

Presentation to Windham Maine Town Council Workshop regarding Fireworks Petition
September 20, 2016

I am presenting tonight to the Windham Town Council a petition consisting of signatures from 103 Windham residents representing nearly all sections of town, residents who like me are disgusted, furious and worn out from being subjected to fireworks several nights a week since Memorial Day, and it's still ongoing. This petition asks for a complete ban of fireworks within the limits of Windham. Most of the signatories said they would like a complete ban but some could live with fireworks on July 4th, only. Not the day before, not the week after, only on that day. I don't believe our founding fathers had in mind such conditions wherein some neighborhoods are subjected to a constant barrage all summer long.

Yarmouth had the good sense to ban all consumer fireworks from the beginning. Gorham limits the use to certain days and requires a permit, which is monitored much like a fire permit depending on drought conditions. They also severely restrict the type of products allowed. Norway held a referendum a year ago and banned all consumer fireworks after complaints from many citizens and prohibited the sale of consumer fireworks within the town limits. Standish allows fireworks on weekends all summer and if a New England sports team wins a championship. Raymond and Gray, like Windham, follow the State ordinance, although Gray currently has a Site Manager working on the possibility of not allowing them at all.

After reviewing the decisions of these towns, I present here what I think is a sensible course for Windham:

- 1) Ban consumer fireworks altogether and return to the 1949 restrictions. This ban would not include firecrackers, sparklers or cap guns.
- 2) If the town decides to allow some consumer fireworks, then require a permit from the Town for permission to use said fireworks, restrict the type of products, and limit use to July 4th only and cease at 10 PM.
- 3) Fireworks should not be used within 150 feet of any residence or structure.
- 4) Enact a noise ordinance. Several people have said that the town doesn't have such an ordinance although it seems to have a selective process wherein it confiscated a neighbor's rooster yet turns a blind eye to the tremendous noise of fireworks for months on end.

I've also been told that Windham PD has been instrumental in discouraging any workable ordinance, saying it cannot be enforced and that they need to actually witness the person setting off the fireworks before they can cite them. It wouldn't matter what the neighbors reported, if there was residue all around their yard, if they set the field afire, the police wouldn't accept circumstantial evidence. If I recall, there have been people sent to the electric chair on less evidence than that.

A young friend of mine was at his father's home last July 4th. Some guests brought in fireworks and starting setting them off. There were rockets in a holder that tipped over sending missiles flying all over the place like flaming arrows, into the swimming pool

and into the woods which, with the dry summer, could have easily been set ablaze. He said he had to jump on his little son to protect him. It was only by the grace of God that no one was hurt or that a major forest fire wasn't started. That is a perfect example of an accident in waiting and it is only a matter of time before something dreadful happens.

I am not talking about a minor nuisance here but a major problem. Fireworks cannot be contained to one's own property and are a distinct form of noise pollution and harassment against neighbors. We have laws banning the discharge of firearms within 400' of a residence, and I'm sure if someone began firing off a rifle near a neighbor's house, the police would be there post haste. Why then do we allow fireworks to be shot off for hours at a time all summer long keeping babies awake; terrorizing pets, livestock and wildlife; and traumatizing veterans with PTSD? I am certain the reason last July 4th was so loud in my area was that someone was shooting off products that are illegal even at the State level, and with little or no oversight they get away with it. I cannot impress upon you enough just how loud and distressing it was. As I said to one of your members, if I wanted to live like this I would move to Afghanistan.

In conclusion, I hope the Council will bring forth a sensible ordinance banning or severely limiting fireworks within the town. This is one Genie we need to put back in the bottle.

Thank you very much for your time.

Julianne Moore
333 Pope Road

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
<u>Julianne Moore</u>	Julianne Moore	333 Pope Rd	7-20-16
<u>Carol N Fogg</u>	CAROL N Fogg	308 Pope Rd	7-20-16
<u>Kim M Cuska</u>	Kim M Cuska	325 Pope Rd	7-20-16
<u>Elsie Haskell</u>	Elsie Haskell	14 Nash Road	7-20-16
<u>David Pinchbeck</u>	David Pinchbeck	9 Nash Rd	7-20-16
<u>Margaret Pinchbeck</u>	MARGARET PINCHBECK	9 NASH RD	7/20/16
<u>Florence E. Hawkes</u>	Florence E Hawkes	298 Windham Rd	7/20/16
<u>Patricia L Buck</u>	PATRICIA L. Buck	54 Windham centa RD Windham-me	
<u>MaryAnn Sheridan</u>	MaryAnn Sheridan	2 Colby Dr.	7/20/16
<u>Daniel P. Sheridan</u>	Daniel P. Sheridan	2 Colby Dr.	7/20/16
<u>Gloria Chamard</u>	Gloria CHAMARD	820 Wind River Rd	7/20/16
<u>Raymond Chamard</u>	RAYMOND CHAMARD	820 River Rd	7-20-16
<u>Frances Greshick</u>	Frances Greshick	1 Hoyt St	7/20/16

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
<i>Thomas L. Robinson</i>	Tom Robinson	5 Hoyt St	7/20/16
<i>Kathleen Robinson</i>	Kathleen Robinson	5 Hoyt St	7/20/16
<i>Karen Dobransky</i>	KAREN Dobransky	20 Ward Rd	7/20/16
<i>Allen Dobransky</i>	ALLEN Dobransky	20 Ward Rd	7/20/16
<i>Phaedra Gallant</i>	Phaedra Gallant	323 Pope Rd.	7/20/16
<i>Gregory Smith</i>	Gregory Smith	19 King's Ln	7/20/16
<i>Amerise E. Luce</i>	Amerise E. Luce	31 Ward	7-21-16
<i>Norman D. Forbes</i>	Norman D. Forbes	32 Ward Rd.	7/21/2016
<i>Jeffery Stuart</i>	JEFFERY STUART	501 ROBERT TR	7/21/2016
<i>Janice Beattie</i>	Janice Beattie	3 Nash Rd Windham	7/20/16
<i>June B. Hawkes</i>	June B. Hawkes	285 Windham Ct Rd	7/21/16
<i>Geraldine A. Yates</i>	GERALDINE A. YATES	4 Symonds Dr.	7/21/16
<i>William H. Yates</i>	William H. Yates	4 Symonds Dr.	7/21/16
<i>Jeanie Pierce</i>	Jeanie Pierce	27 High St.	7/21/16

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
-----------	--------------	---------	------

<i>Rodney Pierce</i>	RODNEY W PIERCE	27 HIGH ST.	7-21-16
----------------------	-----------------	-------------	---------

<i>Anita Quinlan</i>	ANITA QUINLAN	50 Ward Rd.	7/21/16
----------------------	---------------	-------------	---------

<i>Michelle Tapley</i>	Michelle Tapley	49 Ward Rd	7/21/16
------------------------	-----------------	------------	---------

<i>Colleen St Pierre</i>	Colleen St. Pierre	41 Ward Rd.	7-21-16
--------------------------	--------------------	-------------	---------

<i>Norm St Pierre</i>	Norm St Pierre	41 Ward Rd	7-21-16
-----------------------	----------------	------------	---------

<i>Earl Harnden</i>	Earl Harnden	4 Elizabeth Dr.	7-21-16
---------------------	--------------	-----------------	---------

<i>Paula Harnden</i>	P.O.B. Paula Harnden	"	" "
----------------------	----------------------	---	-----

<i>John F. Mannette</i>	John Mannette	345 Pope Rd.	7-21-16
-------------------------	---------------	--------------	---------

<i>Kathleen Saunders</i>	Kathleen Saunders	76 Park Rd	7/21/16
--------------------------	-------------------	------------	---------

<i>Carol Manchester</i>	Carol Manchester	379 Pope Rd	July 22
-------------------------	------------------	-------------	---------

<i>David Manchester</i>	David Manchester	379 Pope Rd	July 22
-------------------------	------------------	-------------	---------

<i>Robert Turkington</i>	Robert Turkington	43 Rolfe Rd	July 22
--------------------------	-------------------	-------------	---------

<i>Jacqueline Mayberry</i>	Jacqueline Mayberry	247 Tanagerd Trail Windham, Me	July 22
----------------------------	---------------------	-----------------------------------	---------

<i>Carol Taylor</i>	CAROL TAYLOR	15 TAYLOR LANE Windham, ME.	July 23
---------------------	--------------	--------------------------------	---------

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
<i>John H. Taylor</i>	JOHN H. TAYLOR	15 TAYLOR LN.	7-23-16
<i>Cynthia W. Elder</i>	Cynthia W. Elder	4 Anthem Dr.	7/23/16
<i>Bruce I. Elder</i>	Bruce I. Elder	4 Anthem Dr.	7/23/16
<i>Jeannette Cummings</i>	Jeannette Cummings	191 Pope Rd	7/23/16
<i>Janice Morrell</i>	JANICE MORRELL	123 Windham Tr Rd.	7-23-16
<i>Joseph Cummings</i>	JOSEPH CUMMINGS	191 Pope Rd	" "
<i>Isabelle Gilman</i>	ISABELLE GILMAN	125 Sweet Rd.	7/24/16
<i>Norma Rogers</i>	NORMA ROGERS	250 WINDHAM CTR RD	7/24/16
<i>Donald Rogers</i>	DONALD ROGERS	250 WINDHAM CTR RD	7/24/16
<i>Nancy Ziehl</i>	NANCY ZIEHLER	138 Walter Poutledge Rd	7-24-16
<i>Edith Donnelly</i>	EDITH DONNELLY	11 Yaukee Dr. Windham ME	04062
<i>Sarah Monarch</i>	Sarah Monarch	8 Yaukee Dr.	7-24-16
<i>Shirley H. Little</i>	Shirley H. Little	65 Pope Rd	7/25/16
<i>Kellie Mierop</i>	Kellie Mierop	282 Pope Rd	7/25/16

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
<i>Dianne S. Loring</i>	Dianne S. Loring	19 Hawkes Farm Road	7-25-16
<i>Clifton Forbes</i>	Clifton Forbes	9 Hoyt St	7-25-16
<i>Jessie Violette</i>	Jessica Violette	346 Pope Rd	7-26-16
<i>Pauline Locke</i>	PAULINE Locke	1 STARLIT	7-26-16
<i>Jean E. Bayer-Smith</i>	Jean E. Bayer-Smith	12 Starlit Way	7-26-16
<i>David P. Smith</i>	DAVID P. SMITH	12 STARLIT Way	7/26/16
<i>Paula C. CATER</i>	PAULA CATER	Roosevelt Trail	7-26-16
<i>Brooke Smothers</i>	Brooke Smothers	159 Varney Mill Rd	7/26/16
<i>Audrey J. Forbes</i>	Audrey J. Forbes	9 Hoyt St.	7/26/16
<i>Rhonda J. Forbes</i>	Rhonda J. FORBES	32 WARD	7-28-16
<i>Frank J. Graslitz</i>	Frank J. Graslitz	2 Hoyt St	7-28-16
<i>Jill M. James</i>	Jill M. James	2 Hoyt St	7-28-16
<i>Shirley Littlefield</i>	Shirley Littlefield	65 POPE RD	7-29-16
<i>Deborah McAfee</i>	Deborah McAfee	8 Kings Lane	7/30/16

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
<i>Betty S McLeod</i>	Betty S. McLeod	7 Carriage Hill Dr.	7/30/16
<i>Linda Winskip</i>	Linda Winskip	115 River Rd.	7/30/16
<i>Charles Hammond</i>	CHARLES HAMMOND	260 Pope Rd.	7/30/16
<i>Ron Wain</i>	RON WAIN	103 SWETT RD	7-31-16
<i>Sandra Wain</i>	Sandra Wain	103 Sweet Rd	7-31-16
<i>Sylvia Harkin</i>	Sylvia Harkin	158 Wash Rd	7/31/16
<i>Beverly Rumo</i>	Beverly Rumo	58 Ward Rd	7/31/16
<i>Alyssa Carroll</i>	Alyssa Carroll	58 Ward Rd	7/31/16
<i>Karen Rumo</i>	Karen Rumo	58 Ward Rd.	7/31/16
<i>Paul Murphy</i>	PAUL MURPHY	135 White Rd,	8/1/16
<i>Deborah Livengood</i>	DEBORAH LIVENGOOD	195 POPE RD	8/1/16
<i>Auson Livengood</i>	AUSON LIVENGOOD	195 POPE RD	8/1/16
<i>William Livengood</i>	William Livengood	195 Pope Road	8/1/16
<i>Susan Dries</i>	SUSAN DRIES	220 Pope Rd	8/1/16

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature	Name Printed	Address	Date
<i>Rolf Dries</i>	ROLF DRIES	220 Pope Rd Windham	8/1/2016
<i>Michael Fox</i>	Michael Fox	350 Pope Rd Windham	8/1/2016
<i>David Burchill</i>	David Burchill	389 Pope Rd Windham	8-2-16
<i>Janet Rushak</i>	Janet Rushak	20 Carriage Hill Dr.	8-3-16
<i>Kathryn A Marshall</i>	Kathryn Marshall	387 River Rd	8-6-16
<i>Mike Moran</i>	MIKE MORAN	210 OAK LANE #40 WINDHAM	"
<i>Arline Moran</i>	ARLINE MORAN	210 OAK LANE #40 WINDHAM	"
<i>Nan McDermott</i>	Nan McDermott	30 Tower Dr.	8/6/16
<i>Nick Potts</i>	Nick Potts	190 Windham Center Rd	8/6/16
<i>Susan Palmer</i>	Susan Palmer	8 Meadowview Rd. Windham	8/8/16
<i>David Palmer</i>	David Palmer	8 Meadowview Rd	8/8/16
<i>Anita N. Smith</i>	Anita N. Smith	19 Kings Ln Windham	8-8-16
<i>Stephen Sh</i>	Stephen Sh	27 Kings Ln	8-8-16
<i>Jessie LaVallee</i>	Jessie LaVallee	24 Haven Rd	8/10/16

PETITION TO BAN FIREWORKS

We the undersigned citizens of the Town of Windham, County of Cumberland, State of Maine, respectfully request that the Windham Town Council enact an ordinance permanently prohibiting the use of consumer fireworks within the town limits. The use of said fireworks has become such a public nuisance that citizens are subject to constant and undue harassment on any given night. The use of fireworks cannot be confined to any one person's property but invades the space and infringes on the rights of citizens to have peace and quiet within their own homes and neighborhoods. Additionally said use is a fire danger during dry spells and causes undue stress and suffering to pets, livestock and wildlife.

Signature

Name Printed

Address

Date

B. Michael Betty A. Michael 23 Boardwalk Ave 8/13/16

Ken Bent Kevin Bent 52 Tandberg Trail 08/14/16

Sheila Brown Sheila Brown 46 Page Rd 8-17-16

N. Forbes Nerissa Forbes 26 Ward Rd 9-2-16

Elaine Libby Elaine Libby 5 Taylor Ln 9-7-16

Richard Libby Richard Libby 5 Taylor Ln 9-19-16
