

**South Berwick Town Council
Public Hearing
Liquor License for El Sobos Tacos
December 23, 2014**

Chairman John C. Kareckas opened the hearing at 6:30pm. Councilors present included Jean Demetracopoulos, and John James. Town Manager Perry A. Ellsworth was also in attendance. Russell Abell and Laura Leber were not present.

The purpose of the hearing was to receive public comment on the request for a liquor license for El Sobos Tacos at 12 Portland Street. This license is a renewal and name change from On the Block Bistro.

No public comments were received.

The hearing was closed at 6:32pm.

Attest:

Barbara Bennett, CCM

Draft

South Berwick Town Council December 23, 2014

Chairman John C. Kareckas called the meeting to order at 6:32pm. Councilors present included Jean Demetracopoulos, Russell H. Abell, and John James. Town Manager Perry Ellsworth was also in attendance. Laura Leber was not present.

Approval of Minutes

1. Public Hearing – Zoning- 12-10-14: On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to adopt the minutes after amending them to include Chairman Kareckas' reference to the Council's authority as stated in the Charter Article 2, Section 3, Subsection VI and Section 11.
2. Council 12-10-14: On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to adopt the minutes as written.

Treasurer's Warrant

1. On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to sign the warrant dated December 18, 2014 in the amount of \$226,045.58.

Public Comment

None

Reports & Presentations

1. York Ambulance update: Eric Bakke and several other York Ambulance board members were present. Mr. Bakke explained that the Service and the Town entered into a contract in July and the transition went better than expected. There is now 24/7 coverage and Rollinsford is committed to moving forward with its partnership. Relations have improved with York Hospital, Wentworth-Douglass Hospital and American Ambulance. An advisory panel, including the three towns, is being formed. A wheelchair van is now available for transports.

The Town has not had any complaints or concerns from residents due to the change over from the old South Berwick Rescue.

Town Manager's Report

- A collaboration meeting with two of the Berwick Selectmen has been scheduled for December 30th here in South Berwick. (Jack and John to attend)
- Commented that he hopes everyone will be available for a special meeting on January 6th to go over his review.
- The highway crew is still cleaning up after the Thanksgiving storm.
- A workshop will be needed to discuss the disposition of the \$152,000 proceeds from the sale to Avesta. Consensus was to hold a workshop on January 13, 2015 at 6:00pm.
- All of the completed Avesta paperwork is on file. The groundbreaking ceremony went well. The footers are in and the foundation work has begun.
- The final paperwork for the Seacoast Energy Initiative Grant is complete.
- The lighting in the PD has all been upgraded with LED's.
- The Ransom Environmental study is complete and shows that there is no asbestos or mold in the Police Department.
- Things are progressing at the 'Day' property regarding the asbestos removal. It may come down this winter.
- Merry Christmas to all.

New Business

1. The Council discussed the request for a liquor license by Rob Miller of El Sobos Tacos. Mr. Kareckas made note that several items on the application are not completed. Mr. James noted that item 19 is incorrect; the business is within 300' of a school/church. Mrs. Demetracopoulos stated that since it is a state application, it is up to the state to determine if the application is sufficient.

On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to approve the liquor license for El Sobos Tacos.

2. On a motion by Mr. James, seconded by Mrs. Demetracopoulos, it was unanimously voted to approve the Solid Waste Hauler license for Dorado Services through November 30, 2015.

3. The Manager presented the Council with his tentative budget schedule.

4. The Council agreed to schedule a special meeting on January 6th to discuss the Manager's performance evaluation.

Council Member Comments

1. Mr. James:

-Wished everyone a Merry Christmas and safe travels.

2. Mrs. Demetracopoulos:

-Asked if the York County Advocacy Group had discussed revenue sharing at its last meeting. Mr. Ellsworth stated that the Group always discusses revenue sharing. She added that she approached Representatives Eves and Beavers in regard to a regional meeting to discuss the impact the loss of revenue sharing has had on past and future projects, especially roads.

-Made note that the Mt. A Steering Committee received a \$5,000 grant. She hopes that our rep John Branagan will remain active with the conservation efforts.

-Thanked Craig the Assessing Agent for providing the Council with an Assessing handbook.

-Down East Magazine did a nice write-up on Thistle Pig Restaurant.

-Encouraged the Chair to contact the Historic District Commission to set up a workshop in early January to discuss the proposed changes to the Historic District Ordinance.

3. Mr. Kareckas:

-Avesta groundbreaking went great. He thanked the staff for making some last minute adjustments.

-Wished everyone a Merry Christmas.

EXECUTIVE SESSION

1. On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to enter executive session at 7:17pm pursuant to 1MRSA §405.6C, to discuss real estate/economic development.

The following was reported to the Clerk:

On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to end the executive session at 7:46pm.

Adjournment

On a motion by Mrs. Demetracopoulos, seconded by Mr. James, it was unanimously voted to adjourn the meeting at 7:46pm.

Attested:

Barbara Bennett, CCM

South Berwick Town Council
January 6, 2015

The Town Manager reported the following to the Clerk:

Chairman John C. Kareckas called the meeting to order at 6:40pm. Councilors present included Jean Demetracopoulos, Russell H. Abell, Laura Leber, and John James. Town Manager Perry Ellsworth was also in attendance. Former Council Chairman Gerald W. MacPherson, Sr. was present as a guest.

Executive Session

1. On a motion by Mrs. Demetracopoulos, seconded by Mr. Abell, it was unanimously voted to enter executive session at 6:41pm pursuant to 1MRSA §405.6A, to discuss the Manager's performance evaluation.

On a motion by Mr. Abell, seconded by Mrs. Leber, it was unanimously voted to end the executive session at 8:55pm.

Adjournment

On a motion by Mrs. Demetracopoulos, seconded by Mrs. Leber, it was unanimously voted to adjourn the meeting at 8:55pm.

Attested:

Barbara Bennett, CCM

Draft

TOWN OF SO. BERWICK
CHECK REGISTER

| Check Number | Account | Date Paid | Amount |
|--------------|--------------------------------------|------------|------------|
| 00035152 | 189999 REFUNDS | 01/13/2015 | -200.00 |
| 00036113 | 189999 REFUNDS | 01/13/2015 | 6.00 |
| 00036114 | 132500 SECRETARY OF STATE M/V | 01/13/2015 | 8,014.53 |
| 00036115 | 050815 TREASURER, STATE OF MAINE | 01/13/2015 | 818.48 |
| 00036116 | 132500 SECRETARY OF STATE M/V | 01/13/2015 | 10,846.45 |
| 00036117 | 189999 REFUNDS | 01/13/2015 | 200.00 |
| 00036118 | 010336 AGGREGATE RECYCLING CORP | 01/13/2015 | 1,780.88 |
| 00036119 | 010585 AMAZON | 01/13/2015 | 77.35 |
| 00036120 | 011250 TREASURER, STATE OF MAINE | 01/13/2015 | 726.00 |
| 00036121 | 020225 BAKER & TAYLOR | 01/13/2015 | 395.63 |
| 00036122 | 021375 H T BERRY COMPANY INC | 01/13/2015 | 364.10 |
| 00036123 | 022850 BUSINESS EQUIPMENT UNLIMITED | 01/13/2015 | 118.00 |
| 00036124 | 021668 BLOW BROS | 01/13/2015 | 46.83 |
| 00036125 | 022240 GARY BOUCHER | 01/13/2015 | 38.66 |
| 00036126 | 022300 BOWS AND BALLOONS BY BRINA | 01/13/2015 | 415.00 |
| 00036127 | 022503 SHARON BRASSARD | 01/13/2015 | 130.51 |
| 00036128 | 030530 CENTRAL TIRE CO INC | 01/13/2015 | 1,962.64 |
| 00036129 | 030510 CENTRAL MAINE POWER | 01/13/2015 | 6,086.31 |
| 00036131 | 030552 CHASE & HAMLYN INC. | 01/13/2015 | 238.00 |
| 00036132 | 030725 CITIZENS BANK (CHG) | 01/13/2015 | 175.00 |
| 00036133 | 030920 CLEAN-O-RAMA | 01/13/2015 | 202.50 |
| 00036134 | 031350 COLLINS SHEET METAL INC. | 01/13/2015 | 85.00 |
| 00036135 | 031425 COLONIAL LIFE & ACCIDENT INS. | 01/13/2015 | 1,206.03 |
| 00036136 | 031579 CONSTELLATION NEW ENERGY | 01/13/2015 | 2,232.91 |
| 00036137 | 040120 DEAN & ALLYN INC | 01/13/2015 | 95.00 |
| 00036138 | 040300 DEMCO | 01/13/2015 | 59.66 |
| 00036139 | 040625 PETER DONNELLY, PSY.D | 01/13/2015 | 225.00 |
| 00036140 | 041100 DOWLING CORPORATION | 01/13/2015 | 161.00 |
| 00036141 | 050355 MICHAEL EDWARDS | 01/13/2015 | 46.31 |
| 00036142 | 050500 KAREN EGER | 01/13/2015 | 89.95 |
| 00036143 | 050797 TOWN OF ELIOT | 01/13/2015 | 5,893.11 |
| 00036144 | 141000 FAIRPOINT COMMUNICATIONS | 01/13/2015 | 1,351.28 |
| 00036146 | 060340 FEDCO TRUCK AND EQUIPMENT | 01/13/2015 | 11.97 |
| 00036147 | 061203 FOGARTY'S RESTAURANT | 01/13/2015 | 9.98 |
| 00036148 | 061500 FOSTER'S DAILY DEMOCRAT | 01/13/2015 | 172.05 |
| 00036149 | 070200 P GAGNON & SON INC | 01/13/2015 | 7,090.37 |
| 00036150 | 070210 GALL'S INC | 01/13/2015 | 596.85 |
| 00036151 | 071307 GULF/FLEET FUNDING | 01/13/2015 | 75.00 |
| 00036152 | 071500 GUNSTOCK GROUP SALES | 01/13/2015 | 1,425.00 |
| 00036153 | 191330 HANNAFORD'S | 01/13/2015 | 381.43 |
| 00036154 | 080248 HANSCOM'S TRUCK STOP INC | 01/13/2015 | 18,681.25 |
| 00036155 | 080998 HOME DEPOT | 01/13/2015 | 53.09 |
| 00036156 | 090120 INLAND FISHERIES & WILDLIFE | 01/13/2015 | 4,061.71 |
| 00036157 | 090330 INTERNATIONAL CODE COUNCIL | 01/13/2015 | 125.00 |
| 00036158 | 090472 INTERSTATE GLASS | 01/13/2015 | 1,047.00 |
| 00036159 | 090138 INVOICE CLOUD | 01/13/2015 | 50.00 |
| 00036160 | 100150 JANETOS MARKET | 01/13/2015 | 78.94 |
| 00036161 | 100600 JUSTICE PLANNING & MGMT | 01/13/2015 | 1,680.00 |
| 00036162 | 110530 JOHN KLOSSNER | 01/13/2015 | 123.24 |
| 00036163 | 120250 DAVID LANGWAY | 01/13/2015 | 140.00 |
| 00036164 | 120510 LAWSON PRODUCTS INC. | 01/13/2015 | 273.23 |
| 00036165 | 121150 LIMERICK STEEPLEJACKS, INC. | 01/13/2015 | 7,220.00 |
| 00036166 | 121300 LINCOLN PRESS | 01/13/2015 | 144.00 |
| 00036167 | 071170 M W GRENIER ENTERPRISES LLC | 01/13/2015 | 65.00 |
| 00036168 | 131700 MAINE CHIEFS OF POLICE ASSOC. | 01/13/2015 | 200.00 |
| 00036169 | 132400 MAINE SAD #35 | 01/13/2015 | 611,389.62 |

| Check Number | Account | Date Paid | Amount |
|-------------------|---------------------------------------|------------|------------|
| 00036170 | 133373 BRUCE MARTIN | 01/13/2015 | 220.00 |
| 00036171 | 133358 W.B.MASON | 01/13/2015 | 1,063.93 |
| 00036172 | 133402 MCR SERVICES LLC | 01/13/2015 | 476.05 |
| 00036173 | 133428 MECHANICAL SERVICES INC | 01/13/2015 | 29,329.00 |
| 00036174 | 133795 MICK BODYWORKS | 01/13/2015 | 351.60 |
| 00036175 | 133800 MICK CONSTRUCTION CORP | 01/13/2015 | 78,422.00 |
| 00036176 | 134200 MAINE MUNICIPAL ASSO (INS) | 01/13/2015 | 86,632.10 |
| 00036177 | 134300 MAINE MUNICIPAL EMPLOYEES | 01/13/2015 | 3,976.15 |
| 00036178 | 134700 PHILIP MOORE | 01/13/2015 | 15.99 |
| 00036179 | 134900 MORTON SALT | 01/13/2015 | 1,729.96 |
| 00036180 | 133194 MAINE TOWN/CITY MGMT ASSN | 01/13/2015 | 55.00 |
| 00036181 | 140600 NEPTUNE INC | 01/13/2015 | 236.90 |
| 00036182 | 140809 NEW ENGLAND COACH | 01/13/2015 | 2,000.00 |
| 00036183 | 141426 NORTRAX/POWERPLAN | 01/13/2015 | 84.22 |
| 00036184 | 150175 OFFICE OF INFORMATION TECH A/P | 01/13/2015 | 688.00 |
| 00036185 | 200700 PIKE INDUSTRIES INC | 01/13/2015 | 1,091.56 |
| 00036186 | 160320 PINE TREE WASTE INC | 01/13/2015 | 2,185.05 |
| 00036187 | 180400 RED'S SHOE BARN INC | 01/13/2015 | 89.10 |
| 00036188 | 189999 REFUNDS | 01/13/2015 | 56.00 |
| 00036189 | 180477 RICE'S AUTOMOTIVE CENTER | 01/13/2015 | 158.45 |
| 00036190 | 190094 SANEL AUTO PARTS CO | 01/13/2015 | 296.09 |
| 00036191 | 190680 SEACOAST REDICARE | 01/13/2015 | 34.00 |
| 00036192 | 132500 SECRETARY OF STATE M/V | 01/13/2015 | 16,057.85 |
| 00036193 | 132525 SECRETARY OF STATE | 01/13/2015 | 745.00 |
| 00036194 | 193404 SO MAINE DIST#1 TRAINING COUN. | 01/13/2015 | 500.00 |
| 00036195 | 193605 SOUTHWORTH-MILTON INC | 01/13/2015 | 2,281.91 |
| 00036196 | 193610 SPAULDING SECURITY, INC. | 01/13/2015 | 925.00 |
| 00036197 | 193622 SPRINGER ELECTRICAL SERV INC | 01/13/2015 | 6,250.77 |
| 00036198 | 193640 STAPLES | 01/13/2015 | 222.68 |
| 00036199 | 200545 TERMINIX INTERNATIONAL | 01/13/2015 | 52.00 |
| 00036200 | 201035 WILLIAM TOBEY JR | 01/13/2015 | 4,950.00 |
| 00036201 | 201130 TOWN HALL STREAMS | 01/13/2015 | 750.00 |
| 00036202 | 133125 TREAS, MAINE/ODRVS | 01/13/2015 | 157.20 |
| 00036203 | 133105 TREASURER OF STATE/C.WPNS | 01/13/2015 | 65.00 |
| 00036204 | 201300 TWO-WAY COMMUNICATION SERV INC | 01/13/2015 | 7,743.89 |
| 00036205 | 220400 PAUL W VOLGER | 01/13/2015 | 5,400.00 |
| 00036206 | 230300 WALMART COMMUNITY BRC | 01/13/2015 | 230.58 |
| 00036207 | 230915 WHITED TRUCK CENTERS | 01/13/2015 | 106.52 |
| 00036208 | 240425 YORK AMBULANCE ASSN INC | 01/13/2015 | 6,832.17 |
| 00036209 | 241102 YORK HOSPITAL (BILLING) | 01/13/2015 | 267.32 |
| Total Not Prepaid | | | 942,026.43 |
| Total Prepaid | | | 19,685.46 |
| Grand Total | | | 961,711.89 |

| | | | |
|--------------|-------------------|-----------|--------|
| Check Number | -----Account----- | Date Paid | Amount |
|--------------|-------------------|-----------|--------|

| | | |
|----------------|---------------|-----------------|
| WARRANT NUMBER | \$ 961,711.89 | DATE 01/08/2015 |
| ----- | ----- | ----- |

* * * TREASURER'S WARRANT * * *

THIS IS TO CERTIFY THAT THERE IS DUE AND CHARGEABLE TO THE APPROPRIATIONS LISTED ABOVE THE SUM SET AGAINST EACH NAME AND YOU ARE DIRECTED TO PAY UNTO THE PARTIES NAMED IN THIS SCHEDULE.

TOWN COUNCIL:

| | |
|-------|-------|
| ----- | ----- |
| ----- | ----- |
| ----- | ----- |
| ----- | ----- |

PUBLIC RECORD

APPROVED _____

DATE _____

TOWN MANAGER

TOWN COUNCIL
Agenda Information Sheet

| | |
|---|--------------|
| Meeting Date: January 13, 2015 | UB #1 |
| Agenda Item: Disposition of Funds from the AVESTA Sales | |
| Department Head: Town Manager | |
| | |
| Town Manager's Recommendation: | |
| | |
| Requested Action: Provide direction for disposition of Funds from sale of property to AVESTA in order to set up Special Town Meeting Warrant | |
| | |
| Vote | |

TOWN COUNCIL

Agenda Information Sheet

| | |
|---|--------------|
| Meeting Date: January 13, 2015 | NB #1 |
| Subject: Solid Waste Hauler License for Jayco | |
| | |
| Information: | |
| Jayco's license expires January 31st. They have requested renewal, completed the application and have remitted the proper fees. There have been no issues reported. | |
| Staff Comments/Recommendation: | |
| Recommend approval. | |
| Requested Action: | |
| Motion to renew Jayco's Solid Waste Hauler License through January 31, 2016. | |
| Vote: | |
| | |

TOWN COUNCIL

Agenda Information Sheet

| | |
|--|--------------|
| Meeting Date: January 13, 2015 | NB #2 |
| Subject: Solid Waste Hauler License for Oceanside Rubbish | |
| | |
| Information: | |
| Oceanside's license expires January 31st. They have requested renewal, completed the application, and have remitted the proper fees. No issues have been reported. | |
| Staff Comments/Recommendation: | |
| Recommend approval. | |
| Requested Action: | |
| Motion to renew Oceanside's Solid Waste Hauler License to expire January 31, 2016. | |
| Vote: | |
| | |

TOWN COUNCIL

Agenda Information Sheet

| | |
|---|--------------|
| Meeting Date: January 13, 2015 | NB #3 |
| Subject: Solid Waste Hauler License for Waste Management of NH | |
| | |
| Information: | |
| Waste Management of NH has requested renewal of its Solid Waste Hauler License. Proper fees have been received. No issues have been reported. | |
| Staff Comments/Recommendation: | |
| Recommend that a Solid Waste Hauler License be issued to expire January 31, 2016. | |
| Requested Action: | |
| Council wishes | |
| Vote: | |
| | |

TOWN COUNCIL

Agenda Information Sheet

| | |
|---|-------------|
| Meeting Date: January 13, 2015 | NB 4 |
| Subject: Relish liquor license | |
| | |
| Information: | |
| Relish's current liquor license expires Feb 26th. | |
| Staff Comments/Recommendation: | |
| The Chief has no issues to report. | |
| Requested Action: | |
| Motion to approve the renewal of Relish's liquor license. | |
| 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 2/26/15

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

- RESTAURANT (Class I,II,III,IV)
- HOTEL-OPTIONAL FOOD (Class I-A)
- CLASS A LOUNGE (Class X)
- CLUB (Class V)
- TAVERN (Class IV)

- RESTAURANT/LOUNGE (Class XI)
- HOTEL (Class I,II,III,IV)
- CLUB-ON PREMISE CATERING (Class I)
- GOLF CLUB (Class I,II,III,IV)
- 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.) | | | 2. Business Name (D/B/A) | | |
| DOB: | | | <u>Felks</u> | | |
| <u>Big Night Productions Inc</u> | | | DOB: | | |
| DOB: | | | Location (Street Address) | | |
| Address | | | <u>404 Main St</u> | | |
| City/Town | | | State | | Zip Code |
| <u>South Berwick</u> | | | <u>Me</u> | | <u>03908</u> |
| Mailing Address | | | City/Town | | |
| <u>404 Main St</u> | | | <u>South Berwick</u> | | |
| City/Town | | State | City/Town | | State |
| <u>South Berwick</u> | | <u>Me</u> | <u>South Berwick</u> | | <u>Me</u> |
| Zip Code | | Zip Code | Zip Code | | Zip Code |
| <u>03908</u> | | <u>03908</u> | <u>03908</u> | | <u>03908</u> |
| Telephone Number | | Business Telephone Number | | Fax Number | |
| <u>207 284 8249</u> | | <u>207 284 8249</u> | | <u>SAME</u> | |
| Federal I.D. # | | | Seller Certificate # | | |
| <u>020498902</u> | | | <u>1094739</u> | | |

- 3. If premises are a hotel, indicate number of rooms available for transient guests: _____
- 4. State amount of gross income from period of last license: ROOMS \$ _____ FOOD \$ _____ LIQUOR \$ _____
- 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: Linda Robinson / Christine Prunier
- 8. If business is NEW or under new ownership, indicate starting date: _____
Requested inspection date: _____ Business hours: _____
- 9. Business records are located at: 404 Main St South Berwick Me 03908
- 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 |
|------------------------------|---------|------------------|
| Christine Danner | 9/10/64 | Andrews AFB MD |
| Linda Robinson | 6/14/60 | New Brunswick NJ |

Residence address on all of the above for previous 5 years (Limit answer to city & state)
401 Main St South Berwick Me 02908

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: _____ Date of Conviction: _____
Offense: _____ Location: _____
Disposition: _____

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: _____
Christine Danner 401 Main St S. Berwick Me 02908

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) See diagram

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? 1000' Which of the above is nearest? church

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 on 12/29, 20 14
Town/City, State Date

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)
Linda Robinson

Signature of Applicant or Corporate Officer(s)

STATE OF MAINE

Dated at: _____, Maine _____ SS
City/Town (County)

On: _____
Date

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

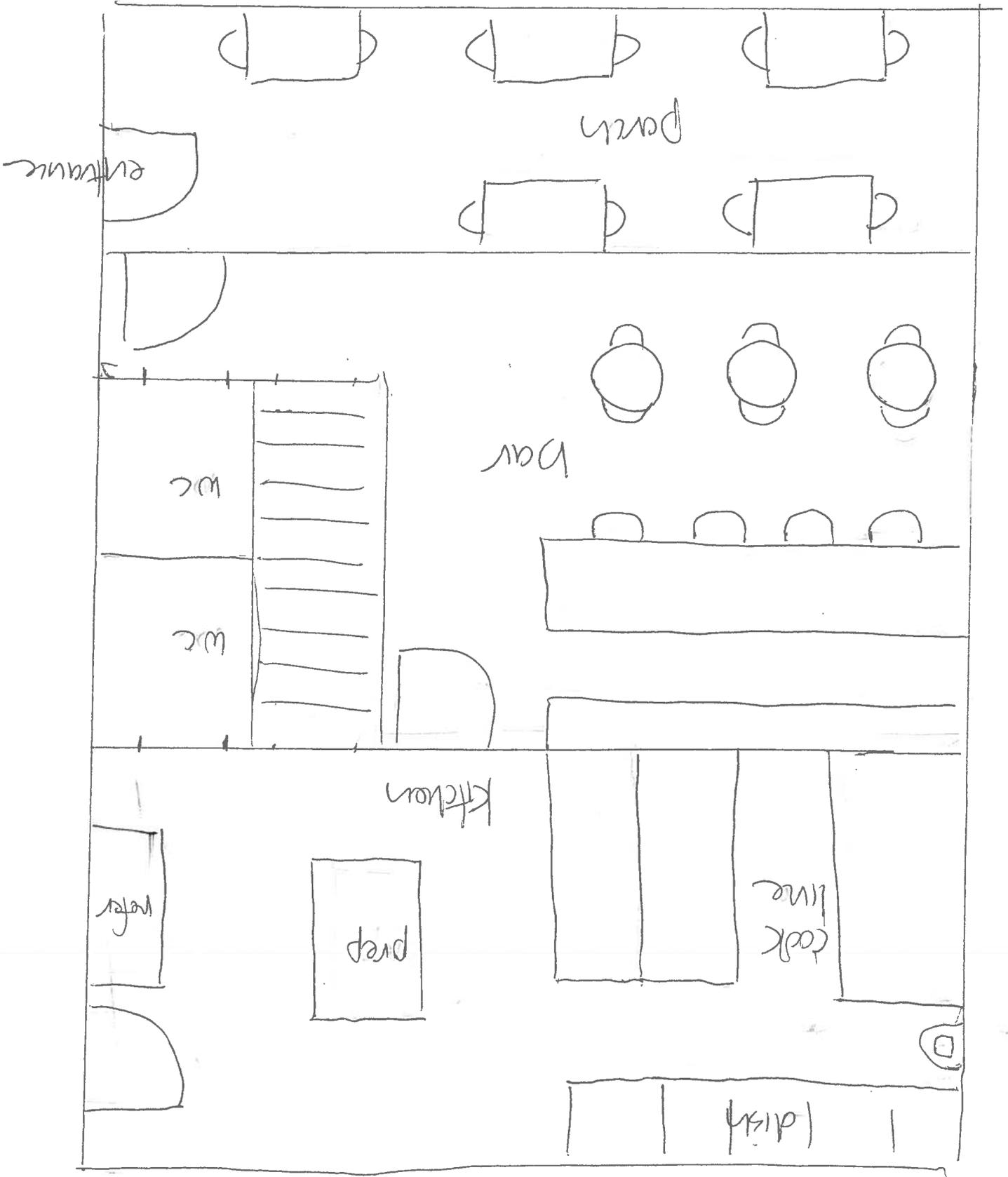
Hereby certify that we have given public notice on this application and held public hearing thereon as required by Section 653 Title 28A, Maine Revised Statutes and herby approve said application.

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. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.
 - 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. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c589, §1 (amd).]
 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 license may be denied on one or more of the following grounds:
 - A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c45, 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. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.
 - 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.



PREMISE DIAGRAM

TOWN COUNCIL

Agenda Information Sheet

| | |
|---|--------------|
| Meeting Date: January 13, 2015 | NB #5 |
| Subject: Spring Hill liquor license & special amusement permit | |
| | |
| Information: | |
| Spring Hill's current liquor license and special amusement permit expire Feb 1st. | |
| Staff Comments/Recommendation: | |
| The Chief has no issues to report. | |
| Requested Action: | |
| Motion to approve the renewal of Spring Hill's liquor license & special amusement permit. | |
| Vote: | |
| | |

**BUREAU OF ALCOHOLIC BEVERAGES
DIVISION OF LIQUOR LICENSING & ENFORCEMENT
8 STATE HOUSE STATION
AUGUSTA, ME 04333-0008**



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.

| DEPARTMENT USE ONLY | |
|---------------------|--------|
| LICENSE NUMBER: | CLASS: |
| DEPOSIT DATE | |
| AMT. DEPOSITED: | BY: |
| CK/MO/CASH: | |

PRESENT LICENSE EXPIRES 2-1-15

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

- RESTAURANT (Class I,II,III,IV)
- HOTEL-OPTINONAL FOOD (Class I-A)
- CLASS A LOUNGE (Class X)
- CLUB (Class V)
- TAVERN (Class IV)

- RESTAURANT/LOUNGE (Class XI)
- HOTEL (Class I,II,III,IV)
- CLUB-ON PREMISE CATERING (Class I)
- GOLF CLUB (Class I,II,III,IV)
- 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.) <u>Spring Hill Inc</u> DOB: _____ | | 2. Business Name (D/B/A) <u>Spring Hill Restaurant & Banquet hall</u> | |
| DOB: _____ | | Location (Street Address) <u>117 Pond Rd.</u> | |
| DOB: _____ | | City/Town <u>So. Berwick</u> State <u>ME</u> Zip Code <u>03908</u> | |
| Address <u>117 Pond Rd.</u> | | Mailing Address <u>SAME</u> | |
| City/Town <u>So. Berwick</u> | State <u>ME</u> | Zip Code <u>03908</u> | City/Town State Zip Code |
| Telephone Number <u>207-384-2693</u> | Fax Number <u>207-384-9399</u> | Business Telephone Number | Fax Number |
| Federal I.D. # <u>20-0622559</u> | Seller Certificate # <u>1080464</u> | | |

3. If premises is a hotel, indicate number of rooms available for transient guests: NA
4. State amount of gross income from period of last license: ROOMS \$ NA FOOD \$ 349,581 LIQUOR \$ 102,904
5. Is applicant a corporation, limited liability company or limited partnership? YES NO

If YES, complete Supplementary Questionnaire

6. Do you permit dancing or entertainment on the licensed premises? YES NO

7. If manager is to be employed, give name: _____

8. If business is NEW or under new ownership, indicate starting date: _____

Requested inspection date: _____ Business hours: _____

9. Business records are located at: 117 Pond Rd., So. Berwick, ME 14601

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 |
|------------------------------|---------|----------------|
| Rosalie G. Scharf | 6/10/40 | Dover, N.H. |
| | | |

Residence address on all of the above for previous 5 years (Limit answer to city & state)

South Berwick, ME

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: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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: _____

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) One story building with restaurant 2 function rooms + attached decks - possible tent in summer

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? 2 miles Which of the above is nearest? Church

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: Kennebunk Savings Bank

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 January 9, 2015

Rosalie G. Scharf
Signature of Applicant or Corporate Officer(s)

Rosalie G. Scharf
Print Name

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

Print Name

NOTICE – SPECIAL ATTENTION

All applications for NEW or RENEWAL liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places for approval of their application for liquor licenses prior to submitting them to the bureau.

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

| | | |
|------------------|---|------------|
| Class I | Spirituos, Vinous and Malt | \$ 900.00 |
| | CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB. | |
| Class I-A | Spirituos, Vinous and Malt, Optional Food (Hotels Only) | \$1,100.00 |
| | CLASS I-A: Hotels only that do not serve three meals a day. | |
| Class II | Spirituos Only | \$ 550.00 |
| | CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels. | |
| Class III | Vinous Only | \$ 220.00 |
| | CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts. | |
| Class IV | Malt Liquor Only | \$ 220.00 |
| | CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts. | |
| Class V | Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts) | \$ 495.00 |
| | CLASS V: Clubs without catering privileges. | |
| Class X | Spirituos, Vinous and Malt – Class A Lounge | \$2,200.00 |
| | CLASS X: Class A Lounge | |
| Class XI | Spirituos, Vinous and Malt – Restaurant Lounge | \$1,500.00 |
| | CLASS XI: Restaurant/Lounge; and OTB. | |

FILING FEE..... \$ 10.00

UNORGANIZED TERRITORIES \$10.00 filing fee shall be paid directly to County Treasurer. All applicants in unorganized territories shall submit along with their application evidence of payment to the County Treasurer.

All fees must accompany application, made payable to the **Treasurer of Maine**. This application must be completed and mailed to Bureau of Alcoholic Beverages and Lottery Operations, Division of Liquor Licensing and Enforcement, 164 State House Station, Augusta ME 04333-0164. Payments by check subject to penalty provided by Title 28A, MRS, Section 3-B.

STATE OF MAINE

Dated at: _____, Maine _____ ss
City/Town (County)

On: _____
Date

The undersigned being: _____ Municipal Officers _____ County Commissioners of the
_____ City _____ Town _____ Plantation _____ Unincorporated Place of: _____, 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. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.
 - 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. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c589, §1 (amd).]
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 license may be denied on one or more of the following grounds:
 - A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c45, 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. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.
 - 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 of the written decision of the bureau. An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. 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.

SPECIAL AMUSEMENT PERMIT APPLICATION

AS DEFINED IN SECTION 201 OF THE TOWN OF SOUTH BERWICK SPECIAL AMUSEMENT ORDINANCE, NO LICENSEE FOR THE SALE OF LIQUOR TO BE CONSUMED ON HIS LICENSED PREMISES SHALL PERMIT, ON HIS LICENSED PREMISES, ANY MUSIC, EXCEPT RADIO OR OTHER MECHANICAL DEVICE, ANY DANCING OR ENTERTAINMENT OF ANY SORT UNLESS THE LICENSEE SHALL HAVE FIRST OBTAINED FROM THE MUNICIPALITY IN WHICH THE LICENSED PREMISES ARE SITUATED A SPECIAL AMUSEMENT PERMIT SIGNED BY AT LEAST A MAJORITY OF THE MUNICIPAL OFFICERS.

YOUR APPLICATION FOR A SPECIAL AMUSEMENT PERMIT SHOULD BE FILED ON THIS FORM WITH THE TOWN COUNCIL OR ITS DESIGNATED AGENT. PAYMENT OF A \$35 FEE IS REQUIRED AT THE TIME THE APPLICATION IS FILED. A COPY OF THE SPECIAL AMUSEMENT PERMIT ORDINANCE IS AVAILABLE UPON REQUEST FROM THE SOUTH BERWICK TOWN CLERK.

THE TOWN COUNCIL SHALL, PRIOR TO GRANTING A PERMIT, HOLD A PUBLIC HEARING WITHIN 30 DAYS OF THE DATE YOU FILE YOUR COMPLETED APPLICATION AT WHICH TIME TESTIMONY WILL BE RECEIVED FROM YOU OR YOUR DESIGNATED AGENT AND/OR ANY INTERESTED MEMBER OF THE PUBLIC. FAILURE TO ATTEND THE PUBLIC HEARING MAY RESULT IN A DELAY IN ISSUING THE PERMIT.

Name of Applicant for Permit: Spring Hill

Address of Applicant: 117 Pond Rd, So. Berwick, ME

Telephone # of Applicant: 207-384-2693

Name of Business to be Conducted: Spring Hill Restaurant + Banquet Hall

Address of Business: 117 Pond Rd, So. Berwick, ME

Telephone # of Business: 207-384-2693

Nature of Business: Restaurant, banquet + function hall for banquets, wedding + corporate functions

Is Business a Corporation, Partnership or Proprietorship? (Circle One)

Type of Entertainment Planned: background music for restaurant an occasional band for wedding, DJ's music for wedding + outings

Has Applicant ever had a license to conduct the Business described herein denied or revoked or has Applicant or any partner or corporate officer ever been convicted of a felony? NO

If yes, please provide full details on reverse side of this Application.

Current Liquor License #: 5307

Signature Rosalie Schary Date 1/9/15

TOWN COUNCIL
Agenda Information Sheet

| | |
|---|--------------|
| Meeting Date: January 13, 2015 | NB #6 |
| Agenda Item: Planning Board member resignation | |
| Department Head Recommendation: Town Clerk | |
| Accept resignation | |
| Town Manager's Recommendation | |
| | |
| Requested Action | |
| Motion and vote to accept Joel Moulton's resignation from the Planning Board. | |
| Vote | |

December 30, 2014

Perry Ellsworth, Town Manager
Town of South Berwick
180 Main Street
South Berwick, ME 03908

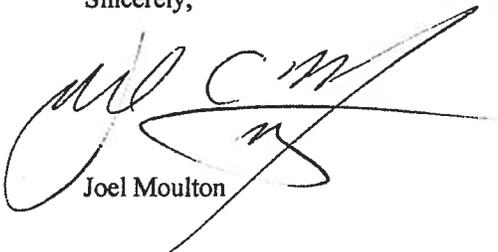
RE: Resignation from Planning Board

To Perry Ellsworth, Town Manager and Planning Board Members,

With this letter, I hereby submit my resignation as Planning Board Member effective January 1, 2015.

I am thankful for the opportunity to serve as a Planning Board Member for the Town of South Berwick for the past few years, and I offer my best wishes for its continued success.

Sincerely,

A handwritten signature in black ink, appearing to read 'Joel Moulton', is written over a faint, larger signature that is partially obscured. The signature is fluid and cursive.

Joel Moulton

CC:

Barbara Bennett, Clerk
John Stirling, Planning Board Chairman
William Straub, Planning Board Vice Chairman

TOWN COUNCIL
Agenda Information Sheet

| | |
|---|---------------|
| Meeting Date: January 13, 2015 | NB # 7 |
| Agenda Item: Town Manager's Performance Evaluation | |
| Department Head: | |
| | |
| Town Manager's Recommendation: | |
| | |
| Requested Action: Authorize the Town Council Chairman to sign the Town Manager's 2014 performance Evaluation | |
| Vote | |