

**IN TOWN COUNCIL
ORDER # 2011-01**

WHEREAS, the Town of South Berwick (the "Town") is authorized pursuant to Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended, to designate a specified area within the Town as the Punkin Town Road and CMP Corridor Municipal Development and Tax Increment Financing District (the "District"); and

WHEREAS, there is a need for economic development in the Town of South Berwick, in the surrounding region, and in the State of Maine; and

WHEREAS, there is a need to improve and broaden the tax base of the Town of South Berwick and to improve the general economy of the Town of South Berwick and the surrounding region; and

WHEREAS, pursuant to order dated August 10, 2010, the Town designated the District as the first step that, together with the eventual approval and implementation of a Development Program, will help to improve and broaden the tax base in the Town of South Berwick and improve the economy of the Town of South Berwick and the region by attracting business development to the District; and

WHEREAS, the State of Maine Department of Economic and Community Development ("DECD") approved the designation of the District by letter dated August 27, 2010

WHEREAS, there is a need to implement continued economic development initiatives in those areas of South Berwick near the CMP Corridor and Punkin Town Road through the adoption of the Development Program for the District in accordance with the provision of Chapter 206 of Title 30-A of the Maine Revised Statutes, as amended; and

WHEREAS, the Town desires to adopt the Development Program for the District; and

WHEREAS, it is expected that approval of the Development Program will be obtained from DECD.

ORDERED AS FOLLOWS:

Section 1. The Town of South Berwick hereby adopts the Development Program Punkin Town Road and CMP Corridor Municipal Development and Tax Increment Financing District.

Section 2. The Town Manager, or his duly appointed representative, is hereby authorized, empowered and directed to submit the proposed Development Program for the District to DECD for review and approval pursuant to the requirements of 30-A M.R.S.A. § 5226 and is authorized to negotiate and make such changes to the Development Program as are reasonable and necessary prior to approval of the Development Program by the Department of Economic and Community Development.

Section 3. The foregoing adoption of the Development Program for the District shall automatically become final and shall take full force and effect upon receipt by the Town of approval of the Development Program for the District by DECD, without requirement of further action by the Town, the Town Council, or any other party.

Section 4. The Town Manager, or his duly appointed representative, is hereby authorized and empowered, at his discretion, from time to time, to make such revisions to the Development Program for the District as the Town Council, or its duly appointed representative, deem reasonably necessary or convenient in order to facilitate the process for review and approval of the Development Program by DECD, or for any other reason, so long as such revisions are not inconsistent with these resolutions or the basic structure and intent of the Development Program.

Dated: February 22, 2011

So ordered by unanimous vote by the Town Council on Tuesday, February 22, 2011.


Barbara Bennett, CCM
Town Clerk