

**SPECIAL TOWN MEETING MINUTES
TOWN OF MOUNT DESERT**

July 25, 2013

**Kelley Auditorium, Mount Desert Elementary School
8 Joy Road, Northeast Harbor, Maine**

Town Clerk Joelle D. Nolan called the meeting to order at six o'clock the evening of Thursday, July 25, 2013. Printed copies of the Warrant were made available.

Article 1. To elect a Moderator, by written ballot, to preside at the meeting.

Town Clerk Nolan called for nominations of Moderator. By motion and second William Ferm was nominated to serve as Moderator. A written vote was conducted, four votes were cast for Mr. Ferm, and he was duly declared Moderator. Town Clerk Nolan swore in Mr. Ferm as Moderator. Moderator Ferm appointed and swore in Joelle Nolan as Deputy Moderator.

Article 2. To see if non-voters shall be allowed, when recognized, to speak during the July 25, 2013 Special Town Meeting.

The Warrant Committee moved and seconded to pass Article 2.
A voice vote was called and Article 2 passed.

Article 3. Shall an ordinance dated July 25, 2013 and entitled "An Amendment to the Town of Mount Desert Land Use Zoning Ordinance to disallow mineral exploration and mineral extraction activities, including quarrying, in all zones" be enacted? Copies of the Amendments are on file with the Town Clerk.

Explanation: By enacting this article the town would prohibit mineral extraction and exploration activities in all zones (this includes quarrying). Existing mineral extraction activities would become grandfathered uses.

The Warrant Committee moved and seconded to pass Article 3.
It was moved and seconded to conduct a written ballot on Article 3.
A voice vote was called and the motion passed.
A written ballot vote was conducted and Moderator Ferm announced the results:
Article 3 passed with 92 Yes votes and 50 No votes.

Article 4. If Warrant Article 3 fails, shall an ordinance dated July 25, 2013 and entitled "An amendment to the Town of Mount Desert Land Use Zoning Ordinance to allow quarrying, and to disallow other mineral exploration and mineral extraction" be enacted? Copies of the Amendments are on file with the Town Clerk.

Explanation: By enacting this article the Town would modify the LUZO so that quarrying would become an allowed use. All other types of mineral extraction would be prohibited.

Moderator Ferm made the decision to pass over Article 4, since Article 3 passed, and his decision was uncontested.

Article 5. Shall an ordinance dated July 25, 2013 and entitled "Town of Mount Desert Quarrying License Ordinance" and an ordinance entitled "An amendment to Section 6B.12 of the Land Use Zoning Ordinance referencing the Mount Desert Quarrying License Ordinance" be enacted? Copies of the Ordinance and LUZO amendments are on file with the Town Clerk.

Explanation: By enacting this article the Town adopts a new ordinance that establishes minimum standards and procedures to regulate quarries (both existing and proposed). Section 6B.12 of the Land Use Zoning Ordinance will be amended to reference the Quarrying Licensing Ordinance.

The Warrant Committee moved and seconded to pass Article 5. A voice vote was called and it was the opinion of the Moderator that the yeas outnumbered the nays; there was no challenge, and Article 5 passed.

At 7:32 p.m. it was moved and seconded to adjourn the meeting. A voice vote was called and the motion passed unanimously.

Duly recorded,

Joelle D. Nolan, Town Clerk