

Barbara Dailey, Chair
John Daley, Vice Chair
Richard Dolliver
Gary Latulippe
Robert Winn, Jr.



AGENDA
MEETING OF THE OGUNQUIT SELECT BOARD
TUESDAY, APRIL 18, 2017

- 1.0 EXECUTIVE SESSION - 5:00PM**
 - 1.1 Legal Rights & Duties [Pursuant to Title 1, Chapter 13S405.6.E]

- 2.0 CALL TO ORDER: 6:00PM**
 - 2.1 Pledge of Allegiance
 - 2.2 Select Board Minutes - April 4, 2017

- 3.0 TOWN MANAGER'S REPORT**

- 4.0 APPOINTMENTS, RESIGNATIONS, PROCLAMATIONS, RESOLUTIONS**

- 5.0 PUBLIC INPUT (CURRENT AGENDA ONLY)**

- 6.0 PUBLIC HEARING - LICENSE APPLICATIONS**
 - 6.1 Caffe' Prego - Malt, Spirituous & Vinous Liquor License Renewal Application
 - 6.2 Caffe' Prego - Amusement License Renewal Application
 - 6.3 Cornerstone - Malt, Spirituous & Vinous Liquor License Renewal Application
 - 6.4 Cornerstone - Amusement License Renewal Application
 - 6.5 Ogunquit Playhouse - Malt, Spirituous & Vinous Liquor License Renewal Application
 - 6.6 Ogunquit Playhouse - Amusement License Renewal Application
 - 6.7 Pizza Napoli- Malt, Spirituous & Vinous Liquor License Renewal Application
 - 6.8 The Beachmere Inn - Malt, Spirituous & Vinous Liquor License Renewal Application
 - 6.9 The Beachmere Inn - Amusement License Renewal Application
 - 6.10 The Trellis House - Malt, Spirituous & Vinous Liquor License Renewal Application
 - 6.11 Wild Blueberry Café - Malt, Spirituous & Vinous Liquor License Renewal Application

- 7.0 PUBLIC HEARINGS & PRESENTATIONS**
 - 7.1 Public Hearing on an Order for Discontinuance - Scott Heyland, CEO
Public comments and questions regarding an Order of Discontinuance to discontinue a section of a Town Way, being a portion of Captain Thomas Road

- 8.0 ADMINISTRATIVE ITEMS - UNFINISHED BUSINESS**
 - 8.1 Marijuana Moratorium- Scott Heyland, CEO
Select Board Review and Action on a Retail Marijuana Establishments and Retail Marijuana Social Clubs Moratorium Ordinance

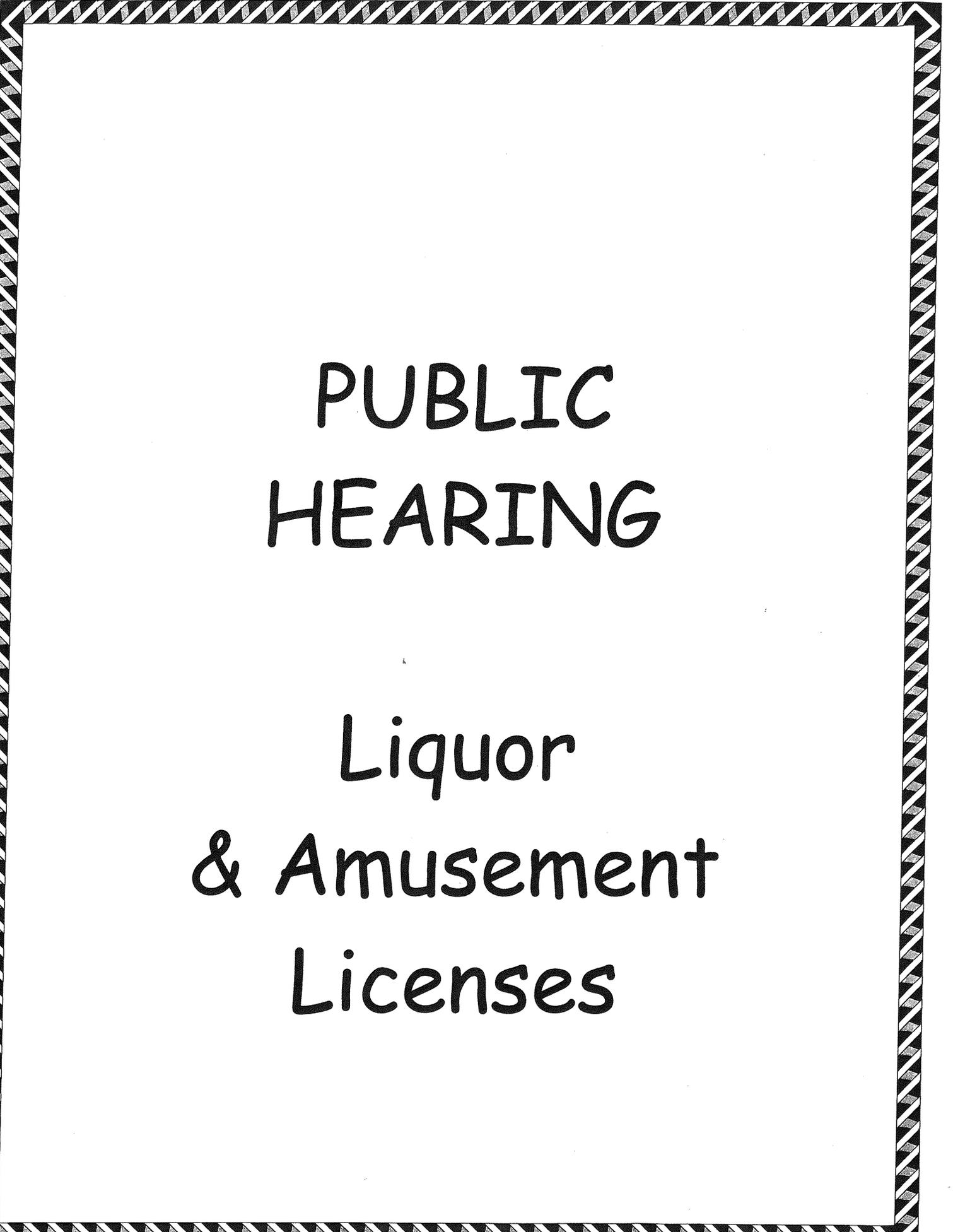
- 8.2 Order for Discontinuance - *Scott Heyland, CEO*
Select Board Review and Action on the Placement of an Article on the June 13, 2017 Annual Town Meeting Warrant to Discontinue a Portion of Captain Thomas Road

- 9.0 **ADMINISTRATIVE ITEMS - NEW BUSINESS**
- 9.1 Award of Bid for Perkins Cove Footbridge Repairs - *Fred Mayo, Harbormaster*
Select Board Review and Action on the Award of the Bid for the Perkins Cove Footbridge Repairs
- 9.2 Personal Property Tax Payments - *John Quartararo, Treasurer*
Select Board Review and Action on a Request from Treasurer John Quartararo to place an article on the June 13, 2017 Annual Town Meeting that would change the manner in which future Personal Property taxes are paid

- 9.0 **OTHER BUSINESS**

- 10.0 **MISCELLANEOUS BUSINESS - ORAL & WRITTEN COMMUNICATIONS - FOLLOW-UP**
- 10.1 Public Input
- 10.2 Select Board

- 11.0 **ADJOURNMENT**



PUBLIC
HEARING

Liquor
& Amusement
Licenses

OGUNQUIT

Beautiful Place by the Sea

PUBLIC HEARING NOTICE

The Ogunquit Board of Selectmen will hold a Public Hearing on Tuesday, April 18, 2017, at 6:00 PM in the Auditorium of the Dunaway Community Center on School Street, Ogunquit, Maine for the following application(s):

MALT, SPIRITUOUS & VINOUS LICENSE (RENEWAL)

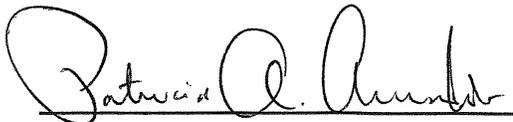
Caffe' Prego	44 Shore Road
Cornerstone	228 Main Street
Ogunquit Playhouse	10 Main Street
Pizza Napoli	667 Main Street
The Beachmere Inn	62 Beachmere Place
The Trellis House	10 Beachmere Place
Wild Blueberry Café	82 Shore Road

AMUSEMENT LICENSE (RENEWAL)

Caffe' Prego	44 Shore Road
Cornerstone	228 Main Street
Ogunquit Playhouse	10 Main Street
The Beachmere Inn	62 Beachmere Place


Christine L. Murphy, Town Clerk

Posted by:


Patricia L. Arnaudin, Police Chief

Posted:

April 11, 2017
Dunaway Community Center
Ogunquit Post Office
Ogunquit Transfer Station
WOGT

Beautiful Place by the Sea

4-6-2017
@ 1:00pm

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW [] RENEWAL [X] FOR THE YEAR: 2017
CURRENT LICENSE EXPIRATION DATE: 5/17/17

BUSINESS NAME: CAFFÈ PREGO LLC
APPLICANT: JEFFREY S. PORTER, DONATO J. TRAMUTO
EMAIL: _____
BUSINESS REG #: 2017-138 ISSUE DATE: 3/31/2017 MAP: 006 LOT: 037
OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 35 INSIDE, 45 OUTSIDE

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia L. Casadeo</i>	[X]	[]	[X]	[]	04-13-2017
Fire Chief	<i>Mark Ober</i>	[X]	[]	[X]	[]	4-11-17
Code Officer	<i>[Signature]</i>	[]	[]	[]	[X]	4-10-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

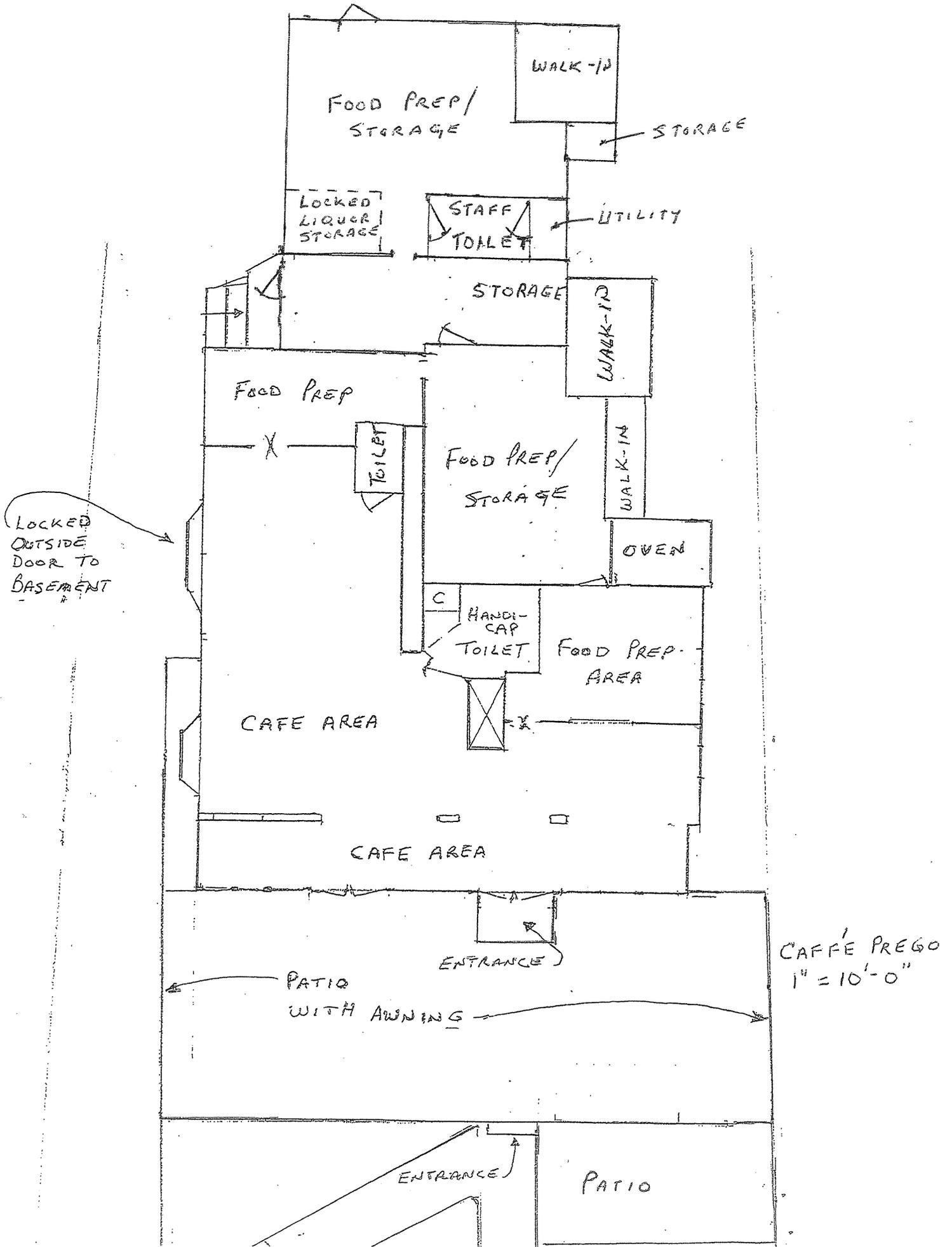
I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

[Signature]
APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: <u>\$200</u>	Date Paid: <u>3/31/17</u>	Check/Cash	Check #: <u>15262</u>
Background Check Fee: \$ <u>42.00</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: <u>\$150.00</u>	Paid prior to Liquor Application? YES <input type="radio"/> NO <input checked="" type="radio"/>		
TOTAL PAID WITH APPLICATION: \$ <u>392.00</u>		Received by: <u>[Signature]</u> (Town Clerk's Office)	
DATE POSTED: <u>4/11/2017</u>	DATE HEARD: _____	APPROVED: _____	DENIED: _____

PREMISE DIAGRAM



Beautiful Place by the Sea

OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2017

BUSINESS NAME: CAFFÉ PREGO LLC

BUSINESS ADDRESS: 44 SHORE ROAD, OGUNQUIT, ME

BUSINESS PHONE # 646-7734 HOME PHONE #

BUSINESS REG # 2017-138 ISSUE DATE: MAP: 006 LOT: 037

(Business Registration)

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 35 INSIDE, 45 OUTSIDE

NATURE OF BUSINESS: ITALIAN CAFFÉ & GELATERIA SERVING A FULL
BREAKFAST, LUNCH & DINNER

FORM OF ENTERTAINMENT: (Please be specific) JAZZ COMBO

APPLICANT: JEFFREY S. PORTER
DONATO J. TRAMUTO ADDRESS: 385 SHORE RD, OGUNQUIT, ME

HAS YOUR LICENSE TO CONDUCT THIS BUSINESS EVER BEEN DENIED, SUSPENDED OR REVOKED?

YES NO

If, YES, please explain:

HAVE YOU, ANY PARTNERS OR CORPORATE OFFICERS EVER BEEN CONVICTED OF A FELONY?

YES NO

If, YES, please explain:

NOTE - SPECIAL ATTENTION

APPLICATION MUST BE SUBMITTED NINETY DAYS (90) PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

Please consult Title IX, Chapter 3 of the Ogunquit Municipal Code for all provisions applicable to this license. "Entertainment" is defined as follows in said Code:

"Entertainment shall include dancing by and for patrons, any music, videogames, devices, machines and any other amusement, performance, exhibition, diversion or other activity with an entertainment value whether provided for or used by patrons, independent contractors, employees or proprietors.

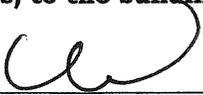
Entertainment shall not include televisions or radios nor shall it include "background music" meaning music not involving live performers and not used for dancing and which music is only incidental to the primary activity offered."

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

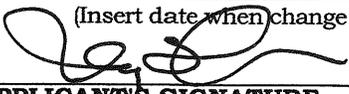
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business since NONE

(Insert date when change was made)



 PROPERTY OWNER'S SIGNATURE

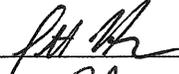


 APPLICANT'S SIGNATURE

THE FOLLOWING MUST BE SUBMITTED WITH THIS APPLICATION:

1. All applications shall be accompanied by two (2) scale drawings at a scale of one (17") inch to ten (10') feet depicting the floors of the building in which the entertainment is to be located, all entrances and exits and all areas open to patrons indicating in each area the use made by patrons and indicating the floors and areas for which the applicant seeks a license.
2. Applicants for video game entertainment shall present, to scale, floor plans depicting the location and floor area of these devices and the location of the supervisor(s). Machines shall be listed by function and serial number.
3. Applicants for ~~patron~~ dancing entertainment shall present to scale floor plans depicting the location and size of the dance floor(s).
4. Each application shall constitute a new application and all required information must be included. Licenses expire on May 31st of each year.

FOR OFFICE USE ONLY

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		Yes	No	Yes	No	
Police Chief		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>04-13-2017</u>
Fire Chief		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>4-11-17</u>
Code Officer		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-10-17</u>

Received by:  Fee \$ 100.00 Date Paid 3/31/17
 (Town Clerk's Office) cc
 Check / Cash _____
 Filed with Liquor License Application

Date posted: 4/11/2017 Date Heard: _____ Date Approved: _____ Date Denied: _____

OGUNQUIT BOARD OF SELECTMEN

4-11-2017
@11:DDam

OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW [] RENEWAL FOR THE YEAR: 2017
 CURRENT LICENSE EXPIRATION DATE: 6/7/17

BUSINESS NAME: Native Grounds DBA Cornerstone
 APPLICANT: Native Grounds DBA Cornerstone
 EMAIL: Cornerstoneogt@gmail.com
 BUSINESS REG #: 2017-417 ISSUE DATE: 03/23/17 MAP: 7 LOT: 71A
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 110

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Peter L. Damania</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	04-13-2017
Fire Chief	<i>Michael Bin</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	4-11-17
Code Officer	<i>JH</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	4-12-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

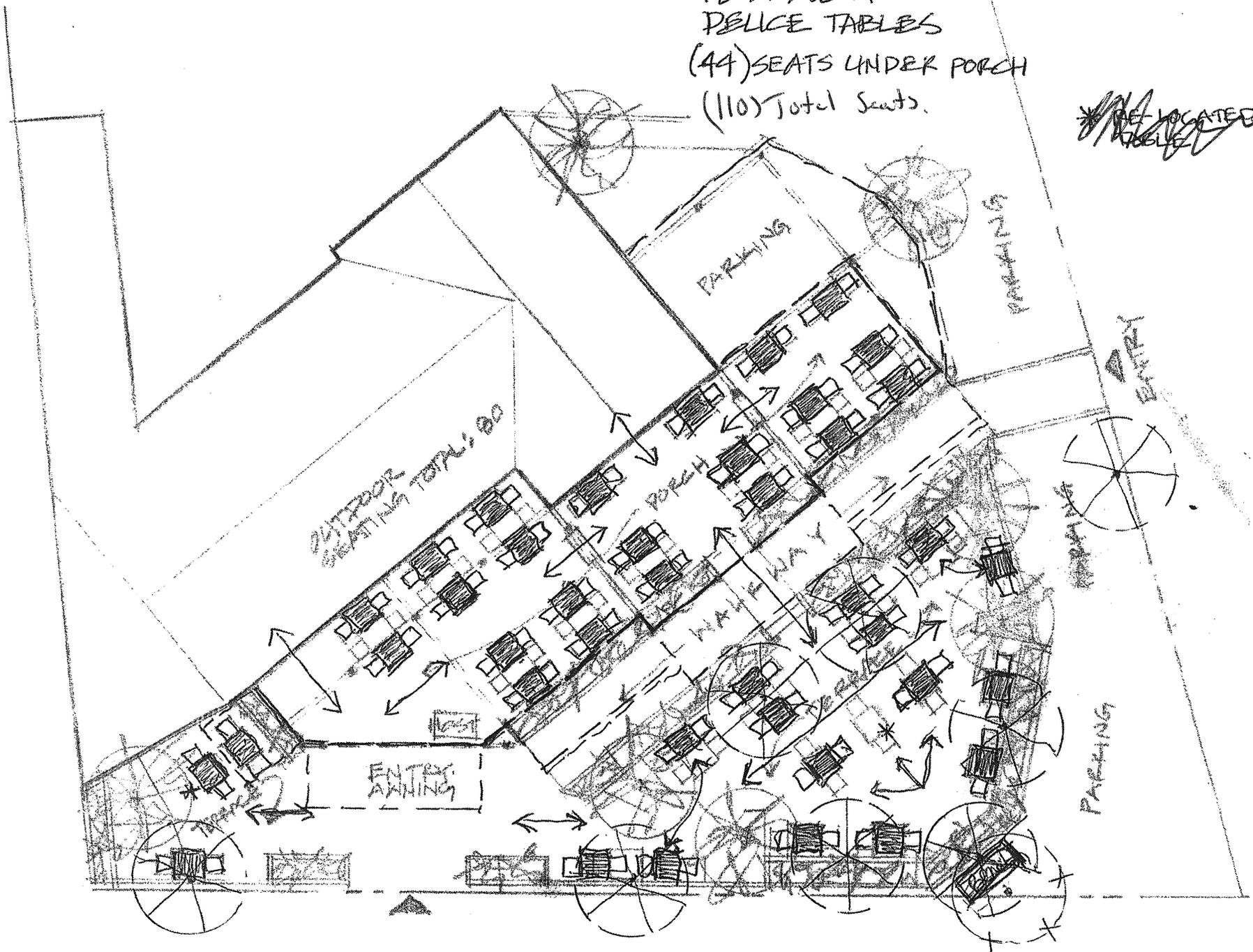
M. J. L...
 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200 Date Paid: 03/23/17 Check/Cash Check #: 7146
 Background Check Fee: \$ 63.00 (\$21.00 per person listed on application)
 Business Reg. Fee: \$150.00 Paid prior to Liquor Application? YES NO
 TOTAL PAID WITH APPLICATION: \$ 513.00 Received by: CCM
 (Town Clerk's Office)
 DATE POSTED: 4/11/17 DATE HEARD: _____ APPROVED: _____ DENIED: _____

SEATING
PLAN ALL AS
POLICE TABLES
(44) SEATS UNDER PORCH
(110) Total Seats.

~~RELOCATED
TABLES~~



OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: _____

BUSINESS NAME: Native Grounds Inc DBA Cornerstone

BUSINESS ADDRESS: 228 Main St EMAIL: cornerstoneogt@gmail.com

BUSINESS PHONE # 207-646-4118 HOME PHONE # _____

BUSINESS REG # 2017-47 ISSUE DATE: 3/23/17 MAP: 7 LOT: 71A
(Business Registration)

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 110

NATURE OF BUSINESS: Restaurant

FORM OF ENTERTAINMENT: (Please be specific) Guitars, Drums, sometimes
amplified. No heavy rock music

APPLICANT: Michael Covatta ADDRESS: 228 Main St Ogunquit ME 03907

HAS YOUR LICENSE TO CONDUCT THIS BUSINESS EVER BEEN DENIED, SUSPENDED OR REVOKED? YES NO
If, YES, please explain: _____

HAVE YOU, ANY PARTNERS OR CORPORATE OFFICERS EVER BEEN CONVICTED OF A FELONY? YES NO
If, YES, please explain: _____

NOTE - SPECIAL ATTENTION

APPLICATION MUST BE SUBMITTED NINETY DAYS (90) PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

Please consult Title IX, Chapter 3 of the Ogunquit Municipal Code for all provisions applicable to this license. "Entertainment" is defined as follows in said Code:

"Entertainment shall include dancing by and for patrons, any music, videogames, devices, machines and any other amusement, performance, exhibition, diversion or other activity with an entertainment value whether provided for or used by patrons, independent contractors, employees or proprietors. Entertainment shall not include televisions or radios nor shall it include background music meaning music not involving live performers and not used for dancing and which music is only incidental to the primary activity offered."

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business since _____

Doug Pruvost
PROPERTY OWNER'S SIGNATURE

2013
(Insert date when change was made)
[Signature]
APPLICANT'S SIGNATURE

THE FOLLOWING MUST BE SUBMITTED WITH THIS APPLICATION:

1. All applications shall be accompanied by two (2) scale drawings at a scale of one (1/4") inch to ten (10) feet depicting the floors of the building in which the entertainment is to be located, all entrances and exits and all areas open to patrons indicating in each area the use made by patrons and indicating the floors and areas for which the applicant seeks a license.
2. Applicants for video game entertainment shall present, to scale, floor plans depicting the location and floor area of these devices and the location of the supervisor(s). Machines shall be listed by function and serial number.
3. Applicants for patron dancing entertainment shall present to scale floor plans depicting the location and size of the dance floor(s).
4. Each application shall constitute a new application and all required information must be included. Licenses expire on May 31st of each year.

FOR OFFICE USE ONLY

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		Yes	No	Yes	No	
Police Chief	<u>[Signature]</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>04/13/2017</u>
Fire Chief	<u>[Signature]</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>4/13/2017</u>
Code Officer	<u>[Signature]</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-13-17</u>

Received by: _____ Fee \$ _____ Date Paid _____
(Town Clerk's Office)

Check / Cash _____
Filed with Liquor License Application

Date posted: 4/11/17 Date Heard: _____ Date Approved: _____ Date Denied: _____

OGUNQUIT BOARD OF SELECTMEN



04/04/17
@ 11:00am

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW [] RENEWAL [x] FOR THE YEAR: 2017
CURRENT LICENSE EXPIRATION DATE: May 30, 2017

BUSINESS NAME: Ogunquit Playhouse Foundation

APPLICANT: Fran Specks Ogunquit Playhouse EMAIL: _____

BUSINESS REG #: 2017-036 ISSUE DATE: 3/8/2017 MAP: 5 LOT: 43

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 688

NOTE - SPECIAL ATTENTION

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TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia L. Arnaudini</i>	[X]	[]	[X]	[]	04-05-2017
Fire Chief	<i>Mark Davis</i>	[X]	[]	[X]	[]	4-4-17
Code Officer	<i>[Signature]</i>	[✓]	[]	[]	[✓]	4-4-17

**ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING**

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

Fran Specks

APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200	Date Paid: <u>3/8/17</u>	Check/Cash	Check #: <u>63747</u>
Background Check Fee: \$ <u>21.00</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: \$150.00	Paid prior to Liquor Application? YES NO		
TOTAL PAID WITH APPLICATION: \$ <u>371.00</u>		Received by: <u>[Signature]</u> (Town Clerk's Office)	
DATE POSTED: <u>4/11/2017</u>	DATE HEARD: _____	APPROVED: _____	DENIED: _____

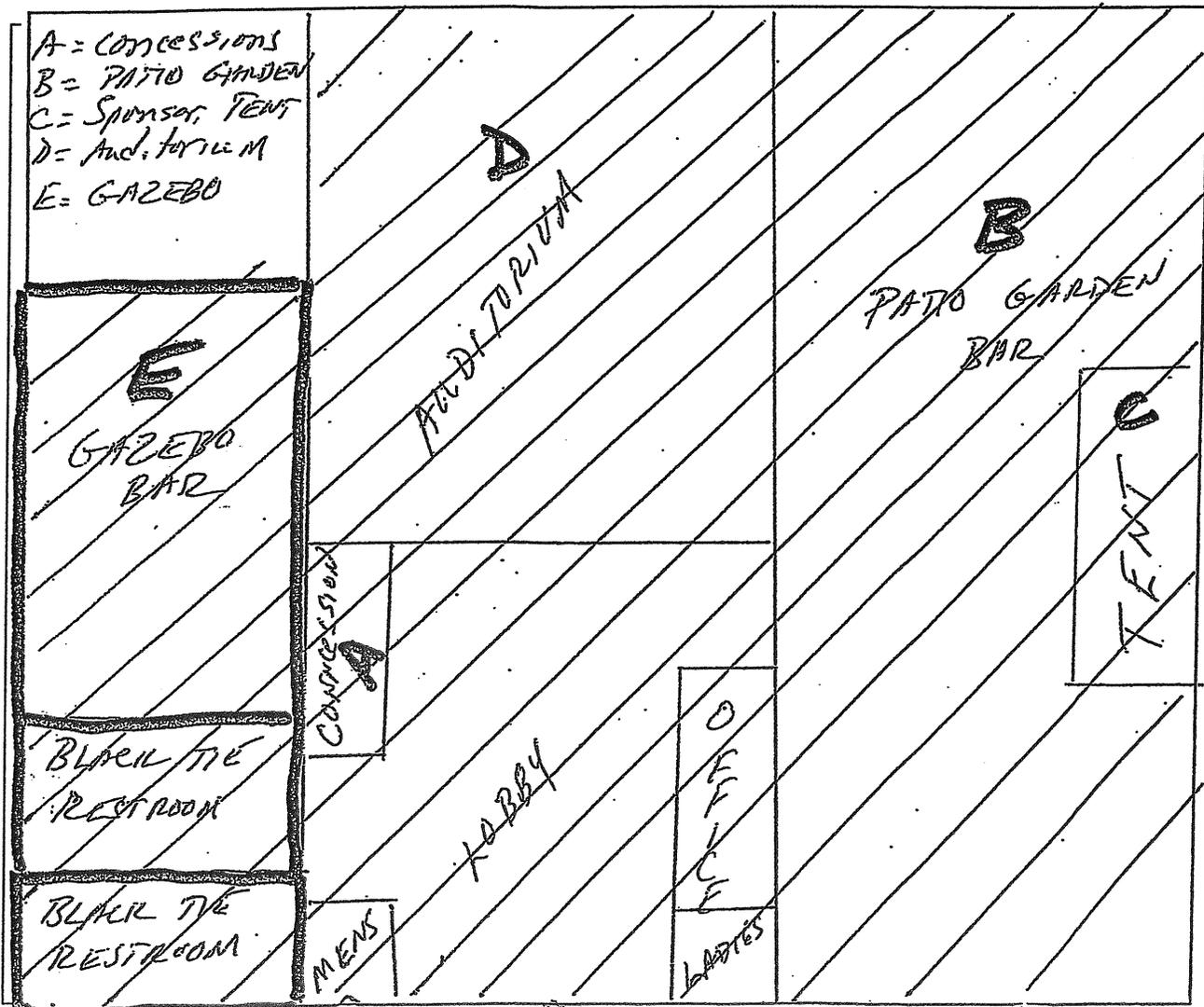
Bureau of Alcoholic Beverages and Lottery Operations
 Division of Liquor Licensing & Enforcement
 8 State House Station, Augusta, ME 04333-0008
 10 Water Street, Hallowell, ME 04347
 Tel: (207) 624-7220 Fax: (207) 287-3434
 Email Inquiries: MaineLiquor@maine.gov

DIVISION USE ONLY	
<input type="checkbox"/>	Approved
<input type="checkbox"/>	Not Approved
BY:	

ON PREMISE DIAGRAM

In an effort to clearly define your license premise and the area that consumption and storage of liquor is allowed. The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, restrooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



HE: → Signs No Alcohol beyond the points ⊗





OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR:

2017 BUSINESS NAME: Ogunquit Playhouse

BUSINESS ADDRESS: 10 Main Street

BUSINESS PHONE # 207-646-2402

HOME PHONE #

BUSINESS REG # 2017-036

ISSUE DATE:

MAP: 5

LOT: 43

(Business Registration)

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 688

NATURE OF BUSINESS: Performing arts center

FORM OF ENTERTAINMENT: *(Please be specific)*

Live theater performances

APPLICANT: Fran Spectis

ADDRESS: P O Box 2022 Ogunquit Me 03907

HAS YOUR LICENSE TO CONDUCT THIS BUSINESS EVER BEEN DENIED, SUSPENDED OR REVOKED?

YES NO

If, YES, please explain:

HAVE YOU, ANY PARTNERS OR CORPORATE OFFICERS EVER BEEN CONVICTED OF A FELONY?

YES NO

If, YES, please explain:

NOTE - SPECIAL ATTENTION

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Entertainment shall not include televisions or radios nor shall it include "background music" meaning music not involving live performers and not used for dancing and which music is only incidental to the primary activity offered."

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

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I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business since _____

(Insert date when change was made)

PROPERTY OWNER'S SIGNATURE

Tran Specht

APPLICANT'S SIGNATURE

THE FOLLOWING MUST BE SUBMITTED WITH THIS APPLICATION:

1. All applications shall be accompanied by two (2) scale drawings at a scale of one (17") inch to ten (10') feet depicting the floors of the building in which the entertainment is to be located, all entrances and exits and all areas open to patrons indicating in each area the use made by patrons and indicating the floors and areas for which the applicant seeks a license.
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3. Applicants for patron dancing entertainment shall present to scale floor plans depicting the location and size of the dance floor(s).
4. Each application shall constitute a new application and all required information must be included. *Licenses expire on May 31st of each year.*

FOR OFFICE USE ONLY

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		Yes	No	Yes	No	
Police Chief	<i>Patricia L. Linares</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>04-05-2017</u>
Fire Chief	<i>Mark Olson</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-7-17</u>
Code Officer	<i>LR2</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-4-17</u>

Received by: *JM* Fee \$ 100.00 Date Paid 3/8/17
(Town Clerk's Office)

Check/Cash C. Card Receipt # 305,62440
Filed with Liquor License Application

Date posted: 4-11-2017 Date Heard: _____ Date Approved: _____ Date Denied: _____

OGUNQUIT BOARD OF SELECTMEN

OGUNQUIT

Beautiful Place by the Sea

4-10-2017
@ 1:00pm

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW <input type="checkbox"/> RENEWAL <input checked="" type="checkbox"/>	FOR THE YEAR: <u>2017-2018</u>
CURRENT LICENSE EXPIRATION DATE: <u>5-16-17</u>	

BUSINESS NAME: Pizza Napoli Inc
 APPLICANT: DAVIN DIROSSO JR - Carlos PEREZ JR
 EMAIL: ANGELINASOGI@AOL.COM
 BUSINESS REG #: 2011-115 ISSUE DATE: 2/24/17 MAP: 12 LOT: 19
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 64

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia L. Rinaudo</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	04-13-2017
Fire Chief	<i>Michael B...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	4-11-17
Code Officer	<i>P.H.H.</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	4-10-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.



 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200	Date Paid: <u>4-5-17</u>	Check/Cash	Check #: <u>6256</u>
Background Check Fee: \$ <u>42</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: \$150.00	Paid prior to Liquor Application? YES NO		
TOTAL PAID WITH APPLICATION: \$ <u>242.00</u>		Received by: <u>JM</u> (Town Clerk's Office)	
DATE POSTED: <u>4/11/17</u>	DATE HEARD: _____	APPROVED: _____	DENIED: _____

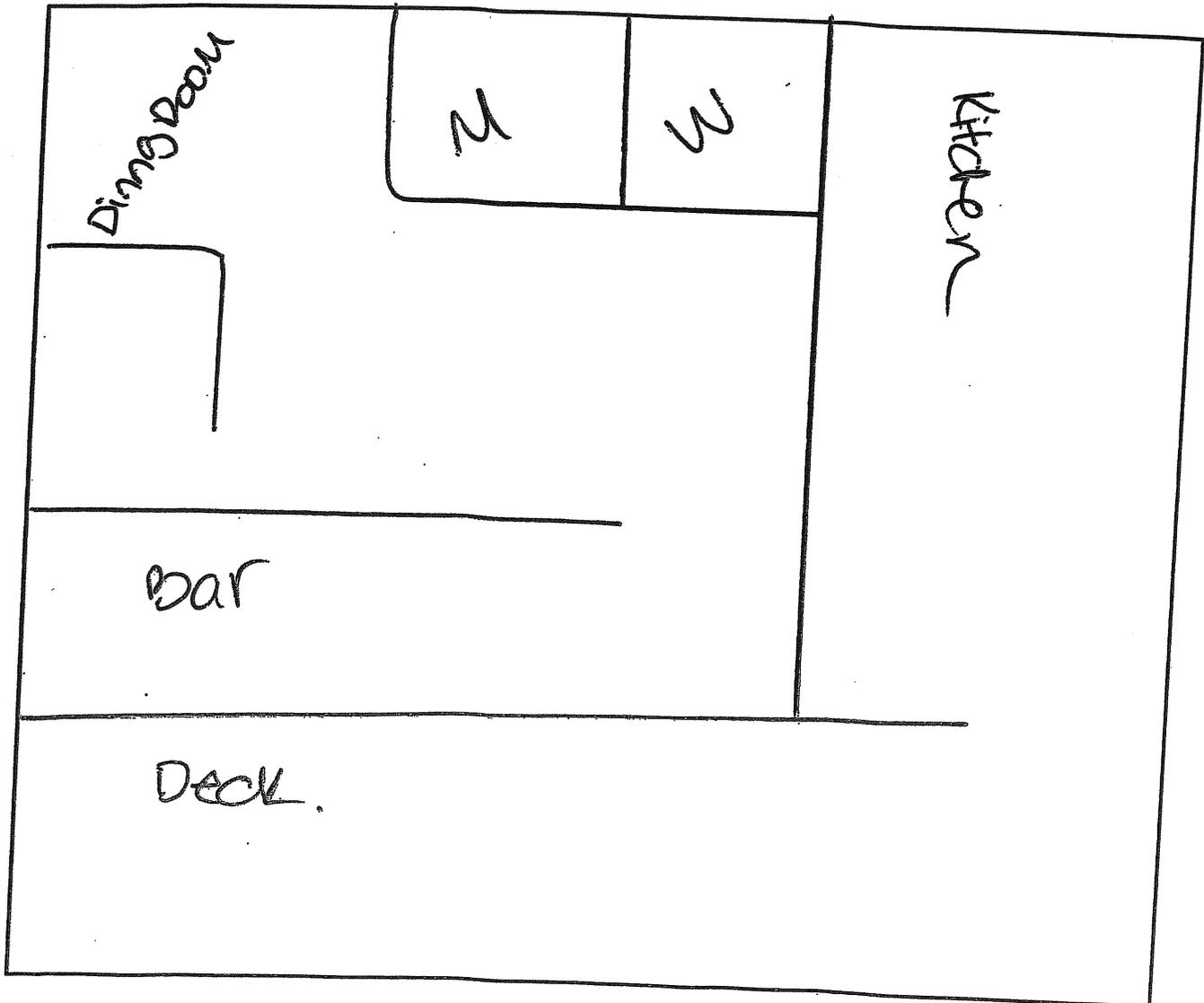


Bureau of Alcoholic Beverages
Division of Liquor Licensing & Enforcement
164 State House Station
Augusta, ME 04330-0164
Tel: (207) 624-7220 Fax: (207) 387-3424

SUPPLEMENTAL APPLICATION FORM ON-PREMISE DIAGRAM

In an effort to clearly define your license premise and the areas that consumption and storage of liquor is allowed, The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



4.6.2017
@ 10:00am

OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2017-2018
 CURRENT LICENSE EXPIRATION DATE: 6.3.2017

BUSINESS NAME: The Beachmere Inn
 APPLICANT: Sarah M Diment
 EMAIL: sarah@beachmere-inn.com
 BUSINESS REG #: 2017-39 ISSUE DATE: 3/21/17 MAP: 006 LOT: 091
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 1st floor 99 2nd floor 165

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<u>Patricia L. Drouaud</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>04-13-2017</u>
Fire Chief	<u>Mark Brown</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>4-16-17</u>
Code Officer	<u>JR</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-7-17</u>

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

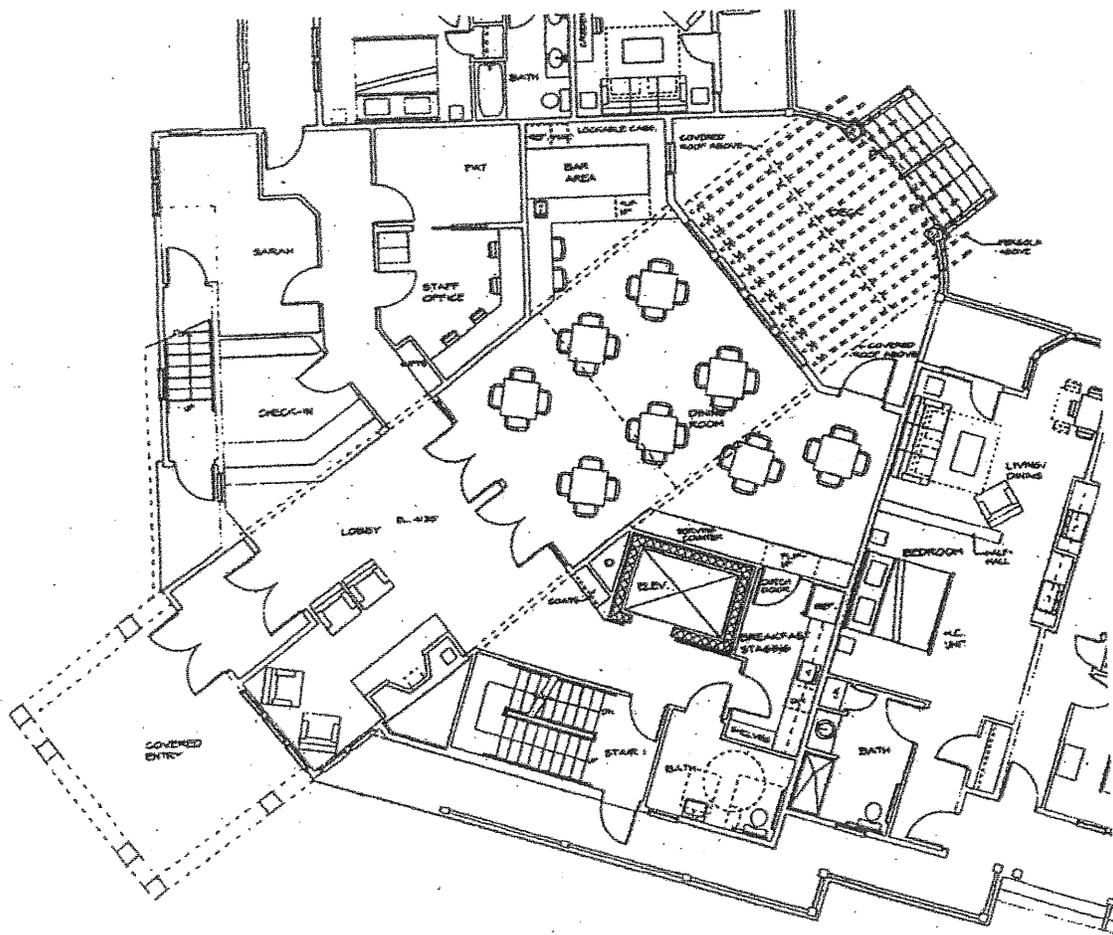
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

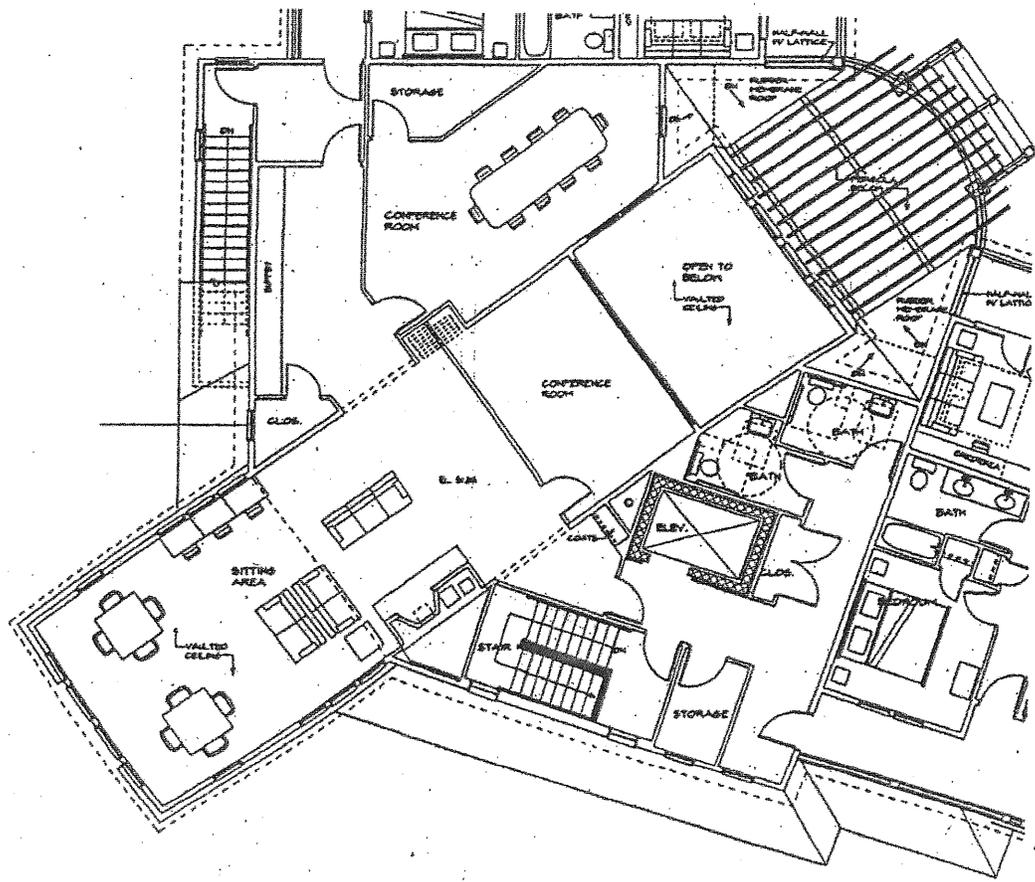
Sarah M Diment
 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200 Date Paid: 3/28/17 Check/Cash Check #: 23383
 Background Check Fee: \$ 31.00 (\$21.00 per person listed on application)
 Business Reg. Fee: \$150.00 Paid prior to Liquor Application? YES NO
 TOTAL PAID WITH APPLICATION: \$ 471.00 Received by: J. Depley
 (Town Clerk's Office)
 DATE POSTED: 4/11/17 DATE HEARD: _____ APPROVED: _____ DENIED: _____



FIRST FLOOR PLAN
 SCALE: 1/8" = 1'-0"



SECOND FLOOR PLAN

SCALE: 1/8" = 1'-0"

The Beachmere Inn

The Beachmere Inn
Rotunda Area





OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2017

BUSINESS NAME: The Beachmere Inn

BUSINESS ADDRESS: 62 Beachmere Place Ogunquit

BUSINESS PHONE # 207 646-2021 HOME PHONE # 207 -

BUSINESS REG # ISSUE DATE: MAP: 6 LOT: 91

(Business Registration)

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 1st floor 99, 2nd floor 165

NATURE OF BUSINESS: Hotel

FORM OF ENTERTAINMENT: (Please be specific)

Music for Bistro (guitar/sax) Music for events

APPLICANT: Sarah M Diment ADDRESS: 62 Beachmere Pl Ogunquit

HAS YOUR LICENSE TO CONDUCT THIS BUSINESS EVER BEEN DENIED, SUSPENDED OR REVOKED?

YES NO

If, YES, please explain:

HAVE YOU, ANY PARTNERS OR CORPORATE OFFICERS EVER BEEN CONVICTED OF A FELONY?

YES NO

If, YES, please explain:

NOTE - SPECIAL ATTENTION

APPLICATION MUST BE SUBMITTED NINETY DAYS (90) PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

Please consult Title IX, Chapter 3 of the Ogunquit Municipal Code for all provisions applicable to this license. "Entertainment" is defined as follows in said Code:

"Entertainment shall include dancing by and for patrons, any music, videogames, devices, machines and any other amusement, performance, exhibition, diversion or other activity with an entertainment value whether provided for or used by patrons, independent contractors, employees or proprietors.

Entertainment shall not include televisions or radios nor shall it include "background music" meaning music not involving live performers and not used for dancing and which music is only incidental to the primary activity offered."

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business since 2008

(Insert date when change was made)

Sarah Etom
PROPERTY OWNER'S SIGNATURE

Sarah Etom
APPLICANT'S SIGNATURE

THE FOLLOWING MUST BE SUBMITTED WITH THIS APPLICATION:

1. All applications shall be accompanied by two (2) scale drawings at a scale of one (17") inch to ten (10') feet depicting the floors of the building in which the entertainment is to be located, all entrances and exits and all areas open to patrons indicating in each area the use made by patrons and indicating the floors and areas for which the applicant seeks a license.
2. Applicants for video game entertainment shall present, to scale, floor plans depicting the location and floor area of these devices and the location of the supervisor(s). Machines shall be listed by function and serial number.
3. Applicants for patron dancing entertainment shall present to scale floor plans depicting the location and size of the dance floor(s).
4. Each application shall constitute a new application and all required information must be included. Licenses expire on May 31st of each year.

FOR OFFICE USE ONLY

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		Yes	No	Yes	No	
Police Chief	<i>Patricia J. Linares</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>04-13-2017</u>
Fire Chief	<i>Mark Brown</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-11-17</u>
Code Officer	<i>J.M.</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>4-7-17</u>

Received by: *JM* Fee \$ 100.00 Date Paid 3/28/17
(Town Clerk's Office)

Cash 23383
Filed with Liquor License Application

Date posted: 4/11/2017 Date Heard: _____ Date Approved: _____ Date Denied: _____

OGUNQUIT BOARD OF SELECTMEN

4.10.2017
@ 10:00am

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW <input type="checkbox"/>	RENEWAL <input checked="" type="checkbox"/>	FOR THE YEAR: <u>2017</u>
CURRENT LICENSE EXPIRATION DATE: <u>6/15/17</u>		

BUSINESS NAME: The Trellis House
 APPLICANT: Laurence Plotkin
 EMAIL: thetrellishouse@gmail.com
 BUSINESS REG #: 2017-312 ISSUE DATE: 3/30/2017 MAP: 6 LOT: 89
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 16

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia L. ...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	04-13-2017
Fire Chief	<i>Mark ...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	4-11-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	4-10-17

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

[Signature]

APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200	Date Paid: <u>3/30/17</u>	Check/Cash	Check #: <u>1439</u>
Background Check Fee: \$ <u>21.00</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: \$150.00	Paid prior to Liquor Application? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>		
TOTAL PAID WITH APPLICATION: \$ <u>371.00</u>		Received by: <i>[Signature]</i>	
		(Town Clerk's Office)	
DATE POSTED: <u>4/11/2017</u>	DATE HEARD: _____	APPROVED: _____	DENIED: _____

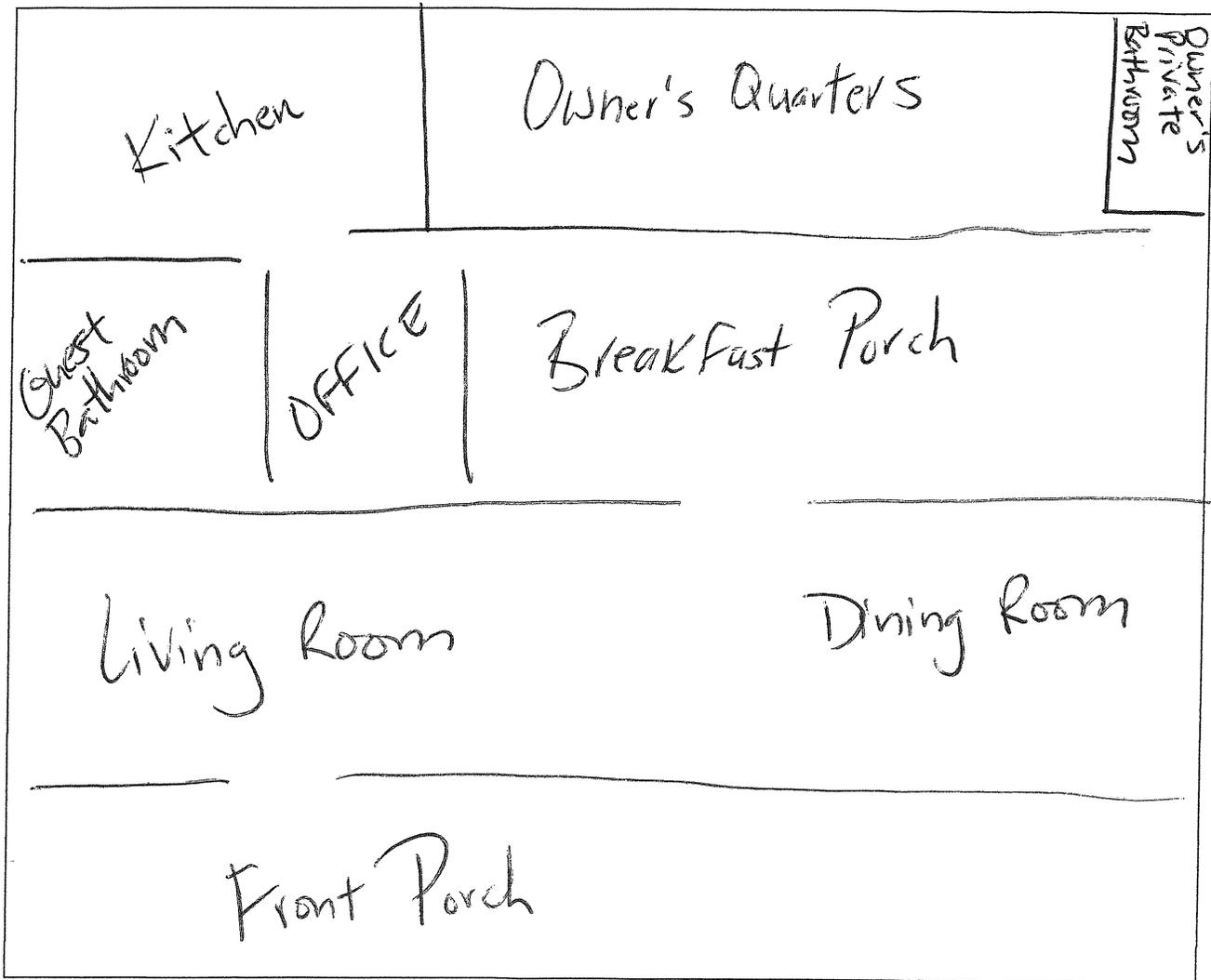
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing & Enforcement
8 State House Station, Augusta, ME 04333-0008
10 Water Street, Hallowell, ME 04347
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov

DIVISION USE ONLY	
<input type="checkbox"/>	Approved
<input type="checkbox"/>	Not Approved
BY:	

ON PREMISE DIAGRAM

In an effort to clearly define your license premise and the area that consumption and storage of liquor is allowed. The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including entrances, office area, kitchen, storage areas, dining rooms, lounges, function rooms, restrooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



Front Entrance



4.7.2017
@ 2:00pm

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW [] RENEWAL FOR THE YEAR: 2017-18
CURRENT LICENSE EXPIRATION DATE: 05/17/2017

BUSINESS NAME: WILD BLUEBERRY CAFE LLC
APPLICANT: MARIA GRASSO
EMAIL: _____@.com
BUSINESS REG #: 17-0000 67 ISSUE DATE: 4/3/17 MAP: 6 LOT: 67
OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 145

NOTE - SPECIAL ATTENTION

Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing can be scheduled by the Select Board. APPLICATIONS MUST BE SUBMITTED NINETY (90) DAYS PRIOR TO THE EXPIRATION OF THE EXISTING LICENSE.

TITLE	SIGNATURE	APPROVAL		REPORT ATTACHED		DATE
		YES	NO	YES	NO	
Police Chief	<i>Patricia L. Proulx</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	04-13-2017
Fire Chief	<i>Mark Birn</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	4-11-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	4-10-17

**ATTENDANCE AT PUBLIC HEARING IS REQUIRED
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING**

I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense under the Criminal Code and is punishable by confinement of up to one (1) year or by a monetary fine of up to \$500 or both.

[Signature]

APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200	Date Paid: <u>4/3/17</u>	Check/Cash	Check #: <u>5045</u>
Background Check Fee: \$ <u>21.00</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: \$150.00	Paid prior to Liquor Application?	YES	<input checked="" type="radio"/> NO
TOTAL PAID WITH APPLICATION: \$ <u>371.00</u>		Received by: <i>[Signature]</i>	
		(Town Clerk's Office)	
DATE POSTED: <u>4/11/2017</u>	DATE HEARD: _____	APPROVED: _____	DENIED: _____



PUBLIC
HEARINGS
&
PRESENTATIONS

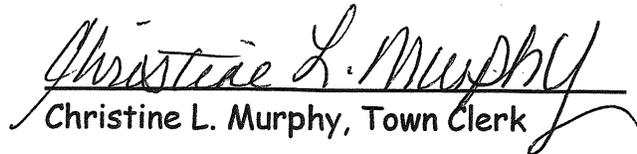
OGUNQUIT

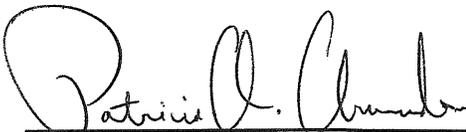
Beautiful Place by the Sea

NOTICE OF PUBLIC HEARING

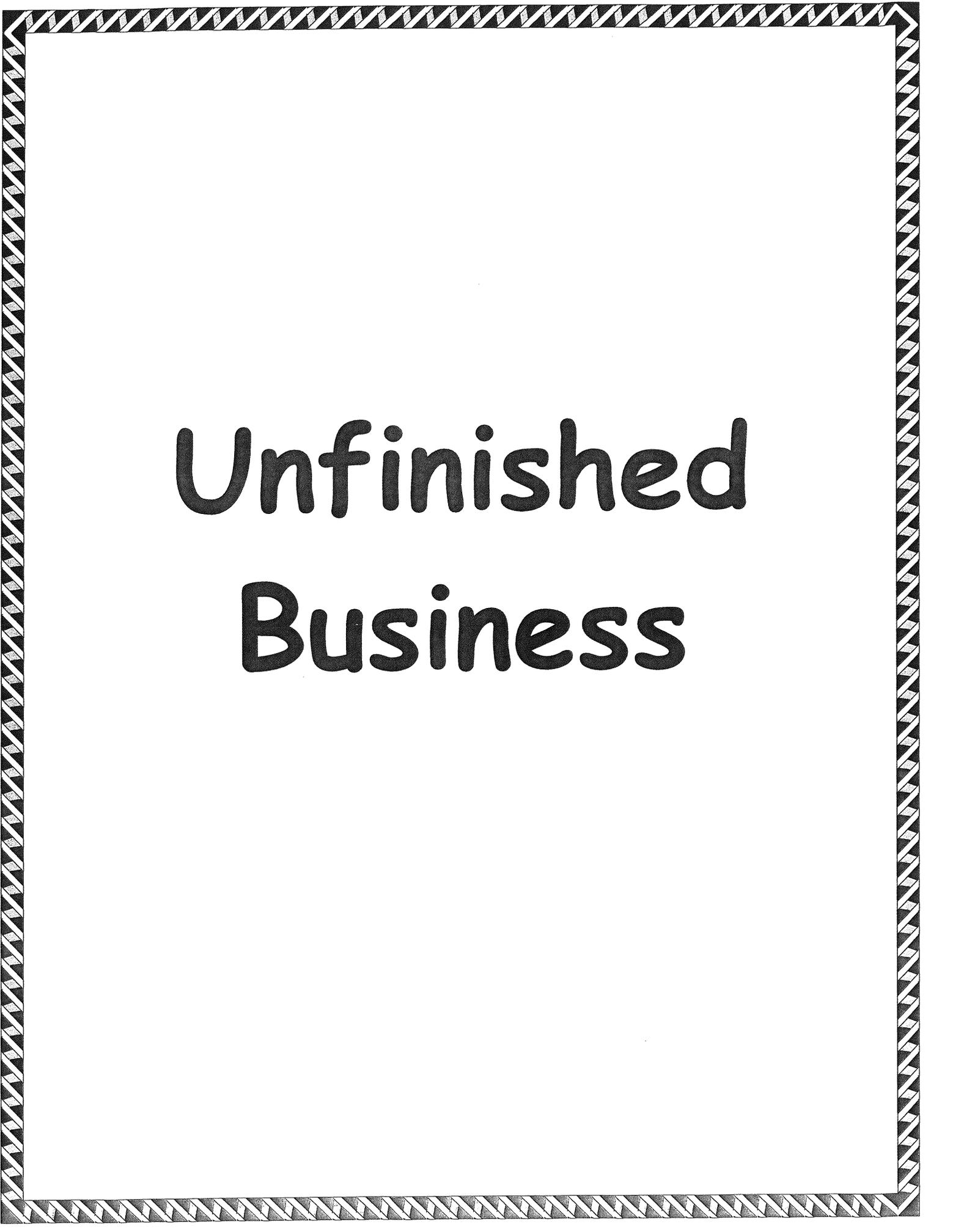
NOTICE is hereby given that the Municipal Officers of the Town of Ogunquit will hold a Public Hearing at 6:00PM on Tuesday, April 18, 2017 at the Dunaway Center on School Street to consider whether they will issue an ORDER OF DISCONTINUANCE to discontinue a section of a Town Way, being the portion of Captain Thomas Road shown on a plan entitled "Plan Showing a Proposed Re-definition of Captain Thomas Road, Captain Thomas Road, Ogunquit Maine," prepared by Great Hill Survey Company and dated July 19, 2016.

The ORDER OF DISCONTINUANCE, if adopted by the Municipal Officers, will be subject to Town Meeting approval as the Town Meeting is the legislative body of the Town.


Christine L. Murphy, Town Clerk

Posted by: 
Patricia L. Arnaudin, Police Chief

Posted:	<u>April 11, 2017</u>
	Dunaway Community Center
	Ogunquit Post Office
	Ogunquit Transfer Station
	WOGT



Unfinished Business

**TOWN OF OGUNQUIT
RETAIL MARIJUANA ESTABLISHMENTS AND RETAIL MARIJUANA
SOCIAL CLUBS MORATORIUM ORDINANCE**

WHEREAS, a ballot initiative to legalize, regulate and tax marijuana for non-medicinal purposes known as the “Marijuana Legalization Act” was voted upon by a State-wide referendum election on November 8, 2016; and

WHEREAS, the Act authorizes municipalities to regulate the number of retail marijuana stores and the location and operation of retail marijuana social clubs and retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, as those terms are defined in the Act, as well as providing the option to prohibit the operation of retail marijuana social clubs and retail marijuana establishments, including stores, cultivation facilities, manufacturing facilities and testing facilities, within their jurisdiction; and

WHEREAS, the Act will not limit the privileges or rights afforded by the Maine Medical Use of Marijuana Act (22 M.R.S.A. §§ 2421 – 2430-B) to qualifying patients, primary caregivers, or registered dispensaries, including cultivation facilities associated with any of those classifications; and

WHEREAS, the outcome of the State-wide referendum resulted in the enactment of the Act, now codified in the Maine Revised Statutes in Title 7, chapter 417, and the Town’s current Ordinances do not include any regulations related to retail marijuana establishments or retail marijuana social clubs under the new Act; and

WHEREAS, the unregulated location and operation of retail marijuana establishments and retail marijuana social clubs within the Town of Ogunquit raises legitimate and substantial questions about the impact of such establishments and social clubs on the Town, including questions about the compatibility of retail marijuana establishments and social clubs with existing uses and development in residential, business, agricultural and shoreland zoning districts; the potential adverse health and safety effects of retail marijuana establishments and social clubs on the community if not properly regulated; the possibility of illicit sale and use of marijuana and marijuana products to minors and misuse of marijuana and marijuana products by those who would abuse the uses authorized under the new law; potential criminal activity associated with the cultivation, manufacturing, sale and use of marijuana and marijuana products for non-medicinal purposes and the potential increased burden on the Town’s Police Department and the Fire Department; and the adequacy of the Town’s streets and infrastructure to accommodate the additional traffic and/or population that may result from the presence of retail marijuana establishments or social clubs; and

WHEREAS, the possible effect of the location and operation of retail marijuana establishments and/or retail marijuana social clubs within the Town has potentially serious implications for the health, safety and welfare of the Town and its residents; and

WHEREAS, the Town needs time to review the proposed Act and any State regulations that may be adopted and to review its own Ordinances to determine the implications of future proposed retail marijuana establishments and/or social clubs to develop reasonable ordinances governing the location and operations of such establishments and social clubs to address the concerns cited above; and

WHEREAS, the Town's current ordinances are insufficient to prevent serious public harm that could be caused by the unregulated development of retail marijuana establishments and social clubs and other uses authorized by the changes in law voted on in the November 8, 2016 referendum election, thereby necessitating a moratorium; and

WHEREAS, the Select Board, Planning Board and town staff with the professional advice and assistance of the Police Department, shall study the Town's current Ordinances to determine the land use and other regulatory implications of retail marijuana establishments and social clubs and consider what locations, if any, and conditions of approval, if any, might be appropriate for such uses; and

WHEREAS, a moratorium is necessary to prevent an overburdening of public facilities that is reasonably foreseeable as the result of retail marijuana establishments and social clubs and other uses authorized by the changes in law passed at the November 8, 2016 referendum election, being located in the Town; and

WHEREAS, it is anticipated that such a study, review, and development of recommended ordinance changes will take at least one hundred eighty (180) days from the date the Town enacts this Moratorium Ordinance on Retail Marijuana Establishments and Retail Marijuana Social Clubs; and

WHEREAS, the conditions set forth in this Ordinance constitute an emergency that requires enactment of a moratorium in order to prevent the submission of applications prior to the Town's enactment of final regulations; and

WHEREAS, the Town will need time to study the issues arising out of the Act and to prepare and adopt appropriate ordinances prior to the commencement of the issuance by the State of Maine of licenses for retail marijuana establishments and retail marijuana social clubs;

NOW, THEREFORE, be it ordained by the Town of Ogunquit, acting pursuant to its Town Charter, that the following Moratorium Ordinance on Retail Marijuana Establishments and Retail Marijuana Social Clubs be, and hereby is, enacted, and, in furtherance thereof, the Town does hereby declare a moratorium on the location, operation or licensing of any retail marijuana social clubs and any retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities within the Town.

This Moratorium Ordinance shall take effect, once enacted by the Town Meeting, in accordance with the provisions of the Town Charter. The moratorium shall remain in effect for one hundred either (180) days unless extended, repealed, or modified by the Select Board, for the

express purpose of drafting an amendment or amendments to the Town's current Ordinances to protect the public from health and safety risks including, but not limited to, compatibility of retail marijuana establishments and social clubs with existing and permitted uses in residential, commercial and industrial zoning districts; the correlation of retail marijuana establishments and social clubs with medical marijuana cultivation facilities and dispensaries, all as defined in the adopted "Marijuana Legalization Act;" the potential adverse health and safety effects of retail marijuana establishments and social clubs on the community if not properly regulated; the possibility of illicit sale and use of marijuana and marijuana products to minors and misuse of marijuana and marijuana products by those who would abuse the uses authorized under the new law; criminal activity associated with the cultivation, manufacturing, sale and use of marijuana and marijuana products for non-medicinal purposes and the potential increased burden on the public safety agencies serving the Town in responding to the same; and the adequacy of the Town's infrastructure to accommodate the additional traffic and/or population that may result from the presence of retail marijuana establishments or social clubs in the Town.

BE IT FURTHER ORDAINED, that this Ordinance shall apply to retail marijuana social clubs and retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, as those terms are defined by the "Marijuana Legalization Act" codified at 7 M.R.S.A. §§ 2442 (36), (38), (39), (40), (41), that may be proposed to be located within the Town on or after the effective date of this Ordinance; and.

BE IT FURTHER ORDAINED, that no person or organization shall develop or operate a retail marijuana establishment or social club within the Town on or after the adoption of this Ordinance through the 180-day period established by this Ordinance and any extension thereof that may be enacted by the Select Board without complying with whatever ordinance amendment or amendments the Town Meeting may enact as a result of this Ordinance; and.

BE IT FURTHER ORDAINED, that during the time this Ordinance is in effect, no officer, official, employee, office, administrative board or agency of the Town shall accept, process, approve, deny, or in any other way act upon any application for a license, building permit or any other type of land use approval or permit and/or any other permits or licenses related to a retail marijuana establishment or retail marijuana social club; and

BE IT FURTHER ORDAINED, that those provisions of the Town's current Ordinances that are inconsistent or conflicting with the provisions of this Ordinance, are hereby repealed to the extent that they are applicable for the duration of the moratorium hereby ordained, and as it may be extended as permitted by law, but not otherwise; and

BE IT FURTHER ORDAINED, that if retail marijuana establishments or retail marijuana social clubs are established in violation of this Ordinance, each day of any continuing violation shall constitute a separate violation of this Ordinance, and the Town shall be entitled to all rights available to it in law and equity, including, but not limited to, fines and penalties, injunctive relief, and its reasonable attorney's fees and costs in prosecuting any such violations; and

BE IT FURTHER ORDAINED, that should any section or provision of this Ordinance be declared by any court of competent jurisdiction to be invalid, such a declaration shall not invalidate any other section or provision.

Order of Discontinuance of a Town Way

To: Residents of the Town of Ogunquit and other interested persons

From: Municipal Officers of the Town of Ogunquit

Pursuant to 23 M.R.S.A. § 3026-A, the Municipal Officers of the Town of Ogunquit hereby order the discontinuance as a Town way of that portion of Captain Thomas Road described as follows: The red cross-hatched area shown on Exhibit A.

The above-described parcel is a portion of the former right-of-way of Captain Thomas Road. The traveled way was relocated from this area by action of the Maine Department of Transportation in 1972. The current location of the traveled way is shown on the plan entitled "Maine State Highway Commission Right of Way Map State Aid Highway No. 9," dated January 1972 and recorded in the York County Registry of Deeds.

Having given best practicable notice to all abutting property owners, a list of whom is attached to this Order, and the Town Planning Board, we further order that no damages be awarded to the abutting property owners because they have waived all claims for damages.

Further, said Municipal Officers in their capacity as the Board of Selectmen, and after approval by vote of the Town Meeting acting as the legislative body of the Town of Ogunquit, hereby approve said order of the municipal officers and further order that said portion of Captain Thomas Road be discontinued immediately, without damages to abutters and with no public easement reserved.

Date: _____,

Barbara Dailey

John Daley

Rick Dolliver

Gary Latulippe

Robert Winn, Jr.

Municipal Officers/Board of Selectmen

LIST OF ABUTTING PROPERTY OWNERS

1. Brenda Craig
50 Avery Drive NE
Atlanta, GA 30309-2702
2. Steven Roy Perkins and Judith Perkins
P.O. Box 1269
Ogunquit, ME 03907-1269
3. Jennifer L. Kearns, Personal Representative for the Estate of Mildred L. Adams
848 Morrills Mill Road
North Berwick, ME 03906-5132
4. Robert J. Johnson
PO Box 1408
Ogunquit, Maine 03907



New Business

MEMO

To: Don Gerish, Interim Town Manager

From: John Quartararo, Treasurer

Re: Change in personal property tax payments

Date: April 12, 2017

Cc: Barbara Kinsman, Tax Assessor

I submitted suggested language for the Town Meeting warrant in June 2017 that would change the manner in which future personal property taxes are paid. Currently real estate and personal property taxes are paid in two installments on or about Nov 1st and May 1st. The suggested change would require that personal property taxes be paid in a single installment that would be due on or about Nov 1st beginning with the Nov 1, 2018 tax installment.

For FY 2017 there were 262 personal property tax accounts with \$84,111.85 in tax assessments or an average of \$321.04 per account. The median tax amount is \$83.81 and the range is 24 cents to \$8,277.04.

By using a single payment date for the personal property taxes:

- The Town can save printing and postage costs for this group of tax bills,
- The Town can avoid the non-payment of the second installment of the tax bill by assessed owners that close shop and refuse to pay the second installment because they were no longer in business, and
- Since the personal property taxes must be paid in full before a Business Registration can be issued, by having the personal property taxes paid in the fall the business registrations will not be held up pending payment of the spring installment.

The suggested language also delays the start of this change for personal property taxes for one year, until Fiscal Year 2018 – 2019 (July 1, 2018 to June 30, 2019) and the tax installment that would be due on or about Nov 1, 2018.

Beginning with taxes assessed for FY 2018-2019, shall personal property taxes be payable in one installment due in the fall of each year, the actual tax due date to be set by Town Meeting?