



Town of Windham

Town Offices
8 School Road
Windham, Maine

Cover Sheet

File Number: 15-201

Agenda Date: 12/22/2015

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Status: Draft

In Control: Town Council

File Type: Order

Agenda Number:

I. Council Action Requested.

To approve a partial release of the mortgage on property owned by the Windham Economic Development Corporation and located in the general vicinity of Anglers Road, to accept an easement from the Windham Economic Development Corporation for a bioinfiltration basin located on the southerly side of Anglers Road, and to accept a deed from the Windham Economic Development Corporation for a parcel of land for the purpose of relocating a portion of Anglers Road.

II. Basis for Council Action.

Council approval of this item is required because;

- a. Article I, Section 2 of the Charter provides that "The Town may acquire property for any Town purpose, in fee simple or any lesser interest or estate, by purchase, gift, devise, lease, or condemnation and may sell, lease, mortgage, hold, manage and control such property as its interest may require,"
- b. Article II, Section 3(I) of the Charter authorizes the Council to "Exercise all the legislative, financial, borrowing and other powers now or hereafter given by statute to inhabitants of towns acting in Town Meeting except as otherwise provided herein, and also exercise all the powers now or hereafter given by statute to municipal officers of towns," and
- c. This order contemplates the release of an interest in property securing a loan to the Windham Economic Development Corporation previously authorized by the Council pursuant to Order 09-186 on December 22, 2009, the acceptance of an easement for a bioinfiltration basin, and the acceptance of a parcel of land roughly one acre in size for the purpose of relocating a portion of Anglers Road.

III. Issue Summary.

Please refer to the attached supporting materials.

As part of the process to relocate a portion of Anglers Road, WEDC has to transfer about an acre to the Town. There have already been a couple of land swaps to get the road geometry correct, and easement work has been needed to deal with interests on the part of abutting property owners (Franco's Bistro, Bob's Seafood, and the apartment building) for parking and access.

What appears, on the surface, to be a pretty simple idea to align the intersection, got complicated very quickly, but these and other steps WEDC has taken clear the way for the project to get final approval from the planning board and get it out to bid in early 2016.