

*Ordinance to amend Article 140-26
Sign Regulations to include:
Official Business Directional Signs (OBDS)*

1 *Note: The symbol of “* * * * *” indicates that there is missing text that will remain unchanged,*
2 *which has been left out of this document for the purpose of brevity. Underlines indicate*
3 *proposed language to add, and ~~strikeouts~~ indicate proposed removals of language.*

4
5 “* * * * *”
6

7 F. The following shall apply to Official Business Directional Signs (OBDS)

- 8
9 1. An individual business or service, upon application may be assigned OBD Signs. An
10 OBDS shall be designed and located as to not conflict with other signs and minimize
11 impact on the scenic and historical environment through the following standards:
12
13 a. Dimensions: Nine (9) inches by forty-eight (48) inches;
14
15 b. Reflectorization: non-reflective only
16
17 c. Location: No new sign posts shall be placed within the designated areas of
18 town until all 3 designated spots on a post have been filled. If a sign is taken
19 down due to business closure, a new business applying for an OBD sign shall
20 locate on the existing open location before a new sign pole is erected.
21
22 2. No new OBD signs shall be located in the downtown area as defined on the
23 accompanying map and as follows:
24
25 a. Maine Street at Route 236 (Berwick roads)South to the
26 intersection of Main Street/Route 236 (Harold L. Dow
27 Highway)and Main Street (Route 4), as well as Portland Road
28 (Route 4)at Main street East to the intersection of Agamenticus
29 Road and Jewett Avenue.
30
31 b. No new signs shall be placed on any local streets at any
32 location within the town’s limits.
33
34 c. No new OBD signs for businesses located outside the town of
35 South Berwick shall be placed within the town of South
36 Berwick.
37
38 d. No more than 2 sign posts shall be located on the same
39 approach to an intersection
40
41 e. Sign locations shall be limited to State Routes 4, 91, 101 and
42 236
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3. All OBD signs located within the area described above in F.2 shall be considered lawfully nonconforming at the effective date of adoption.
 - a. No sign located in the area defined in F.2 shall be replaced or repaired in the future. If the Department of Transportation identifies the sign for repair or replacement. The sign cannot be replaced in this location but may be relocated to a post outside of the defined area

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ZONING

140 Attachment 1

Town of South Berwick

Table A
Land Use
[Amended 10-23-2006; 9-8-2008; 5-11-2009]

Land Uses	R1, R1A	R2, R2A	R3	R4	R5	Bi	B2	SP	RP	I1	I2	BR
Accessory Apartment*(6)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Adult Business Establishment	N	N	N	N	N	N	N	N	N	N	MSP	N
Agriculture - Livestock	Y*	Y*	Y	Y	Y	SP	SP	SP	SP	Y*	Y*	N
Agriculture – Non-livestock Nurseries, Greenhouses	SP	SP	Y	Y	Y	SP	SP	SP	N	Y	Y	MSP
Amusement Center	N	N	N	N	N	MSP	MSP	N	N	N	N	N
Aquaculture	N	N	N	N	N	N	N	SP	SP	SP	SP	N
Automobile Graveyards, Junkyards	N	N	MSP	MSP	N	N	N	N	N	N	N	N
Automobile Repair and Service	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	MSP
Banks	N	N	N	N	N	MSP	MSP	N	N	Y(5)	Y(5)	MSP
Bed-and-Breakfast	SP	SP	SP	SP	N	SP	SP	SP	N	N	N	SP
Boat Landing	SP	SP	SP	SP	SP	SP	SP	SP	SP	SP	SP	SP
Campgrounds	N	N	MSP	MSP	MSP	N	N	N	N	N	N	N
Cemeteries	Y	Y	Y	Y	Y	Y	Y	N	N	N	N	Y
Church/Other Place of Worship/Parish House/Rectory/Convent/Other Religious Institutions	MSP	MSP	MSP	MSP	N	MSP	MSP	N	N	N	N	MSP
Clubs/Fraternal Organizations	SP	SP	SP	SP	N	SP	SP	N	N	SP	SP	MSP
Cluster Housing and (1) Planned Unit Developments	MSP	MSP	MSP	MSP	MSP	MSP	MSP	MSP	N	N	MSP	MSP
Commercial Center	N	N	N	N	N	MSP	MSP	N	N	N	N	MSP
Commercial Complex	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	N

April 1, 2010

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SOUTH BERWICK CODE

Land Uses	R1, R1A	R2, R2A	P3	R4	R5	Bi	B2	SP	RP	I1	I2	BR
Commercial Recreation (2), including Indoor Recreation Facilities	MSP	MSP	N	N	N	MSP	MSP	N	N	MSP	MSP	MSP
Community Living Arrangement	MSP	MSP	N	N	N	MSP	MSP	N	N	N	N	MSP
Congregate Housing	MSP	MSP	N	N	N	Y	Y	MSP	N	N	N	MSP
Day-Care Center	MSP	MSP	MSP	MSP	N	MSP	MSP	N	N	MSP	MSP	MSP
Docks, Piers, Wharves (Temp.)	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*
Docks, Piers, Wharves (Perm.)	SP	SP	SP	SP	SP	SP	SP	SP	SP	SP	SP	SP
Essential Services	Y	Y	Y	Y	Y	Y	Y	SP	SP	Y	Y	MSP
Extractive Industry and Processing	N	N	MSP	MSP	N	N	N	N	N	MSP	MSP	N
Family Day Care	Y*	Y*	Y*	Y*	Y*	Y*	Y*	SP	N	Y*	Y*	SP
Forest Management Activities	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N
Hazardous Waste Disposal Facility	N	N	N	N	N	N	N	N	N	N	N	N
HotellMotel	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	N
Individual Private Camps/Sites	N	N	Y*	Y*	Y*	N	N	SP	SP	Y	Y	N
Industrial Facilities	N	N	N	N	N	N	N	N	N	MSP	MSP	N
Inns	MSP(7)	MSP(7)	N	N	N	MSP(7)	MSP(7)	N	N	N	N	MSP(7)
Kennels	N	N	MSP	MSP	N	N	N	N	N	N	N	N
Landfills	N	N	N	N	N	N	N	N	N	N	N	N
Major Home Occupations	SP	SP	SP	SP	SP	Y	Y	N	N	Y*	Y*	SP
Manufactured Homes	Y	Y	Y	Y	Y	Y	Y	SP	N	N	MSP	Y
Marina	MSP	MSP	MSP	MSP	MSP	MSP	MSP	MSP	MSP	N	N	MSP
Minor Home Occupation	Y*	Y*	Y*	Y*	Y*	Y*	Y*	Y*	N	Y*	Y*	Y*
Mobile Home Park (1), must be on water and sewer	MSP	MSP	MSP	N	N	MSP	MSP	N	N	N	MSP	N
Multifamily Dwellings (3)	MSP	MSP	MSP	N	N	MSP	MSP	N	N	N	MSP	MSP
Municipal Solid Waste Transfer	MSP	MSP	N	N	N	N	N	N	N	N	N	N
Neighborhood Convenience Store	MSP	MSP	MSP	MSP	N	MSP	MSP	N	N	N	N	MSP

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ZONING

Land Uses	R1, R1A	R2, R2A	R3	R4	R5	Bi	B2	SP	RP	I1	I2	BR
Nonhazardous Solid Waste Processing Facility	N	N	N	N	N	N	N	N	N	MSP	MSP	N
Nursing Homes/Health Care Facility	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	MSP
Official Business Directional Signs	N											
On-Premises Signs	Y*											
Professional Offices	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	MSP
Public Park	Y	Y	Y	Y	Y	Y	Y	SP	SP	Y	Y	SP
Public Recreational Facilities/Libraries/Museum/Civic Centers/Post Offices	MSP	N	MSP	MSP	MSP							
Public Utilities, Sewer Collection/Treatment Facilities	MSP	MSP	MSP	MSP	N	MSP						
Restaurant	MSP(2)	MSP(2)	MSP	MSP	N	MSP	MSP	MSP	N	MSP	MSP	MSP
Restaurant, Take-Out	N	N	N	N	N	MSP	MSP	N	N	Y(5)	Y(5)	N
Retail	N	N	N	N	N	MSP	MSP	N	N	Y(5)	Y(5)	MSP
Schools, Public/Private/Parochial	MSP	MSP	MSP	MSP	N	MSP	MSP	N	N	MSP	MSP	MSP
Seasonal Sale of Produce and Plants Grown Locally	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y*	Y*	Y
Service/Personal Service Establishments	N	N	N	N	N	MSP	MSP	N	N	Y(5)	Y(5)	SP
Single-Family Dwelling	Y	Y	Y	Y	Y	Y	Y	SP	N	N	MSP	Y
Sludge Spreading (4)	N	Y	Y	Y	Y	N	N	N	N	N	N	N
Timber Cutting	SP	Y*	Y*	Y*	SP	N	N	SP	SP	SP	SP	N
Transmission Tower	N	N	SP	SP	N	N	N	N	N	SP	SP	N
Two-Family Dwellings	Y	Y	Y	Y	Y	Y	Y	SP	N	N	MSP	Y
Vehicle Sales	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	MSP
Veterinary Services	N	N	MSP	MSP	N	N	N	N	N	MSP	MSP	MSP
Warehousing	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	MSP
Wholesale Distribution	N	N	N	N	N	MSP	MSP	N	N	MSP	MSP	N

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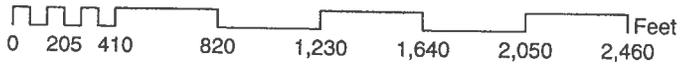
Yard Sales	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
------------	---	---	---	---	---	---	---	---	---	---	---	---	---

140 Attachment 1:3

April 1, 2010

Official Business Directional Signs Map

No new OBD signs shall be allowed within the highlighted region upon the adoption of the regulations dated June XX 2013



VAUGHAN FUND

JUNE 11, 2013

Chairman David H. Webster called the meeting to order at 6:30 p.m.. Trustees present included John C. Kareckas, Gerald W. MacPherson, and Jean Demetracopoulos. Town Manager Perry Ellsworth was also present. Trustee Russell Abell was not in attendance.

1. Approval of Minutes of May 14, 2013 meeting

On a motion by Mr. MacPherson and seconded by Mr. Kareckas it was unanimously voted to adopt the minutes as written

2. Take action on account status, fund transfer, and related tasks

Mr. Webster motioned ‘to close the Town of South Berwick E. Vaughan Fund account with Fidelity Investments (Acct # X20-263915), transfer the balance of those funds to Kennebunk Financial Services through LPI Financial to establish a new Town of South Berwick E. Vaughan Fund account, and to establish any and all associated accounts necessary to administer the Town of South Berwick E. Vaughan Fund.’ Mr. MacPherson seconded the motion. There was no discussion and the vote to approve was unanimous.

3. Vote to adjourn.

Ms. Demetracopoulos motioned to adjourn at 6:38 p.m. Second by Mr. Kareckas. All in favor

Respectfully Submitted,

Perry A. Ellsworth

South Berwick Town Council November 12, 2013

Chairman Gerald W. MacPherson, Sr. called the meeting to order at 6:32pm. Councilors present included Jean Demetracopoulos, David H. Webster, John C. Kareckas, and Russell H. Abell. Town Manager Perry Ellsworth was also in attendance.

Organizational

1. Councilors Elect Kareckas and Abell were sworn into office by the Town Clerk.
2. On a nomination by Mrs. Demetracopoulos, seconded by Mr. Kareckas, Gerald W. MacPherson, Sr. was unanimously elected Chairman and David H. Webster was unanimously elected Vice-Chairman for the ensuing year.
3. On a motion by Mrs. Demetracopoulos, seconded by Mr. Webster, it was unanimously voted to **adopt Robert's Rules of Order for the conduct** of meetings.
4. On a motion by Mrs. Demetracopoulos, seconded by Mr. Kareckas, it was unanimously voted to sign the **Policy on Treasurer's Disbursement Warrants for Employee Wages & Benefits.**

Approval of Minutes

1. Public Hearing 10-22-13: On a motion by Mr. Kareckas, seconded by Mr. Abell, it was unanimously voted to adopt the minutes as written.
2. Council 10-22-13: On a motion by Mr. Abell, seconded by Mr. Kareckas, it was unanimously voted to adopt the minutes as written.

Treasurer's Warrant – Nov 12, 2013

On a motion by Mr. Abell, seconded by Mr. Webster, it was unanimously voted to sign the warrant in the amount of \$790,383.31.

Public Comment

1. None received.

Reports & Correspondence

1. Mr. MacPherson read a letter from Swamp Inc. The company is offering its services to help educate and inform the community regarding EEE (Eastern Equine Encephalitis) and WNV (West Nile Virus). Mr. Webster asked if they could be invited to make a presentation to the Council.

Town Manager's Report

- Informed the Council that he has hired 1 seasonal employee for public works until April 1st.
- Currently studying the proposed agreement with the Community Chorus for storage space at the library. It should be on the next agenda for action.
- Will be looking into a work fair program for general assistance clients.
- Urban compact or not? It has been determined that the MDOT should be plowing and sanding both Routes 4 and 236. They will be doing so this season. Jon (PWD) has also learned that the State should be doing the line painting.
- The pedestrian crossing light (in front of Town Hall) should hopefully be installed later this month.
- The conservation meeting scheduled for November 21st has been put off until January.
- The contract with Berwick for the shared CEO services is due in mid December. The numbers need to be reviewed, especially for benefits.
- To save on health insurance costs (expected to increase significantly in the spring when our contract renews), the Town has changed its plan year to be effective for December 1, 2013.
- Reported that the missing piece of the new Library sign has been found and was not vandalized.
- Currently working on an alarm system for the Library. We do have an Alarm Ordinance that needs to be reviewed (especially fees) and enforced.
- Will be meeting next Thursday with the rescue squad for an update on its consolidation efforts.

New Business

1. On a motion by Mr. Webster, seconded by Mrs. Demetracopoulos, it was unanimously voted to hold a public hearing on Tuesday, November 26th at 6:30pm to receive comment on the proposed amendments to the Zoning Ordinance regarding Business Directional Signs.
2. On a motion by Mr. Abell, seconded by Mrs. Demetracopoulos, it was unanimously voted to approve the Solid Waste Hauler License for Dorado Services, Inc. through November 30, 2014.
3. On a motion by Mrs. Demetracopoulos, seconded by Mr. Webster, it was unanimously voted to hold a Vaughan Fund meeting on Tuesday, November 26th following the public hearing.

Council Member Comments

1. Mrs. Demetracopoulos:
 - Welcomed Mr. Kareckas and Mr. Abell back to the Council.
 - Informed the other Councilors that she had attended the recent DOT hearing regarding the **replacement of the Quamphegan & Shorey's Brook culverts on Route 101 (2014)**. The State plans to close the road for about 2 weeks and re-route traffic. The Council briefly discussed the issue and potential effects on the area.
 - Commented that the Veteran's Day celebration at the Middle School was wonderfully done.**
 - Asked if our budget schedule would conflict with any student/parent school activities. Mr. Ellsworth stated that it should be all set.
2. Mr. Webster:
 - Congratulated Mr. Kareckas and Mr. Abell on their re-election.
3. Mr. Kareckas:
 - Commented that the Town may want to consider posting local roads that will be affected by the Route 101 closing.
 - Congratulated Mr. Abell on his re-election.
4. Mr. Abell:
 - Commented that the Old Berwick Historical Society Ball was well attended and an enjoyable event.
 - Commented that he was able to attend the **VFW's annual Veteran's Day** ceremony at the Town Hall. The Boy Scouts were also able to attend.
 - Congratulated Mr. Kareckas on his re-election.
5. Mr. MacPherson:
 - Congratulated Mr. Kareckas and Mr. Abell on their re-election.
 - Commented that he was able to attend the Veteran's Day ceremonies at the Great Works School, the Middle School, and the Town Hall.** He added that these important events help to teach children and remind adults of what the day means.

Adjournment

On a motion by Mrs. Demetracopoulos, seconded by Mr. Webster, it was unanimously voted to adjourn the meeting at 7:18pm.

Attested:

Barbara Bennett, CCM

TOWN OF SO. BERWICK
CHECK REGISTER

Check Number	Account	Date Paid	Amount
00033762	132500 SECRETARY OF STATE M/V	11/26/2013	11,002.05
00033763	189999 REFUNDS	11/26/2013	15.00
00033764	189999 REFUNDS	11/26/2013	30.00
00033765	189999 REFUNDS	11/26/2013	200.00
00033766	010235 ACTION TRAINING SYSTEMS, INC.	11/26/2013	914.16
00033767	020225 BAKER & TAYLOR	11/26/2013	150.91
00033768	021576 JANETTE BIRCH	11/26/2013	15.47
00033769	022150 BOSTON CO.	11/26/2013	55.00
00033770	030530 CENTRAL TIRE CO INC	11/26/2013	3,306.60
00033771	030510 CENTRAL MAINE POWER	11/26/2013	1,437.10
00033772	030920 CLEAN-O-RAMA	11/26/2013	247.10
00033773	030980 CMI INC	11/26/2013	207.25
00033774	031485 COMMUNICATION TECHNOLOGIES INC	11/26/2013	26.25
00033775	040120 DEAN & ALLYN INC	11/26/2013	95.00
00033776	041000 DOVER MOTOR MART FM	11/26/2013	945.50
00033777	050500 KAREN EGER	11/26/2013	24.32
00033778	050995 EVERGREEN LANDSCAPING	11/26/2013	400.00
00033779	060100 HOWARD P FAIRFIELD INC	11/26/2013	164.16
00033780	060300 FAVORITE FOODS INC	11/26/2013	488.99
00033781	060750 FIRE TECH & SAFETY	11/26/2013	897.00
00033782	061535 FRIENDS/SOBERW SR CTR	11/26/2013	27.64
00033783	010525 G&K SERVICES	11/26/2013	740.34
00033784	070200 P GAGNON & SON INC	11/26/2013	405.61
00033785	071050 GREAT FALLS CLEANERS	11/26/2013	212.50
00033786	071180 GROUP DYNAMIC INC	11/26/2013	137.50
00033787	191330 HANNAFORD'S	11/26/2013	127.55
00033788	080248 HANSCOM'S TRUCK STOP INC	11/26/2013	14,544.59
00033789	080450 HARVARD PILGRIM HEALTH CARE	11/26/2013	45,537.76
00033790	080500 BEVERLY HASTY	11/26/2013	139.11
00033791	133380 PAMELA HAYNES MCCARTHY	11/26/2013	720.00
00033792	090138 INVOICE CLOUD	11/26/2013	50.00
00033793	090580 IRVING OIL	11/26/2013	43.21
00033794	100150 JANETOS MARKET	11/26/2013	24.67
00033795	100600 JUSTICE PLANNING & MGMT	11/26/2013	600.00
00033796	100866 KENNEBUNK/KENNEBUNKPORT/	11/26/2013	552.00
00033797	141367 KONE INC	11/26/2013	206.38
00033798	120510 LAWSON PRODUCTS INC.	11/26/2013	81.58
00033799	120970 LIBBY SCOTT INC.	11/26/2013	1,788.00
00033800	121100 LIBRARY JOURNAL	11/26/2013	104.99
00033801	071170 MARTIN GRENIER	11/26/2013	241.98
00033802	125975 MAD SCIENCE OF MAINE	11/26/2013	1,035.00
00033803	131660 MAINE ASSN/ASSESSORS	11/26/2013	30.00
00033804	133225 MAINELY PRINTING	11/26/2013	270.90
00033805	130670 MAINE RESOURCE/RECOVERY	11/26/2013	397.50
00033806	133195 MAINE TURNPIKE AUTHORITY	11/26/2013	42.85
00033807	133230 SCOTT D MALTESE	11/26/2013	17.52
00033808	133358 W.B.MASON	11/26/2013	371.85
00033809	133402 MCR SERVICES LLC	11/26/2013	596.33
00033810	133795 MICK BODYWORKS	11/26/2013	776.84
00033811	134300 MAINE MUNICIPAL EMPLOYEES	11/26/2013	3,534.36
00033812	134450 MMTCTA	11/26/2013	50.00
00033813	134601 EXXON/MOBIL	11/26/2013	461.13
00033814	134995 MOVIE LICENSING USA	11/26/2013	872.79
00033815	134905 MOTOR POWER, INC.	11/26/2013	305.47
00033816	135950 MWDA	11/26/2013	30.00
00033817	140600 NEPTUNE INC	11/26/2013	5,259.75

Check Number	Account	Date Paid	Amount
00033818	140809 NEW ENGLAND COACH	11/26/2013	400.00
00033819	141060 NEW PIG CORP	11/26/2013	160.39
00033820	141386 NORTHEAST RESOURCE RECOVERY	11/26/2013	23.00
00033821	141400 NORTHERN DATA SYSTEMS INC	11/26/2013	269.40
00033822	150025 OAKWOODS LUMBER INC	11/26/2013	3,000.00
00033823	150930 M H PARSONS & SONS LUMBER CO	11/26/2013	1,063.00
00033824	160230 PERMA-LINE CORP	11/26/2013	77.79
00033825	200700 PIKE INDUSTRIES INC	11/26/2013	1,029.30
00033826	160320 PINE TREE WASTE INC	11/26/2013	2,112.18
00033827	160650 ROBERT KING	11/26/2013	5,028.29
00033828	160692 POLAND SPRING	11/26/2013	66.07
00033829	160900 PORTLAND NORTH TRUCK CENTER	11/26/2013	60.02
00033830	161265 PORTSMOUTH FORD	11/26/2013	202.74
00033831	181290 ROGER'S HYDRANT COMPANY	11/26/2013	312.29
00033832	132500 SECRETARY OF STATE M/V	11/26/2013	10,205.99
00033833	191323 SHOEM ROADWAY SERVICES LLC	11/26/2013	750.00
00033834	191900 SO BERWICK EMERGENCY RESCUE	11/26/2013	6,358.54
00033835	192900 SO BERWICK WATER DISTRICT	11/26/2013	52.00
00033836	193410 SO MAINE REGIONAL PLANNING CM	11/26/2013	1,174.00
00033837	193619 SPRING HILL	11/26/2013	240.00
00033838	193622 SPRINGER ELECTRICAL SERV INC	11/26/2013	437.90
00033839	193640 STAPLES	11/26/2013	123.42
00033840	194330 SUPERIOR FIRE PROTECTION INC	11/26/2013	260.00
00033841	133109 TREAS, STATE OF MAINE, DOT	11/26/2013	65.00
00033842	201300 TWO-WAY COMMUNICATION SERV INC	11/26/2013	1,558.00
00033843	210380 UNITED PARCEL SERVICE	11/26/2013	39.88
00033844	210620 US BANK EQUIPMENT FINANCE	11/26/2013	112.00
00033845	211500 VERIZON WIRELESS	11/26/2013	707.90
00033846	211600 VIKING CIVES USA	11/26/2013	5,078.00
00033847	230300 WALMART COMMUNITY BRC	11/26/2013	22.85
00033848	230450 WASHBURN-NORLANDS FOUNDATION	11/26/2013	150.00
00033849	240900 YORK COUNTY REGISTRY OF DEEDS	11/26/2013	84.50
Total Not Prepaid			130,936.96
Total Prepaid			11,247.05
Grand Total			142,184.01

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: November 26, 2013	Agenda Item # UB ____ NB <u>1</u>
Subject: <u>OBDS</u> Official Business Directional Signs	
Information: <u>Packet with changes</u>	
Staff Comments/Recommendation: <u>PLANNING BOARD RECOMMENDS ADOPTION</u>	
Requested Action: <u>Adoption</u>	
Vote:	

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: November 26, 2013	Agenda Item NB #2
Agenda Item: Liquor License for Rob Miller - On the Block Bistro	
Department Head Recommendation:	
This is a request for a new liquor license. State law requires the Municipal Officers to hold a public hearing for a first time license.	
Town Manager's Recommendation	
Requested Action	
Motion and vote to hold a public hearing on Tuesday, December 10, 2013 at 6:30pm to receive comment on the new liquor license application for On the Block Bistro .	
Vote	

**Department of Public Safety
Division**



Liquor Licensing & Inspection

Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded. To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

BUREAU USE ONLY	
License No. Assigned:	
Class:	
Deposit Date:	
Amt. Deposited:	

PRESENT LICENSE EXPIRES _____

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

- | | |
|--|---|
| <input checked="" type="checkbox"/> RESTAURANT (Class I,II,III,IV) | <input type="checkbox"/> RESTAURANT/LOUNGE (Class XI) |
| <input type="checkbox"/> HOTEL-OPTIONAL FOOD (Class I-A) | <input type="checkbox"/> HOTEL (Class I,II,III,IV) |
| <input type="checkbox"/> CLASS A LOUNGE (Class X) | <input type="checkbox"/> CLUB-ON PREMISE CATERING (Class I) |
| <input type="checkbox"/> CLUB (Class V) | <input type="checkbox"/> GOLF CLUB (Class I,II,III,IV) |
| <input type="checkbox"/> TAVERN (Class IV) | <input type="checkbox"/> OTHER: _____ |

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) --(Sole Proprietor, Corporation, Limited Liability Co., etc.) <i>Robert E Miller</i> DOB: <i>08/03/74</i>		2. Business Name (D/B/A) <i>On the Block Bistro</i>	
DOB:		Location (Street Address) <i>12 Portland St.</i>	
DOB:		City/Town State Zip Code <i>South Berwick ME 03909</i>	
Address <i>338 Diamond Hill Rd.</i>		Mailing Address	
City/Town State Zip Code <i>Berwick ME 03901</i>		City/Town State Zip Code	
Telephone Number Fax Number		Business Telephone Number Fax Number <i>207 752-2854</i>	
Federal I.D. # <i>46-4102573</i>		Seller Certificate #	

3. If premises are a hotel, indicate number of rooms available for transient guests: None
4. State amount of gross income from period of last license: ROOMS \$ None FOOD \$ None LIQUOR \$ None
5. Is applicant a corporation, limited liability company or limited partnership? YES NO

complete Supplementary Questionnaire ,if YES

6. Do you permit dancing or entertainment on the licensed premises? YES NO
7. If manager is to be employed, give name: Mike Norcross
8. If business is NEW or under new ownership, indicate starting date: N/A
Requested inspection date: _____ Business hours: Sam 7pm
9. Business records are located at: 12 Portland St South Berwick, ME 03909
10. Is/are applicants(s) citizens of the United States? YES NO

11. Is/are applicant(s) residents of the State of Maine? YES NO

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married:
Use a separate sheet of paper if necessary.

Name in Full- (Print Clearly)	DOB	Place of Birth
Robert Miller	8/3/74	Dover, NH
Mike Norcross	6/20/86	Lawrence, Mass

Residence address on all of the above for previous 5 years (Limit answer to city & state)
338 Diamond Hill Rd
Berwick, ME 03901

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES NO

Name: Robert Miller Date of Conviction: May 23, 2011
Offense: Domestic Violence Location: York County
Disposition: off probation May 24, 2012

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued?
Yes No If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES NO

16. Does/do applicant(s) own the premises? Yes No If No give name and address of owner: James Flynn
169 Main St. South Berwick, ME 03908

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required)
full service lunch & Deli shop serving beer & wine plus sell for retail as well.

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?
YES NO Applied for: _____

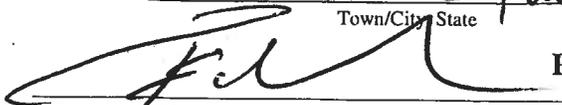
19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? NEAR 800 FT Which of the above is nearest? SCHOOL

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES NO
If YES, give details: _____

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: South Berwick, ME on 11/14/13, 20 13
Town/City State Date


Signature of Applicant or Corporate Officer(s)
Owner

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

STATE OF MAINE

Dated at: South Berwick, Maine York
On: December 10, 2013
City/Town (County)
Date

The undersigned being: Municipal Officers County Commissioners of the
City Town Plantation Unincorporated Place of: South Berwick, Maine

Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and hereby approve said application.

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE - SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

- 1. Hearing. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of existing on-premise licenses.
A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]
B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c.140, §4 (amd).]
C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau.
2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant.
A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c.45, Pt.A§4 (new).]
B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control; [1987, c.45, Pt.A§4(new).]
C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c.730, §27 (amd).]
D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592,§3 (amd).]
E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]
F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601. [1989, c.592, §4 (new).]
[1993, c730, §27 (amd).]
3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners.
A. [1993, c.730, §27 (rp).]
4. No license to person who moved to obtain a license. (REPEALED)
5. (TEXT EFFECTIVE 3/15/01) Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

TOWN COUNCIL
Agenda Information Sheet

Meeting Date: November 26, 2013	Item NB #3
Agenda Item: Policy to apply tax payment to oldest outstanding taxes	
Department Head: Beverly Hasty, Deputy Tax Collector	
Town Manager's Recommendation	
We have been advised thru MMA legal to update annually the Town's policy to authorize the Tax Collector/Treasurer to apply tax payments received to the oldest outstanding taxes. The policy on record at present was signed Jan 13, 2004.	
Requested Action	
Council to update policy.	
Vote	

ORDER OF MUNICIPAL OFFICERS
Pursuant to 36 M.R.S.A. Sec. 906

We, the Municipal Officers of the Town of South Berwick, upon request of the Tax Collector/Treasurer of said Town, hereby authorize and direct said Tax Collector/Treasurer, pursuant to Title 36, Maine Revised Statutes Annotated, section 906, to apply any tax payment received from an individual as payment for any property tax against outstanding or delinquent taxes due on said property in chronological order beginning with the oldest unpaid tax bill, provided, however, that no such payment may be applied to any tax for which an abatement application or appeal is pending unless approved in writing by the taxpayer.

Dated: November 26, 2013

Gerald W. MacPherson, Sr.

David H. Webster

Jean Demetracopoulos

John C. Kareckas

Russell H. Abell

A Majority of Municipal Officers

ACKNOWLEDGEMENT

We, the Tax Collector and/or Treasurer of said Town, hereby acknowledge making the aforesaid request and receipt of a copy of the above Order.

Tax Collector/Treasurer

Dated: _____