



Lamoine Board of Selectmen

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Salt/Sand Shed Public Use Policy Approved September 15, 2011

Purpose

It is the intent of this policy to provide a source of sand and salt (mixed) for residential use for emergency traction. The Board of Selectmen recognizes that weather conditions occasionally result in extremely slippery conditions and that the availability of a small amount of sand/salt can greatly enhance the safety of the citizenry. This program will provide the availability of the public to obtain without charge a bucket of material.

Scope

This program is available to residents of the Town of Lamoine only, and on a limited basis, said limitations stated below.

Authority

The Lamoine Board of Selectmen, being the duly elected and sworn municipal officers, implement this policy as a public safety expenditure pursuant to 30-A MRSA § 5722(1), general operation of the municipal government.

Policy & Limitations

1. The contracted snow plowing contractor shall construct a facility at the salt/sand shed location to store a limited amount of sand mixed with salt in the ratio specified in the contract.
2. Residents of the Town of Lamoine may obtain no more than 5-gallons of salt/sand at a frequency not to exceed once per week. Residents are to provide their own container and the means to load the container and transport it to the destination of use.
3. The town shall reimburse the plowing contractor for the actual cost of 2-yards of sand and 250# of salt. The amount to be supplied to the public may be increased by an act of the Board of Selectmen upon request of the plowing contractor or Road Commissioner, depending on the severity of the weather conditions. Unless authorized specifically by the Board of Selectmen, the plowing contractor shall not be reimbursed for amounts exceeding the 2-yards, 250# limitation. In the event of abuse (see section 5), the Town shall reimburse the plowing contractor for the cost of the salt/sand upon receipt of the penalty from the offender.
4. The plowing contractor is responsible for monitoring the salt/sand supply and abuses of the residents' privilege and shall report such abuses to the Administrative Assistant to the Board of Selectmen. The report shall include the date and time of the abuse, the vehicle description of the offender and a brief written description of the alleged abuse.
5. Residents found abusing the limitations shall be subject to a minimum fine of \$100 per occurrence, payable to the Town of Lamoine. The Selectmen shall bill

- the accused offender, who may request a formal hearing before the Board of Selectmen. If an abuse is found to be grossly offensive (i.e. a plowing company loading its sander hopper), the Selectmen reserve the right to charge the offender double the cost of the material and to file a theft complaint with the appropriate law enforcement agency.
6. Neither the Town of Lamoine nor the plowing contractor assumes any responsibility for making sure the storage area has salt/sand stockpiled. The stockpile shall be covered so that runoff from precipitation does not pollute the groundwater below.
 7. Use of the public salt/sand is at the users own risk. Neither the town nor the plowing contractor shall be held liable for any damages or injuries incurred in the loading, transportation, or use of the material.

Definitions

1. **Resident** – A person domiciled in the Town of Lamoine. Proof of residency shall be provided upon request, and may consist of a vehicle registration, voter registration record, driver's license, hunting license, deed to a property, lease, or utility bill identifying the physical address.
2. **Container** – A bucket or other suitable container not exceeding 5 gallons in size.
3. **Loading** – The act of transferring material from the available pile into a container
4. **Abuse** – The act of loading greater than 5-gallons per week of material and transporting it to another location.

Adoption Date

This policy is adopted on September 15, 2011 to be implemented for the plowing season beginning November 1, 2011 and ending April 15, 2012.

Signed,

/s/ Cynthia Donaldson
/s/ S. Josephine Cooper
/s/ Richard Fennelly Jr.
/s/ Gary McFarland
/s/ William Brann

The Lamoine Board of Selectmen