

# TOWN OF MACHIASPORT

## 2025 Annual Town Meeting Warrant

To: Rob Boynton, a resident in the Town of Machiasport, County of Washington, and State of Maine.

**GREETINGS:** In the name of the State of Maine, you are hereby required to warn and notify the inhabitants of the **Town of Machiasport**, in the County of Washington, and the State of Maine, qualified by law to vote in Town affairs, to meet at Fort O'Brien School, in said Town on **Monday the 23rd day of June, 2025 A.D.**, then and there to act on ARTICLE 1 and by secret ballot on ARTICLE 2 as set out below, the polling hours therefore to be from **12 noon to 6:00 PM**. And to notify and warn said inhabitants to meet at Fort O'Brien School in said Town on **Monday, the 23rd day of June 2025 at six o'clock in the evening**, then and there to act on ARTICLES 3 through 47.

**Date:** June 9, 2025  
**Location:** Fort O'Brien School  
**Time:** 6:00 PM

**ARTICLE 1:** To elect a moderator for the 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 **\$899,757** for Regular Instruction.

	24-25	25-26
Regular Instruction	847,855	899,757
<b>Select Board Recommends: \$899,757.</b>	<b>847,855</b>	<b>899,757</b>
<b>School Board Recommends: \$899,757.</b>		

**ARTICLE 4:** Shall the Town be authorized to expend **\$482,287** for Special Education.

	24-25	25-26
Special Education	422,614	482,287
<b>Select Board Recommends: \$482,287.</b>	<b>422,614</b>	<b>482,287</b>
<b>School Board Recommends: \$482,287.</b>		

**ARTICLE 5:** Shall the Town be authorized to expend **\$20,221** for Other Instruction.

	24-25	25-26
Other Instruction	21,681	20,221
<b>Select Board Recommends: \$20,221.</b>	<b>21,681</b>	<b>20,221</b>
<b>School Board Recommends: \$20,221.</b>		

**ARTICLE 6:** Shall the Town be authorized to expend **\$5,173** for Student and Staff Support.

	<u>24-25</u>	<u>25-26</u>
Student and Staff Support	1,106	5,173
<b>Select Board Recommends: \$5,173.</b>		
<b>School Board Recommends: \$5,173.</b>		

**ARTICLE 7:** Shall the Town be authorized to expend **\$68,085** for System Administration.

	<u>24-25</u>	<u>25-26</u>
System Administration	59,043	68,085
<b>Select Board Recommends: \$68,085.</b>		
<b>School Board Recommends: \$68,085.</b>		

**ARTICLE 8:** Shall the Town be authorized to expend **\$93,003** for School Administration.

	<u>24-25</u>	<u>25-26</u>
School Administration	73,503	93,003
<b>Select Board Recommends: \$93,003.</b>		
<b>School Board Recommends: \$93,003.</b>		

**ARTICLE 9:** Shall the Town be authorized to expend **\$49,188** for Transportation and Buses.

	<u>24-25</u>	<u>25-26</u>
Transportation and Buses	45,053	49,188
<b>Select Board Recommends: \$49,188.</b>		
<b>School Board Recommends: \$49,188.</b>		

**ARTICLE 10:** Shall the Town be authorized to expend **\$140,496** for Facilities Maintenance.

	<u>24-25</u>	<u>25-26</u>
Facilities Maintenance	146,426	140,496
<b>Select Board Recommends: \$140,496.</b>		
<b>School Board Recommends: \$140,496.</b>		

**ARTICLE 11:** Shall the Town be authorized to expend **\$82,684** for All Other Expenditures.

	<u>24-25</u>	<u>25-26</u>
All Other Expenditures	74,985	82,684
<b>Select Board Recommends: \$82,684.</b>		
<b>School Board Recommends: \$82,684.</b>		

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## ARTICLES 12 THROUGH 13 RAISE FUNDS FOR THE PROPOSED SCHOOL BUDGET

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**ARTICLE 12:** Shall the Town appropriate **\$1,170,120.03** 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 **\$983,828.33** as the Town's contribution to the total cost of funding public education from pre-kindergarten to grade 2 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A section 15688?

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.

**Select Board Recommends: \$1,170,120.03.**

**School Board Recommends: \$1,170,120.03.**

**ARTICLE 13:** Written ballot required. Shall the Town raise and appropriate **\$388,965** in additional local funds, which exceeds the State's Essential Programs and Services allocation model by **\$388,965** as required to fund the budget recommended by the school committee?

The school committee recommends **\$388,965** for additional local funds and give the following reasons for exceeding the State's Essential Programs and Services funding model by **\$388,965**. 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 funds in 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.

**Select Board Recommends: \$388,965.**

**School Board Recommends: \$388,965.**

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## ARTICLE 14 SUMMARIZES THE PROPOSED SCHOOL BUDGET

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**ARTICLE 14:** Shall the Town authorize the school committee to expend **\$1,840,894** for the fiscal year beginning July 1, 2025 and ending June 30, 2026 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?

**Select Board Recommends: \$1,840,894.**

**School Board Recommends: \$1,840,894.**

## **ARTICLE 15 AUTHORIZES EXPENDITURES OF GRANTS AND OTHER RECEIPTS**

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**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?

**Select Board Recommends: Authorizing.**

**School Board Recommends: Authorizing.**

## **ARTICLE 16 AUTHORIZES THE ADULT BASIC EDUCATION PROGRAM AND RAISES LOCAL SHARE**

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**ARTICLE 16:** Shall the Town appropriate \$1,600 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?

**Select Board Recommends: \$1,600.**

**School Board Recommends: \$1,600.**

## **THE FOLLOWING ARTICLES RELATE TO THE MUNICIPAL PORTION OF THE BUDGET**

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**ARTICLE 17:** To see if the Town will vote to authorize the Select Board to charge 7.50% 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 become delinquent.

**Select Board Recommends: 7.50%.**

**ARTICLE 18:** To see if the Town will vote to authorize the municipal officers to dispose of tax-acquired property as they deem in the best interests of the Town, except that the municipal officers shall first use the sale process in 36 M.R.S. §943-C if they choose to sell property to anyone other than the former owner, as defined in 36 M.R.S. §943-C. For sales to someone other than the former owner, excess sale proceeds as defined in M.R.S. §946-C, shall be returned to the former owner.

**Select Board Recommends: Authorizing.**

**ARTICLE 19:** To see if the Town will vote to authorize the Select Board, 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.

**Select Board Recommends: Authorizing.**

**ARTICLE 20:** To see if the Town will vote to authorize the Select Board to purchase, trade, or sell town equipment through the Highway Equipment Capital Reserve Fund and the Fire Equipment Capital Reserve Fund, so long as said funds are not overspent.

**Select Board Recommends: Authorizing.**

**ARTICLE 21:** To see what sum the Town will appropriate for the maintenance and repair of Town buildings with the funds to be transferred into the general fund from the Town Property Capital Reserve Fund and to **transfer any remaining balance to the Town Building Capital Reserve Fund.**

		<u>24-25</u>	<u>25-26</u>
20-51	Town Building Maintenance and Repair	20,000	25,000
208-65	<b>Select Board Recommends: \$25,000.</b>		

**ARTICLE 22:** To see if the Town will vote to approve carrying over any remaining balance from the 24-25 general fund Legal Fees Budget account to the 25-26 general fund Legal Fees Budget account.

**ARTICLE 23:** To see what sum the Town will vote to raise and appropriate for the following General governmental and Administrative costs **and to carry any remaining balance of the Legal Fees account to the 26-27 fiscal year.**

		<u>24-25</u>	<u>25-26</u>
20-01	Office Supplies	5,000	5,000
20-03	Utilities	7,500	12,000
20-05	Telephone / Internet	4,700	5,500
20-07	Printing and Postage	4,800	3,000
20-09	Dues and Memberships	3,600	3,750
20-11	Registry of Deeds	2,000	2,000
20-13	Elections	1,700	1,700
20-14	Planning Board	1,200	3,200
20-43	Legal Fees	200,000	100,000
20-45	Audit & Accounting	5,000	6,500
20-47	Groundskeeping	2,000	2,000
20-53	Computer Costs	21,000	27,000
20-54	Publishing (newspaper)	2,000	2,000
20-55	Training & Travel	2,000	3,000
20-56	Other	2,000	1,000
	<b>Select Board Recommends: \$177,650.</b>	<u>264,500</u>	<u>177,650</u>

**ARTICLE 24:** To see if the Town will vote to accept care and maintenance of the following cemeteries: Palmer's, Trafton's, Church Hill, Bayview, Hillside and East Side and to create a new Town Cemetery Perpetual Care special revenue fund to account for these funds. Existing funds from each Association will be turned over to the Town for purposes of perpetual care and be deposited into this fund. A portion of the funds raised from sale of each cemetery plot in the amount of \$150 will be added to the Cemetery Perpetual Care Fund with the rest of the funds from the sale of each cemetery plot to be deposited into the General Fund as general revenues. These Cemetery Perpetual Care Funds must be kept in a separate cash and or investment account with only the annual interest earned on the funds being available to be used for cemetery maintenance and upkeep of the above noted cemeteries.

**Select Board Recommends: Acceptance and Approval.**

**ARTICLE 25:** To see if the Town will approve the creation of a new Town Cemetery Maintenance special revenue fund to account for the annual maintenance and upkeep of the previously noted cemeteries. The Town Cemetery Maintenance Fund will be funded through annual general fund appropriations as may be included and approved in the annual town meeting warrant. In addition, at the end of each fiscal year the accumulated and earned interest from the Cemetery Perpetual Care special revenue fund will be transferred into this Town Cemetery Maintenance special revenue fund for the costs associated with the maintenance and upkeep of the previously noted cemeteries.

**Select Board Recommends: Approval.**

**ARTICLE 26:** To see what sum the Town will vote to raise and appropriate for annual cemetery maintenance and upkeep costs with the funds to be transferred from the general fund to the Town Cemetery Maintenance special revenue fund.

	<u>24-25</u>	<u>25-26</u>
209-20 Cemetery Maintenance and Upkeep	0	36,000
<b>Select Board Recommends: \$36,000.</b>		

**ARTICLE 27:** To see what sum the Town will vote to raise and appropriate for the following salaries for the 25-26 fiscal year and to cap wages at 4% increase annually for the next 5 years beginning in the 25-26 budget year.

	<u>24-25</u>	<u>25-26</u>
20-21 Administrative Asst. / Town Clerk (\$12,000 reserve)	49,000	59,840
20-23 Deputy Town Clerk (\$1,500 reserve)	37,196	38,624
20-24 Treasurer	5,623	5,848
20-25 Select Board / Assessor	5,000	7,200
20-25 Select Board / Assessor	5,000	5,200
20-25 Select Board / Assessor	5,000	5,200
20-30 Registrar of Voters	812	844
20-56 Health Officer	372	387
25-01 Fire Chief	3,279	3,410
30-07 Road Commissioner	4,279	4,450
45-11 Harbor Master	4,776	4,967
45-07 ClamChair Stipend	0	2,000
<b>Select Board Recommends: \$137,970.</b>	<u>120,337</u>	<u>137,970</u>

*Explanation: Increase for Town Clerk reflects payout for substantial vacation time.*

**ARTICLE 28:** To see what sum the Town will vote to raise and appropriate for the following Highway accounts and to **carry any remaining balance of the Rountine Road Maintenance Account, the Plowing Account and the Salt & Sand Account to the 26-27 fiscal year and to transfer any remaining balance of the Equipment Maintenance Account to the Highway Equipment Capital Reserve Fund.**

		<u>24-25</u>	<u>25-26</u>
30-41	Utilities	6,000	6,000
30-43	Phone Stipend	500	500
30-47	Other	2,000	2,000
30-01	Routine Road Maintenance	30,000	0
30-05	Brush Account	2,000	2,500
30-31	Plowing	74,000	68,000
30-33	Salt & Sand *	56,700	40,000
30-35	Fuel - Vehicles and off-road	15,000	10,000
30-51	Equipment Maintenance	47,000	47,000
30-53	Streetlights	8,000	11,000
30-55	Road Signs	2,000	3,000
		<u>243,200</u>	<u>190,000</u>
	Less Income Accounts		
10-410	State Road Assistance	15,560	15,756
10-415	State Winter Road Contract	59,000	59,000
		<u>74,560</u>	<u>74,756</u>
	<b>Select Board Recommends: \$115,244.</b>	<u>168,640</u>	<u>115,244</u>

**ARTICLE 29:** To see if the Town will vote to appropriate funds for the following Capital Reserve Funds with the current fiscal year amount to be transferred from the **Assigned General Fund Balance Routine Road Maintenance account in the amount of \$76,719** and from the **Town Property Capital Reserve Fund in the amount of \$73,281** with a total amount to be appropriated of **\$150,000**.

		<u>24-25</u>	<u>25-26</u>
208-02	Major Road Repair and Paving	110,000	150,000
208-15	Town Garage	10,000	0
208-71	Maritime Maintenance	10,000	0
214-00	Dilapidated Building Account	0	0
		<u>130,000</u>	<u>150,000</u>
	<b>Select Board Recommends: \$150,000.</b>		

**ARTICLE 30:** To see what sum the Town will vote to raise and appropriate for the following purposes and to transfer any remaining balance of the Fire Department Accounts as shown with an \* to the Fire Equipment Capital Reserve Fund.

		<u>24-25</u>	<u>25-26</u>
25-03	Fire Calls *	6,000	6,000
25-05	Repair & Maintenance *	5,000	6,000
25-07	Equipment*	2,000	3,000
25-08	FD Training	2,000	5,000
25-09	FD Fuel *	600	750
25-11	East Machias Contract	2,000	2,000
25-13	Ambulance Contract	55,000	79,000
25-20	FD Other	1,000	1,000
25-21	Code Enforcement Officer	5,000	5,200

25-23	Plumbing Inspector	1,000	1,040
25-27	Animal Control Officer	750	1,000
25-30	Animal Care	400	750
	<b>Select Board Recommends: \$110,740.</b>	<u>80,750</u>	<u>110,740</u>

**ARTICLE 31:** To see what sum the Town will vote to raise and appropriate for the Shellfish Warden for the 25-26 fiscal year salary and to post any clam license revenue received in excess of the budgeted salary amount to the Shellfish Operational Special Revenue Fund.

		<u>24-25</u>	<u>25-26</u>
45-01	Shellfish Warden	<u>20,000</u>	<u>20,000</u>
	Less Income Accounts		
15-532	Clam License Revenue	<u>20,000</u>	<u>20,000</u>
	<b>Select Board Recommends: \$0.</b>	<u>0</u>	<u>0</u>

**ARTICLE 32:** 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 26-27 fiscal year.

		<u>24-25</u>	<u>25-26</u>
45-10	Conservation Maritime Maintenance	500	500
45-13	Repair and Maintenance	5,000	5,500
45-17	Maritime Utilities	1,100	1,300
45-21	Maritime Other	1,000	1,000
	<b>Select Board Recommends: \$8,300.</b>	<u>7,600</u>	<u>8,300</u>

**ARTICLE 33:** To see what sum the Town will vote to raise and appropriate for General Assistance.

		<u>24-25</u>	<u>25-26</u>
60-41	General Assistance	<u>2,000</u>	<u>2,000</u>
	<b>Select Board Recommends: \$2,000.</b>		

**ARTICLE 34:** To see what sum the Town will vote to raise and appropriate for Washington County Council of Governments.

		<u>24-25</u>	<u>25-26</u>
60-25	Washington County Council of Governments	<u>1,100</u>	<u>1,100</u>
	<b>Select Board Recommends: \$1,100.</b>		

**ARTICLE 35:** To see what sum the Town will vote to raise and appropriate for Veteran's Graves.

		<u>24-25</u>	<u>25-26</u>
60-33	Veteran's Graves	<u>1,500</u>	<u>1,700</u>
	<b>Select Board Recommends: \$1,700.</b>		

**ARTICLE 36:** To see what sum the Town will vote to raise and appropriate for Solid Waste.

		<u>24-25</u>	<u>25-26</u>
35-01	Solid Waste	34,000	40,000
	<b>Select Board Recommends: \$40,000.</b>		

**ARTICLE 37:** To see what sum the Town will vote to raise and appropriate for Assessing Services.

		<u>24-25</u>	<u>25-26</u>
20-41	Assessing Services	11,000	13,000
	<b>Select Board Recommends: \$13,000.</b>		

**ARTICLE 38:** To see what sum the Town will vote to raise and appropriate for the following purposes:

		<u>24-25</u>	<u>25-26</u>
20-27	Social Security	16,500	18,000
20-29	Medicare	3,750	4,000
20-31	State Unemployment	2,500	3,000
60-01	Town Insurance	25,000	25,000
60-09	Worker's Compensation	4,000	4,000
60-11	Health Insurance	33,000	34,650
220-01	Paid Family Medical Leave	0	1,500
	<b>Select Board Recommends: \$90,150.</b>	<u>84,750</u>	<u>90,150</u>

**ARTICLE 39:** To see if the Town will vote to raise and appropriate to Washington County Government for payment of County Taxes assessed.

		<u>24-25</u>	<u>25-26</u>
55-01	County Tax	\$304,094	\$401,006
	<b>Select Board Recommends: \$401,006.</b>		

**ARTICLE 40:** To see what sum the Town will take from the following revenue sources to apply against the 25-26 Tax Levy as to be shown on the Municipal Tax Assessment Warrant as other revenue:

		<u>24-25</u>	<u>25-26</u>
05-222	Automobile Excise	200,000	200,000
05-333	Boat Excise	5,500	5,000
10-410	State Road Assistance	15,560	15,756
10-415	State Winter Road Contract	59,000	59,000
10-425	State Tree Growth Reimbursement	3,000	3,200
10-435	Park Fees	700	800
10-430	Veteran's Exemption	1,200	1,200
10-440	Snowmobile Fees	200	100
15-500	Tax Interest	4,000	5,000

15-505	Lien Interest	3,000	2,000
15-510	Agent Fees	5,500	5,500
15-512	Dog Licenses	200	100
15-515	Checking & Savings Interest	80,000	90,000
15-525	Building Permits	1,000	800
15-526	Gatr Lease	11,000	11,000
15-528	Vital Statistics	1,100	750
15-529	Postal Lease Revenue	24,000	24,000
15-530	Miscellaneous Revenue	5,000	3,000
15-532	Clam Licenses	20,000	20,000
15-540	Use of Unassigned General Fund Balance	130,000	0
15-540	Use of Assigned General Fund Balance	0	76,719
75-520	Transfer from Town Property Capital Reserve Fund	0	25,000
	<b>Select Board Recommends: \$548,925.</b>	<u>569,960</u>	<u>548,925</u>

**ARTICLE 41:** To see what sum the Town will take from Municipal Revenue Sharing to apply against the 25-26 Tax Levy as to be shown separately on the Municipal Tax Assessment Warrant.

		<u>24-25</u>	<u>25-26</u>
10-406	State Revenue Sharing	<u>\$99,155</u>	<u>104,137</u>
	<b>Select Board Recommends: \$104,137.</b>		

**ARTICLE 42:** 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 Select Board to approve any matching requirements from appropriate accounts, excluding surplus and designated special revenue and designated capital project funds.

**Select Board Recommends: Acceptance.**

**ARTICLE 43:** To see if the Town will vote to accept any and all monies for pre-payment of property taxes.

**Select Board Recommends: Acceptance.**

**ARTICLE 44:** To see if the Town will vote to authorize the Select Board to overspend any original and approved non-education related warrant article budgetary line item by up to 10% of that line item as long as there are underspent budgetary line items to transfer it from. Any required transfers are to be reflected in the Select Board meeting minutes as approved prior to the end of the fiscal year or within 30 days after the end of the fiscal year. Any original and approved non-education related warrant article budgetary line item that is expected to be overspent by more than 10% would need to be approved at a special town meeting either before the line item is overspent by this amount or within 30 days from the line item being overspent by this amount. An up to over expenditure amount must be included for each line item in the special town meeting article and the source of the funds to cover this expected up to line item over expenditure must also be included in the special town meeting article.

**Select Board Recommends: Authorization.**

**ARTICLE 45:** To see if the Town will vote to approve an increase in the 24-25 budget lines by at total of **\$5,000** with the funds to come through the utilization of the Unassigned General Fund Balance and applied as follows:

20-03	Utilities	2,000
20-41	Prof Assessor	2,000
25-09	FD Fuel	250
25-27	Animal Control	500
25-30	Animal Care	250
<b>Select Board Recommends: \$5,000.</b>		<u><u>5,000</u></u>

**ARTICLE 46:** 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 26-27 fiscal year.

		<u>24-25</u>	<u>25-26</u>
60-52	Activity Fund	<u>0</u>	<u>0</u>
<b>Select Board Recommends: \$0.</b>			

**ARTICLE 47:** To see if the Town will vote to approve the change of the Town Development Capital Reserve Fund to the Town Property Recreational Development Capital Reserve Fund with the funds to be used for the costs related to the recreational development of Town Property as may be approved by the Town.

**Select Board Recommends: Approval.**

**ARTICLE 48:** To see if the Town will vote to approve the change of the Town Property Capital Reserve Fund, which was used to account for the purchase and sale of town property, to the Town Property Capital Development Reserve Fund with the funds to be used for the costs related to the development of Town Property as may be approved by the Town.

**Select Board Recommends: Approval.**

**ARTICLE 49:** To see if the Town will vote to approve a Food Sovereignty Ordinance as written, in the attached exhibit? **See Exhibit A.**

**Select Board Recommends: Acceptance.**

## **Machiasport Food Sovereignty Ordinance – 2025**

This ordinance contains definitions consistent with the maximum extent of food sovereignty allowed by statutory amendments enacted by PL 2023, c. 420, which became effective October 25, 2023.

### **Sec. 1 Short Title**

This ordinance shall be known and may be cited as the “Local Food Sovereignty Ordinance.”

### **Sec. 2. Authority and Purpose.**

This Ordinance is intended to provide residents increased access to local food, to support the ability of residents to produce, sell, purchase and consume locally produced foods, and to reduce governmental regulation of local foods to the extent permitted by and pursuant to 7 M.R.S. § 281 - § 286.

This Ordinance is enacted pursuant to 7 M.R.S. § 284 and the home rule authority granted to municipalities by 30-A M.R.S. § 3001.

### **Sec. 3. Definitions.**

As used in this ordinance, the following words have the meanings stated below:

Direct producer-to-consumer transaction. "Direct producer-to-consumer transaction" means an exchange of food or food products directly between a food producer and a consumer by barter, trade or purchase on the property or premises owned, leased or rented by the food producer; at roadside stands, fundraisers, farmers' markets and community social events; or through buying clubs, deliveries or community-supported agriculture programs, herd-share agreements and other private arrangements.

Food or food products. "Food or food products" means food or food products that are grown, produced, processed, or prepared for human consumption, including, but not limited to, vegetables, fruit, milk or milk products, meat or meat products, poultry or poultry products, fish or fish products, seafood or seafood products, fresh produce, cider or juice, acidified foods or canned fruits or vegetables.

State food law. “State food law” means any provision of Title 7 or Title 22 of the Maine Revised Statutes that regulates direct producer-to-consumer transactions.

### **Sec. 4. License and Inspection Exemptions.**

A. Notwithstanding any other provision of the Ordinances of this municipality to the contrary, producers, growers, and processors of food or food products in the municipality are exempt from licensure and inspection requirements contained in State food law (as defined above) with respect to their direct producer-to-consumer transactions as defined herein.

B. Pursuant to 7 M.R.S. § 285, the exemption provided in section 4(A) above does not apply to any transactions involving meat, meat products, poultry or poultry products, as those terms are defined in

22 M.R.S. § 2511. All such transactions remain subject to state inspection and licensing pursuant to Chapter 562-A of Title 22 of the Maine Revised Statutes and the rules adopted thereunder.

**5. Severability.**

If any section or provision of this ordinance is declared to be invalid by a court of competent jurisdiction, such decision shall not invalidate any other section or provision of this ordinance.

**6. Effective Date.**

This ordinance shall become effective upon its passage at Machiasport Annual Town Meeting.

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Ryan Maker

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Ryan Sprague

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Sarah Craighead-Dedmon

Effective Date: June 23, 2023

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This ordinance shall be known and may be cited as the “Local Food Sovereignty Ordinance.”

### **Sec. 2. Authority and Purpose.**

This Ordinance is intended to provide residents increased access to local food, to support the ability of residents to produce, sell, purchase and consume locally produced foods, and to reduce governmental regulation of local foods to the extent permitted by and pursuant to 7 M.R.S. § 281 - § 286.

This Ordinance is enacted pursuant to 7 M.R.S. § 284 and the home rule authority granted to municipalities by 30-A M.R.S. § 3001.

### **Sec. 3. Definitions.**

As used in this ordinance, the following words have the meanings stated below:

Direct producer-to-consumer transaction. "Direct producer-to-consumer transaction" means an exchange of food or food products directly between a food producer and a consumer by barter, trade or purchase on the property or premises owned, leased or rented by the food producer; at roadside stands, fundraisers, farmers' markets and community social events; or through buying clubs, deliveries or community-supported agriculture programs, herd-share agreements and other private arrangements.

Food or food products. "Food or food products" means food or food products that are grown, produced, processed, or prepared for human consumption, including, but not limited to, vegetables, fruit, milk or milk products, meat or meat products, poultry or poultry products, fish or fish products, seafood or seafood products, fresh produce, cider or juice, acidified foods or canned fruits or vegetables.

State food law. “State food law” means any provision of Title 7 or Title 22 of the Maine Revised Statutes that regulates direct producer-to-consumer transactions.

### **Sec. 4. License and Inspection Exemptions.**

A. Notwithstanding any other provision of the Ordinances of this municipality to the contrary, producers, growers, and processors of food or food products in the municipality are exempt from licensure and inspection requirements contained in State food law (as defined above) with respect to their direct producer-to-consumer transactions as defined herein.

B. Pursuant to 7 M.R.S. § 285, the exemption provided in section 4(A) above does not apply to any transactions involving meat, meat products, poultry or poultry products, as those terms are defined in

22 M.R.S. § 2511. All such transactions remain subject to state inspection and licensing pursuant to Chapter 562-A of Title 22 of the Maine Revised Statutes and the rules adopted thereunder.

**5. Severability.**

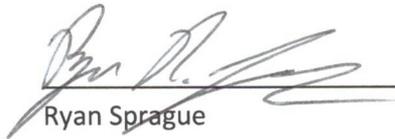
If any section or provision of this ordinance is declared to be invalid by a court of competent jurisdiction, such decision shall not invalidate any other section or provision of this ordinance.

**6. Effective Date.**

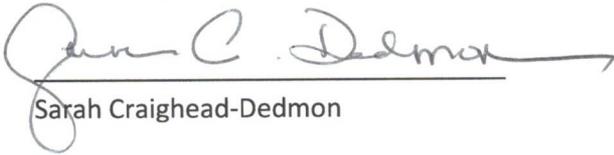
This ordinance shall become effective upon its passage at Machiasport Annual Town Meeting.



Ryan Maker



Ryan Sprague



Sarah Craighead-Dedmon

*A true copy of the warrant,  
attest: Marcia L. Hayward  
Clerk / Machiasport*

