107,116	\$ 224,704	\$ -1,289,033	\$ 601,260
Routine road maintenance	75,714	9,000	-	-11,766	72,948
Shellfish conservation	12,881	-	-	-	12,881
Maritime maintenance	37,570	3,300	-	-2,302	38,568
Community events	2,263	-	-	-	2,263
Grant seed funds	14,275	-	-	-	14,275
	<u>\$ 701,176</u>				<u>\$ 742,195</u>

Town of Machiasport, Maine
Notes to the basic financial statements
June 30, 2021

Note 11 - Deficit fund balances

In accordance with GAAP, all deficit fund balances and their nature must be disclosed. As of June 30, 2021, the school educational grants special revenue fund included two completed individual grants with deficit fund balances. The completed program deficits include a 21st Century grant (\$20,262) and a Title V grant (\$2,772) for a total school educational grants special revenue fund deficit balance of (\$23,034). These deficit fund balances represent an excess of expenditures over actual revenues, appropriations, and recorded receivables and are expected to be funded through either future grant revenues or other town funding or supplemental appropriations.

Note 12 - Contingencies, commitments and risk management

The Town is at risk of loss due to items such as lawsuits, automobile claims, and theft. As of June 30, 2021, the Town has insurance coverage for any of these types of loss which may occur. The Town believes the amounts of coverage in force are adequate and in compliance with all applicable laws, rules, and regulations. The Town has not had any significant reductions in insurance coverage from the prior fiscal year by major category of risk. The amount of settlements have not exceeded insurance coverage during any of the previous three fiscal years. The Town participates in numerous federal and state grant programs, which are governed by various rules and regulations of the grantor agencies. Costs charged to the respective grant programs are subject to audit and adjustment by the grantor agencies; therefore, to the extent that the Town has not complied with the rules and regulations governing the grants, refunds of any monies received as of and through June 30, 2021 may be impaired. In the opinion of the management of the Town, there are no unrecorded significant contingent liabilities relating to compliance with the rules and regulations governing the respective grants, therefore, no provision has been recorded in the accompanying basic financial statements for such possible contingencies. In addition, the Town occasionally books unbilled accounts receivable representing earned or recognized grant or contract dollars which have not yet been billed or received. Any subsequent modification or amendments to these grants or contracts could result in a loss to the Town. However, in the opinion of the management of the Town there are no unrecorded significant contingent liabilities in regard to these unbilled accounts receivable. Any material subsequent modifications or amendments would be shown by the Town as a restatement of the prior fiscal year results in which the applicable unbilled receivable had been booked.

The Town is contingently liable for its proportionate share of any defaulted debt by entities of which it is a member. The Town is a member of the County of Washington and the AOS 96 Machias Bay Area School System and would therefore be contingently liable for any outstanding debt amounts in case of default. The information provided by the County of Washington showed no long-term outstanding debt as of June 30, 2021. The information provided by the AOS showed long-term outstanding debt of \$55,466 as of June 30, 2021. The town's percentage of this debt is approximately 8.41% for a total of approximately \$4,665 of debt for which the town would be contingently liable for as of June 30, 2021.

Note 16 - Reclassification

Within the fund financial statements, the focus of the governmental funds of the Town is on the major funds. The general fund of the Town must always be shown as a major fund. In addition, other governmental funds are shown as major based on the following criteria: 1) The total assets and deferred outflows of resources, liabilities and deferred inflows of resources, revenues or expenditures/expenses (excluding extraordinary items) of an individual governmental or enterprise fund are at least 10% of the corresponding totals for all governmental or enterprise funds and 2) The total assets and deferred outflows of resources, liabilities and deferred inflows of resources, revenues or expenditures/expenses (excluding extraordinary items) of an individual governmental or enterprise fund are at least 5% of the corresponding totals for all governmental and enterprise funds combined or 3) Any other individual governmental or enterprise fund that the Town believes is particularly important to the financial statement users whether because of public interest, consistency, or other reasons.

Town of Machiasport, Maine
Notes to the basic financial statements
June 30, 2021

During the prior fiscal year the town created a number of capital reserve funds through town appropriations that were classified as non-major governmental funds as each individual capital reserve fund did not meet the above mentioned criteria to be shown as a major fund. The Town feels that these individual capital reserve funds should more accurately be viewed as one capital reserve fund made up of a number of individual funds which have been set aside for capital related improvements to the Town. As a result, these individual capital reserve funds will no longer be shown as non-major governmental funds but will rather be reclassified as a capital reserve major fund as of July 1, 2020.

	Capital reserve funds	Non-major governmental funds
Fund balance - July 1, as originally reported	\$ -	\$ 379,618
Adjustment to reclassify the individual non-major capital reserve funds to a major capital reserve fund	356,064	-356,064
Fund balance - July 1, as Restated	\$ 356,064	\$ 23,554

Note 18 - Financial statement modifications

The financial statements of the Town do not include the value and classification of the Town's capital assets which must be present for the statements to be in accordance with accounting principles generally accepted in the United States of America. At present, the Town does not have a detailed, accurate, and reliable record of its capital assets. An accurate estimate of the value of this omission cannot be made as of June 30, 2021. When an inventory is done, the capital assets of the Town in addition to any related accumulated depreciation will be added to the basic financial statements in accordance with accounting principles generally accepted in the United States of America. The management of the Town has stated that this inventory will be completed for a subsequent fiscal year as time allows.

The financial statements of the Town do not include the activities and balances of the Machiasport Volunteer Fire Department which has been determined to be a component unit of the Town in accordance with Government Accounting Standards Board Statement No. No. 14 as amended by Statement Nos. 39 and 61 and any additional and available guidance or implementation guides. Governmental Accounting and Financial Reporting Standards state that, "the financial reporting entity consists of (a) the primary government, (b) organizations for which the primary government is financially accountable, and (c) other organizations for which the primary government is not accountable, but for which the nature and significance of their relationship with the primary government are such that exclusion would cause the reporting entity's financial statements to be misleading or incomplete". With the Department being considered a component unit, the activities of the Department should be shown on the Town's financials statements as a discretely presented component unit in accordance with the aforementioned standards. The financial information of the Department, however, has not been included in the accompanying government-wide statement of net position and statement of activities of the Town and therefore the independent auditors' report has been modified.

Stephen T. Hopkins, CPA, PC

Auditing, Accounting, and Consulting Services

214 Holmes Road / Scarborough, Maine 04074 / Phone: (207) 885 - 5038 / Fax: (207) 470 - 5050

Independent Auditors' Report on internal control over financial reporting and on compliance and other matters

Board of Selectmen
Town of Machiasport, Maine

We have audited, in accordance with auditing standards generally accepted in the United States of America, the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of the Town of Machiasport, Maine, as of and for the year ended June 30, 2021, and the related notes to the financial statements, which collectively comprise the Town of Machiasport, Maine's basic financial statements, and have issued our report thereon dated April 6, 2022, which contained unmodified opinions on each major fund and the aggregate remaining fund information. An adverse opinion was issued on the governmental activities of the Town of Machiasport, Maine as it relates to the government-wide financial statement exclusion of the capital asset activity and balances of the Town of Machiasport, Maine. An adverse opinion was also issued on the discretely presented component unit financial statements of the Town of Machiasport, Maine as it relates to the government-wide financial statement exclusion of the financial information of an entity determined to be a component unit. These modified opinions are described in more detail in the Independent Auditors' Report which can be found on pages 1 through 3 of the financial statements.

Internal Control over Financial Reporting

In planning and performing our audit of the financial statements, we considered the Town of Machiasport, Maine's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Town of Machiasport, Maine's internal control. Accordingly, we do not express an opinion on the effectiveness of the Town of Machiasport, Maine's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected, on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and, therefore, material weaknesses or significant deficiencies may exist that were not identified. We did identify two deficiencies in internal control, described in the accompanying schedule of findings and questioned costs as item numbers 2021-01 and 2021-05, that we consider to be material weaknesses. In addition, we did identify certain deficiencies in internal control, described in the accompanying schedule of findings and questioned costs and labeled as item number 2021-02 through 2021-04 and 2021-06 through 2021-07, that we consider to be significant deficiencies.

Compliance and other matters

As part of obtaining reasonable assurance about whether the Town of Machiasport, Maine's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and, accordingly, we do not express such an opinion. The results of our tests disclosed no reportable instances of noncompliance or other matters that we consider are required to be reported.

The Town of Machiasport, Maine's Responses to Findings

The Town of Machiasport, Maine's responses to the findings identified in our audit are described in the accompanying schedule of findings and questioned costs. The Town of Machiasport, Maine's responses were not subjected to the auditing procedures applied in the audit of the financial statements and, accordingly, we express no opinion on them.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Town of Machiasport, Maine's internal control or on compliance. This report is intended solely for the information and use of the Board of Selectmen, School Board, and other members of management of the Town of Machiasport, Maine, federal and state awarding agencies and pass-through entities as may be applicable and is not intended to be and should not be used by anyone other than these specified parties.

Stephen T. Hopkins, CPA, PC

Stephen J. Hopkins, CPA, PC

Scarborough, Maine
April 6, 2022

SUPERINTENDENT'S REPORT

**Town of Machiasport
Fort O'Brien School
Superintendent of Schools
Annual Report**

When I wrote the Machiasport Annual Report last year it was my hope that our schools would be back to normal, but as we all know now, with Fall came an increase in covid cases which caused school closures here and across the State. It has been a difficult year for everyone, but we have high hopes for the 22/23 school year.

I commend the Fort O'Brien School Principal, teachers and support staff for their dedicated work to meet the needs of our students during the 2021/2022 school year. The challenges were many this year, but the staff stepped up to turn a very difficult year into a successful year that will be remembered for years to come.

The proposed 2022/2023 school budget is \$1,559,708.00 which is an increase of \$25,111.00 compared to last year. The proposed budget will increase the tax commitment by \$93,327.77 due to a decrease in revenue.

The Machiasport School Department is supported by the efforts of the AOS 96 central office team. The AOS 96 team members are the following: Mary Maker, Special Education Director, Carol Geel, Administrative Assistant, Laurie Schoppee, Administrative Assistant, Mitchell Look, Federal Programs Manager/Curriculum Coordinator, Amanda Sprague, Business Manager, Lisa Nicely, Administrative Assistant, Amy Albee, Bookkeeper, Heather Wood, Bookkeeper and Shannon Demarest, Bookkeeper. I thank each of them for their dedication to provide support services for the 11 AOS 96 towns.

It is always a pleasure to work with the Machiasport School Committee members. School Committee members Rose Williams, Kirby Murphy and Hillary Tibbetts continue to provide the necessary support to ensure that the Fort O'Brien Elementary School operates effectively and efficiently. I thank all three School Committee members for their dedicated service to the School Department.

I also thank the Machiasport Selectmen for their steadfast support of the Fort O'Brien Elementary School. They always stand ready to help the school.

I thank the citizens of Machiasport for their support of the Fort O'Brien Elementary School. If any citizens have questions or concerns please contact me any time at the AOS 96 central office.

Sincerely,

Scott K. Porter
Superintendent of Schools
AOS 96
Machias Bay Area School System

PRINCIPAL'S REPORT

Fort O'Brien Elementary School
492 Port Rd.
Machiasport, Maine
Tel. # 255-4575

Machiasport Community:

First of all, I would like to thank my community for the opportunity to share what has been happening at our school over this past year. Like every school in the state, we have been dealing with COVID again but in the midst of all of this we have experienced many positives.

Thanks to the Federal COVID Relief Funds, we have had a steady supply of masks for our students and staff. We have been able to purchase new equipment for our kitchen. We got a new dishwasher and prep tables. We now have new tiled floors for all of the downstairs classrooms. Outside on the playground we got new swings, two new basketball hoops with backboards and a walking trail that Cross Country athletes could practice on and the staff could use to walk or run on. We will have new playground equipment by fall if not sooner. And we have money we can use to put the new playground equipment in place with. These funds were spent in ways that encouraged all of us.

We are thanking all who helped us remain hopeful in providing both understanding and encouragement throughout this school year. We may be small in numbers but we are warriors in terms of spending each day teaching our students and meeting their needs within the walls of our school.

This summer we are providing a 4-week summer school, also with money from the COVID Relief Funds.

Finally, we want to thank our janitor, Dave Nielsen, for his many years of service here at Fort O'Brien Elementary School. He is retiring this summer and looking forward to some much needed excursions to see more of Maine with his wife, Debbie.

Thank You,

Sue Almendinger
Building Principal

HARBOR MASTER'S REPORT

Everything is going good. Mostly working with mooring permits and a lot of moorings be rebuilt.

Wade Day

Harbor Master

SHELLFISH WARDEN'S REPORT

In August last year our longtime Shellfish Warden resigned. Despite a lot of advertising, no one applied for the position. Brian Smith got a waiver from the Department of Marine Resources and Maine Municipal Association to do the job on an "Interim Basis" until a new Warden was hired and the DMR recertification class was offered. Brian could participate in Shellfish meetings but not vote on any Clam Related issues. Brian patrolled from last October until April of this year issuing several warnings. In January, Selectmen Davis and Hinerman approved the hire of Gerald Crispino to fill the Shellfish Warden position. He is retired Federal and State Law Enforcement and a perfect fit for the job. Gerry attended the DMR Shellfish Warden Class in late March and after receiving certification began patrolling in mid-April. Gerry patrols almost every day at low tide to insure our valuable soft shell clam resource is harvested legally buy only licensed diggers.

At the April Selectmen's meeting, Jeff Davis and Mike Hinerman voted to accept the Shellfish Committee recommendation of license fees doubling from \$300 to \$600 for Residents and from \$450 to \$900 for Non-Residents. Machiasport is consistently one of the top clam-producing towns in Maine.

FIRE CHIEF'S REPORT

Greetings from the Machiasport Fire Dept. Well, another year has gone by, where does time go so fast?

Since July 1, 2021 to July 1, 2022 we have handled 28 calls. Most of these were out of town or mutual aid calls. Machiasport has mutual aid agreements with East Machias, Machias, Marshfield and Jonesboro.

Our officers for this year are:

Chief: David Nielsen

Assistant Chief: Justin Farnsworth

Captain: Wayne Hanscom

Lieutenants: Nick Cianciola

Secretary/Treasurer: Lisa Hanscom

The trucks are in good shape. HELP! We are still looking for more people to train as firefighters. The need is great.

That's it for now,
Dave Nielsen, Fire Chief

PLANNING BOARD REPORT 2021-2022

Annual Report Machiasport Planning Board

The primary task of the Machiasport Planning Board is to approve building permit applications. Second, we review and recommend revisions of Town Ordinances for the Selectmen to be considered by voters at the annual Town meeting. Third, the Planning Board collects information for the Selectmen on building and planning issues. This year we spent considerable time researching Broadband usage in Machiasport and our community's likely future needs in this area.

In the year just concluded, the Board reviewed and approved 27 Building Permits. Building activity was slightly more than last year. Applications and copies of the Building Permit Ordinance are available at the Town office and on the Town website at www.machiasport.org.

Please note that the Building Permit Ordinance and the Shoreland Zoning Ordinance require a Building Permit application be completed and submitted to the Planning Board before either construction or demolition of structures including (but not limited to) the following can begin – buildings, additions, new and expanded decks and porches, and setting up or removing mobile homes, and sheds if they are larger than 120 square feet. Other permits have additional requirements. If you have a question about the requirements, please contact the Code Enforcement Officer, or a Planning Board member. Compliance with the Building Permit and Shoreland Ordinances is important. It protects property owners from fines and/or having to alter or remove a structure for noncompliance.

The Planning Board meets on the second Thursday of each month at 6:00 p.m. in the Municipal Complex, weather permitting. Meetings are posted in advance at the Town office and all meetings are open to the public. The agenda for the upcoming meeting is available at the Town office and on the Town's website early in the week of the meeting. The minutes and voice recordings of previous meetings are available at the Town office upon request.

Respectfully submitted,

Robert Arseneau, Chair
Karl Kurz, Vice-chair
Jeff Huntley
Bob Mercer
Gerry Crispino

Machiasport
03:57 PM

Non Zero Balance on All Accounts

Tax Year: 2021-1 To 2021-2

06/16/2022

Page 1

Acct	Name ----	Year	Original Tax	Payment / Adjustments	Amount Due
1190	R ANDREWS, RAY L	2021	120.23	263.10	-142.87
32	R BECKER, LAURENCE	2021	682.89	-10.38	693.27
210	R BERRY, WADE	2021	21.80	-10.38	32.18
485	R BOYNTON, AMANDA	2021	620.32	-10.38	630.70
546	R BOYTON, AMANDA	2021	779.68	-10.38	790.06
125	R BRADFORD R. COFFIN	2021	261.60	-17.76	279.36
385	R BURGHART, ROBERT	2021	3,120.45	-10.38	3,130.83
414	R BURGHART, ROBERT	2021	31.50	-10.38	41.88
923	R CHEPAITIS, JOSEPH B	2021	1,485.67	-17.76	1,503.43
1039	R CHICK, JEFFERY H	2021	535.08	-17.76	552.84
156	R DEAN, ROBERT F. & FLORENCE L &	2021	3,055.38	-10.38	3,065.76
159	R DECATUR, DAVID	2021	134.40	-10.38	144.78
219	R DECATUR, DAVID GARY	2021	576.17	-10.38	586.55
27	R ERVEY, GERALDINE M	2021	1,985.87	-25.14	2,011.01
939	R FRINK, PETER H	2021	694.00	116.93	577.07
20	R FULLER, PHILIP	2021	1,889.41	-10.38	1,899.79
296	R GARDNER, ROBERT	2021	594.05	-10.38	604.43
423	R GELFAND, VLADIMIR	2021	89.93	-17.76	107.69
424	R GELFAND, VLADIMIR	2021	1,090.22	-17.76	1,107.98
1125	R GRANT, TRISHA L	2021	8.72	-10.38	19.10
858	R GUPTILL, MAURICE	2021	462.60	-10.38	472.98
134	R HANSCOM, STEPHEN L	2021	869.82	-10.38	880.20
439	R HOLLIDAY, ROBERT W	2021	147.15	-10.38	157.53
370	R HOOPER, LAWRENCE, ESTATE OF	2021	66.71	-10.38	77.09
440	R HOSPICE EDUCATION INSTITUTE INC	2021	4,005.42	-10.38	4,015.80
383	R HUKKI, EDWARD	2021	83.71	-10.38	94.09
1264	R INGALLS, ROBERT	2021	58.42	268.00	-209.58
263	R JAMES, KEVIN M	2021	822.95	930.88	-107.93
709	R JAMIR, CELIA	2021	247.98	89.62	158.36
591	R Johnson, Gail E	2021	743.27	-10.38	753.65
59	R KELLY, DAVID F	2021	141.81	-10.38	152.19
341	R LAUZE, MERCY	2021	501.62	-10.38	512.00
660	R LAUZE, MERCY	2021	21.91	-10.38	32.29
142	R LEWIS, THOMAS E JR	2021	864.59	864.63	-0.04
470	R LIBBY, BREEN D & JOAN F	2021	851.29	900.00	-48.71
476	R LIBBY, DONALD W (HEIRS OF)	2021	382.59	-10.38	392.97
954	R LIBBY, DONALD W (HEIRS OF)	2021	464.99	-10.38	475.37
482	R LOOK, DOUGLAS &	2021	174.73	-17.76	192.49
1327	R MACKO, BENJAMIN	2021	392.40	-10.38	402.78
942	R MCCLELLAND, BARBARA GAY	2021	1,097.09	-10.38	1,107.47
729	R MONTGOMERY, DIANE E	2021	15.48	-10.38	25.86
633	R MOORE, MARK	2021	219.42	-10.38	229.80
634	R MOORE, MARK	2021	131.89	-10.38	142.27
294	R MOORE, MARK A	2021	25.94	-10.38	36.32
1057	R MORANG, CRYSTAL	2021	32.70	20.39	12.31
544	R MORSE, CONSTANCE	2021	279.26	-10.38	289.64
738	R MPORT LLC	2021	2,415.55	1,197.40	1,218.15

Machiasport
03:57 PM

Non Zero Balance on All Accounts

Tax Year: 2021-1 To 2021-2

06/16/2022

Page 2

Acct	Name ----	Year	Original Tax	Payment / Adjustments	Amount Due
30	R NEVALA, CHARLES W	2021	30.19	-32.52	62.71
31	R NEVALA, CHARLES W	2021	1,489.59	-25.14	1,514.73
162	R OATLEY, VICTORIA CLAIRE	2021	775.64	791.67	-16.03
308	R OLSEN, BRIAN	2021	198.38	-10.38	208.76
1007	R PAMELA MILLER	2021	13.52	-10.38	23.90
34	R PURINGTON, TODD R	2021	1,168.92	-17.76	1,186.68
1214	R ROBINSON, CATHERINE RASCO	2021	188.46	-10.38	198.84

ANGUS S. KING, JR.
MAINE

133 HART SENATE OFFICE BUILDING
(202) 224-5344
Website: <https://www.king.senate.gov>

United States Senate

WASHINGTON, DC 20510

January 3, 2022

COMMITTEES:
ARMED SERVICES
CHAIRMAN, STRATEGIC FORCES
SUBCOMMITTEE
BUDGET
ENERGY AND
NATURAL RESOURCES
CHAIRMAN, NATIONAL PARKS
SUBCOMMITTEE
INTELLIGENCE
RULES AND ADMINISTRATION

Dear Friends,

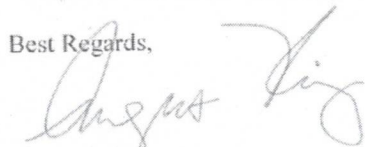
On the heels of 2020's challenges, 2021 brought us both amazing progress and frustrating setbacks. The incredible rollout of several effective, FDA approved COVID-19 vaccines helped reduce the risks of this deadly pandemic – but vaccine hesitancy, combined with the dangers of new variants, have prolonged this crisis and created new risks for Maine people. The challenges raised tension levels to boiling points during the fallout of the 2020 presidential election and the January 6th Capitol attack. But despite that, Congress was able to deliver for a nation gripped by an unprecedented pandemic. As we reflect back on the year, we see the important action that will make a difference for Maine people – as well as work still unfinished.

As COVID-19 continued to impact communities across our state and the country, Congress's first priority this year was to confront the pandemic's health threats and economic toll. We immediately got to work on the *American Rescue Plan*, crafting an emergency bill to meet the moment and get our nation back on stable footing. The legislation delivered essential support to businesses facing crises, households in need, and the medical professionals on the front lines of this fight. The funds helped get vaccine shots in arms, while also confronting the damage done to our economy. All told, the *American Rescue Plan* is bringing billions of dollars to Maine, helping the state continue to push through this crisis and bounce back stronger than ever.

After passing the *American Rescue Plan*, Congress turned its attention to a longstanding but unfulfilled priority: infrastructure. Through hard work and compromise, both parties came together to pass a bipartisan bill that finally addresses key infrastructure needs. For Maine people, the bill means an estimated \$1.5 billion to repair crumbling roads and out-of-date bridges, \$390 million to improve access to clean drinking water, and more. I am most excited about the significant funding for broadband – because, as we have seen during the pandemic, broadband is a necessity to succeed in the 21st century economy. The historic investments in the bipartisan infrastructure bill, combined with additional funding I pushed for in the *American Rescue Plan*, will bring an estimated \$400 million for broadband home to Maine. These funds will be nothing short of transformational, creating new opportunities across our state.

These two bills have made and will continue to make a real difference for Maine people, helping to both address the challenges of COVID-19 and lay a foundation for long-term success. I am proud of what we've accomplished this year – but I know there is still a lot of work to do and that the road ahead is challenging. Even still, I am filled with optimism because I know the true nature of our citizens, though challenged, has not changed. Despite every hardship, people in towns and communities have stepped up with strong local leadership, a willingness to help, and a Maine 'neighborhood' spirit. It is why I truly believe we can and will get through anything together. Mary and I wish you a happy, healthy, and safe 2022.

Best Regards,



Angus S. King, Jr.
United States Senator

AUGUSTA
40 Western Avenue, Suite 412
Augusta, ME 04330
(207) 822-8292

BANGOR
202 Harlow Street, Suite 20350
Bangor, ME 04401
(207) 945-8000

BIDDEFORD
227 Main Street
Biddeford, ME 04005
(207) 362-8218

PORTLAND
1 Pleasant Street, Unit 4W
Portland, ME 04101
(207) 245-1565

PISCQUE ISLE
167 Academy Street, Suite A
Piscque Isle, ME 04769
(207) 794-6124



Jared Golden
Congress of the United States
2nd District of Maine

Dear Friends,

I hope this letter finds you safe and well. It remains a privilege to represent you in Congress, and I appreciate the opportunity to update you on what I have been working on for the people of the Second Congressional District.

This year, our small businesses, workers and families, hospitals, states, and towns continued to face challenges related to the coronavirus pandemic. COVID-19 has been a serious threat to public health and our economy that requires a comprehensive, ongoing response. While we are not yet out of the woods, there is a light at the end of the tunnel. Still, I know there are many Mainers who will continue to need assistance getting through this pandemic. I am committed to making sure our communities' most urgent needs are met to get our economy back on track.

One thing I am particularly proud of this year is that Democrats, Republicans, and the Biden Administration worked together to pass the bipartisan *Infrastructure Investment and Jobs Act*, which will make a once-in-a-generation investment in our nation's infrastructure and support Maine jobs. This bill will bring \$1.3 billion to Maine for highways and \$225 million for bridge replacement and repairs, as well as \$234 million to improve public transportation options. It will also allocate over \$100 million to help provide broadband access to the 42,000 Mainers currently without it and make 310,000 Mainers eligible for the Affordable Connectivity Benefit to help families pay for internet access. Crucially, it will also provide Maine with \$390 million to combat Maine's historically high rates of lead poisoning by replacing lead pipes and allowing Maine families access to clean drinking water.

Another one of my priorities in Congress is protecting Maine jobs. For one, shipbuilders at Bath Iron Works are a vital part of our economy, and the ships they build are critical to our national security. Throughout 2021, I led the Maine congressional delegation in pushing back against the Biden Administration's proposed decrease in DDG-51 shipbuilding, a proposal that would have had serious consequences for the shipbuilding workforce at BIW, one of the two shipyards that produces these destroyers, and American naval capabilities around the world. We fought successfully to include authorization for construction of three new DDG-51 destroyers in the final National Defense Authorization Act. I will continue to work hard with my colleagues on the House Armed Services Committee to ensure that we protect our national security and shipbuilding jobs in Maine.

My most meaningful work in Congress continues to be providing direct assistance to Mainers. My staff and I stand ready to serve you. If you are looking for assistance with a federal agency, help for your small business, or want to keep me informed about the issues that matter to you, please reach out to one of my offices below:

- **Caribou Office:** 7 Hatch Drive, Suite 230, Caribou ME 04736. Phone: (207) 492-6009
- **Bangor Office:** 6 State Street, Bangor ME 04401. Phone: (207) 249-7400
- **Lewiston Office:** 179 Lisbon Street, Lewiston ME 04240. Phone: (207) 241-6767

I am especially glad to share that my wife Izzy and I were pleased to welcome our daughter, Rosemary, into the world this year. Mom and baby are happy and healthy, and we're so thankful for this blessing. We look forward to showing her the beauty of Maine in the months and years ahead.

Sincerely,

Jared F. Golden
Member of Congress



2 STATE HOUSE STATION
AUGUSTA, MAINE 04333-0002
(207) 287-1440
TTY: (207) 287-4469

April 2022

Dear Friends and Neighbors,

As I near the end of my 4th term, I wanted to express my appreciation that you have once again entrusted me with the responsibility of being your State Representative. I thank you for all the support you have given me these past eight years. It has been truly a privilege to serve you all in greater Washington County.

The 130th Legislative Session, which covered the majority of the COVID-19 pandemic is ending soon with the Supplemental Budget being passed. Each tax filer with income under \$100,000 will be receiving a check for \$850.00, targeted for late July. Married couples filing jointly under \$150,000 will be eligible as well. Please call my office (207) 287-1440 if there are any questions.

I encourage you to actively participate in your state government. Phone calls and letters are always welcome. With the wider use of technology, meetings and hearings are more accessible than ever. Using the homepage of the Maine Legislature: **Legislature.Maine.Gov**, you will find access to Zoom meetings and YouTube videos. I also send a weekly email with current state news. If you wish to receive these updates, please contact me at Will.Tuell@legislature.maine.gov and we will gladly add you to our list.

Again, thank you for giving me the honor of serving you at the State House and may you all have a safe and healthy remainder of 2022.

Sincerely,

A handwritten signature in cursive script that reads "William Tuell".

William Tuell
State Representative

TOWN OF MACHIASPORT

2022 Annual Town Meeting

DATE: June 27, 2022

LOCATION: Fort O'Brien School

TIME: 6:00 P.M.

ARTICLE 1:	To elect moderator for town meeting.		
ARTICLE 2:	To elect all municipal officers and school committee members as are required to be elected.		
ARTICLE 3:	Shall the Town be authorized to expend	\$ 801,671	for Regular Instruction.
ARTICLE 4:	Shall the Town be authorized to expend	\$ 335,285	for Special Education
ARTICLE 5:	Shall the Town be authorized to expend	\$ 15,962	for Other Instruction
ARTICLE 6:	Shall the Town be authorized to expend	\$ 977	for Student and Staff Support
ARTICLE 7:	Shall the Town be authorized to expend	\$ 59,139	for System Administration
ARTICLE 8:	Shall the Town be authorized to expend	\$ 83,963	for School Administration.
ARTICLE 9:	Shall the Town be authorized to expend	\$ 61,802	for Transportation and Buses.
ARTICLE 10:	Shall the Town be authorized to expend	\$ 131,008	for Facilities Maintenance
ARTICLE 11:	Shall the Town be authorized to expend	\$ 69,921	for All Other Expenditures

ARTICLES 12 THROUGH 13 RAISE FUNDS FOR THE PROPOSED SCHOOL BUDGET

ARTICLE 12:	Shall the Town appropriate \$ 1,027,902.43 for the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and shall the Town raise \$ 883,713.34 as the Town's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A section 15688?
	<i>Explanation: The Town's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.</i>

ARTICLE 13:	(Written ballot required) Shall the Town raise and appropriate \$ 316,730.57 in additional local funds, which exceeds the State's Essential Programs and Services allocation model by \$ 316,730.57 as required to fund the budget recommended by the school committee?
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The school committee recommends \$ 316,730.57 for additional local funds and gives the following reasons for exceeding the State's Essential Programs and Services funding model by \$316,730.57. The Machiasport School Department budget is over the Essential Programs and Services model in student to teacher ratios in the elementary school, school administration, guidance, library, system administration, maintenance, clerical costs, and the difference between the secondary tuition rate and the EPS tuition rate. In addition, the Essential Programs and Services model does not fully fund co-curricular activities and the model has not been fully funded by the State.

Explanation: The additional local funds are those locally raised funds over and above the Town's local contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act that will help achieve the Town budget for educational programs.

ARTICLE 14 SUMMARIZES THE PROPOSED SCHOOL BUDGET

ARTICLE 14: Shall the Town authorize the school committee to expend \$ 1,559,708 for the fiscal year beginning July 1, 2022 and ending June 30, 2023 from the Town's contribution to the total cost of funding public education from pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes Title 20 §15690, unexpended balances, tuition receipts, state subsidy and other receipts for the support of schools?

ARTICLE 15 AUTHORIZES EXPENDITURES OF GRANTS AND OTHER RECEIPTS

ARTICLE 15: Shall the Town be authorized to expend such other sums as may be received from federal or state grants or programs or other sources during the fiscal year for school purposes provided that such grants, programs, or other sources do not require the expenditure of other funds not previously appropriated?

ARTICLE 16 AUTHORIZED THE ADULT BASIC EDUCATION PROGRAM AND RAISES THE LOCAL SHARE

ARTICLE 16: Shall the Town appropriate \$ 1600 for adult basic education and raise as the local share with authorization to expend any additional, incidental, or miscellaneous receipts in the interest and for the well-being of the adult basic education program.

THE FOLLOWING ARTICLES RELATE TO THE MUNICIPAL PORTION OF THE BUDGET:

ARTICLE 17: To see if the Town will vote to authorize the Selectmen to charge 4% interest per annum, or part thereof, on all unpaid property taxes effective three months after the taxes are committed, which shall also be the date on which taxes shall become delinquent.

ARTICLE 18: To see if the Town will vote to authorize the Selectmen, on behalf of the Town, to sell manage or dispose of any real estate property acquired by the Town for non-payment of taxes thereon. Sale to be by public sealed bid, and to execute quitclaim deeds for said property. The former owner shall have the right to reclaim said property by full payment of the lien and all charges prior to the date of the bid announcement.

ARTICLE 19: To see if the Town will vote to authorize the Selectmen, on behalf of the Town, to sell, manage or dispose of land or assets other than real estate property acquired by the Town for non-payment of taxes thereon, owned by the Town by any method.

ARTICLE 20:	To see if the Town will vote to authorize the Selectmen to purchase, trade, or sell town equipment through the Highway Capital Equipment Reserve Capital Project Fund and the Fire Capital Equipment Reserve Capital Project Fund, so long as said funds are not overspent.
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ARTICLE 21:	To see what sum the Town will vote to raise and appropriate \$12,500 for the maintenance and repair of Town Buildings and to transfer any remaining balance to the Town Capital Building Reserve Capital Project Fund.		
		<u>21-22</u>	<u>22-23</u>
20-51	Town Building Maintenance and Repair		
	SELECTMEN RECOMMEND	<u>\$12,500</u>	<u>\$12,500</u>

ARTICLE 22:	To see what sum the Town will vote to raise and appropriate for General governmental and Administration costs such as:		
		<u>21-22</u>	<u>22-23</u>
20-01	Office Supplies	\$ 5,000	\$ 5,000
20-03	Utilities	5,500	7,000
20-05	Telephone / Internet	3,800	4,200
20-07	Printing and Postage	3,600	4,600
20-09	Dues and Memberships	3,400	3,400
20-11	Registry of Deeds	3,300	3,300
20-13	Elections	1,700	1,700
20-14	Planning Board	1,000	1,000
20-43	Legal Fees	5,000	15,000
	Audit and Accounting	5,000	5,000
20-47	Groundskeeping	2,500	2,500
20-53	Computer Costs	16,000	18,000
20-54	Publishing (newspaper)	1,200	1,400
20-55	Training and Travel	1,500	1,500
20-56	Other	<u>3,500</u>	<u>3,500</u>
	SELECTMEN RECOMMEND	<u>\$ 62,000</u>	<u>\$77,100</u>

ARTICLE 23:	To see what sum the Town will vote to raise and appropriate for the following salaries:		
		<u>21-22</u>	<u>22-23</u>
20-21	Administrative Assistant / Town Clerk	37,968	\$43,000
20-23	Deputy Town Clerk	27,350	31,600
20-24	Treasurer	5,150	5,459
20-25	Selectperson / Assessor	3,643	4,000
20-25	Selectperson / Assessor	3,643	4,000
20-25	Selectperson / Assessor	3,643	4,000
20-30	Registrar of Voters	743	788
20-56	Health Officer	340	361
25-01	Fire Chief	3,090	3,183
30-07	Road Commissioner	3,090	3,183
45-11	Harbor Master	4,637	4,776
	SELECTMEN RECOMMEND	<u>\$93,297</u>	<u>\$104,350</u>

ARTICLE 24:	To see what sum the Town will vote to raise and appropriate for the following Highway accounts.		
		<u>21-22</u>	<u>22-23</u>
30-41	Utilities	\$ 5,000	\$6,000
30-43	Phone Stipend	500	500
30-47	Other	2,500	3,000
30-01	Routine Road Maintenance	20,000	25,000
30-05	Brush Account	1,000	1,000
30-31	Plowing	53,000	69,000
30-33	Salt and Sand	58,000	75,000
30-35	Fuel – Vehicles and Off-road	7,000	15,000
30-45	Maintenance	2,500	
30-51	Equipment Maintenance	40,000	45,000
30-53	Streetlights	6,000	7,000
30-55	Road Signs	1,000	500
		<u>\$196,500</u>	<u>\$ 247,000</u>
	Less Income Accounts:		
10-410	State Road Assistance	11,000	12,200
10-415	State Winter Road Contract	53,000	61,000
	Subtotal	<u>\$64,000</u>	<u>\$ 73,200</u>
	To be raised and appropriated:	<u>\$ 132,500</u>	<u>\$173,800</u>
	SELECTMEN RECOMMEND: \$173,800 be raised and appropriated, and to transfer any remaining balance of the Equipment Maintenance Account to the Highway Capital Equipment Reserve Capital Project Fund, and to carry any remaining balance of the Routine Road Maintenance Account to the 2023-2024 fiscal year.		
ARTICLE 25:	To see what sum the Town will vote to raise and appropriate for the following specified purposes:		
		<u>21-22</u>	<u>22-23</u>
25-03	Fire Calls *	\$ 6,000	\$ 6,000
25-05	Repair and Maintenance *	4,000	5,000
25-07	Equipment *	3,500	3,500
25-08	Fire Department Training	3,000	3,000
25-09	Fire Department Fuel *	600	600
25-11	East Machias Contract	2,000	2,000
25-13	Ambulance Contract	14,000	15,000
25-20	Fire Department Other*	2,000	2,000
25-21	Code Enforcement Officer	2,864	5,000
25-23	Plumbing Inspector	607	1,000
25-27	Animal Control Officer	500	750
25-30	Animal Care	250	300
		<u>\$ 39,321</u>	<u>\$44,150</u>

SELECTMEN RECOMMEND \$44,150 and to transfer any remaining balance of the Fire Department Accounts as shown above with an * to the Fire Capital Equipment Reserve Capital Project Fund.

ARTICLE 26 To see if the town will vote to transfer the remaining balance of the 21-22 Shellfish Conservation general fund expenditure account as of June 30, 2022, to a newly created Shellfish Operational Account special revenue fund with a portion of the annual clam license revenue being intended to make up a continuing and ongoing committed revenue source of the newly created special revenue fund. The offsetting revenue source for this 21-22 fiscal year transfer would be the utilization of the unassigned general fund balance. (\$12,881)

SELECTMEN RECOMMEND: MODIFICATION

ARTICLE 27 To see what sum the Town will vote to raise and appropriate for the Shellfish Warden 22-23 fiscal year salary and to post any clam license revenue received in excess of the budgeted salary amount for both the 21-22 and 22-23 fiscal years to the newly created Shellfish Operational Account special revenue fund, if approved.

		<u>21-22</u>	<u>22-23</u>
45-01	Shellfish Warden	<u>\$18,000</u>	<u>\$18,000</u>
	Less Income Accounts:		
15-532	Clam License Revenue	<u>\$18,000</u>	<u>\$18,000</u>
15-540	Utilization of unassigned fund balance	0	0
	Subtotal:	<u>\$18,000</u>	<u>\$18,000</u>
	To be raised and appropriated: SELECTMEN RECOMMEND:	<u>0</u>	<u>0</u>

ARTICLE 28: To see what sum the Town will vote to raise and appropriate for the Maritime Maintenance Account, and to carry over any remaining balance of this account to the 2023-2024 fiscal year.

		<u>21-22</u>	<u>22-23</u>
45-10	Conservation Maritime Maintenance	\$ 500	\$500
45-13	Repair and Maintenance	2,000	5,000
45-17	Maritime Utilities	500	750
45-21	Maritime Other	<u>600</u>	<u>1,500</u>
	SELECTMEN RECOMMEND:	<u>\$ 3,600</u>	<u>\$ 7,750</u>

ARTICLE 29: To see what sum the Town will vote to raise and appropriate for General Assistance.

		<u>21-22</u>	<u>22-23</u>
60-41	General Assistance	<u>\$2,000</u>	<u>\$2,000</u>
	SELECTMEN RECOMMEND:		

ARTICLE 30: To see what sum the Town will vote to raise and appropriate for Washington County Council of Governments.

		<u>21-22</u>	<u>22-23</u>
60-25	Washington County COG	<u>\$1,100</u>	<u>\$1,100</u>
	SELECTMEN RECOMMEND:		

ARTICLE 31:	To see what sum the Town will vote to raise and appropriate for Veteran's Graves.		
60-33	Veteran's Graves	<u>21-22</u>	<u>22-23</u>
	SELECTMEN RECOMMEND:	<u>\$1,100</u>	<u>\$1,100</u>

ARTICLE 32:	To see what sum the Town will vote to raise and appropriate for Solid Waste.		
35-01	Solid Waste	<u>21-22</u>	<u>22-23</u>
	SELECTMEN RECOMMEND:	<u>\$34,000</u>	<u>\$37,000</u>

ARTICLE 33:	To see what sum the Town will vote to raise and appropriate for Assessing Services.		
20-41	Assessing Services	<u>21-22</u>	<u>22-23</u>
	SELECTMEN RECOMMEND:	<u>\$10,300</u>	<u>\$11,000</u>

ARTICLE 34:	To see what sum the Town will vote to raise and appropriate for the following purposes:		
		<u>21-22</u>	<u>22-23</u>
20-27	Social Security	<u>\$12,000</u>	<u>\$14,500</u>
20-29	Medicare	<u>3,000</u>	<u>3,600</u>
20-31	State Unemployment	<u>2,200</u>	<u>2,200</u>
60-01	Town Insurance	<u>22,500</u>	<u>25,000</u>
60-09	Worker's Compensation	<u>5,000</u>	<u>6,000</u>
60-11	Health Insurance	<u>32,000</u>	<u>25,500</u>
	SELECTMEN RECOMMEND:	<u>\$76,700</u>	<u>\$ 76,800</u>

ARTICLE 35:	To see if the Town will raise and appropriate and authorize the expenditure to Washington County Government for payment of County Taxes assessed.		
55-01	County Tax	<u>21-22</u>	<u>22-23</u>
	SELECTMEN RECOMMEND:	<u>\$215,400</u>	<u>\$227,770</u>

ARTICLE 36:	To see what sum the Town will vote to transfer from the General Fund Unassigned Fund Balance to the following non-major capital project funds.		
		<u>21-22</u>	<u>22-23</u>
208-02	Major Road Repair and Paving	<u>\$150,000</u>	<u>\$110,000</u>
208-05	Fire Capital Equipment Reserve	<u>0</u>	<u>0</u>
208-08	Municipal Complex	<u>0</u>	<u>0</u>
208-10	Highway Capital Equipment Reserve	<u>0</u>	<u>25,000</u>
208-15	Town Garage	<u>25,000</u>	<u>10,000</u>
208-20	Revaluation and Mapping	<u>0</u>	<u>0</u>
208-25	Liberty Hall	<u>3,500</u>	<u>5,000</u>
208-40	Computers and Electronics	<u>0</u>	<u>0</u>
208-50	Post Office	<u>0</u>	<u>20,000</u>
208-71	Maritime Maintenance	<u>5,000</u>	<u>5,000</u>
	SELECTMEN RECOMMEND:	<u>\$183,500</u>	<u>\$175,000</u>

ARTICLE 37:	To see what sum the Town will take from the following revenue sources to apply against the Tax levy as to be shown on the Municipal Tax Assessment Warrant as other revenue:		
		<u>21-22</u>	<u>22-23</u>
05-222	Automobile Excise	\$250,000	\$245,000
05-333	Boat Excise	5,000	5,000
10-410	State Road Assistance	11,000	12,200
10-415	State Winter Road Contract	53,000	61,000
10-425	Tree Growth Reimbursement	3,000	3,000
10-435	Park Fees	700	700
10-430	Veteran's Exemption	1,000	1,200
10-440	Snowmobile Fees	100	150
15-500	Tax Interest	5,000	6,000
15-505	Lien Interest	6,000	5,000
15-510	Agent Fees	5,500	6,300
15-512	Dog licenses	0	150
15-515	Checking and Savings Interest	17,000	18,800
15-525	Building Permits	1,200	1,000
15-526	GATR Lease	6,000	11,100
15-528	Vital Statistics	1,100	1,100
15-529	Postal Lease Revenue	24,000	24,000
15-530	Miscellaneous Revenue	5,000	5,000
15-532	Clam Licenses	18,000	18,000
15-540	Use of Unassigned Fund Balance – Article 36	183,500	\$175,000
15-540	Use of Unassigned Fund Balance – Article 47	<u>3,850</u>	<u>\$150,000</u>
15-540	Use of Unassigned Fund Balance – Article 45		<u>\$ 36,025</u>
	Total	\$599,950	\$785,725
ARTICLE 38:	To see what sum the Town will take from Municipal Revenue Sharing to apply against the Tax Levy as to be show separately on the Municipal Tax Assessment Warrant.		
		<u>21-22</u>	<u>22-23</u>
10-405	State Revenue Sharing	<u>\$76,535</u>	<u>\$120,000</u>
	SELECTMEN RECOMMEND:		

ARTICLE 39: To see if the Town will vote to accept any and all funds as provided by the Maine State Legislature and private and federal grants and to authorize the Selectmen to approve any matching requirements from appropriate accounts, excluding surplus and designated special revenue funds.

ARTICLE 40: To see if the Town will vote to accept any and all monies for pre-payment of property taxes.

ARTICLE 41: To see if the Town will vote to increase, upon approval of the current year warrant articles or under extraordinary circumstances, its 2021 property tax assessment above the property tax levy established by State Law (LD-1).

ARTICLE 42: To see if the Town will vote to authorize the Board of Selectmen to overspend any original and approved warrant article budgetary line item by up to 10% of that line item as long as there

are under-spent budgetary line items to transfer it from. Any required transfers are to be reflected in Selectmen's meeting minutes as approved prior to the end of the fiscal year or within 30 days of the end of the fiscal year.

ARTICLE 43: To see if the Town will vote to raise and appropriate **\$10,000** for the dilapidated property account, to cover costs associated with the removal of the same, and to **carry over any remaining balance of this account to the 2023-2024 fiscal year.**

ARTICLE 44: The Town has received a citizen's petition which states, "On November 22, 2021, the Selectman of the town of Machiasport voted on tearing down the house at Pettegtrow's Point. These signatures are to revoke those votes of the Selectman. We the voters of the town of Machiasport would like to have a special town meeting to vote on what will happen to the house on Pettegtrow's Point."

The petition was not in proper format and lacked sufficient signatures. Selectmen chose to honor the intent of the petition and add the ARTICLE to the Annual Town Meeting Warrant rather than schedule a Special Town Meeting.

EXPLANATION: Due to the poor state of the structure prior to purchase by the town and its deterioration since, the Selectmen believe cost to rebuild this structure would far outweigh the potential benefits. The house is presently full of multiple types of mold with will require specialized abatement services. A general contractor has been consulted and has estimated cost to rebuild at **\$ 328,500**. Potential use of such a building is very limited.

This vote is to determine if the citizens agree with the Selectmen's decision.
SELECTMEN RECOMMEND: AFFIRMATIVE RESPONSE.

ARTICLE 45: To see if the Town will vote to approve an increase in the 2021-2022 budget lines by a total of **\$36,025** with the funds to come through the utilization of the Unassigned General Fund Balance and applied as follows:

20-03	Utilities	1,200
20-05	Phone & Internet	300
20-07	Print & Postage	800
20-09	Dues / Membership	225
20-27	Social Security	850
20-43	Legal Fees	6,000
20-53	Computer	500
20-54	Publishing	500
25-27	Animal Control	200
30-31	Plowing	12,950
30-35	Fuel	5,000
45-13	Repair & Maint.	2,000
45-21	Maritime Other	500
60-09	Worker's Comp	5,000
	TOTAL	\$36,025
	SELECTMEN RECOMMEND	\$36,025

ARTICLE 46: To see if the Town will vote to reclassify the current assigned general fund balance relating to grant seed or matching funds as a committed general fund balance amount. By reclassifying this amount as committed, any change in the intended use of these funds as grant seed or matching amounts would need to be approved by either the annual town meeting or a special town meeting. The current balance of these grant seed or matching funds as of June 30, 2022, would be **\$14,275**. This reclassification, if approved, would be recorded by the Town as of June 30, 2022.

SELECTMEN RECOMMEND: Reclassification

ARTICLE 47: To see if the Town will vote to reclassify **\$150,000** of the unassigned general fund balance as a committed general fund balance amount relating to grant seed or matching funds. By reclassifying this amount as committed, any change in the intended use of these funds as grant seed or matching amounts would need to be approved by either the annual town meeting or a special town meeting. This reclassification, if approved, would be recorded by the Town as of June 30, 2022.

SELECTMEN RECOMMEND: Reclassification

ARTICLE 48: To see what sum the Town will vote to raise and appropriate for the Activity Account, and to carry over any remaining balance of this account to the 2023-2024 fiscal year.

		<u>21-22</u>	<u>22-23</u>
60-52	Activity Fund	\$ <u> 0</u>	\$ <u> 0</u>
	SELECTMEN RECOMMEND:		

ARTICLE 49: To see if the Town will vote to raise and appropriate **\$60,000** for the purpose of releasing the Town from its obligation to the National Park Service, which required the construction of a trail system and information center at Gator Road site.

	SELECTMEN RECOMMEND:	\$60,000
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ARTICLE 50: To see if the Town will vote to approve the Shellfish Conservation Ordinance as written, in the attached exhibit? **See Exhibit A**

SELECTMEN RECOMMEND: APPROVAL

ARTICLE 51: To see if the Town will vote to enact the 180-day Moratorium on Large-Scale Aquaculture Developments within the Town's jurisdiction as written, in the attached exhibit? **See Exhibit B**

SELECTMEN RECOMMEND: APPROVAL

EXHIBIT A

SHELLFISH CONSERVATION ORDINANCE TOWN OF MACHIASPORT

1. **Authority:** This ordinance is enacted in accordance with 12 M.R.S.A. Section 6671.
2. **Purpose:** To establish a shellfish conservation program for the Town of Machiasport, which will ensure the protection and optimum utilization of shellfish resources within its limits. These goals will be achieved by means, which may include:
 - A. Licensing
 - B. Limiting the number of shellfish harvesters.
 - C. Restricting the time and areas where harvesting is permitted.
 - D. Limiting the minimum size of clams taken.
 - E. Limiting the amount of clams taken daily by a harvester.
3. **Shellfish Conservation Committee:** The Shellfish Conservation Program for the Town of Machiasport will be administered by the Shellfish Conservation Committee consisting of five (5) members to be appointed by the Selectmen for terms of One (1) year or more. Responsibilities of the Committee include:
 - A. Establishing annually, in conjunction with the Department of Marine Resources, the number of shellfish harvesting licenses to be issued.
 - B. Submitting to the Board of Selectmen proposals for the expenditure of funds for the purpose of shellfish conservation.
 - C. Keeping this ordinance under review and making recommendations for amendments to it.
 - D. Securing and maintaining records of shellfish harvesting from the Town's managed Shellfish areas and closed areas that are conditionally opened by the Department of Marine Resources.
 - E. Recommending conservation closures and openings of harvesting areas to the Board of Selectmen in conjunction with the Area Biologists of the Department of Marine Resources.
 - F. Submitting an annual report to the Municipality and the Department of Marine Resources covering the above topics and all other committee activities.

4. **Definitions:**

A. Residents: The term "resident" shall mean a person who has domiciled (been a legal resident) in Machiasport for at least the prior six (6) months and has been registered to vote in Machiasport for at least the prior six (6) months and a has a current Maine drivers license or Maine State ID which shows a physical address in Machiasport.

B. Domicile or Legal Residence: The residence where you have your permanent home or Principal establishment and to where, whenever you are absent, you intend to return; every person is compelled to have one and only one domicile at a time.

C. Nonresident: The word "nonresident" shall mean any person not qualified as a resident under this ordinance.

D. Shellfish, Clams and Inter tidal Shellfish resources: When used in the context of this ordinance the words "shellfish," "clams," and "inter tidal shellfish resources" all mean softshell clams, i.e., Mya arenaria.

E. Municipality: For the purpose of this ordinance refers to the Town of Machiasport, Maine.

F. Certified Municipal Shellfish Conservation Warden: The law enforcement officer appointed by the Shellfish Committee, approved by the Selectmen to enforce this Ordinance and certified by the DMR.

5. **Licensing:**

Municipal Shellfish Harvesting License is required. It is unlawful for any person to dig or take shellfish from the shores and flats of this municipality as provided by this ordinance, except those who meet the requirements for a free license. Those requirements are:

A. Licenses: Means "Town License." To secure a Town license a person must be:

1. **A resident** as defined above in 4-A.

2. **Student:** A student resident commercial license will be available at reduced Cost to students who meet their school requirements for being in good standing. (Ages 14-17 years) Under 14 years of age licenses are free.

A student non-resident commercial license will be available by quota at a reduced cost to students who meet their school's requirements for being in good standing. (1 license for every 10 residents.)

3. **An over the age of sixty (60) Resident commercial license** will be available at a reduced cost.

An over the age of sixty (60) Non-Resident commercial license will be available at a reduced cost. (1 license for every 10 residents.)

4. **Committee members.** Free provided they serve a full term.

B. Designation, Scope, and Qualifications:

1. Resident Commercial Shellfish License: The license is available to resident of the Town of Machiasport and entitles the holder to dig and take any amount of shellfish from the shores and flats of this municipality and reciprocating municipalities.

2. Non-resident Commercial Shellfish Licenses: The license is available to nonresidents of this municipality and entitles the holder to dig and take any amount of shellfish from the shores and flats of this municipality.

3. Any harvester claiming shellfish they have not harvested personally shall be in Violation of this ordinance.

4. Signatures: The licensee must sign the license for it to be valid.

5. Application Procedure: Any person may apply to the Town Clerk for the licenses required by this ordinance on forms provided by the municipality.

- a. The place of residence of an applicant as stated on any other license is not determinative of the applicant's true place of residence. The applicant shall be required to produce evidence of their residence before the license is issued.
- b. A person applying for, or holding a license under this Ordinance, shall notify the Town Clerk within ten (10) days of an address change, regardless of whether the address change is also a change of residency.
- c. **Contents of the Applications:** The application must be in the form of an affidavit and must contain the applicants name, current address, date of birth, height, weight, signature, and whatever information the municipality may legally require

- d. Misrepresentation: It shall be a violation of this Ordinance for any person to falsify or give false information in connection with a shellfish license application. In addition to any criminal penalties which may result from a violation of this Ordinance, the shellfish license granted to any person who gives false information on a shellfish application shall become void.

6. Issuance of License:

- a. A person holding a resident commercial shellfish license of any type shall be domiciled in the Town of Machiasport during the license period or shall surrender the license. If a person does not do so said license shall become void within ten(10) days of moving from Town.

7. Fees: Fees for licenses must be paid in full upon issuance of respective license.

- a. Fee for licenses will be recommended by the Shellfish Committee prior to May 1 of each year and approved by the Selectmen.

C. Limit of Harvesters: Because the shellfish resources are limited and because a commercial or recreational harvester can be expected to harvest a certain volume of clams per year, the number of harvesters must be controlled. This will vary from year to year depending on estimates of the resources, capabilities, and management requirements consistent with good resource utilization. The following procedure will be followed to exercise control:

1. Prior to May 1, of the current year, the Town Shellfish Conservation Committee, with the approval of the Commissioner of Marine Resources will establish the commercial and noncommercial licenses to be permitted following the requirements of M.R.S.A. Section 6671 and DMR Regulations Chapter 7.
2. The Shellfish Conservation Committee will notify the Town Clerk in writing prior to June 1, of the current year, the number of licenses to be issued.
3. Notice of licenses to be issued and the procedure for application shall be published in trade or industry publication or in newspapers or combination of newspapers with circulation, that the municipal officers consider effective in reaching persons affected, not less than ten(10) days prior to the period of issuance and shall be posted in the municipal offices until the period is concluded.
4. On the first day of license sales, 10% of the total number of resident licenses issued in the previous year shall be made available to qualifying nonresidents. Thereafter, nonresident licenses will be issued in accordance with the 10% rule as described in 12 M.R.S.A. Section 6671 (3-E) and DMR Regulations Chapter 7.

5. The Town Clerk shall issue licenses to residents and nonresidents as allocated.

6. Licenses are nontransferable and non-refundable.

7. **Nighttime Harvesting:** Harvesting shall be restricted to one-half hour before sunrise and one-half hour after sunset. Any person found guilty of harvesting clams during nighttime shall be subject to a fine of not less than three hundred dollars (\$300). Subsequent violations of this section shall see the fine increased in increments of two hundred dollars (\$200) and not to exceed fifteen hundred dollars (\$1500).

8. **Use of Artificial Lights:** No artificial lights, i.e., headlamps, flashlights, etc. may be used to harvest shellfish. Use of any artificial light to harvest shellfish will be a violation of this ordinance and subject to fine. Violations shall result in a three hundred dollar (\$300) fine.

D. License Expiration Date: Each license issued under this ordinance shall expire at midnight on the 31st of May next, following the date of issue.

E. Suspension: Any shellfish licensee having three (3) convictions for a violation of this Ordinance within a consecutive twelve 12-month time- period shall have his/her shellfish license automatically suspended for a period of twelve (12) consecutive months.

EXCEPTION: anyone violating Section 5-B-3 shall have his/her license automatically suspended for the remainder of the current license year for the first violation. Other exceptions are outlined in the Aiding and Abetting and Stopping for Inspection sections of the Ordinance.

1. A licensee whose license has been suspended pursuant to this ordinance may re-apply for a license only after the suspension has expired.

2. The suspension shall be effective from the date of mailing of Notice of Suspension by the Town Clerk to the licensee.

3. Any licensee whose shellfish license has automatically been suspended pursuant to this section shall be entitled to a hearing before the Shellfish Conservation Committee upon filing a written request for such with the Town Clerk within thirty (30) days following the effective date of the suspension. The licensee may appeal the decision of the Shellfish Conservation Committee before the Board Selectmen by filing a written request for appeal within seven (7) days of the decision of the Shellfish Conservation Committee.

F. Unpaid Fines: All Municipal Ordinance fines issued on and following June 1, 2008, must be paid in full before a new town shellfish license will be issued. A receipt from the District Court must be filed with the Town Clerk for verification of payment in full for any fines Accrued on or following June 1, 2008.

G. Aiding and Abetting: If a person holding a commercial license uses it to aid and abet the illegal harvest of clams, their license shall be suspended for three (3) months and they shall receive a five hundred dollar (\$500) fine upon conviction. Any second and subsequent convictions under this section of the Ordinance shall result in a twelve (12) month suspension and a one thousand dollar (\$1000) fine upon conviction.

6. Opening and Closing of Flats: The Municipal officers, with approval of the Commissioners of Marine Resources may open and close areas for shellfish harvesting. Upon recommendation of the Shellfish Conservation Committee and concurrence of the Department of Marine Resources and other factors gearing on sound management practices indicate that an area should be opened or closed.

A. Current openings or closings:

1. OPENING AND CLOSINGS:

The Shellfish Warden shall have the power to police the flats and issue tickets for all Tow closures and/or DMR closures.

2. The Town shall be required to provide a 5-day notification of conservation closures and openings.

3. Penalties: Any person found guilty of harvesting clams in a closed area shall be Subject to a fine of not less than three hundred dollars (\$300). Subsequent violations of this section shall see the fine increased in increments of two hundred dollars (\$200) and not to exceed fifteen hundred dollars (\$1500).

7. Minimum Legal size of Soft-Shell Clams: It is unlawful for any person to possess soft shell clams within the Town of Machiasport, Washington County, Maine, which are less than two (2) inches in the longest diameter except as provided by subsection B of this Section.

A. Definitions:

1. Lot: The word "lot" as used in this ordinance shall mean the total number of soft shell clams in any bulk pile, where soft shell clams are in a box, barrel or other container, the contents of each box, barrel, or other containers, constitutes a separate lot.

2. **Possess:** For the purpose of this section, "possess" shall mean dig, take, harvest, pull, ship, transport, hold, buy, and sell retail and wholesale soft shell clam shell stock.

B. Tolerance:

1. Any person may possess soft shell clams that are less than two inches if they comprise less than ten percent (10%) of any lot. The tolerance shall be determined by numerical count of not less than one peck nor more than four pecks taken at random from various parts of the lot or by a count of the entire lot if it contains less than one peck.

C. Penalty: Whoever violates any provision of this section shall be punished as provided by 12 M.R.S.A., Section 6681.

D. Penalty: Any person who violates this ordinance shall be punished as provided by 12 M.R.S.A., Section 6671.

8. Stopping for Inspection: A person shall produce their license on demand of any Certified Municipal Shellfish Conservation Warden in uniform and having probable cause to take such action. It is unlawful for the operator of a motor vehicle, boat, vessel, or conveyance of any kind or any person.

- A. To deliberately fail or refuse to stop immediately upon request or signal of any Certified Municipal Shellfish Conservation Warden.
- B. After the person has stopped, to fail to remain stopped until the said Warden has reached his immediate vicinity and makes known to the operator the reason for his request or signal.
- C. To fail or refuse to stand by immediately for inspection on request of said Warden.
- D. To throw or dump into any coastal waters or flats after having been requested or signaled to stop by a Certified Municipal Shellfish Conservation Warden any shellfish, or any pail, bag, hod or container before said Warden has inspected same.
- E. To attempt to elude, disobey, or assault any Certified Municipal Shellfish Conservation Warden.

Penalties: The first violation of this section of this Ordinance shall result in a three (3) month suspension of the license and a three hundred dollar (\$300) fine. The second and subsequent violation shall result in a twelve (2) month suspension of the license and a one thousand (\$1000) dollar fine.

9. Conservation Time: All commercial license applicants will be required to complete five (5) hours of conservation time for the purpose of executing shellfish conservation measures if they wish to receive a reduced rate license including, but not limited to, reseeding and brushing projects, shellfish surveys, five (5) hours attending conservation committee meetings, or five (5) hours of conservation time in the field with Shellfish Committee approval.

A. Applicants for Junior Commercial Licenses must complete two (2) hours of conservation time. The entire two (2) hours must be completed as work in the field.

Conservation time can be earned in three ways throughout the year:

1. By participating in conservation workdays scheduled by the Shellfish Conservation Committee.
2. By attending the Shellfish Conservation Meetings. Attendance will be counted for conservation time to the nearest half hour, in fifteen (15) minute increments. The applicant must attend the entire meeting to earn their conservation hours. Up to one-half of the total conservation hours required to purchase a commercial license can be earned by attending Shellfish Conservation Meetings.
 - a. For those individuals who have completed their conservation time and who are not offered a shellfish license due to license limitations may carry their time forward until such time as they are offered a license. The individual must apply for a shellfish license each year in order for their conservation hours to carry forward. If they fail to apply for a license each year or they refuse a license after being offered, their conservation time will be taken off the books.
3. By contacting the Shellfish Warden, with at least seven working- days notice, an applicant may schedule to complete conservation hours under the supervision of the Shellfish Warden.

10. Effective Date: This ordinance, which has been approved by the Commissioners of Marine Resources, shall become effective after its adoption by the municipality provided a certified copy of the ordinance is filed with the Commissioner within twenty (20) days of its adoption.

A. Period of Ordinance: This ordinance shall remain in effect from the effective date.

B. Separability: If any section, subsection, sentence, or part of this ordinance is for any reason Held to be invalid or unconstitutional, such decisions shall not affect the validity of the Remaining portions of this ordinance.

C. Repeal: Any Ordinance regulating the harvesting or conservation of shellfish in the Town Of Machiasport and any provisions of any other Town Ordinance which is inconsistent with this ordinance is hereby repealed.

11. Shellfish Warden: The Town of Machiasport shall employ a Municipal Shellfish Conservation Warden certified by the State of Maine or eligible to become certified as described by Maine Department of Marine Resources, Chapter 4, Sections 4.10 through 4.60 inclusive.

Brian Smith

Jeffrey Davis

Michael Hinerman

Attested Copy:

Marcia L. Hayward / Town Clerk

Date

EXHIBIT B

TOWN OF MACHIASPORT MORATORIUM ORDINANCE REGARDING INDUSTRIAL-SCALE AQUACULTURE DEVELOPMENT

Section 1. Title: Authority.

This ordinance, duly enacted by the legislative body of the Town of Machiasport (the "Town") and entitled the Moratorium Ordinance Regarding Industrial-Scale Aquaculture Development," is referenced herein as the "Moratorium." The Moratorium is adopted pursuant to the Town's home rule authority under Article VIII, Part Second, of the Maine Constitution and 30-A M.R.S. §3001; § 4356; and any other enabling statutes.

Section 2. Necessity.

The Town makes the following findings:

- A. Developers have expressed interest in and are pursuing the development of an Industrial-Scale Aquaculture Development project within Maine's coastal waters, which is on a scale larger than previously achieved in North America.
- B. The aquaculture leasing statutes and rules administered by the Maine Department of Marine Resources, which were established by the Maine Legislature in 1977 pursuant to Public Law P.L. 1977 c. 661, § 5, at a time when large-scale aquaculture operations were not contemplated, do not adequately address the risks to municipalities presented by the siting, construction, and operation of Industrial-Scale Aquaculture Development.
- C. The Town's comprehensive plan, ordinances and regulations are inadequate to prevent serious public harm that could result from the siting, installation, and operation of Industrial-Scale Aquaculture Development within the Town.
- D. In particular, without appropriate local regulation, the siting, construction and operation of Industrial-Scale Aquaculture Development within the Town could result in substantial adverse impacts on the Town, including, but not limited to:
 1. A shortage or overburdening of public facilities such as roads, waste management systems, and water access sites.
 2. Adverse environmental and scenic effects.
 3. The lack of regulatory or financial assurances that such development will be properly sited, constructed, operated, and decommissioned.
 4. Incompatibility with existing and permitted functionally water-based uses.

5. Loss of public and private access to Maine's coastal waters, including to the intertidal zone; and
 6. The displacement of traditional public and commercial uses from Maine's coastal waters, including lobstering and other heritage fisheries, water-based recreation, and other public trust sites.
- E. As a result, the siting, construction, and operation of Industrial-Scale Aquaculture Development within the Town has the potential to pose a serious threat to the health, safety, and welfare of the Town and its residents and visitors.
- F. The Town needs time to evaluate the need for and to prepare reasonable ordinances and regulations governing the siting, construction, operation, and decommissioning of Industrial-Scale Aquaculture Development within the Town and to secure voter approval for such ordinances and regulations.
- G. The Town, with assistance from its municipal reviewing authorities and other departments, intends to study its plans, ordinances, and regulations to determine the regulatory implications of siting, constructing, operating, and decommissioning Industrial-Scale Aquaculture Development within the Town, and to consider what additional or different ordinance provisions and regulations, if any, might be appropriate for such development.
- H. It is anticipated that such a study, review, and preparation of plans, ordinances, and regulations will take not more than 180 days from the Date of Applicability of this Moratorium.
- I. In the judgement of the legislative body of the Town, the foregoing findings constitute an emergency within the meaning of 30-A M.R.S. § 4356 requiring immediate legislative action.

Section 3. Moratorium.

The Town does hereby declare a moratorium on (a) the siting, installation, construction, operation, and expansion of Industrial-Scale Aquaculture Development; (b) the acceptance or processing of any application, proposal, or request pending on or after the Date of Applicability for Industrial-Scale Aquaculture Development; and (c) the issuance of any development permit or other form of regulatory approval or any other action or decision by a board, officer, official, employee, agent, or department of the Town related to Industrial-Scale Aquaculture Development; provided, however, that this moratorium shall not apply to Industrial-Scale Aquaculture Development in existence as for the Date of Applicability unless or until such Development requires a new or renewed lease pursuant to 12 M.R.S. § 6072.

Section 4. Definition.

For purposes of this Moratorium, "Industrial-Scale Aquaculture Development" means the construction or operation of a commercial facility on, in or over Maine's coastal waters (Including submerged lands and intertidal lands) for the culture of finfish in nets, pens or other enclosures or for the suspended culture of any other marine organism, that (i) is located in whole or in part on, in or over the territorial coastal waters of the Town and (ii) exclusively

occupies an aggregate surface area not coastal waters greater than five (5) acres. "Industrial-Scale Aquaculture Development" includes any onshore development and water access ways associated therewith or related thereto.

Section 5. Effective Date.

This Moratorium shall become effective immediately upon its adoption by the legislative body of the Town (the "Effective Date") and shall remain in full force and effect for a period of up to but no longer than 180 days from the Date of Applicability, unless extended, repealed, or modified pursuant to applicable law or until a new ordinance regulating Industrial-Scale Aquaculture Development or amendments to one or more existing Town ordinances or regulations addressing such development are adopted by the Town, whichever shall first occur.

Section 6. Date of Applicability.

Notwithstanding 1 M.R.S. § 302 or any other law to the contrary, and regardless of the Effective Date, this Moratorium shall govern and apply to all proceedings and applications for Industrial-Scale Aquaculture Development that was or are pending before any municipal reviewing authority on or any time after January 18, 2022 (the "Date of Applicability") and, to the extent allowed by 30-A M.R.S. § 3007 (6), shall nullify the issuance of any final approval of a municipal reviewing authority made on or at any time after the Date of Applicability.

Section 7. Conflicts; Savings Clause.

Any provisions of the Town's ordinances that are inconsistent with or conflict with the provisions of this Moratorium are hereby repealed to the extent applicable for the duration of this moratorium. If any section or provision of this Moratorium is declared by a court of competent jurisdiction to be invalid, such a declaration shall not invalidate any other section or provision.

Section 8. Violations.

If any Industrial-Scale Aquaculture Development is sited, constructed, or operating in violation of this Moratorium, each day of any continuing violation shall constitute a separate violation of this Moratorium and the Town shall be entitled to all rights available to it pursuant to 30-A M.R.S. § 4452, including, but not limited to, fine and penalties, injunctive relief, and its reasonable attorneys' fees and costs in prosecuting any such violations.

EMERGENCY DECLARATION

The Town declares the existence of an emergency because the Town's comprehensive plan, ordinances and other regulations are insufficient to prevent serious public harm that could be caused by the siting, construction, or operation of Industrial-Scale Aquaculture Development, as defined in this Moratorium, and because the Town needs time to review the potential adverse impacts that may be caused by Industrial-Scale Aquaculture Development and

consider amendments to one or more of its ordinances or regulations to mitigate any such impacts on the Town and its residents and visitors. This Moratorium shall be effective immediately upon enactment and shall remain in effect for 180 days from the Date of Applicability, unless it is extended, repealed, or modified in accordance with applicable law.

Given under our hands this _____ day of _____, 2022.

Brian Smith

Jeffrey Davis

Michael Hinerman

A Majority of the Municipal Officers of the Town of Machiasport, Maine.

Attest: A true copy of an ordinance entitled, "Moratorium Ordinance Regarding Industrial-Scale Aquaculture Development," as certified to me by the municipal officers of the Town of Machiasport, Maine on the _____ day of _____, 2022.

Marcia L. Hayward / Clerk
Town of Machiasport

FY 2022-2023 Warrant continued:

Brian Smith / Selectman

Jeffrey Davis / Selectman

Michael Hinerman / Selectman

ATTEST:
Marcia L. Hayward / Clerk