

Town of Hampden

SERVICES COMMITTEE MEETING

Monday, April 29, 2019

6:00 P.M.

HAMPDEN TOWN OFFICE

AGENDA

Revised due to Rescheduled April 8th Meeting

1. Approval of Minutes
 - a. February 11, 2019 Meeting (No March Meeting held)
2. Committee Applications & Citizen Initiatives
 - a. Vafiades Landing – Update on Acquisition Activities by Volunteer Community Members – *Chris Packard*
3. Unfinished Business – None
4. New Business
 - a. Changes to the Kids Korner program, necessitated by the decision of RSU-22 Leadership to end the 20+ year partnership with the Town Recreation Department for hosting the program in the elementary schools – *Recreation Director Shelley Abbot*
 - b. Outdoor Facilities Ordinance – Update by adding an Appendix to address the Operation for Parks and Outdoor Facilities – *Recreation Director Shelley Abbot*
 - c. Souadabscook Stream Clean-up on May 4, 2019 – *See Attached Flyer*
5. Staff Updates & Town Manager Items
 - d. Skehan Center Maintenance Issues – *Recreation Director Shelley Abbot & Manager*
 - Domestic Hot Water Options
 - Electrical Charges & Increased Costs from HHA
 - a. BACTS/City of Bangor Transit Regional Study Discussion – *Manager*
 - b. Western Avenue Municipal Properties Stormwater Permitting – *Manager*
6. Public Comments
7. Committee Member Comments
8. Adjourn

SERVICES COMMITTEE MEETING

Monday, February 11, 2019

6:00 pm

HAMPDEN TOWN OFFICE

MINUTES

Attending:

*Chairman Marble
Councilor Jarvi
Councilor Wright
Councilor McAvoy
Councilor Ryder
Councilor McPike
Councilor Wilde*

*Town Manager – Jim Chandler
Shelley Abbott – Recreation Director
Assistant Town Manager – Paula Scott
Scott Braley – Plymouth Engineering*

Meeting was called to order by Chairman Marble at 6:00pm

1. MINUTES

- a. **January 14, 2019** – *Councilor McAvoy made a motion, seconded by Councilor Ryder to accept the minutes as presented. Unanimous vote in favor, 7-0.*

2. COMMITTEE APPLICATIONS & CITIZEN INITIATIVES

3. UNFINISHED BUSINESS

- a. **Western Avenue Municipal Properties Stormwater Permitting – Progress Update and Report of Recent and Current Activities from Manager & Plymouth Engineering staff**

Manager Chandler updated the Committee on Plymouth Engineering progress on the stormwater permitting of the Western Avenue Municipal properties.

Introduced Scott Braley, with Plymouth Engineering and recounted the purpose of the process, with the intent of securing the Council's support of submitting the permit application, and the accompanying Council Resolution. Both discussed the goal of bringing the Town into compliance with the DEP for the prior 30 years of development on the properties that do not meet the current stormwater management regulatory requirements.

DEP requires management of stormwater in the following manner:

- 95% of all impervious surfaces
- 80% of all otherwise developed landscape surfaces, including the above

His analysis thus far leads to recommending stormwater facilities in most locations (where they fit) be USF's as depicted on the site plan handouts and display. USF = Underdrain Soil Filters.

Significant discussion followed in referring to the drawings on display for justifying the selection of particular solutions to the locations around the post office, municipal building and pool site (including the building, existing parking areas and existing athletic fields).

Dennis asked if questions may be asked “as you go” and that was answered affirmatively by Scott.

David made the observation that the USF was a “pot hole” to collect water behind the post office.

Scott explained in more detail the differences between the different facilities being recommended.

Jim noted that the proposed improvements to the parking lot near the fire bays were made after alternatives were discussed with Public Safety Director Joe Rogers. His input was critical to the development of these recommendations. Particularly the use of the more expensive – but more compact “focal point 36P” structure at the end of the parking area; and the installation of curbing along the edge of existing pavement to directionally control sheet flow.

Scott noted the current DEP threshold is 1 acre of impervious surface and the Town locations total 2.99 acres <+/-> and the permit would be valid for seven years. Since the Town is currently out of compliance, a Notice of Violation could be issued by the State at any time.

Scott and several Council Members discussed the idea of building new facilities that don’t need to be moved or changed in the future if additional development was desirable or needed.

Scott affirmed the ability to negotiate with DEP over the life of the permit if phased implementation were desired, and David mentioned the desire and ability to someday build more athletic fields over the pipelines and how that impacted locating facilities. Scott confirmed the intent to locate new SW facilities at the lowest point topographically, to avoid needing to move them in the future; and to build the simplest structure possible around the existing fields. A berm and rip-rap buffer strip is the least expensive, easiest to install and required the least maintenance.

Most of this discussion revolved around references to the drawings on display.

Dennis asked if the existing athletic fields were accurately displayed, and it was confirmed they were by Shelley and Scott.

Scott added that the site posed challenges due to the topography and the current and future efforts to “shoe-horn” as much development onto the site as it would physically handle.

Terry asked a question about the cost estimates presented for construction of the proposed facilities. Scott referred to the handout and Jim and Shelby both added to the discussion related to construction management and inspections.

Shelby made the observation that Terry has a very small bucket and any drop makes a big splash, so it was important to keep the cost of construction management and inspections in perspective – as they relate to the overall costs. Scott observed that the estimate was about 10% of the total cost, and Jim mentioned past practices of using former employee Greg Nash to keep this type of cost lower.

David asked about the life-cycle of the USF's and Scott said he's been using them on other projects in the region since 2005. Only issues have been with those installed incorrectly.

Terry didn't recall the phase one option from Woodard & Curran costing \$700,000. Several Councilors joined the discussion. Jim and Scott pointed out the differences in the scope and level of design being different, and the previous scope called for more parking in previous concept designs.

David pointed out the differences in the work being conducted by Plymouth versus work done by W&C.

Terry stated the lack of value in the previous presentations and that "they were not based in any reality."

Several other Councilors argued that the scope and level of detail were different, and that the discussion today was focused on the Plymouth work, not the W&C concepts.

Scott repeated that Plymouth's Scope was very limited, and Jim stated the difference in the work completed by the two firms was "orders of magnitude different."

Terry maintained that the prior presentations by W&C "were not correct, not even close, and were incredibly deceptive."

Shelby suggested that the Town probably received from W&C "what you asked for" in the form of concept designs.

Dennis interjected and said, "he took issue with the use of the term deceptive as it conveys intent."

Eric asked a question of Shelley about the number of parking spaces being proposed, to which she replied that growth in the use of the fields, particularly the fall soccer programs had led to the number being proposed as sufficient to begin fully using all three fields.

Eric asked again if the 138 spaces being proposed was enough? Discussion about the past parking issues occurred and the question was resolved to his satisfaction.

Scott mentioned again that the property had topographical and physical constraints and Shelley confirmed that usage of all the fields and the topography were concerns.

Ivan asked if "what we're doing is to allow expansion" in the future for additional fields, and David answered that, "yes but we still have space" for more fields. Scott affirmed that the SW facilities are being designed and located to allow for additional fields in the future and parking needs would be dictated by use and scheduling – assuming the Town's

assumption about being able to build new fields over the underground pipelines on the property was correct?

Ivan, Shelby and Dennis all discussed David's observation about expanding the fields in the future and that the Town understood it could build fields over the pipelines.

Dennis asked the "\$94,000-dollar question directed to staff, specifically Shelley, that prior discussions about a very expensive building be included in the project, and would it need more parking?"

Shelley and Jim both confirmed that if another development, including a new community center of any type, were to be added that additional parking would likely be needed, especially if coincidental uses were contemplated that would have people parking for the pool, athletic fields and other activities in a new building at the same time.

David said design should allow for future development.

Scott discussed the details of other SW facilities that could be added to building, including underdrains, drip strips and piping to carry water away from a new building. But, that multi-use parking would need to be addressed as well.

More discussion ensued about the site being very constrained.

David just wanted to be sure we didn't end-up with a similar situation to one where the Town built a sewer line at a size that proved to be too small for future development.

Stephen offered another example of the MRC road being built to minimum standards, and if it had been designed differently we wouldn't have the problems we currently do there.

Shelby observed that Hampden is growing and will continue to require additional services and facilities.

Dennis asked what information was going to be shared with the public at the upcoming public meeting on Thursday?

Scott and Jim explained the nature of the required DEP pre-application submittal meeting to allow abutters the opportunity to see what was being submitted to the State. And that this would not be advertised to the general public. Jim added that the meeting had been announced to the public and that all were welcome, and it was posted on the Town's website.

Scott mentioned the need for a Planning Board public hearing, and that the Town may wish to have other public hearings.

Dennis asked other committee members if they were satisfied with the presentation, and several David, Stephen and Ivan all said this was helpful and felt "much better" now that more detailed information had been shared with them.

Ivan asked about the DEP review process and if they would be coming back with questions or required changes to the Town's concepts.

Scott said, “he was certain the DEP would have questions, but in 35 years he’s never had a permit denied.” He further described the nature of the back-and-forth during the DEP review process and comments are expected, but DEP “was expecting the application and were glad to see it coming” as it’s been expected for some time. Both Jim and Scott discussed the multiple conversations with DEP engineers and the two pre-application meetings held already to gain their insights on the application to ensure it was one they would be reviewing from a ‘supportive perspective’ and could support.

Dennis questioned the fee amount.

Jim affirmed the fee was budgeted for, and it was a single fee – not double, as had been previously discussed being a possibility.

Dennis asked what the next steps involved?

Jim and Scott explained the needed Council Resolution required for the permit, that stated, “Council has the intent and capability” to complete the work being proposed in the permit application.

Terry stated, “If I understand the permit process at all, the permit is good for 3 years?”

Scott replied, no – the permit is for 7 years, with work needing to begin in the first year and finished within 7 years. He offered the example of an open permit in Hermon lasting 14 years without adverse action from DEP.

David said we could satisfy the first-year requirement by simply cutting the trees.

Jim added that submitting the permit demonstrated the Town’s commitment to bringing itself into compliance with DEP’s current regulations, to which Scott agreed.

Terry asked, “what work could we do to get us into compliance, without building any parking?”

Dennis and Shelby both responded that even spending just the \$207,000 (from the Plymouth estimate) would at least keep the town from being fined and have to be reactive to violations and timelines imposed upon the Town by DEP for being out-of-compliance.

David and Scott both observed that just adding the exit lane, as part of a paving budget improvement would also satisfy the initial starting requirement. David added that using the “hot top” budget to build the exit lane and the curbing at public safety would be enough. The project “out front is simple enough, it’s not rocket science.”

Eric stated support of the Manager’s suggestion that we do some work in-house to show intent to complete the project.

Scott added that it was as simple as just clearing the trees needed for the new parking lot would be enough.

Jim acknowledged David’s ‘al-a-carte’ approach and that he was looking at the project with a phased approach, and without putting any numbers to paper yet, and looking at past-practices using various Town funds, over time, in a fiscally responsible manner. For

example, use of environmental trust funds for stormwater and environmental features; paving budget for the road, parking and curbing improvements at the municipal building; and using the recreation reserve for the athletic field parking lot expansion – subject to discussions with Shelley and Council. Use other legitimately available funds.

Dennis looked to Shelley and asked, “Can I accurately read your mind to see, that when we start talking about a 7-8 year process, that we’ve already waited too long?”

Shelley replied that we have already seen growth in all our recreation programs, and we need to plan for the future, make decisions on programs and facilities to determine staffing and programs. All have logistics to them. Parents are asking questions.

Pause in discussion.

David suggested the next step is getting a construction estimate.

Jim replied that we would need to take this draft concept “permit-level” site plan to the next level of detail. These were about 70% complete, and bid plans and specifications are need about 90-95% detail – to get us to the bidding process.

Scott affirmed this, and stated final engineering was on the estimate before them and contemplated about 10% (of the overall project cost) and this would likely be lower. Added this as a contingency, but we haven’t done final design.

David interjected and said, “he looked at things differently, and would want to look at how much could be saved if we did some of the work in-house?”

Scott suggested the buffer berm behind the soccer fields as an example of a part of the project easily constructed by the Town, and Jim interjected that he considered that a possible Scout project, with donated support and coordination with our crew. That might save \$44,000 dollars. No reason we couldn’t do it if we have the crew and equipment.

Ivan said, “he hated to hear you (Jim) say that, because we still have a cost for doing that.”

Jim apologized and, “acknowledged he had misspoken about the true savings, and that there is certainly an opportunity cost for our crew doing that work instead of doing something else.”

David and others discussed the current bidding climate, and high bids being received on other projects.

Jim stated that we’re very worried about the current bid environment for other projects going out to bid, Rt 1A, Schoolhouse Lane, and others and MDOT’s horror stories about projects coming in at 30% over estimates.

Ivan noted the current low cost of oil being a positive thing.

Dennis suggested we bring the discussion to a close and asked if any other Councilors have comments. We’ve established that, “Terry doesn’t have a bucket” but what else do we need to discuss. Any other major questions? We have a public meeting and council

meetings coming up. President's Day is a holiday, but Valentine's Day isn't, too bad that there's "not enough love in the world."

What we have ahead is the public meeting Thursday, and then the need for the resolution at the Council Meeting.

4. NEW BUSINESS - None

5. STAFF UPDATES & MANAGER ITEMS.

a. Vafiades Landing – Update

Chris couldn't make it, but he had conversations with the him about the acquisition process and the obtaining of an appraisal.

Jim offered that Chris would be back at a future meeting to discuss progress on the private fund-raising efforts; and that he (Jim) had been invited to attend a land trust meeting later in the month to speak about the project and hear input from their group.

b. BACTS transit -2018 Ridership Report & 2019 Regional Study Discussion – Manager

Manager attended the consultants meeting the day before the public outreach meeting, at the BACTS/City of Bangor Regional Transit Study. Jim is on the working group, and discussed the study.

Stephen mentioned that he and Eric had attended the public meeting. Several good points, made but that the Town did have concerns about the ridership levels.

Shelley asked if was well attended?

Stephen suggested about 40 people were there, and he offered a suggestion that some here might not agree with, but that benches and signs would help increase ridership.

Jim affirmed that he had offered that same point the day before, and if increased ridership was to occur on a fixed-route system, you needed more infrastructure to support access.

Eric observed that 2-weeks for the survey was a 'gross injustice' and it needed to be open a lot longer. Jim said the consultant had heard this same complaint from others, and to Stephen's point, we'll finally get the data we need, and have needed to make good decisions.

Jim mentioned that he had offered at the working group that the Town of Hampden, "appreciated being a member of a regional transit system, but that a significant concern of community leaders was the appearance that the bus was empty or had very few riders."

Councilors, particularly Stephen – appreciated that issue being raised to that group.

6. PUBLIC COMMENTS – None

7. COMMITTEE MEMBER COMMENTS – None

8. ADJOURN

Manager had a couple of quick informational items before adjournment:

Kids Korner complaint letter, and staff's response – particularly as it related to the program's ADA issues. Led to a meeting with our attorney being set for follow-up. No court action was threatened; however, the letter had a legal tone.

Discussion ensued about the definitions of accommodation, and measures taken to adjust the program – unsuccessfully.

Terry pressed the matter wanting more detail, that the Manager stated would not be appropriate for an open meeting.

Two Dates – advised that the Town was 225 years old in 2019. And the Children's Day is celebrating its 40th Anniversary.

Last item – asked Committee Chairpersons to consider Mission Statements for each Committee? For future discussion, perhaps on the 30th at the workshop? Examples handed out.

Shelby motioned to adjourn the meeting.

*With no further business, the meeting adjourned
Respectfully submitted, Jim Chandler*

Jim Chandler

From: Shelley Abbott <recreation@hampdenmaine.gov>
Sent: Tuesday, March 26, 2019 9:11 AM
To: Frank Pergolizzi; Jane Jarvi; Jason Sharpe; Jim Dyer; Josh Scroggins; Nathan & Nancy Fenders; Stephanie Shayne; Steve Brown; Jim Chandler; Stephen Wilde; Dennis Marble; Terry McAvoy; Shelby Wright; David Ryder; Ivan McPike; Eric Jarvi
Subject: Kids Korner Program Notice

March 26, 2019

In late February the Town of Hampden Recreation Department was notified by the administration of RSU 22 that they were pursuing an alternative to the Kid's Korner Before and After School program. RSU 22 leadership has decided to contract with an outside vendor to provide a new program they believe will more closely align with their educational and recreational goals. This program will displace the Kid's Korner program from our current program locations in the McGraw and Weatherbee School gymnasiums at the conclusion of the current 2018-2019 school year.

Despite multiple meetings, conversations and research to remain on the RSU 22 campus, there does not appear to be sufficient space on a regular ongoing basis to host our recreation program on the RSU 22 campus after June 2019. In an effort to continue serving our community of Hampden families, the Kid's Korner program will be moving to the Skehan Recreation Center for the 2019-2020 school year.

The choice by RSU 22 to outsource a new before and after school program will greatly change the identity and recreational programming of our entire department. We will continue to work over the next few months to iron out details for our new Kids Korner location, transportation, and programming format to fit the Skehan Center space. Registration for the 2019-2020 school year will occur like always, the final week of school in June online at www.hampdenrecreation.com.

After 20 years of serving you, our Hampden family, we greatly appreciate your understanding and support as we make the necessary steps to bring the Kids Korner program to its new location, and to continue the success of this active recreational program for students in grades K-5, that is so important to the community we serve.

Sincerely,

Shelley Abbott

Recreation Director

--
Hampden Recreation Department
Town of Hampden
106 Western Avenue (mailing)
1 Main Road North (physical)
Hampden, ME 04444

ph. 207-862-6451

*Town of Hampden, Maine
Outdoor Facilities Ordinance*

The Town of Hampden Hereby Ordains
Proposed Amendments to the OUTDOOR FACILITIES ORDINANCE

Deletions are ~~Strike through~~ Additions Double Underlined

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ADOPTED DATE: Hampden Town Council, August 6, 2012
EFFECTIVE DATE: September 5, 2012

AMENDED: Hampden Town Council, November 14, 2016
EFFECTIVE DATE: December 13, 2016

AMENDED: Hampden Town Council, May 20, 2019
EFFECTIVE DATE: June 19, 2019

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CERTIFIED BY: _____
Paula Scott, Town Clerk

Affix Seal

**TOWN OF HAMPDEN, MAINE
OUTDOOR FACILITIES ORDINANCE
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Outdoor Facilities Ordinance*

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**ARTICLE I.
PURPOSE**

1.1 Purpose. The purpose of this Ordinance is to provide rules and regulations for the use of and conduct in outdoor facilities situated in Hampden. This Ordinance hereby repeals the Dorothea Dix Park Ordinance (adopted 10/16/89) and Papermill Road Recreation Area Ordinance (last amended 5/18/09).

**ARTICLE II.
AUTHORITY**

2.1 Authority. Pursuant to the provisions of Title 30-A M.R.S. Sections 3001 and 3281-3284 and the Charter of the Town of Hampden, Article II, Section 212, and Article III, Section 302, there is hereby established an Outdoor Facilities Ordinance to be organized, administered and governed in accordance with the following provisions.

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**ARTICLE III.
APPLICABILITY**

3.1 Applicability. This Ordinance provides full power and authority over all outdoor facilities within the Town.

**ARTICLE IV.
DEFINITIONS**

4.1 Definitions. Unless specifically defined below, words and phrases used in this Ordinance shall have the customary dictionary definitions that give this Ordinance its most reasonable application. Words used in the present tense include the future, the singular number includes the plural, and the plural number includes the singular. The word “may” is permissive; “shall” is mandatory and not discretionary.

Alcoholic Beverage: any beverage containing any amount of alcohol as regulated under state law.

Controlled Substance: any legal or illegal drug, narcotic, hallucinogen, opiate, prescription drug, or any other such substance regulated by state or federal law.

Electronic Smoking Device: a device used to deliver nicotine or any other substance intended for human consumption that may be used by a person to simulate smoking through inhalation of vapor or aerosol from the device, including, without limitation, a device manufactured, distributed, marketed or sold as an electronic cigarette, electronic cigar, electronic pipe, electronic hookah or so called vape pen.

Motorized Vehicle: any vehicle that is propelled by an engine, including but not limited to: cars, trucks, motorcycles, snowmobiles, ATVs, OHVs, dune buggies, dirt bikes, three-wheelers, go-karts, and golf carts.

*Town of Hampden, Maine
Outdoor Facilities Ordinance*

Outdoor Facility: any park, sports field, forest, wooded area, field, playground, or other property for which the Town of Hampden is the deeded owner.

Parks: Includes the following outdoor facilities: Dorothea Dix Park, Papermill Road Recreation Area, Western Avenue Recreation Area, or other areas designated as such.

Public Safety Department: Includes Police, Fire, and Emergency Medical Services (EMS) Departments.

Sports Fields: Includes the following outdoor facilities: Ball Field Road Ball Field, VFW Recreation Area, Western Avenue Recreation Area, or other areas formally designated as such by the Town Council.

Tobacco Products: cigars, cigarettes, chewing tobacco, snuff, or any other product containing tobacco as regulated under state law.

**ARTICLE V.
PROHIBITIONS**

5.1 Camping. No person shall set up tents, shacks, or any other temporary shelter for the purpose of overnight camping in outdoor facilities, nor shall any person leave in outdoor facilities after closing hours, any movable structures or special vehicle that could be used for such purposes. Upon prior approval of a law enforcement officer of the Town of Hampden, overnight camping may be permitted in situations involving unique circumstances.

5.2 Discharge of Firearms. No person shall discharge a firearm within parks or sports fields as defined herein.

5.2.1 Exceptions – The foregoing prohibition on the discharge of firearms shall not apply to the firing or discharge of firearms at any military exercise or review; nor to any military personnel or law enforcement officers in the performance of their duties or authorized training; nor to any person in the lawful defense of his or her person, family, or property. This Section shall also not prohibit discharges as part of sporting events, or ceremonial or historical events, with prior notice to the Police Chief.

5.3 Fires. No person shall kindle, build, maintain or use a fire except in areas designated for such purposes. All fires shall be properly extinguished before the person utilizing the same leaves the outdoor facility. Any fires shall be continuously under the care and supervision of a competent person from the time it is kindled until it is extinguished. Fires may be prohibited by the Recreation Director, Town Forester, and or employees of the Public Safety Department when, in his or her judgment, the conditions are such that any fire would represent a safety hazard.

5.4 Wood. No person shall cut any wood on any outdoor facility without a prior permit from the Town Forester, who shall have the discretion to deny any application for such a permit if he or

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Outdoor Facilities Ordinance*

she determines that the proposed activity is inconsistent with the goals of the forest management plan for the property.

5.5 Alcoholic Beverages. No person shall consume or be under the influence of alcoholic beverages in any outdoor facility.

5.6 Tobacco Products. No person shall consume or use tobacco products within any outdoor facility.

5.7 Controlled Substances. No person shall consume or use any controlled substance legal or illegal while within any outdoor facility, unless the person has a labeled container and proof of prescription.

5.8 Trash. No person shall scatter, drop or leave any debris trash or other rubbish within any outdoor facility except in receptacles provided for that purpose.

5.9 Animals. All animals brought into any outdoor facility shall be under the owner's control at all times so as to not interfere with the enjoyment of the outdoor facility by other members of the public, if present. No animal shall be off a leash at any time at any sports field as defined herein, or at any part of the Western Avenue Recreation Area. Owners shall pick up after their animals.

5.10 Motor Vehicle Access. Access to outdoor facilities by motor vehicles shall be governed by the rules for that facility contained in [Appendix A, entitled the Recreation Department policy document "Outdoor Facilities Rules and Regulations."](#) Upon prior approval of a law enforcement officer of the Town of Hampden, motor vehicle access may be permitted in situations involving unique circumstances. For specific restrictions for each outdoor facility, please refer to ~~the Recreation Department policy document "Outdoor Facilities Rules and Regulations."~~ [Appendix A](#). Motor vehicle access to a facility's parking area is allowed, as this section is meant to address access to parts of facilities that are not meant for motor vehicles.

5.11 Other Vehicles Prohibited. No person shall operate a trail bike, all-terrain vehicle, snowmobile, or any other motorized recreational vehicle within any outdoor facility except for on designated trails or areas, or for purposes of maintenance or rescue.

5.12 Smoking. No person shall smoke within any outdoor facility, park, or sports field. "Smoking" includes carrying or having in one's possession a lighted or heated cigarette, cigar, or pipe, or a lighted or heated tobacco or plant product intended for human consumption through inhalation whether natural or synthetic in any manner or in any form. "Smoking" includes the use of an electronic smoking device.

**ARTICLE VI.
OPERATION**

6.1 Hours & Dates of Operation. Outdoor facilities shall be open to the public from a half hour before dawn to an hour after sunset. Outdoor facilities are open 365 days a year as weather allows. For information on reservations, which facilities are plowed during the winter, and

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closing times for areas with artificial lighting, please see ~~the Recreation Department policy document “Outdoor Facilities Rules and Regulations.”~~ [Appendix A](#). Snowmobiles are permitted after dark on designated trails.

**ARTICLE VII.
ENFORCEMENT**

7.1 Law Enforcement. Any law enforcement officer of the Town of Hampden shall have the authority to enforce the provisions of this Ordinance and revoke the permission of any individual to use an outdoor facility when the officer observes, or has probable cause to believe, that such individual has violated any provisions of this Ordinance, committed a civil infraction within the facility, or has violated any provision of the laws and Ordinances of the State of Maine or the Town of Hampden within the facility. The Recreation Department, Town Forester and Code Enforcement Officer also have the authority to revoke the permission of any individual to use an outdoor facility if they are found to have violated the provisions of this Ordinance.

7.2 Enforcement Mechanism. This Ordinance may be enforced by the institution of legal or equitable proceedings in court, including proceedings pursuant to 30-A M.R.S. §4452.

**ARTICLE VIII.
PENALTIES**

8.1 Penalties. Any person, firm or corporation violating any provisions of this Ordinance shall be fined not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Fifty Dollars (\$150.00) for each violation. Each day that such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such. Any fines recovered shall inure to the benefit of the Town of Hampden.

**ARTICLE IX.
SEVERABILITY**

9.1 Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed as a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**ARTICLE X.
EFFECTIVE DATE**

10.1 Effective Date. Pursuant to Section 213(c) of the Town Charter, this Ordinance shall become effective at the expiration of 30 days after its adoption by the Town Council.

Appendix A:
Town of Hampden Outdoor Facilities Ordinance
Rules and Regulations

Motor Vehicle Access

Shall be permitted as weather allows for all facilities that have areas for motor vehicle access. No person shall operate a motor vehicle in or on an Outdoor Facility or in any area except established roads, driveways, or parking areas, or such other areas as may, on occasion, be specifically designated as temporary parking areas by Town of Hampden. No person shall operate a motor vehicle in the park, or leave a motor vehicle standing or parked therein, during times when it is closed to the public.

Snowmobile Access

Snowmobiles are permitted after dark seasonally on designated trails only.

Reservations

Please see the details for each facility in the sections below regarding what can and cannot be reserved. Reservations should be made with the Recreation Director (sports fields/facilities) or Public Works Director (parks). Applicable fees for reserved use are included in the Town of Hampden Fees Ordinance.

Law Enforcement

After receiving multiple complaints for violations of the Ordinance or these Rules, the Hampden Public Safety Director, or designee, shall have the authority to require that the person(s) to whom the complaint was against leave the area until the next day.

Rules and Regulations by Facility

Dorothea Dix Park

Seasonal access permitted between April 1 and November 1 (conditions permitting). Motor vehicle access may be controlled by barriers seasonally to prevent damage. This park is a public space and no sections or parts may be reserved for exclusive use. Park is not lit, therefore is available for use from half an hour before dawn to an hour after sunset.

Papermill (Road) Park

Seasonal access permitted between April 1 and November 1 (conditions permitting). Motor vehicle access will be controlled by barriers year-round. Small parking area provided at the roadside. This is a carry in/carry out park. This park is a public space and no sections or parts may be reserved for exclusive use. Park is not lit, therefore is available for use from half an hour before dawn to an hour after sunset.

Marina Park

Seasonal access permitted between April 1 and November 1 (conditions permitting). This park is a public space and no sections or parts may be reserved for exclusive use. The park is not currently lit but used for a boat launch for events that may take place after dark, therefore available for use from half an hour before dawn to 11pm. After dark use is limited to the boat launch and parking lot. Facility is closed for public use from 11 pm until half hour before dawn.

Western Avenue Recreation Area

Year-round access permitted. The gazebo and playground area are public spaces and no sections or parts may be reserved for exclusive use. The sand volleyball courts and sports field may be reserved for exclusive use/programmatic use, during such times these areas are closed to the general public. Reservation requests must be made with the Recreation Director. The Recreation Area is minimally lit, and existing lighting is timed to end at 10 pm. After dark use is limited to the playground, sand volleyball court, and parking lot. Facility is closed for public use from 10 pm until half hour before dawn.

VFW Recreation Area

Seasonal access permitted between April 1 and November 1 (conditions permitting). Motor vehicle access may be controlled by barriers seasonally to prevent damage. This Recreation Area is a public space however sections or parts may be reserved for exclusive use/programmatic use, during such times these areas are closed to the general public. Reservation requests must be made with the Recreation Director. The Recreation Area has user activated lighting for timed night use. After dark use is limited to the tennis courts and outdoor basketball courts. Facility is closed for public use from 11 pm until half hour before dawn.

Ball Field Road Ball Field

Seasonal access permitted between April 1 and November 1 (conditions permitting). The softball field and adjacent parking lot are public spaces however the complex may be reserved for exclusive use/programmatic use, during such times these areas are closed to the general public. During a portion of the spring/early summer season, temporary fencing is left in place reducing the field size and limiting complex use. Reservation requests must be made with the Recreation Director. The Recreation Area has user activated fee-based lighting for night use. Facility is closed for public use from 11 pm until half hour before dawn.



Town of Hampden Stream Cleanup

Saturday May 4, 2019

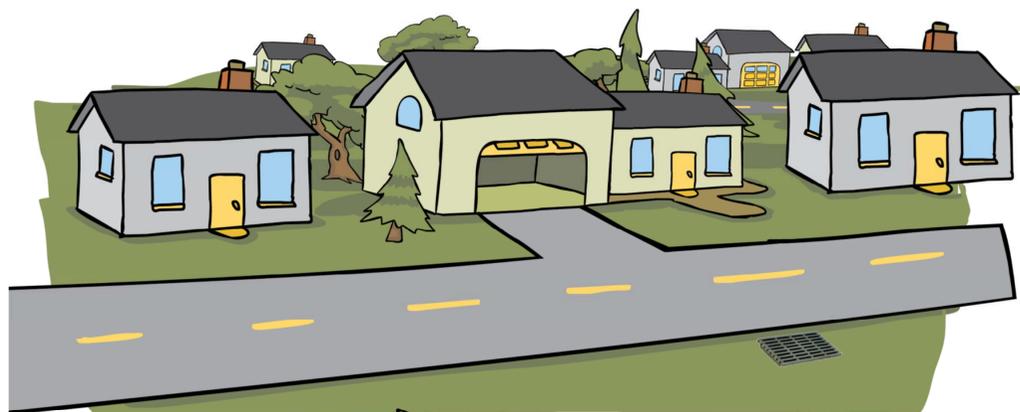
Rain Date Saturday May 11, 2019



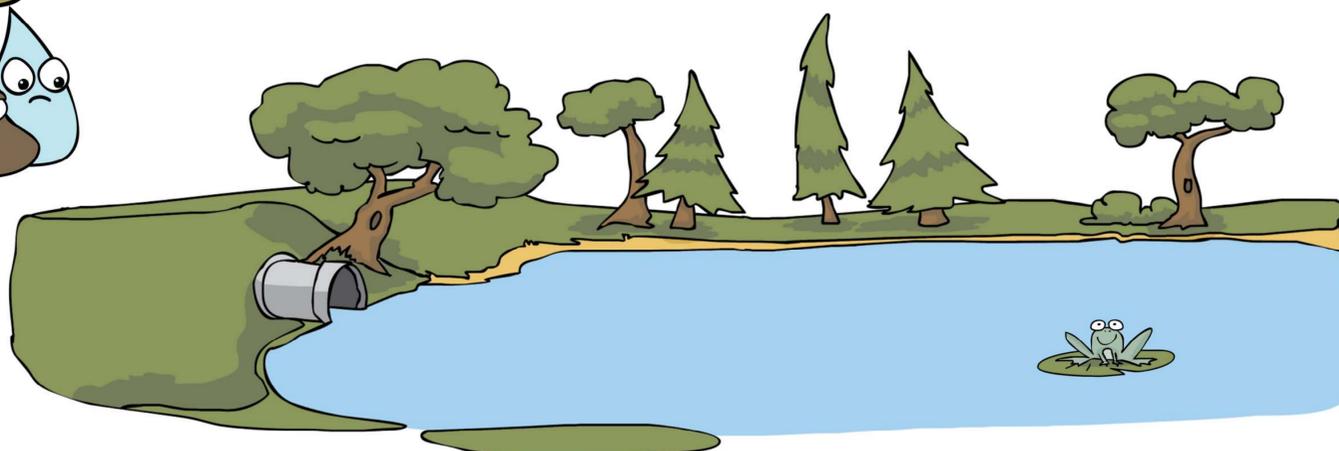
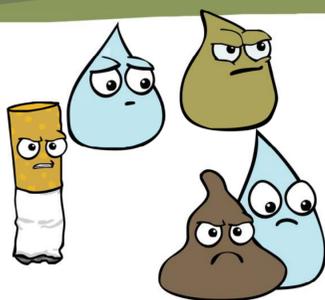
Help keep Hampden's waterways clean! Join us for a morning to clean trash from our roadways and stream banks.

Where: Community Room, Public Safety Building,
106 Western Ave

When: 9:00 am until around 11:00 — cleanup
11:00 until around noon — BBQ lunch



Everything you need is provided: gloves, bags, safety vests, etc. We provide BBQ lunch at the end of the event. This year you can win prizes for your efforts... so come join us for a fun morning while helping to keep our environment clean!



To sign up, contact Karen Cullen at 862-4500
or planner@hampdenmaine.gov.