



**GARDINER CITY COUNCIL  
AGENDA ITEM INFORMATION SHEET**



<b>Meeting Date</b>	12/15/2021	<b>Department</b>	Code Enforcement
<b>Agenda Item</b>	4.g.) Consideration of approving a junkyard permit issued to Brown's Exit 27 Salvage, Inc		
<b>Est. Cost</b>			

**Background Information**

This agenda item is the consideration of a junkyard permit renewal for Brown's Exit 27 Salvage, Inc. A current report from CEO McNeill and Fire Chief Sieberg is attached. CEO McNeill and Fire Chief Sieberg will be present to answer any questions.

<b>Requested Action</b>	"I move to approve/disapprove a junkyard permit issues to Brown's Exit 27 Salvage, Inc."
<b>City Manager and/or Finance Review</b>	
<b>Council Vote/ Action Taken</b>	
<b>Departmental Follow-Up</b>	

<b>City Clerk Use Only</b>	1 <sup>st</sup> Reading _____	Advertised _____	EFFECTIVE DATE _____
	2 <sup>nd</sup> Reading _____	Advertised _____ w/in 15 Days	
	Final to Dept _____	Updated Book _____	Online _____

Date Received: 11/10/2021

Received by: Br

Name of Business/Event/  
Board/Committee: Brown's Exit 27 Salvage Inc

Date of Event:

	Minor Special Event	Major Special Event	Liquor Victualer License	DBA License	Junk Yard Permit	Other License	Boards & Committees
Paid					11/10/21		
Email DH & CM					11/10/21		
Approved by:							
CM					11/22/21		
PD					11.18.21		
FD					11.18.21		
PW&BG					11.18.21		
CEO					<del>11.18.21</del>		
ED					11.18.21		
Add to Agenda							
Legal Ad to KJ							
Add to Events Calendar							
Add to DBA List							
Issue License/Permit							
Notify Applicant of Council Meeting							
Notify Applicant of Approval or Denial							
Create Oath Sheet							
Swear in							
Contact Info to Board/Committee							
Update TRIO							
Update Website							

Notes:



**APPLICATION FOR A  
LICENSE/BUSINESS/EVENT**

Date Received in Office 11/11/21  
 Received by: ARI G  
 Office Amount Received \$200  
 Approved \_\_\_\_\_ Denied \_\_\_\_\_

Business Name	Brown's Exit 27 Salvage Inc
Business Location	971 Brunswick Ave
Business Mailing Address	Same
Owner Name	Darryl Brown Sr + Darryl Brown Jr
Mailing Address (if different)	761 Halliwell Litchfield Rd Gardiner 270 Central St Hallowell
Phone Number	207-441-3321
Business Number	582-7002
Type of Business	Auto Salvage
Description of Business (attach paper if necessary)	Sale of used Autos + parts salvage vehicles for scrap metal

**Type of License Being Applied for:**

(check all that apply)

	Doing Business As (One-time Registration)	\$10	
	Special Event - Exhibitions & Shows (Minor)	\$50	
C	Special Event - Exhibitions & Shows (Major)	\$100	
	Street Sellers (Annual)	\$50	
	Street Sellers (Per Event)	\$20	
	Street Sellers (Farmer's Market) (Annual)	\$10	
C	Junkyards (<100 ft highway) (Annual)	\$200	X
C	Junkyards (>100 ft highway) (Annual)	\$50	
C	Automobile Recycling Business (5-year)	\$250	
	Other	\$	
C	Victualers License to Sell Food (Annual)	\$50	
C	Victualers License - One Day (Festival)	\$25	
C	Victualers Non-profit License to sell food (Annual)	\$10	
C	Roving/On Wheels/Lunch Wagon (Annual)	\$100	
C	Roving/On Wheels/Lunch Wagon (Non-profit)	\$10	
C	Roving/On Wheels/Lunch Wagon (3-Day)	\$25	
C	Taxicabs/Vehicles for Hire	\$50	
	Sales (Special, OOB, etc) (Per Event/Sale)	\$25	
	Beano/Bingo/Games of Chance/Pinball Machines (Annual)	\$10	
	Shooting Galleries/Pool Hall/Bowling Alley (Annual)	\$50	
C	Pawn (Annual)	\$50	
C	Tavern Keeper (Annual)	\$25	
C	Liquor/Bottle Club (1-50 seats) (Annual)	\$75	
C	Liquor/Bottle Club (51-100 seats) (Annual)	\$100	
C	Liquor/Bottle Club (101+ seats) (Annual)	\$150	
C	Catering Off-Premises (liquor is served) (per event)	\$10	
C	Entertainment/Special Amusement License (Annual)	\$75	
C	Outside Consumption Permit (Annual)	\$25	

Please send application and payment (payable to City of Gardiner) to:  
 City Clerk's Office, 6 Church Street, Gardiner, ME 04345

APPLICATION FOR AUTOMOBILE GRAVEYARD/AUTOMOBILE RECYCLING BUSINESS AND/OR JUNKYARD PERMIT

MUNICIPAL OFFICE USE ONLY

Date of Hearing \_\_\_\_\_ Application Received \_\_\_\_\_

Time of Hearing \_\_\_\_\_ Permit No. \_\_\_\_\_

Place of Hearing \_\_\_\_\_ Fee Paid \$ \_\_\_\_\_

Notifications Sent by \_\_\_\_\_ Date \_\_\_\_\_

City /Town \_\_\_\_\_ County \_\_\_\_\_ Maine

Brown's Exit 27 salvage Inc hereby application (in quadruplicate for a permit to establish, operate or maintain an Automobile Graveyard, Automobile Recycling Business and/or yard at the following described location and in accordance with the provisions of Title 30-A, Sections 3751 to 3760, Chapter 183.

Answer all questions in full.

Give location of Automobile Graveyard and/or Junkyard 971 Brunswick Av - Gardiner

Is this application made by or for a company, partnership, portation-individual? Corp

Is this property leased? No Property owned by Darryl Brown Sr + Darryl Brown Jr

Address 761 Hallowell Litchfield Rd W Gardiner 270 Central St Hallowell

How is "yard" screened? - Fence (type) wood Height 6-8

Embankment? \_\_\_\_\_ Gully? \_\_\_\_\_ Hill? \_\_\_\_\_ Other? Trees

How far is the edge of "yard" from center of highway? 100 + feet.

Can junk be seen from any part of Highway? Yes \_\_\_\_\_ No X

Was Junkyard Law, Requirements and Fees explained to your? Yes X No \_\_\_\_\_

Is any porting of this "yard" on public property? Yes \_\_\_\_\_ No X

Is "yard" within 300 feet of a Public Park, Public Playground, Public Bathing Beach, School, Church or Cemetery?

Yes \_\_\_\_\_ No X

When was "yard established? 1930's By Whom? Charles McGlaughlin Sr.

When was last permit issued? 2020-2021 To Whom? Brown's Exit 27 Salvage Inc.

The undersigned certificate that the above information is true and correct to the best of his/her knowledge and that he/she is the owner or agent of the property or that he/she has been duly authorized by the owner, individual, partnership, company or corporation to make this application and to receive the permit under the law.

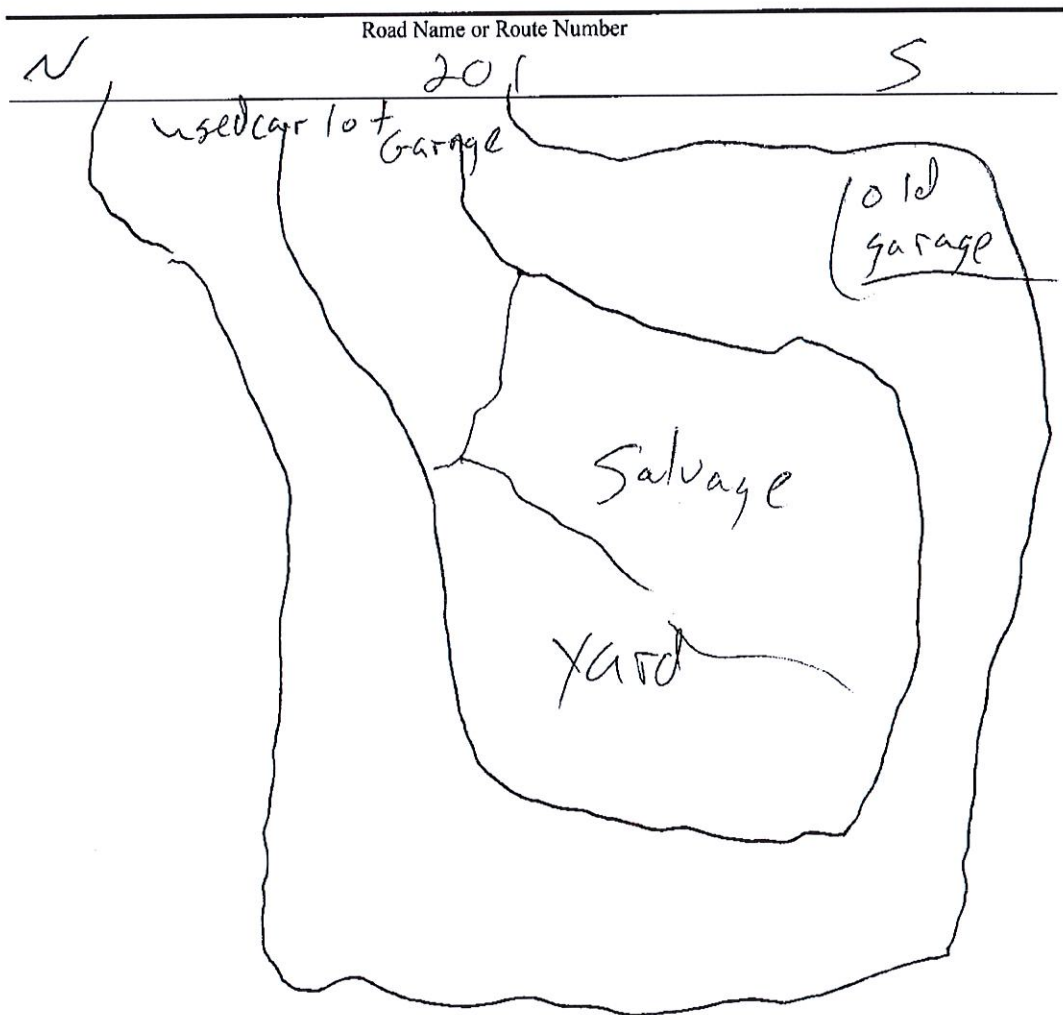
Signed by: Dan Brown For: Brown's Exit 27 Salvage Inc  
Name of Company-Corporation  
Partnership, Individual

Address: 971 Brunswick Ave Gardiner ME

Make complete sketch of "yard." Show footage all sides and location in relationship to adjacent properties. Show distance (in feet) from edge of "yard" to center of highway. Fill in Route Number or Local Road name. Name of nearest City/Town in each direction. Distance from nearest intersection, bridge or other known reference point.

Tax Map 11  
Lot No. 8A  
Zone DD

Cancel Correct N \_\_\_\_\_  
E \_\_\_\_\_  
W \_\_\_\_\_  
S \_\_\_\_\_





6 Church Street  
Gardiner, Maine 04345

Phone: 207 582-6892  
Fax: 207 582-6895

November 18, 2021

### **Brown's Junkyard License Renewal Inspection**

On November 15<sup>th</sup> 2021, I inspected the conditions at Brown's Junkyard with Rick Sieberg, Gardiner's Fire Chief. We were looking to see the progress made in complying with the agreement made between the City and the property owner at the time of his last license renewal.

The first and most critical of the issues that was to be corrected was the vehicles blocking the roadways. At the time of our visit, there were 5-10 vehicles parked in the roadways but they were all up near the entrance and were vehicles that were in working condition and therefore could be easily moved if needed. The property owner stated that he is planning on creating some space for temporary vehicle storage so that they would not be blocking the road in the future.

The second issue that was to be corrected was the tire pile on the lower half of the yard. Arrangements have been made for the tires disposal and loads of tires are being removed regularly. The pile has been substantially reduced in size and its removal is an ongoing project.

The third issue is the overcrowding of the front lot. At the time of our inspection the front lot was full. It appeared more organized and to consist of working vehicles rather than junk vehicles. Due to a lack of space this front lot appears to be used for non-junk vehicles that come and go regularly.

The last issue was that the concrete pad used for oil and gas reclamation, was to be cleared and used as intended. This pad was open and accessible and was being used on a regular basis. There was a fire on the property over the summer and the fact that

this pad was in use at the time probably kept the fire from spreading and becoming worse.

Although all of the conditions in the agreement have not been met, I can see improvement and ongoing efforts to correct these issues.

Kris McNeill  
Code Enforcement Officer  
City of Gardiner Maine



**CITY OF GARDINER  
FIRE & RESCUE DEPARTMENT**



*Chief Richard Sieberg*

*November 18, 2021*

To Whom It May Concern,

On November 15<sup>th</sup> CEO McNeill and myself inspected Brown's Exit 27 Salvage. During the walk through we found the access roads mostly clear. 5-10 vehicles were in the roadway, however they all were in working condition and could be moved easily. The owner stated he is working on establishing temporary vehicle storage space, alleviating the need to use the access roads for such purpose.

Significant progress has been made at reducing the size of the tire pile. The owner explained he has made arrangements for the continued disposal of tires.

The concrete pad used for oil and gas reclamation was clear, accessible, and clearly being used for its intended purpose.

The front lot was full of vehicles, however, all vehicles did appear to be in working order and not junk vehicles.

At this point the Fire Department has no safety concerns and is pleased with the progress the owner has made addressing issues presented to him last year.

Sincerely,

Richard F Sieberg  
Gardiner Fire Department  
Fire Chief





Brown's Junkyard  
Conditions for License Renewal

January 7, 2021

This agreement is to record the items discussed during the inspection that took place on December 2, 2020. Kris McNeill the Code Enforcement Officer and Rick Sieberg the Fire Chief met with Darryl Brown Jr. and toured the property. During the tour we discussed several concerns and conditions that have been ongoing issues for years. Mr. Brown expressed a willingness to correct these issues.

The co-owners and applicants (Darryl Brown Jr. and Sr.) have submitted their application for an Auto Graveyard/Junkyard Permit renewal at 971 Brunswick Avenue, city tax map 11- lot 8A, for Council approval. In an effort to bring the junkyard into compliance, we are documenting the current concerns as well as plans to correct them. The issues and concerns are as follows:

- The lower field near the highway contains a pile of tires and some remaining scrap metal. Mr. Brown will move the tire pile up to the front of the yard to facilitate disposal with outgoing vehicles.
- Mr. Brown will widen roads and keep all roads clear. An effort will be made to reduce the overall number of vehicles on the property to provide more space.
- The front used car lot bordering Brunswick Avenue is overgrown, overcrowded and needs additional screening. Mr. Brown has agreed to do a general clean up and reorganization of all the vehicles parked there to improve the roadside appearance and to repair or add screening to improve the appearance of the property from Brunswick Ave.
- The reclaimed oil storage area and pad are not accessible and need to be utilized as intended. Mr. Brown will keep the pad clear and will develop a plan for storing the used oil. This plan will be approved by both the Fire Chief and Code Enforcement.

By signing this agreement all parties agree to the items listed above. Regular inspections will be performed to monitor progress. If progress is not seen towards correcting these agreed upon issues, the junkyard license may be revoked or not renewed next year.

\_\_\_\_\_  
Darryl Brown Jr.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kris McNeill CEO

\_\_\_\_\_  
Date

\_\_\_\_\_  
Rick Sieberg Fire Chief

\_\_\_\_\_  
Date

## **Alisha Ballard**

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**From:** Tracey Desjardins  
**Sent:** Thursday, November 18, 2021 2:06 PM  
**To:** Alisha Ballard; Anne Davis; Kristopher McNeill; Jerry Douglass; Jim Toman; Rick Sieberg  
**Subject:** RE: Browns Exit 27 Salvage INC - Junkyard Permit

Thanks Alisha for including the letter from Kris and Rick. EDD does not have any issues as long as Brown's continue to work with CEO and Fire Chief.

### *Tracey K. Desjardins*

Director of Economic Development/Planning

6 Church Street

Gardiner, ME 04345

Office: 207-582-4200 Cell: 207-242-1907 Fax: 207-582-6895

e: [tdesjardins@gardinermaine.com](mailto:tdesjardins@gardinermaine.com)

w: [www.gardinermaine.com](http://www.gardinermaine.com)

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**From:** Alisha Ballard <[ABallard@gardinermaine.com](mailto:ABallard@gardinermaine.com)>

**Sent:** Thursday, November 18, 2021 1:10 PM

**To:** Anne Davis <[ADavis@gardinermaine.com](mailto:ADavis@gardinermaine.com)>; Tracey Desjardins <[TDesjardins@gardinermaine.com](mailto:TDesjardins@gardinermaine.com)>; Kristopher McNeill <[kmcneill@gardinermaine.com](mailto:kmcneill@gardinermaine.com)>; Jerry Douglass <[JDouglass@gardinermaine.com](mailto:JDouglass@gardinermaine.com)>; Jim Toman <[JToman@gardinermaine.com](mailto:JToman@gardinermaine.com)>; Rick Sieberg <[rick.sieberg@gardinermaine.com](mailto:rick.sieberg@gardinermaine.com)>

**Subject:** Browns Exit 27 Salvage INC - Junkyard Permit

Hello All,

You will see attached an application for Brown's Exit 27 Salvage Inc. Before I can send this to council I will need your approval.

Attached to the back of the application you will see letters written by Kris and Rick.

Thank you,

### **Alisha Ballard**

City Clerk / Registrar of Voters

6 Church Street,

Gardiner Maine 04345

P: 207-582-4200

F: 207-528-6895

E: [aballard@gardinermaine.com](mailto:aballard@gardinermaine.com)

## Alisha Ballard

---

**From:** Jim Toman  
**Sent:** Thursday, November 18, 2021 6:06 PM  
**To:** Jerry Douglass  
**Cc:** Alisha Ballard; Anne Davis; Tracey Desjardins; Kristopher McNeill; Rick Sieberg  
**Subject:** Re: Browns Exit 27 Salvage INC - Junkyard Permit

PD is fine with issuance

Chief James M. Toman  
Gardiner Police Department  
207-582-5150

Sent from my iPhone

On Nov 18, 2021, at 3:06 PM, Jerry Douglass <JDouglass@gardinermaine.com> wrote:

No issues with PWD

Thanks

Jerry

Jerry Douglass, PWD  
City of Gardiner  
6 Church Street, 04345  
207-504-2234  
[jdouglass@gardinermaine.com](mailto:jdouglass@gardinermaine.com)

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## **Alisha Ballard**

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**From:** Rick Sieberg  
**Sent:** Thursday, November 18, 2021 3:15 PM  
**To:** Alisha Ballard  
**Subject:** RE: Browns Exit 27 Salvage INC - Junkyard Permit

Alisha,

As stated in my letter the Fire Department has no concerns as long as the owner continues the improvements that have been implemented.

**Rick Sieberg**  
Fire Chief | City of Gardiner  
6 Church Street  
Gardiner, ME 04345  
C: 207-620-0217  
p: 207-582-4535  
e: [rick.sieberg@gardinermaine.com](mailto:rick.sieberg@gardinermaine.com)

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E: [aballard@gardinermaine.com](mailto:aballard@gardinermaine.com)

**Alisha Ballard**

---

**From:** Jerry Douglass  
**Sent:** Thursday, November 18, 2021 3:07 PM  
**To:** Alisha Ballard; Anne Davis; Tracey Desjardins; Kristopher McNeill; Jim Toman; Rick Sieberg  
**Subject:** RE: Browns Exit 27 Salvage INC - Junkyard Permit

No issues with PWD

Thanks

Jerry

Jerry Douglass, PWD  
City of Gardiner  
6 Church Street, 04345  
207-504-2234  
[jdouglass@gardinermaine.com](mailto:jdouglass@gardinermaine.com)

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