

***BURGESS AND COMMISSIONERS
OF MIDDLETOWN MARYLAND***

TOWN MEETING MINUTES

REGULAR MEETING

July 23, 2012

The second monthly meeting of the Burgess and Commissioners of Middletown was called to order on July 23, 2012 by Burgess Pro Tempore Jennifer Falcinelli at 7:00 p.m. in the Middletown Municipal Center, 31 W. Main Street, Middletown, Maryland. Present were: Burgess Pro Tempore Jennifer Falcinelli, Commissioners Larry Bussard, Richard Dietrick, and Christopher Goodman.

CONSENT AGENDA

Town Minutes

July 9, 2012 Town Meeting

July 9, 2012 Public Hearing CIPs

Commissioner Bussard motioned to accept the Consent Agenda as presented, seconded by Commissioner Goodman and passed unanimously.

PERSONAL REQUEST FOR AGENDA

Mr. John Glynn – Request for Main’s Alley to be One-Way – Mr. Glynn is requesting one of two things – one way traffic on Main’s Alley or change the parking pattern on Main St. to allow for trucks to make a right turn onto Main Street. Over the past several years his house has been damaged several times due to commercial trucks trying to turn onto Main Street from this alley. It was discussed that Main Cup will be undergoing renovation within the month or so. The site plan calls for deliveries to be made at the back of the structure. It was agreed to wait and see if the renovations will help this situation. The Street Committee will review this area.

UNFINISHED BUSINESS

Sidewalk Inspections Update – Notification Letters – By general consent the Board reviewed and approved the 3 sample letters as presented. It was noted the Town is looking to repair the *hazardous portion* of the sidewalk not the whole sidewalk. A list of contractors will be prepared to assist residents.

Review of Revisions to Water & Sewer Billing Policy – If was discussed to change the last word in paragraph “L” from sewer bill to sewer portion. By general consent, the Board agreed to introduce this ordinance with the above change.

Review of Regulations of Chickens within Town Limits – Mrs. Falcinelli mentioned the general assumption amongst the Board was that the code did not allow chickens, but the Town Attorney could

not find anything in the code prohibiting chickens. The Town's Staff Planner has received many e-mails both for and against. The following was discussed:

Jack Rieser, 14 Caroline Drive – Mr. Rieser reviewed the covenants for the Foxfield Subdivision which states no chickens and also the covenants for the Glenbrook Subdivision states no chickens, he is not sure about the rest of the Town but is looking into this. It was explained that the Town does not enforce covenants. Mr. Rieser encouraged the Board to think about all aspect.

Ron Heavner, 16 Gray Fox Court – Mr. Heavner mentioned he is the third owner of this property and he did not receive a copy of the covenants and he contacted the developer several time to obtain a copy and did not receive one. In studies he has researched states chickens are cleaner than most domestic animals and suggest the Board look at the whole picture. Mr. Rieser stated that covenants are stapled to the deed.

Commissioner Dietrick suggests the Board make a decision and present to the Planning Commission for review. Since the Planning Commission and the Board will be having a joint meeting on August 6, this will be discussed at that time.

Bob Smart, member of the Planning Commission, mentioned if this is placed under police power, then it would not have to go before the Planning Commission.

This will be discussed at the August 4 workshop and the August 6 joint meeting and be acted on at the August 13 meeting.

NEW BUSINESS

Request for No Parking – Drop Off Area Prospect Street School – St. Thomas More Academy will be leasing the school on Prospect St. and have received site plan approval and are requesting approval of no parking in the drop off zone from 8 to 9 a.m. and 3 to 4 p.m. Two residents who have no off street parking have no problem with this request. By general consent the Board agreed to hold this over until the August 13 meeting to see if additional comments come in. It was suggested that deputies be at the school the first week. It was also suggested the school send out a notice showing the best exit from the school (down Prospect St. to left on Franklin St. to a left on Middletown Parkway).

Commissioner Falcinelli expressed concerns with the traffic congestion at the intersection of Schoolhouse Dr. and Green St. during school time, especially in the mornings. Burgess Miller has a meeting scheduled with the Board of Education to discuss this intersection. Deputies will be on duty for the first week of school.

PUBLIC COMMENTS

ANNOUNCEMENTS

ADJOURNMENT

With no further business to come before the Board, the meeting adjourned at 8:15 p.m.

Respectfully submitted,

Christine H. Moore
Administrative Assistant