

Charles L. Waite, III, Chair  
Robert N. Winn, Jr., Vice Chair  
John M. Daley  
Richard A. Dolliver  
Madeline S. Mooney



**AGENDA**  
**MEETING OF THE OGUNQUIT SELECT BOARD**  
**TUESDAY, OCTOBER 3, 2017**

**COMMITTEE INTERVIEWS - 5:45PM**

- 1.0 CALL TO ORDER: 6:00PM**
  - 1.1 Roll Call of Members
  - 1.2 Pledge of Allegiance
  - 1.3 Select Board Minutes - September 12, 2017
  
- 2.0 TOWN MANAGER'S REPORT**
  
- 3.0 COMMITTEE APPOINTMENTS & RESIGNATIONS**
  - 3.1 Resignation - Bill Woods, Comprehensive Plan
  - 3.2 Reappointments - Bicycle-Pedestrian Committee
  - 3.4 Appointment - Historic Preservation Commission
  
- 4.0 PROCLAMATIONS, RESOLUTIONS & PRESENTATIONS**
  
- 5.0 LICENSE PUBLIC HEARINGS**
  - 5.1 Beachfire - Malt, Spirituous & Vinous Liquor License Renewal Application
  - 5.2 Five-O Shore Road - Malt, Spirituous & Vinous Liquor License Renewal Application
  - 5.3 Old Village Inn - Malt, Spirituous & Vinous Liquor License Renewal Application
  - 5.4 Old Village Inn- Amusement License Renewal Application
  
- 6.0 UNFINISHED BUSINESS**
  - 6.1 Municipal Officers Re-Certification of Official Text of Secret Ballot Referendum Question - Pat Finnigan, Town Manager
    - A. Amendments to Title VI, Chapter 2 - Bicycle and Other Wheeled Goods and Pedestrian Ordinance
  - 6.2 Public Hearing on November 7, 2017 Special Town Meeting Warrant Articles  
Opportunity for citizens to ask questions and comment on Articles on Special Town meeting warrant. The Warrant has been approved; no changes can be made to it.
  
- 7.0 NEW BUSINESS**
  - 7.2 Public Hearing on General Assistance Ordinance - Adoption of MMA Appendices A-D (October 2017 -September 30, 2018) as part of Ogunquit's General Assistance Ordinance - Pat Finnigan, Town Manager

Public Comments and Questions and Select Board Action on the Proposed Amendments to Title II of the Ogunquit Municipal Code, General Assistance Ordinance [pursuant to Title 22 MRSAS4305(3-B)]

**8.0 CITIZEN COMMENTS (For town topics not on the agenda)**

*The Select Board welcomes public comments and questions about Town-related issues that are not on the agenda. We ask that people keep comments on point and within 3 minutes.*

**9.0 OTHER BUSINESS**

9.1 Select Board Reports and Announcements

**10.0 ADJOURNMENT**

**\*\*\*\*\* BREAK \*\*\*\*\***

*(Time permitting; there will be a workshop to begin discussion of Select Board Goals)*

**SELECT BOARD WORKSHOP**

1. Goal Setting & Work Plan
2. Meeting Calendar
3. Adjourn



Appointments  
&  
Resignations

**From:** William John Woods \_\_\_\_\_ ]  
**Sent:** Sunday, September 3, 2017 7:32 AM  
**To:** STEVE WILKOS \_\_\_\_\_  
**Subject:** Meeting

Good Morning Steve,

Something unforeseeable has come up and I will be unable to attend the meeting on Thursday. Due to my many absences and probable future absences I think that it is in the best interest of the Comprehensive Plan Committee that I resign.

Thank you,  
Bill Woods

--





**MUNICIPAL OFFICES**  
23 SCHOOL STREET • P.O. BOX 875  
OGUNQUIT, MAINE 03907-0875

Website: [www.townofogunquit.org](http://www.townofogunquit.org)  
E-mail: [info@townofogunquit.org](mailto:info@townofogunquit.org)

(207) 646-5139      General Offices  
(207) 646-9326      Land Use  
(207) 646-9546      Town Clerk  
(207) 646-5920      Fax

### *Certificate of Appointment*

In accordance with Article III, Section 310.2 of the Charter of the Town of Ogunquit, the undersigned municipal officers of the Town of Ogunquit do hereby vote to appoint and confirm:

John Cavaretta as a Bicycle-Pedestrian Committee

Dated: \_\_\_\_\_  
Term Expiration: June 30, 2019

#### **OGUNQUIT SELECT BOARD**

\_\_\_\_\_  
John M. Daley

\_\_\_\_\_  
Richard A. Dolliver

\_\_\_\_\_  
Madeline S. Mooney

\_\_\_\_\_  
Charles L. Waite, III - Chair

\_\_\_\_\_  
Robert N. Winn, Jr. – Vice Chair

State of Maine  
County of York, ss \_\_\_\_\_, 2017

Personally appeared the above named John Cavaretta, who has been duly appointed and confirmed as a Bicycle-Pedestrian Committee in said municipality and took the oath necessary to qualify for office and perform the duties thereof for the above-stated term according to law.

Before me,

\_\_\_\_\_  
Christine L. Murphy, Town Clerk  
Jo Anne Lepley, Deputy Town Clerk

Received in the  
Town Clerk's Office

on 08/15/2016  
at 2:00

**TOWN OF OGUNQUIT, MAINE  
TOWN CLERK'S OFFICE**

23 School Street, PO Box 2122, Ogunquit, Maine 04967

Telephone: (207) 646-9546 Fax: (207) 646-5920

CLM  
Town Clerk

**APPLICATION FOR APPOINTMENT TO TOWN BOARDS**

New     Re-Appointment     Appointment from Alternate to Full Member

**PLEASE ANSWER ALL QUESTIONS ON THE FORM**

NAME: JENNIFER WALKER

RESIDENCE: \_\_\_\_\_

MAILING (if different) \_\_\_\_\_

E-MAIL ADDRESS jwalker@ogunquitmaine.com PHONE: \_\_\_\_\_

**Please check your choices and list in order or priority by marking 1, 2, 3, etc.**

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Bike-Pedestrian Committee | _____ Parks & Recreation Committee      |
| _____ Board of Assessment Review                              | _____ Performing Arts Committee         |
| _____ Comprehensive Plan                                      | _____ Planning Board                    |
| _____ Conservation Commission                                 | _____ Recycling Committee               |
| _____ Harbor Committee  | _____ Shellfish Conservation Commission |
| _____ Heritage Museum Committee                               | _____ Zoning Board of Appeals           |
| _____ Historic Preservation Committee                         | _____ Other _____                       |
| _____ Marginal Way Committee                                  | _____ Other _____                       |

RELATED EXPERIENCE (Including other Boards/Commissions) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I am a: (check those that apply)

Year- Round Resident    \_\_\_\_\_ Summer Resident     Ogunquit Property Owner  
 Registered to Vote in Ogunquit

PLEASE SPECIFY REASON FOR APPLICATION TO THIS BOARD: \_\_\_\_\_  
LIFE LONG BIKER/PEDESTRIAN  
\_\_\_\_\_

**Please Circle**

**I have/have not attended at least two (2) meetings of the Board for which application is being made. I agree to attend all meetings, except in case of sickness or emergency, and will advise the Chairperson when I am unable to attend, if appointed.**

J Walker  
Signature of Applicant

8/15/16  
Date



**MUNICIPAL OFFICES**

23 SCHOOL STREET • P.O. BOX 875  
OGUNQUIT, MAINE 03907-0875

Website: [www.townofogunquit.org](http://www.townofogunquit.org)

E-mail: [info@townofogunquit.org](mailto:info@townofogunquit.org)

(207) 646-5139	General Offices
(207) 646-9326	Land Use
(207) 646-9546	Town Clerk
(207) 646-5920	Fax

### *Certificate of Appointment*

In accordance with Article III, Section 310.2 of the Charter of the Town of Ogunquit, the undersigned municipal officers of the Town of Ogunquit do hereby vote to appoint and confirm:

Jennifer Walker as a Bicycle-Pedestrian Committee

Dated: \_\_\_\_\_

Term Expiration: June 30, 2019

#### **OGUNQUIT SELECT BOARD**

\_\_\_\_\_  
John M. Daley

\_\_\_\_\_  
Richard A. Dolliver

\_\_\_\_\_  
Madeline S. Mooney

\_\_\_\_\_  
Charles L. Waite, III - Chair

\_\_\_\_\_  
Robert N. Winn, Jr. – Vice Chair

State of Maine  
County of York, ss

\_\_\_\_\_, 2017

Personally appeared the above named Jennifer Walker, who has been duly appointed and confirmed as a Bicycle-Pedestrian Committee in said municipality and took the oath necessary to qualify for office and perform the duties thereof for the above-stated term according to law.

Before me,

\_\_\_\_\_  
Christine L. Murphy, Town Clerk  
Jo Anne Lepley, Deputy Town Clerk

TOWN OF OGUNQUIT, MAINE  
Received in the  
Town Clerk's Office

on 9/5/17  
at 2:50 PM

TOWN OF OGUNQUIT, MAINE

TOWN CLERK'S OFFICE Rec. by JM  
Town Clerk

23 School Street, PO Box 2122, Ogunquit, Maine 03907

Telephone: (207) 646-9546 Fax: (207) 646-5920

**APPLICATION FOR APPOINTMENT TO TOWN BOARDS**

New  Re-Appointment  Appointment from Alternate to Full Member

**PLEASE ANSWER ALL QUESTIONS ON THE FORM**

NAME: FRANK DeHart

RESIDENCE: Ogunquit

MAILING (if different) \_\_\_\_\_

E-MAIL ADDRESS \_\_\_\_\_ PHONE: \_\_\_\_\_

**Please check your choices and list in order or priority by marking 1, 2, 3, etc.**

- |   |  |
|---|--|
| <input type="checkbox"/> Board of Assessment Review                 | <input type="checkbox"/> Parks & Recreation Committee      |
| <input type="checkbox"/> Conservation Commission                    | <input type="checkbox"/> Performing Arts Committee         |
| <input type="checkbox"/> Comprehensive Plan                         | <input type="checkbox"/> Planning Board                    |
| <input type="checkbox"/> Harbor Committee                           | <input type="checkbox"/> Recycling Committee               |
| <input type="checkbox"/> Heritage Museum Committee                  | <input type="checkbox"/> Shellfish Conservation Commission |
| <input checked="" type="checkbox"/> Historic Preservation Committee | <input type="checkbox"/> Zoning Board of Appeals           |
| <input type="checkbox"/> Marginal Way Committee                     | <input type="checkbox"/> Other _____                       |

RELATED EXPERIENCE (Including other Boards/Commissions):  
Past member

I am a: (check those that apply)

Year-Round Resident  Summer Resident  Ogunquit Property Owner  
 Registered to Vote in Ogunquit

PLEASE SPECIFY REASON FOR APPLICATION TO THIS BOARD: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Please Circle**

I have/have not attended at least two (2) meetings of the Board for which application is being made. I agree to attend all meetings, except in case of sickness or emergency, and will advise the Chairperson when I am unable to attend, if appointed.

[Signature]  
Signature of Applicant

9/5/17  
Date



**MUNICIPAL OFFICES**  
 23 SCHOOL STREET • P.O. BOX 875  
 OGUNQUIT, MAINE 03907-0875  
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(207) 646-9546	Town Clerk
(207) 646-5920	Fax

*Certificate of Appointment*

In accordance with Article III, Section 310.2 of the Charter of the Town of Ogunquit, the undersigned municipal officers of the Town of Ogunquit do hereby vote to appoint and confirm:  
Jerold DeHart as a Historic Preservation Commission

Dated: \_\_\_\_\_  
 Term Expiration: June 30, 2020

**OGUNQUIT SELECT BOARD**

\_\_\_\_\_  
 John M. Daley

\_\_\_\_\_  
 Richard A. Dolliver

\_\_\_\_\_  
 Madeline S. Mooney

\_\_\_\_\_  
 Charles L. Waite, III - Chair

\_\_\_\_\_  
 Robert N. Winn, Jr. – Vice Chair

State of Maine  
 County of York, ss \_\_\_\_\_, 2017

Personally appeared the above named Jerold DeHart, who has been duly appointed and confirmed as a Historic Preservation Commission in said municipality and took the oath necessary to qualify for office and perform the duties thereof for the above-stated term according to law.

Before me,  
 \_\_\_\_\_  
 Christine L. Murphy, Town Clerk  
 Jo Anne Lepley, Deputy Town Clerk



LIQUOR  
&  
AMUSEMENT  
LICENSE  
PUBLIC  
HEARING

# OGUNQUIT

*Beautiful Place by the Sea*

## PUBLIC HEARING NOTICE

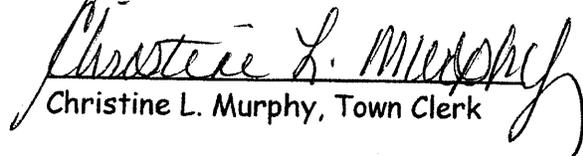
The Ogunquit Board of Selectmen will hold a Public Hearing on Tuesday, October 3, 2017, at 6:00 PM in the Auditorium of the Dunaway Community Center on School Street, Ogunquit, Maine for the following application(s):

### MALT, SPIRITUOUS & VINOUS LICENSE (RENEWAL)

Beachfire	658 Main Street
Five-O Shore Road	50 Shore Road
Old Village Inn	250 Main Street

### AMUSEMENT LICENSE (RENEWAL)

Old Village Inn	250 Main Street
-----------------	-----------------

  
Christine L. Murphy, Town Clerk

Posted by:   
Patricia L. Arnaudin, Police Chief

Posted: September 26, 2017  
Dunaway Community Center  
Ogunquit Post Office  
Ogunquit Transfer Station  
WOGT

# OGUNQUIT

*Beautiful Place by the Sea*

9/15/2017  
@ 1:00pm

### OGUNQUIT LIQUOR LICENSE APPLICATION

NEW <input type="checkbox"/>	RENEWAL <input checked="" type="checkbox"/>	FOR THE YEAR: <u>2017/18</u>
CURRENT LICENSE EXPIRATION DATE: <u>10-29-17</u>		

BUSINESS NAME: Lafin Properties LLC DBA Beachfire  
 APPLICANT: Jared Lafin  
 EMAIL: \_\_\_\_\_  
 BUSINESS REG #: 2017-37 ISSUE DATE: 3/16/2017 MAP: 9 LOT: 49  
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 150

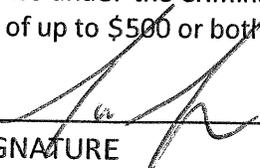
#### NOTE - SPECIAL ATTENTION

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 J. Roman</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	09-20-2017
Fire Chief	<i>Mark Brewer</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-18-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9-18-17

#### 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>9/14/17</u>	Check/Cash	Check #: <u>1760</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? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
TOTAL PAID WITH APPLICATION: \$ <u>221.00</u>		Received by: <u>[Signature]</u> (Town Clerk's Office)		
DATE POSTED: <u>9/26/2017</u> DATE HEARD: <u>10/3/2017</u> APPROVED: _____ DENIED: _____				

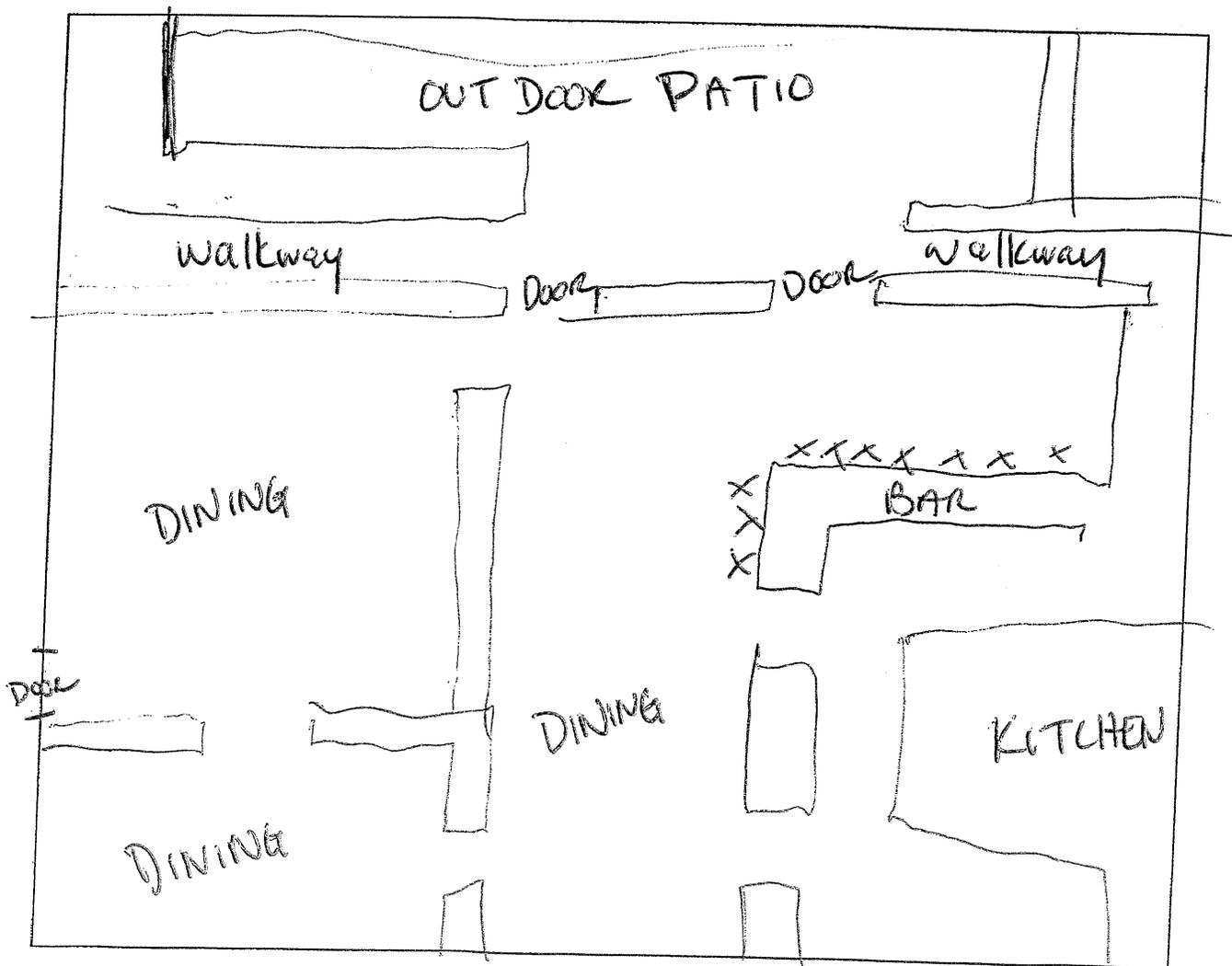
Bureau of Alcoholic Beverages and Lottery Operations  
 Division of Liquor Licensing & Enforcement  
 8 State House Station, Augusta, ME 04333-0008  
 10 Water Street, Hallowell, ME 04347  
 Tel: (207) 624-7220 Fax: (207) 287-3434  
 Email Inquiries: [MaineLiquor@maine.gov](mailto:MaineLiquor@maine.gov)

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, function rooms, decks and all areas that you are requesting approval from the Division for liquor consumption.



# OGUNQUIT

*Beautiful Place by the Sea*

9/26/2017  
@ 11:00am

### OGUNQUIT LIQUOR LICENSE APPLICATION

NEW  RENEWAL  FOR THE YEAR: 2017-2018  
 CURRENT LICENSE EXPIRATION DATE: 10/9/17

BUSINESS NAME: Prigo LLC / Five O Shore Road  
 APPLICANT: Gary Pucelli  
 EMAIL: \_\_\_\_\_  
 BUSINESS REG #: 325 ISSUE DATE: 09/25/17 MAP: 006 LOT: 034/GB-1  
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 125

#### 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>Rita...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	09-27-2017
Fire Chief	<i>...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-26-17
Code Officer	<i>...</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9-25-17

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

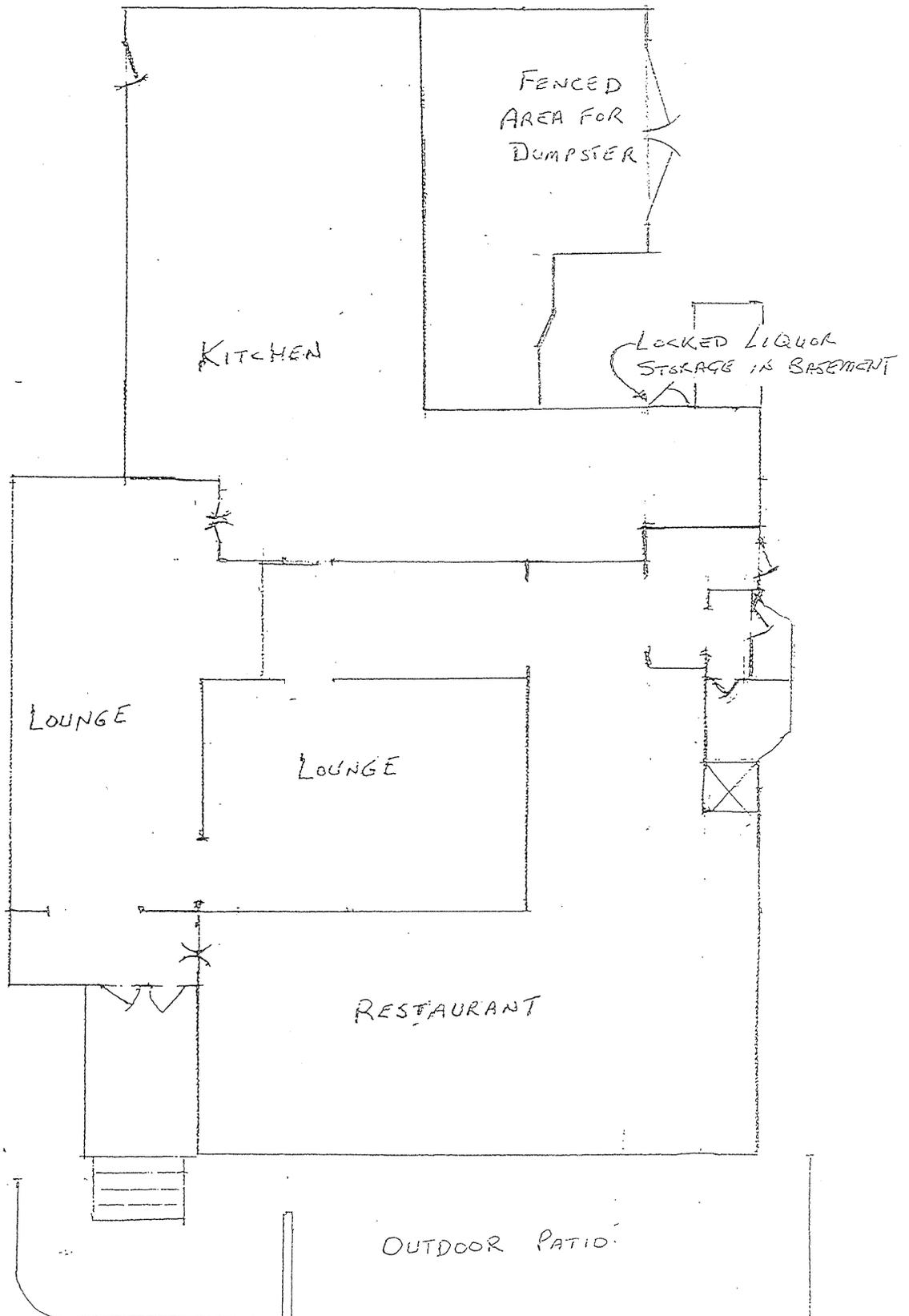
I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense 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]*  
 APPLICANT'S SIGNATURE

#### FOR OFFICE USE ONLY

Application Fee: \$200 Date Paid: 09/25/17 Check/Cash Check #: 375010  
 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: \$ 263.00 Received by: *[Signature]*  
 (Town Clerk's Office)  
 DATE POSTED: 9/26/2017 DATE HEARD: 10/3/2017 APPROVED: \_\_\_\_\_ DENIED: \_\_\_\_\_

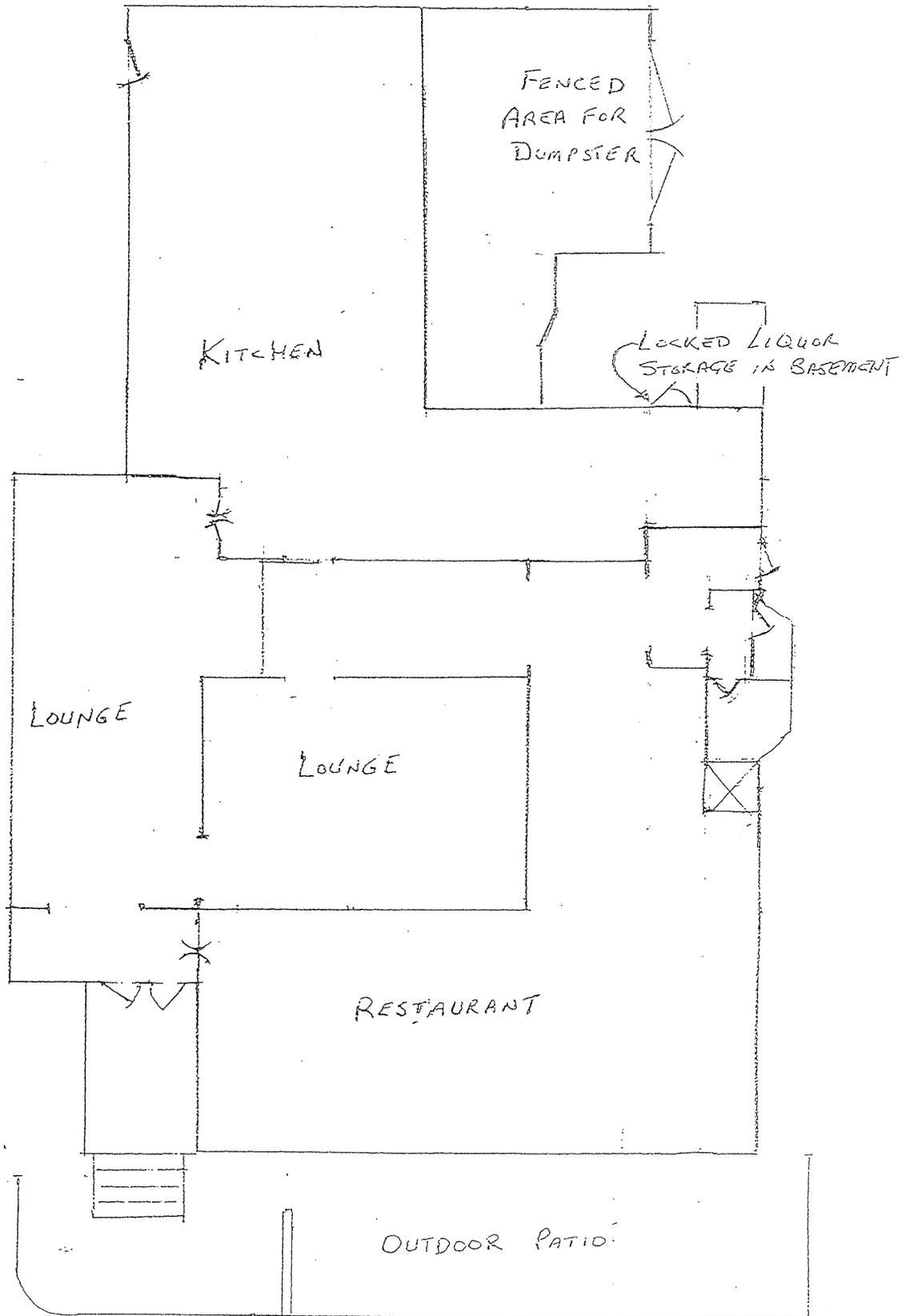
PREMISE DIAGRAM



FIVE-O SHORE ROAD

1" = 10'-0"

PREMISE DIAGRAM



FIVE-O SHORE ROAD

1" = 10'-0"

# OGUNQUIT

*Beautiful Place by the Sea*

9.22.2017  
@ 10:00am

### OGUNQUIT LIQUOR LICENSE APPLICATION

NEW <input type="checkbox"/>	RENEWAL <input checked="" type="checkbox"/>	FOR THE YEAR: <u>2017-18</u>
CURRENT LICENSE EXPIRATION DATE: _____		

BUSINESS NAME: The Old Village Tavern LLC  
 APPLICANT: Dean Goodman  
 EMAIL: \_\_\_\_\_  
 BUSINESS REG #: 2017-251 ISSUE DATE: 4-6-17 MAP: 7 LOT: 69  
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 142

#### 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. Parnaudin</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	09-27-2017
Fire Chief	<i>Mark Oliver</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	9-26-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9-25-17

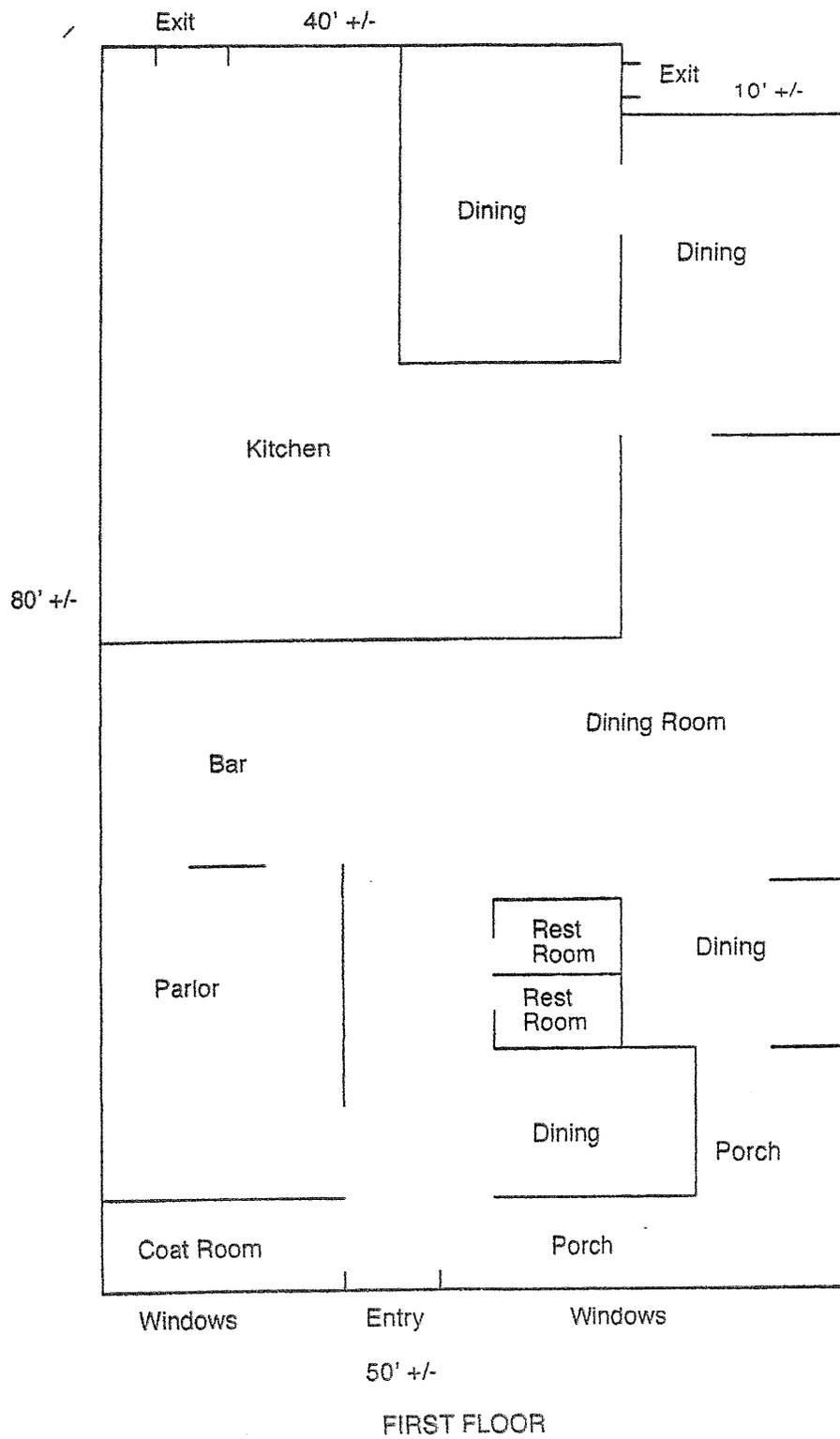
#### ATTENDANCE AT PUBLIC HEARING IS REQUIRED PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

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.

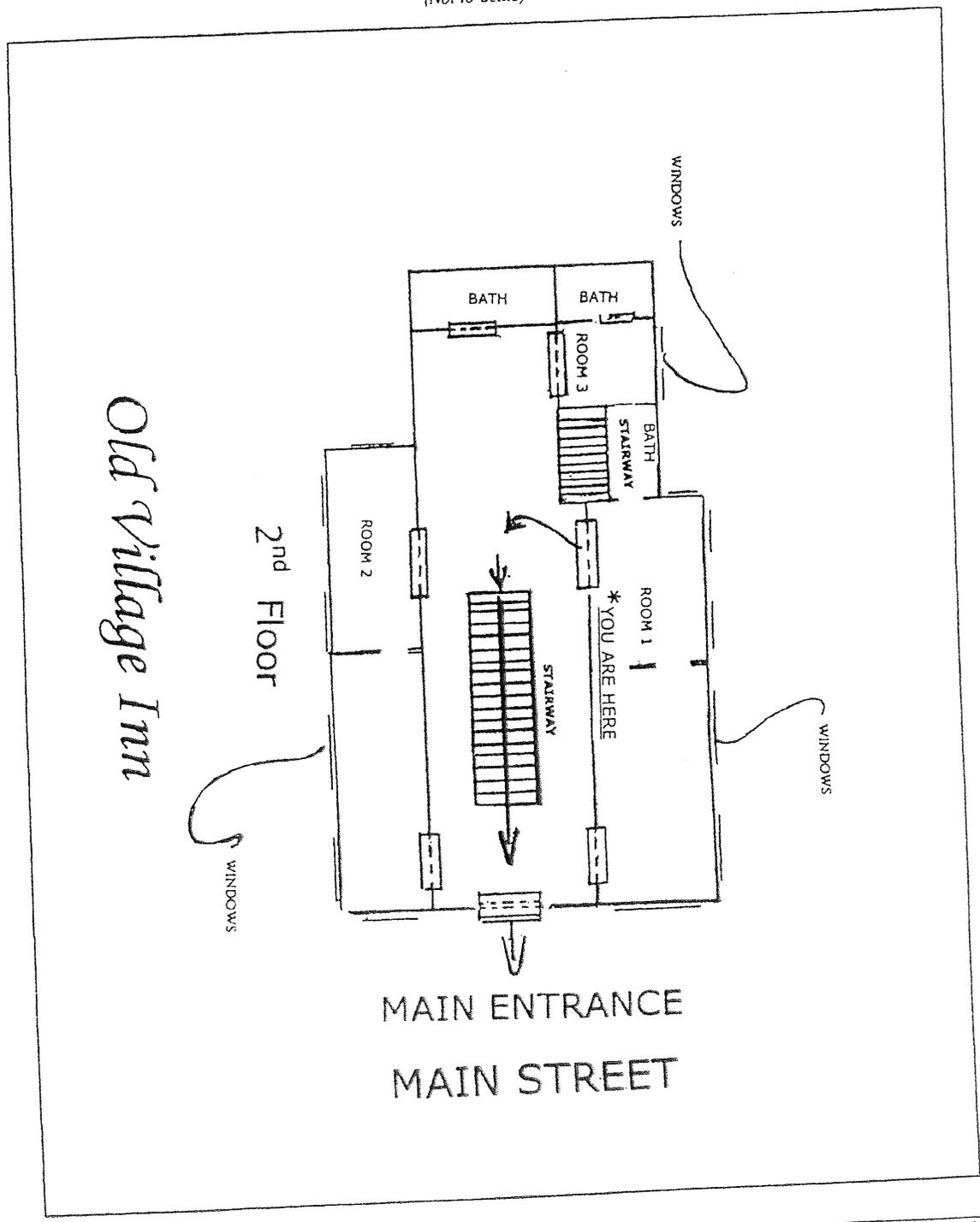
*[Signature]*  
 APPLICANTS SIGNATURE

#### FOR OFFICE USE ONLY

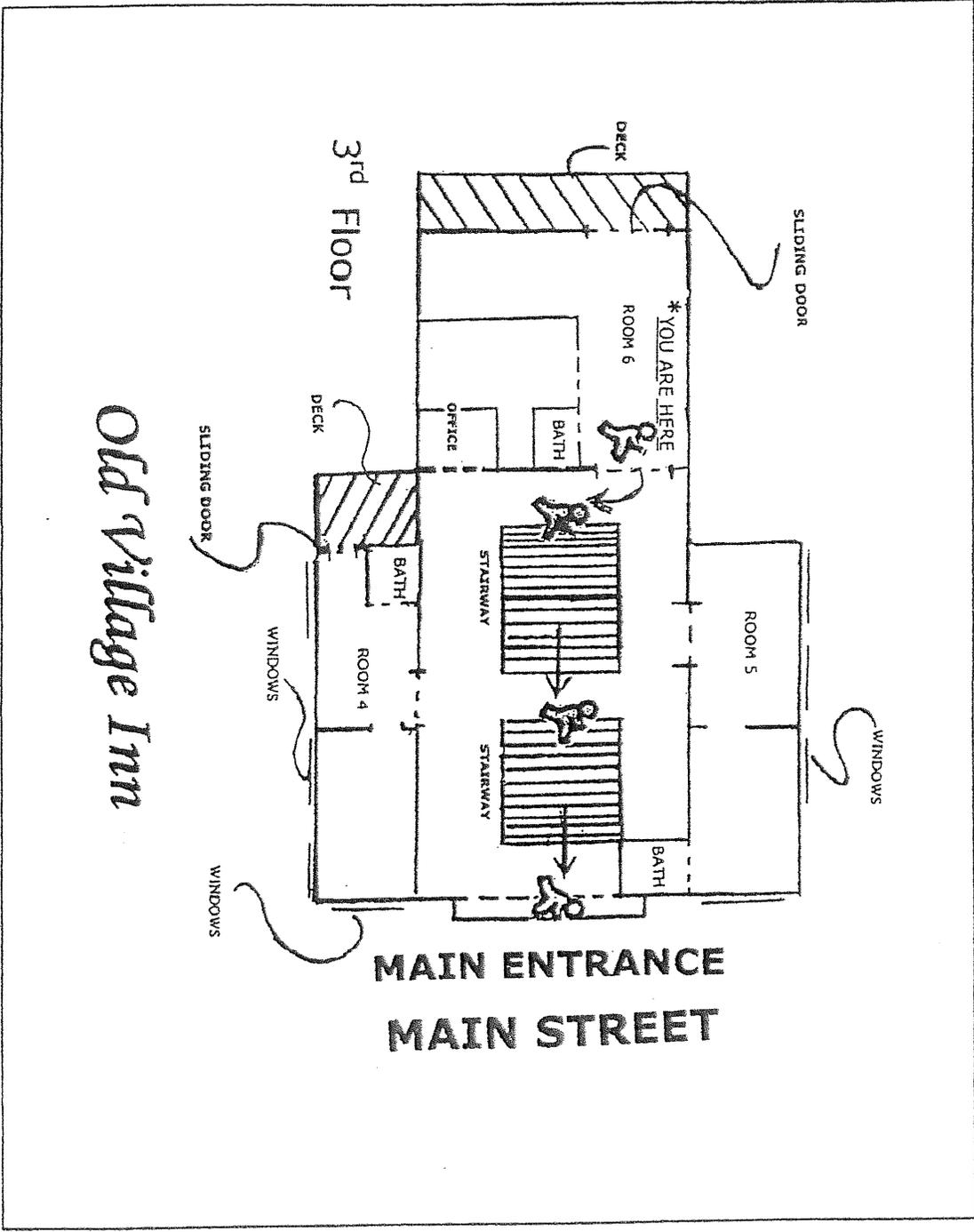
Application Fee: \$200	Date Paid: <u>9/19/17</u>	Check/Cash <input checked="" type="checkbox"/>	Check #: <u>10185</u>
Background Check Fee: \$ <u>63.00</u>	(\$21.00 per person listed on application)		
Business Reg. Fee: \$150.00	Paid prior to Liquor Application? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
TOTAL PAID WITH APPLICATION: \$ <u>263.00</u>		Received by: <u>[Signature]</u> (Town Clerk's Office)	
DATE POSTED: <u>9/26/2017</u>	DATE HEARD: <u>10/3/2017</u>	APPROVED: _____	DENIED: _____



**SECOND FLOOR PLAN**  
(Not to Scale)



**THIRD FLOOR PLAN**  
(Not to Scale)



*Old Village Inn*



## OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW  RENEWAL  FOR THE YEAR: 2017-18  
BUSINESS NAME: The Old Village Inn LLC  
BUSINESS ADDRESS: 250 Main St  
BUSINESS PHONE # 207-646-7080 HOME PHONE #  
BUSINESS REG # 2017-251 ISSUE DATE: 4-6-17 MAP: 7 LOT: 69  
(Business Registration)  
OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 142  
NATURE OF BUSINESS: Restaurant (Inn) Lounge  
FORM OF ENTERTAINMENT: (Please be specific) Singale/Duo

APPLICANT:

ADDRESS:

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 \_\_\_\_\_

(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 (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	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	09-27-2017
Fire Chief	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9-30-17
Code Officer	<i>[Signature]</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	9-25-17

Received by: *[Signature]* Fee \$ 100.00 Date Paid 9/19/17  
(Town Clerk's Office)

Check / Cash 10135

Filed with Liquor License Application

Date posted: 9/26/2017 Date Heard: 10/3/2017 Date Approved: \_\_\_\_\_ Date Denied: \_\_\_\_\_

**OGUNQUIT BOARD OF SELECTMEN**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



# Unfinished Business



To the Town Clerk of Ogunquit:

We hereby certify that the document to which we have affixed this Certificate is a true copy of the official text of an Ordinance entitled:

Shall an ordinance entitled “**An Ordinance to Amend Title VI of the Ogunquit Municipal Code, Bicycles and Other Wheeled Goods and Pedestrian Ordinance, Chapter 2, Wheeled Goods**” be enacted?

This ordinance will be presented to voters by referendum ballot, for their consideration at the Special Town Meeting to be held on November 7, 2017.

Pursuant to 30-A, MRSA ss 3002(2), you will retain this copy of the complete text of the ordinance amendments as a public record and make other copies available for distribution to the voters, and you will ensure that these copies are available at the polling place on the day of the vote.

**OGUNQUIT SELECT BOARD**

\_\_\_\_\_  
Charles Waite, III, Chair

\_\_\_\_\_  
Robert Winn, Jr., Vice Chair

\_\_\_\_\_  
John Daley, Member

\_\_\_\_\_  
Richard Dolliver, Member

\_\_\_\_\_  
Madeline Mooney, Member

DATED: October 3, 2017

A True Copy,

Attest: \_\_\_\_\_  
Christine L. Murphy, Town Clerk

**TITLE VI  
BICYCLES AND OTHER WHEELED GOODS  
AND  
PEDESTRIAN ORDINANCE**

(**Note:** Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged.)

**Chapter 2    Wheeled Goods and Bicycles**

**201            Operation**

**201.1**            A person shall not operate <sup>1</sup>any wheeled goods or bicycles <sup>2</sup>in an unsafe and hazardous manner so as to endanger the operator or other people or property.

**201.2**            A person shall not operate <sup>3</sup>any wheeled goods or bicycles <sup>4</sup>so as to impede or hinder traffic.

**201.3**            A person operating <sup>5</sup>any wheeled goods or bicycles shall ~~not~~ pass motor vehicles unless the motor vehicles are stopped or nearly stopped, and the operator can pass the other vehicles safely. safely at the person’s discretion and own risk. Such passing shall may be to the left or right only while proceeding in the same direction as traffic. Passing a motor vehicle on the left shall only occur when: a) a line of motor vehicles are waiting to make a right-hand turn in the right lane; b) a motor vehicle is stopped in the right lane; and c) a bus is stopped in the right lane.

**201.4**            A person shall not operate <sup>6</sup>any wheeled goods ~~on a sidewalk except that young children riding bicycles having wheels.~~ No person shall propel a bicycle and/or a wheeled good on any sidewalk or within any sidewalk area except for children age 10 and under who are accompanied by an adult.

**201.5**            A person operating a wheeled good or bicycle upon a roadway at a speed less than normal speed of traffic moving in the same direction at that time and place shall operate on the right portion of the way as far as practicable except when it is unsafe to do so as determined by the operator of the wheeled good or:

**201.5.1**            When overtaking and passing another wheeled good operator or bicycle in the same direction;

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<sup>1</sup> Section 201.1 – ATM 6-9-2009

<sup>2</sup> Section 201.1 – STM – 11/3/2009

<sup>3</sup> Section 201.2 – ATM 6-9-2009

<sup>4</sup> Section 201.2 – STM – 11/3/2009

<sup>5</sup> Section 201.3 – STM – 11/3/2009

<sup>6</sup> Section 201.4 – STM – 11/3/2009

201.5.2            When preparing to make a left turn at an intersection or into a private road or driveway;

201.5.3            When proceeding straight in a place where right turns are permitted; and

201.5.4            When necessary to avoid hazardous conditions, including, but not limited to, fixed or moving objects, vehicles, bicycles, wheeled goods, pedestrians, animals, broken pavement, glass, sand, puddles, ice, surface hazards or opening doors from parallel-parked vehicles, or a lane of substandard width that makes it unsafe to continue along the right portion of the way. For purposes of this paragraph, "lane of substandard width" means a lane that is too narrow for a bicycle or roller skier and a vehicle to travel safely side by side in the lane.

201.6            Every person riding a bicycle upon a roadway shall be granted all the rights and shall be subject to all duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by the traffic ordinances of this Town applicable to a driver of a vehicle, except as to special regulations in this chapter and except to those provisions of laws and ordinances which by their nature can have no applicability.

201.7            The operator of a wheeled good or bicycle emerging from an alley, driveway or curb shall, upon approaching a sidewalk of the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on such sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on such roadway.

201.8            No person operating a bicycle shall carry any package, bundle or article which prevents the operator from keeping at least one hand upon the handlebars (of a bicycle).

**202            Parking**

**202.1**            A person shall park a bicycle at racks or designated areas where provided. Otherwise, the person shall park such bicycle in such manner as not to interfere with traffic or pedestrian movement.

**202.2**            A person shall not park a bicycle in front of or secured to any of the following:

**202.2.1**            Entrances to buildings or other structures;

**202.2.2**            Fire Hydrants;

**203            Fines and Penalties**

- 203.1** Fines and penalties provided by Maine statutes shall apply for all violations including local ordinances. In addition, the following provisions shall apply for impounded bicycles.
- 203.2** Where any bicycle has remained parked for any period exceeding twenty-four (24) hours, authorized officials may remove and impound the bicycle. The owner may recover the bicycle upon payment of ten dollars (\$10).
- 203.3** Where the ownership of an impounded bicycle is known or may be reasonably ascertained, the Chief of Police shall notify the owner that such bicycle has been impounded. Any bicycle not claimed within thirty (30) days shall be considered abandoned, and the Town may dispose of any abandoned bicycle.

**204** **Prohibitions**

**204.1** No person shall use, ride or operate, or attempt to use, ride or operate <sup>7/8</sup>the following wheeled goods (i.e., skateboard, roller skates, roller blades or in-line skates) on U.S. Route One, Shore Road, Beach Street, River Road, Hoyt’s Lane, Berwick Road, Perkins Cove Road, Wharf Lane and the ramp between the Upper and Lower Lots, or upon a lawful sidewalk, or upon private property without permission from the property owner. Bicycles are permitted on the aforementioned roads.

<sup>9</sup>All wheeled goods, including bicycles, are not permitted on the Marginal Way.

The operation of <sup>10</sup>all wheeled goods, including bicycles, is permitted within a public parking area, if undertaken in a manner which does not interfere with the flow of traffic associated with vehicular parking and vehicular and pedestrian passage.

**204.2** Children age 10 and under who are accompanied by an adult may ride a bicycle or other wheeled good on any sidewalk. Any other person shall not ride a bicycle or other wheeled good on any lawful sidewalk. Any person shall not ride a bicycle or other wheeled good or on Marginal Way, on any private property without permission of the owner, on Ogunquit Beach from May 15 until September 15 of each year, or in a fashion which causes damage to any municipal property. A bicyclist is permitted to walk a bicycle over any grassy area, wooded trail, or any paved surface, including sidewalks, reserved for pedestrian use.

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<sup>7</sup> Section 204.1 – ATM 6/9/2009

<sup>8</sup> Section 204.1 – STM 11/3/2009

<sup>9/10</sup> Section 204.1 – STM – 11/3/2009

**204.3** Any person convicted of a violation of this Ordinance shall be liable to a penalty of not more than twenty-five dollars (\$25), and may suffer in the sound discretion of the court forfeiture of his interest in the<sup>11</sup> wheeled goods in question to the Town of Ogunquit for disposition in such manner as the court may direct.

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<sup>11</sup> Section 204.3 – STM – 11/3/2009

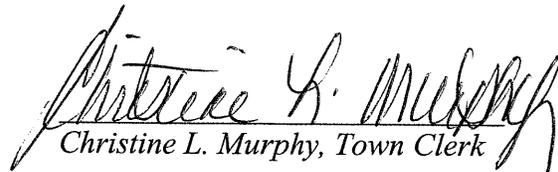
# OGUNQUIT

*Beautiful Place by the Sea*

## **TOWN OF OGUNQUIT**

### **NOTICE OF PUBLIC HEARING**

*The Municipal Officers of the Town of Ogunquit will conduct a Public Hearing at 6:00 PM on Tuesday, October 3, 2017 in the Auditorium of the Dunaway Community Center, 23 School Street, on the Warrant Articles for the November 7, 2017 Special Town Meeting.*

  
Christine L. Murphy, Town Clerk

  
Patricia L. Arnaudin, Police Chief

Posted: September 26, 2017  
Dunaway Community Center  
Ogunquit Post Office  
Ogunquit Transfer Station  
WOGT

**WARRANT  
FOR THE  
2017 SPECIAL TOWN MEETING  
OF THE  
TOWN OF OGUNQUIT**

**TO:**           **PATRICIA L. ARNAUDIN**, Chief of Police of the Town of Ogunquit, in the County of York, State of Maine:

**GREETINGS:**

In the name of the State of Maine, you are hereby required to notify and warn the inhabitants of the Town of Ogunquit in said county and state, qualified by law to vote in town affairs, to meet at the Dunaway Community Center, 23 School Street in said Town of Ogunquit on **Tuesday, the seventh (7) day of November, 2017**, A.D. at eight o'clock in the morning (8:00 a.m.) until eight o'clock in the evening (8:00 p.m.) to vote by secret ballot on the following warrant articles; to wit:

**Article 1:**       To elect a Moderator to preside at said Meeting. [**Note:** This question is not intended to be acted upon as part of the official secret ballot at the Annual Town Meeting.]

**Article 2:**       Shall an ordinance entitled “**An Ordinance to Amend Title VI of the Ogunquit Municipal Code, Bicycles and Other Wheeled Goods and Pedestrian Ordinance, Chapter 2, Wheeled Goods**” be enacted? (**Note:** Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “\*\*\*\*\*” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown below, in order to save space.)

**TITLE VI  
BICYCLES AND OTHER WHEELED GOODS  
AND  
PEDESTRIAN ORDINANCE**

**Chapter 2   Wheeled Goods and Bicycles**

**201           Operation**

**201.1**       A person shall not operate <sup>1</sup>any wheeled goods or bicycles <sup>2</sup>in an unsafe and hazardous manner so as to endanger the operator or other people or property.

---

<sup>1</sup> Section 201.1 – ATM 6-9-2009

<sup>2</sup> Section 201.1 – STM – 11/3/2009

- 201.2** A person shall not operate <sup>3</sup>any wheeled goods or bicycles <sup>4</sup>so as to impede or hinder traffic.
- 201.3** A person operating <sup>5</sup>any wheeled goods or bicycles shall ~~not~~ pass motor vehicles ~~unless the motor vehicles are stopped or nearly stopped, and the operator can pass the other vehicles safely.~~ safely at the person's discretion and own risk. Such passing shall may be to the left or right only while proceeding in the same direction as traffic. Passing a motor vehicle on the left shall only occur when: a) a line of motor vehicles are waiting to make a right-hand turn in the right lane; b) a motor vehicle is stopped in the right lane; and c) a bus is stopped in the right lane.
- 201.4** ~~A person shall not operate <sup>6</sup>any wheeled goods on a sidewalk except that young children riding bicycles having wheels. No person shall propel a bicycle and/or a wheeled good on any sidewalk or within any sidewalk area except for children age 10 and under who are accompanied by an adult.~~
- 201.5** A person operating a wheeled good or bicycle upon a roadway at a speed less than normal speed of traffic moving in the same direction at that time and place shall operate on the right portion of the way as far as practicable except when it is unsafe to do so as determined by the operator of the wheeled good or:
- 201.5.1** When overtaking and passing another wheeled good operator or bicycle in the same direction;
- 201.5.2** When preparing to make a left turn at an intersection or into a private road or driveway;
- 201.5.3** When proceeding straight in a place where right turns are permitted; and
- 201.5.4** When necessary to avoid hazardous conditions, including, but not limited to, fixed or moving objects, vehicles, bicycles, wheeled goods, pedestrians, animals, broken pavement, glass, sand, puddles, ice, surface hazards or opening doors from parallel-parked vehicles, or a lane of substandard width that makes it unsafe to continue along the right portion of the way. For purposes of this paragraph, "lane of substandard width" means a lane that is too narrow

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<sup>3</sup> Section 201.2 – ATM 6-9-2009

<sup>4</sup> Section 201.2 – STM – 11/3/2009

<sup>5</sup> Section 201.3 – STM – 11/3/2009

<sup>6</sup> Section 201.4 – STM – 11/3/2009

for a bicycle or roller skier and a vehicle to travel safely side by side in the lane.

201.6 Every person riding a bicycle upon a roadway shall be granted all the rights and shall be subject to all duties applicable to the driver of a vehicle by the laws of this state declaring rules of the road applicable to vehicles or by the traffic ordinances of this Town applicable to a driver of a vehicle, except as to special regulations in this chapter and except to those provisions of laws and ordinances which by their nature can have no applicability.

201.7 The operator of a wheeled good or bicycle emerging from an alley, driveway or curb shall, upon approaching a sidewalk of the sidewalk area extending across any alleyway, yield the right-of-way to all pedestrians approaching on such sidewalk or sidewalk area, and upon entering the roadway shall yield the right-of-way to all vehicles approaching on such roadway.

201.8 No person operating a bicycle shall carry any package, bundle or article which prevents the operator from keeping at least one hand upon the handlebars (of a bicycle).

\*\*\*\*\*

## **204 Prohibitions**

\*\*\*\*\*

**204.2** Children age 10 and under who are accompanied by an adult may ride a bicycle or other wheeled good on any sidewalk. Any other person shall not ride a bicycle or other wheeled good on any lawful sidewalk. Any person shall not ride a bicycle or other wheeled good ~~or on~~ Marginal Way, on any private property without permission of the owner, on Ogunquit Beach from May 15 until September 15 of each year, or in a fashion which causes damage to any municipal property. A bicyclist is permitted to walk a bicycle over any grassy area, wooded trail, or any paved surface, including sidewalks, reserved for pedestrian use.

**204.3** Any person convicted of a violation of this Ordinance shall be liable to a penalty of not more than twenty-five dollars (\$25), ~~and may suffer in the sound discretion of the court forfeiture of his interest in the~~<sup>7</sup> ~~wheeled goods in question to the Town of Ogunquit for disposition in such manner as the court may direct.~~

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<sup>7</sup> Section 204.3 – STM – 11/3/2009

**Article 3:** Shall an ordinance entitled “**An Ordinance to Amend Title VI of the Ogunquit Municipal Code, Bicycles and Other Wheeled Goods and Pedestrian Ordinance, Chapter 3, Pedestrian Ordinance**” be enacted? (Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “\*\*\*\*\*” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown below, in order to save space.)

TITLE VI  
BICYCLES AND OTHER WHEELED GOODS  
AND  
PEDESTRIAN ORDINANCE

**Chapter 3 Pedestrian Ordinance**

**301 State Statutes to Apply**

~~State statutes~~ Maine State Revised Statutes, Title 29-A regulating pedestrian movement shall apply to all streets in Ogunquit. Penalties provided by Maine State Revised Statutes, Title 29-A ~~statutes~~ shall also apply.

**Article 4:** Shall an ordinance entitled “**An Ordinance to Amend Title X, Article 7, Section 7.2.G, Land Use Controls – Retail Marijuana Prohibition**” be enacted? (Note: Language proposed to be inserted is indicated by underlining. Language proposed to be removed is indicated by a ~~strikeout line~~. All other portions of the ordinance are proposed to remain unchanged. The symbol “\*\*\*\*\*” indicates that a portion of the ordinance, which is not proposed to be changed, is not shown below, in order to save space.)

\*\*\*\*\*

G. Retail Marijuana Prohibition

For purposes of this ordinance, retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities and retail marijuana testing facilities, and retail marijuana social clubs are defined as set forth in 7 M.R.S.A. § 2442.

Retail marijuana establishments, including retail marijuana stores, retail marijuana cultivation facilities, retail marijuana products manufacturing facilities, and retail marijuana testing facilities, and retail marijuana social clubs, as either a principal use or an accessory use, are expressly prohibited in Ogunquit.

No person or organization shall develop or operate a business that engages in retail sales of marijuana or any retail marijuana-product, both as defined by 7 M.R.S.A. § 2442.

**Article 5:** Shall the Town approve the transfer of the remaining balance of **\$1,404.66** from the 2013 Agamenticus Park CIP Project to the 2018 Tennis Court Repair CIP Project?

Select Board Recommendation: \$1,404.66 Yes 4 No 0  
1 absent

Budget Review Committee Recommendation: \$1,404.66 Yes 4 No 0  
1 absent

**Article 6:** Shall the Town approve the transfer of **\$19,016.85** from the Undesignated Fund Balance to cover a deficit in the General Government Department budget at FY 2017 year-end?

Select Board Recommendation: \$19,016.85 Yes 4 No 0  
1 absent

Budget Review Committee Recommendation: \$19,016.85 Yes 4 No 0  
1 absent

**Article 7:** Shall the Town approve the transfer of **\$39,929.22** from the Unemployment Fund to cover a deficit in the Accrued Liabilities Fund at FY 2017 year-end?

Select Board Recommendation: \$39,929.22 Yes 4 No 0  
1 absent

Budget Review Committee Recommendation: \$39,929.22 Yes 4 No 0  
1 absent

**Article 8:** Shall the Town approve the transfer of **\$93,825.25** from the Undesignated Fund Balance to cover a deficit in the US Department of Justice – Drug Enforcement Agency project budget at FY 2017 year-end?

Select Board Recommendation: \$93,825.25 Yes 4 No 0  
1 absent

Budget Review Committee Recommendation: \$93,825.25 Yes 3 No 0  
2 absent

**Article 9:** Shall the Town vote to approve use of additional **\$22,760.09** funds in the Ambulance Reserve Fund, and add an estimated **\$8,000** from the sale or trade-in of the current ambulance, to supplement the original appropriation of \$200,000 approved at the June 2017 Annual Town Meeting and the \$4,556.45 that was authorized by the Select Board at its September 5, 2017 meeting for the purchase of an ambulance for the Fire Department with any unexpended funds lapsing to the Ambulance Reserve account at year-end when the project is completed?

Select Board Recommendation: Yes 5 No 0

Budget Review Committee Recommendation: Yes 5 No 0

**Article 10:** Shall the Town approve the transfer of **\$150,000** from the Undesignated Fund Balance for structural engineering and design services for the Perkins Cove Footbridge Replacement?

Select Board Recommendation: \$150,000 Yes 5 No 0  
Budget Review Committee Recommendation: \$150,000 Yes 4 No 1

**Article 11:** Shall the Town vote to approve the transfer of not to exceed **\$100,000** from the Undesignated Fund Balance to fund the engineering and architectural design of bathrooms at Main Beach, Footbridge Beach, and North Beach?

Select Board Recommendation: \$100,000 Yes 4 No 1  
Budget Review Committee Recommendation: \$100,000 Yes 5 No 0

Given under our hands this 20<sup>th</sup> day of September 2017, A.D. in Ogunquit, Maine, by the Select Board, acting in their capacity as the Municipal Officers:

**OGUNQUIT SELECT BOARD**

\_\_\_\_\_  
Charles Waite, III, Chair

\_\_\_\_\_  
Robert Winn, Jr., Vice Chair

\_\_\_\_\_  
John Daley, Member

\_\_\_\_\_  
Richard Dolliver, Member

\_\_\_\_\_  
Madeline Mooney, Member

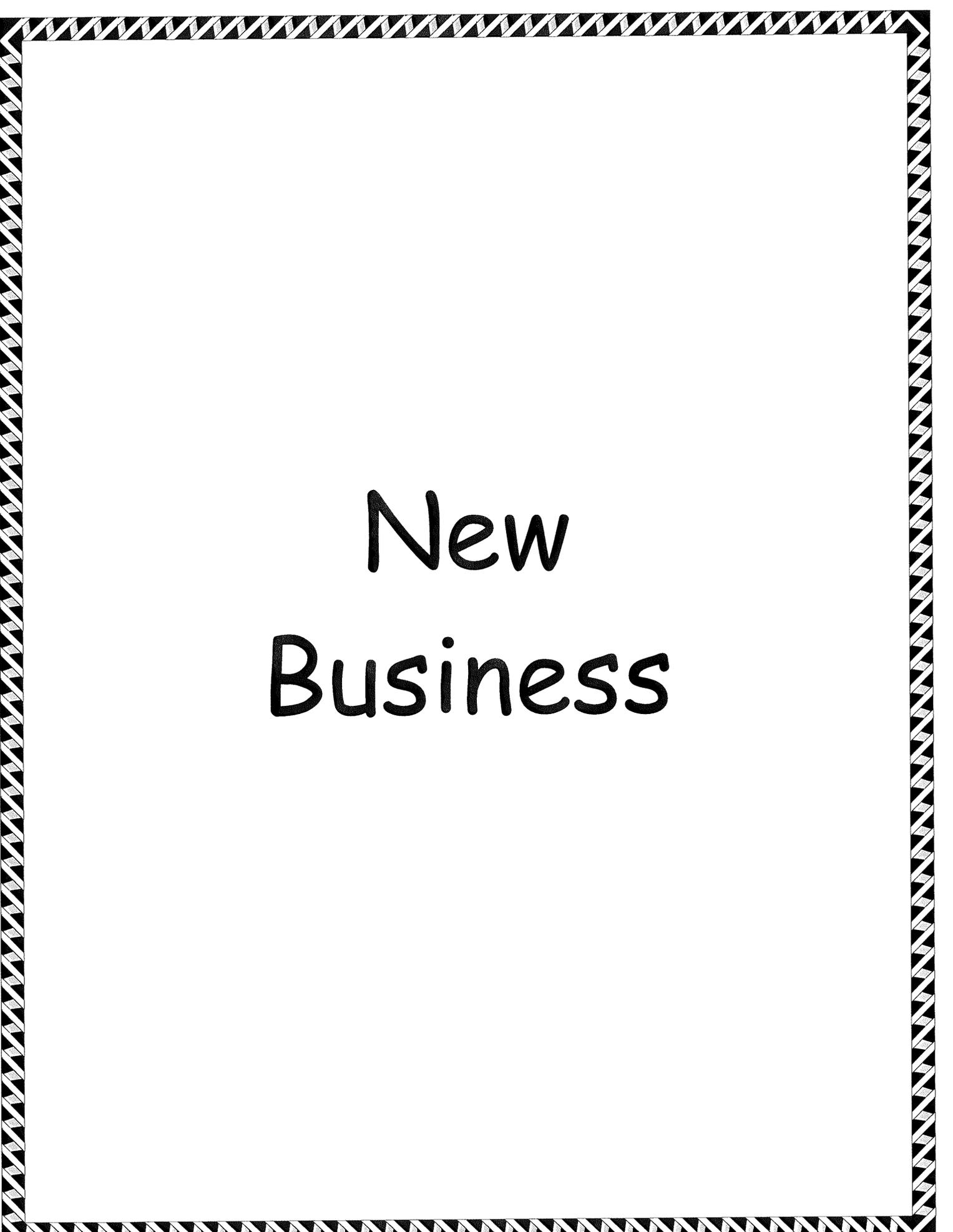
\*\*\*\*\*

State of Maine  
County of York, ss

A True Copy,  
Attest:

\_\_\_\_\_  
Christine L. Murphy, Town Clerk  
Town of Ogunquit, Maine

Dated: \_\_\_\_\_



# New Business



## PUBLIC HEARING NOTICE

The Ogunquit Board of Selectmen will hold a Public Hearing on Tuesday, October 3, 2017 at 6:00 pm in the Auditorium of the Dunaway Community Center on School Street, to consider the adoption of Maine Municipal Association's General Assistance Ordinance Appendices A-D (October 1, 2017 - September 30, 2018), as part of the **Ogunquit General Assistance Ordinance (Title II)**. The Municipal Officers will be acting under the authority granted by 22 MRSAS4305.4.

**Appendix A - GA Overall Maximums:** is a listing of the overall maximum levels of assistance pertaining to all municipalities in Maine. These maximum levels are used to determine an applicant's eligibility for General Assistance. The difference between the applicant's household income and the maximum level of assistance is what they are eligible to receive in assistance from the municipality.

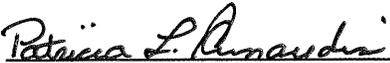
**Appendix B - Food Maximums:** is the maximum amounts allowed for food as established in accordance with the U.S.D.A. Thrifty Food Plan.

**Appendix C - GA Housing Maximums:** is the listing of the maximum levels of assistance for housing (both heated and unheated). These maximum levels were developed by MMA using HUD Fair Market Rent values that include utility costs. Again, once eligibility has been determined, this appendix is used to calculate funding for housing assistance.

**Appendix D - Utility Maximums:** The maximum amounts allowed for utilities, for lights, cooking and other electric uses.

A copy of the 2017-2018 General Assistance Ordinance, Appendices A- D, is on file in the Town Clerk's Office for public inspection.

  
Christine L. Murphy, Town Clerk

  
Patricia L. Arnaudin, Police Chief

Posted: September 26, 2016  
Dunaway Community Center  
Ogunquit Post Office  
Ogunquit Transfer Station  
WOGT

## 2017-2018 GA Overall Maximums

### Metropolitan Areas

#### Persons in Household

COUNTY	1	2	3	4	5*
<b>Bangor HMFA:</b> Bangor, Brewer, Eddington, Glenburn, Hampden, Hermon, Holden, Kenduskeag, Milford, Old Town, Orono, Orrington, Penobscot Indian Island Reservation, Veazie	714	788	994	1,242	1,506
<b>Penobscot County HMFA:</b> Alton, Argyle UT, Bradford, Bradley, Burlington, Carmel, Carroll plantation, Charleston, Chester, Clifton, Corinna, Corinth, Dexter, Dixmont, Drew plantation, East Central Penobscot UT, East Millinocket, Edinburg, Enfield, Etna, Exeter, Garland, Greenbush, Howland, Hudson, Kingman UT, Lagrange, Lakeville, Lee, Levant, Lincoln, Lowell town, Mattawamkeag, Maxfield, Medway, Millinocket, Mount Chase, Newburgh Newport, North Penobscot UT, Passadumkeag, Patten, Plymouth, Prentiss UT, Seboeis plantation, Springfield, Stacyville, Stetson, Twombly UT, Webster plantation, Whitney UT, Winn, Woodville	605	682	847	1,095	1,269
<b>Lewiston/Auburn MSA:</b> Auburn, Durham, Greene, Leeds, Lewiston, Lisbon, Livermore, Livermore Falls, Mechanic Falls, Minot, Poland, Sabattus, Turner, Wales	641	726	915	1,169	1,397
<b>Portland HMFA:</b> Cape Elizabeth, Casco, Chebeague Island, Cumberland, Falmouth, Freeport, Frye Island, Gorham, Gray, Long Island, North Yarmouth, Portland, Raymond, Scarborough, South Portland, Standish, Westbrook, Windham, Yarmouth; Buxton, Hollis, Limington, Old Orchard Beach	1,002	1,131	1,431	1,931	2,097
<b>York/Kittery/S.Berwick HMFA:</b> Berwick, Eliot, Kittery, South Berwick, York	982	1,025	1,333	1,714	2,173
<b>Cumberland County HMFA:</b> Baldwin, Bridgton, Brunswick, Harpswell, Harrison, Naples, New Gloucester, Pownal, Sebago	761	807	1,072	1,561	1,780

COUNTY	1	2	3	4	5*
<b>Sagadahoc HMFA:</b> Arrowsic, Bath, Bowdoin, Bowdoinham, Georgetown, Perkins UT, Phippsburg, Richmond, Topsham, West Bath, Woolwich	781	863	999	1,318	1,600
<b>York County HMFA:</b> Acton, Alfred, Arundel, Biddeford, Cornish, Dayton, Kennebunk, Kennebunkport, Lebanon, Limerick, Lyman, Newfield, North Berwick, Ogunquit, Parsonsfield, Saco, Sanford, Shapleigh, Waterboro, Wells	745	872	1,079	1,457	1,477

\*Note: Add \$75 for each additional person.

### Non-Metropolitan Areas

#### Persons in Household

COUNTY	1	2	3	4	5*
<b>Aroostook County</b>	618	642	760	965	1,049
<b>Franklin County</b>	646	671	793	985	1,400
<b>Hancock County</b>	693	787	992	1,249	1,367
<b>Kennebec County</b>	722	746	928	1,216	1,297
<b>Knox County</b>	754	755	928	1,186	1,315
<b>Lincoln County</b>	783	834	987	1,234	1,470
<b>Oxford County</b>	630	646	771	1,110	1,343
<b>Piscataquis County</b>	595	672	828	1,090	1,125
<b>Somerset County</b>	675	704	835	1,133	1,146
<b>Waldo County</b>	680	751	887	1,206	1,281
<b>Washington County</b>	630	645	763	985	1,173

\* Please Note: Add \$75 for each additional person.

## Appendix B

Effective: 10/01/17 to 09/30/18

### 2017-2018 Food Maximums

Please Note: The maximum amounts allowed for food are established in accordance with the U.S.D.A. Thrifty Food Plan. As of October 1, 2017, those amounts are:

Number in Household	Weekly Maximum	Monthly Maximum
1	44.65	192
2	81.86	352
3	117.21	504
4	148.84	640
5	176.74	760
6	212.33	913
7	234.65	1,009
8	268.14	1,153

**Note: For each additional person add \$144 per month.**

## Appendix C

Effective: 10/01/17 to 09/30/18

# 2017-2018 GA Housing Maximums (Heated & Unheated Rents)

**NOTE: NOT ALL MUNICIPALITIES SHOULD ADOPT THESE SUGGESTED HOUSING MAXIMUMS!** Municipalities should **ONLY consider** adopting the following numbers, if these figures are consistent with local rent values. If not, a market survey should be conducted and the figures should be altered accordingly. The results of any such survey must be presented to DHHS prior to adoption. Or, no housing maximums should be adopted and eligibility should be analyzed in terms of the Overall Maximum—Appendix A. *(See Instruction Memo for further guidance.)*

### **Non-Metropolitan FMR Areas**

<b><u>Aroostook County</u></b>	<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
<b>Bedrooms</b>	<b>Weekly</b>	<b>Monthly</b>	<b>Weekly</b>	<b>Monthly</b>
0	111	476	130	559
1	111	476	134	578
2	130	558	159	684
3	167	718	204	878
4	177	762	221	949
<b><u>Franklin County</u></b>				
<b>Bedrooms</b>	<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
<b>Bedrooms</b>	<b>Weekly</b>	<b>Monthly</b>	<b>Weekly</b>	<b>Monthly</b>
0	117	503	137	587
1	117	503	141	607
2	137	591	167	717
3	173	743	209	898
4	258	1,108	302	1,300
<b><u>Hancock County</u></b>				
<b>Bedrooms</b>	<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
<b>Bedrooms</b>	<b>Weekly</b>	<b>Monthly</b>	<b>Weekly</b>	<b>Monthly</b>
0	124	535	147	633
1	139	599	167	720
2	183	788	213	915
3	227	976	270	1,159
4	242	1,041	294	1,264
<b><u>Kennebec County</u></b>				
<b>Bedrooms</b>	<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
<b>Bedrooms</b>	<b>Weekly</b>	<b>Monthly</b>	<b>Weekly</b>	<b>Monthly</b>
0	131	564	154	662
1	131	564	158	679
2	168	724	198	851
3	219	943	262	1,126
4	226	971	278	1,194

### Non-Metropolitan FMR Areas

<b><u>Knox County</u></b>		<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
Bedrooms	Weekly	Monthly	Weekly	Monthly	
0	139	596	161	694	
1	139	596	161	694	
2	168	724	198	851	
3	212	913	255	1,096	
4	230	989	282	1,212	
<b><u>Lincoln County</u></b>		<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
Bedrooms	Weekly	Monthly	Weekly	Monthly	
0	145	625	168	723	
1	150	646	178	767	
2	182	783	212	910	
3	223	961	266	1,144	
4	266	1,144	318	1,367	
<b><u>Oxford County</u></b>		<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
Bedrooms	Weekly	Monthly	Weekly	Monthly	
0	110	472	133	570	
1	110	472	135	579	
2	132	567	161	694	
3	195	837	237	1,020	
4	237	1,017	288	1,240	
<b><u>Piscataquis County</u></b>		<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
Bedrooms	Weekly	Monthly	Weekly	Monthly	
0	106	457	126	540	
1	118	508	143	613	
2	147	630	177	759	
3	198	853	235	1,011	
4	198	853	240	1,034	
<b><u>Somerset County</u></b>		<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
Bedrooms	Weekly	Monthly	Weekly	Monthly	
0	120	517	143	615	
1	121	519	148	637	
2	147	631	176	758	
3	202	869	243	1,043	
4	202	869	243	1,043	

### Non-Metropolitan FMR Areas

<u>Waldo County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	121	522	144	620
1	131	563	159	684
2	159	683	188	810
3	217	933	260	1,116
4	222	955	274	1,178
<b>Washington County</b>				
<u>Washington County</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	110	472	133	570
1	110	472	134	578
2	130	559	160	686
3	166	712	208	895
4	208	847	249	1,070

### Metropolitan FMR Areas

<u>Bangor HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	129	556	152	654
1	140	600	168	721
2	184	790	213	917
3	225	969	268	1,152
4	275	1,180	326	1,403
<b>Penobscot Cty. HMFA</b>				
<u>Penobscot Cty. HMFA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	104	447	127	545
1	115	494	143	615
2	149	643	179	770
3	191	822	234	1,005
4	219	943	271	1,166
<b>Lewiston/Auburn MSA</b>				
<u>Lewiston/Auburn MSA</u>	<u>Unheated</u>		<u>Heated</u>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	112	483	135	581
1	125	538	153	659
2	165	711	195	838
3	208	896	251	1,079
4	249	1,071	301	1,294

**Metropolitan FMR Areas**

<b><u>Portland HMFA</u></b>	<b><u>Unheated</u></b>		<b><u>Heated</u></b>	
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	196	844	219	942
1	219	943	247	1,064
2	285	1,227	315	1,354
3	386	1,658	428	1,841
4	412	1,771	464	1,994
<b><u>York/Kittery/S. Berwick HMFA</u></b>				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	192	824	214	922
1	195	837	223	958
2	263	1,129	292	1,256
3	335	1,441	378	1,624
4	430	1,847	481	2,070
<b><u>Cumberland Cty. HMFA</u></b>				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	140	603	163	701
1	144	619	172	740
2	202	868	231	995
3	299	1,288	342	1,471
4	338	1,454	390	1,677
<b><u>Sagadahoc Cty. HMFA</u></b>				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	145	623	168	721
1	157	675	185	796
2	185	795	214	922
3	243	1,045	286	1,228
4	296	1,274	348	1,497
<b><u>York Cty. HMFA</u></b>				
Bedrooms	Weekly	Monthly	Weekly	Monthly
0	136	587	159	685
1	159	684	187	805
2	203	875	233	1,002
3	275	1,184	318	1,367
4	269	1,156	320	1,374

## Appendix D

Effective: 10/01/17 to 09/30/18

### 2017-2018- ELECTRIC UTILITY MAXIMUMS

**NOTE:** For an electrically heated dwelling also see “Heating Fuel” maximums below. But remember, an applicant is *not automatically* entitled to the “maximums” established—applicants must demonstrate need.

- 1) **Electricity Maximums for Households Without Electric Hot Water:** The maximum amounts allowed for utilities, for lights, cooking and other electric uses *excluding* electric hot water and heat:

<u>Number in Household</u>	<u>Weekly</u>	Monthly
1	\$14.00	\$60.00
2	\$15.70	\$67.50
3	\$17.45	\$75.00
4	\$19.90	\$86.00
5	\$23.10	\$99.00
6	\$25.00	\$107.00

**NOTE:** For each additional person add \$7.50 per month.

- 2) **Electricity Maximums for Households With Electrically Heated Hot Water:** The maximum amounts allowed for utilities, hot water, for lights, cooking and other electric uses *excluding* heat:

Number in Household	Weekly	Monthly
1	\$20.65	\$89.00
2	\$23.75	\$102.00
3	\$27.70	\$119.00
4	\$32.25	\$139.00
5	\$38.75	\$167.00
6	\$41.00	\$176.00

**NOTE:** For each additional person add \$10.00 per month.

**NOTE:** For electrically heated households, the maximum amount allowed for electrical utilities per month shall be the sum of the appropriate maximum amount under this subsection and the appropriate maximum for heating fuel as provided below.

**Appendix E**  
**Effective: 10/01/17 to 09/30/18**

**2017-2018 HEATING FUEL MAXIMUMS**

<u>Month</u>	<u>Gallons</u>	<u>Month</u>	<u>Gallons</u>
September	50	January	225
October	100	February	225
November	200	March	125
December	200	April	125
		May	50

**NOTE:** When the dwelling unit is heated electrically, the maximum amount allowed for heating purposes will be calculated by multiplying the number of gallons of fuel allowed for that month by the current price per gallon. When fuels such as wood, coal and/or natural gas are used for heating purposes, they will be budgeted at actual rates, if they are reasonable. No eligible applicant shall be considered to need more than 7 tons of coal per year, 8 cords of wood per year, 126,000 cubic feet of natural gas per year, or 1000 gallons of propane.

**APPENDIX F**

Effective: 10/01/17 to 09/30/18

**2017-2018 PERSONAL CARE & HOUSEHOLD SUPPLIES**  
**MAXIMUMS**

<u>Number in Household</u>	<u>Weekly Amount</u>	<u>Monthly Amount</u>
1-2	\$10.50	\$45.00
3-4	\$11.60	\$50.00
5-6	\$12.80	\$55.00
7-8	\$14.00	\$60.00

**NOTE:** For each additional person add \$1.25 per week or \$5.00 per month.

**SUPPLEMENT FOR HOUSEHOLDS WITH CHILDREN UNDER 5**

When an applicant can verify expenditures for the following items, a special supplement will be budgeted as necessary for households with children under 5 years of age for items such as cloth or disposable diapers, laundry powder, oil, shampoo, and ointment up to the following amounts:

<u>Number of Children</u>	<u>Weekly Amount</u>	<u>Monthly Amount</u>
1	\$12.80	\$55.00
2	\$17.40	\$75.00
3	\$23.30	\$100.00
4	\$27.90	\$120.00

## APPENDIX G

### **Mileage Rate**

This municipality adopts the State of Maine travel expense reimbursement rate as set by the Office of the State Controller. The current rate for approved employment and necessary medical travel etc. is 44 cents (44¢) per mile.

Please refer to the Office of State Controller for changes to this rate: Telephone: 626-8420 or visit: <http://www.state.me.us/osc/>

## Appendix H

Effective: 10/01/17 to 09/30/18

### Funeral Maximums

#### **Burial Maximums**

The maximum amount of general assistance granted for the purpose of burial is **\$1,125**. Additional costs may be allowed by the GA administrator, where there is an actual cost, for:

- the wholesale cost of a cement liner if the cemetery by-laws require one;
- the opening and closing of the grave site; and
- a lot in the least expensive section of the cemetery. If the municipality is able to provide a cemetery lot in a municipally owned cemetery or in a cemetery under municipal control, the cost of the cemetery lot in any other cemetery will not be paid by the municipality.

The municipality's obligation to provide funds for burial purposes is limited to a reasonable calculation of the funeral director's direct costs, not to exceed the maximum amounts of assistance described in this section. Allowable burial expenses are limited to:

- removal of the body from a local residence or institution
- a secured death certificate or obituary
- embalming
- a minimum casket
- a reasonable cost for necessary transportation
- other reasonable and necessary specified direct costs, as itemized by the funeral director and approved by the municipal administrator.

#### **Cremation Maximums**

The maximum amount of assistance granted for a cremation shall be **\$785**. Additional costs may be allowed by the GA administrator where there is an actual cost, for:

- a cremation lot in the least expensive section of the cemetery
- a reasonable cost for a burial urn not to exceed \$50
- transportation costs borne by the funeral director at a reasonable rate per mile for transporting the remains to and from the cremation facility.

## Appendix I

### 26 MRSA §1043 (23)

**Misconduct.** “Misconduct” means a culpable breach of the employee’s duties or obligations to the employer or a pattern of irresponsible behavior, which in either case manifests a disregard for a material interest of the employer. This definition relates only to an employee’s entitlement to benefits and does not preclude an employer from discharging an employee for actions that are not included in this definition of misconduct. A finding that an employee has not engaged in misconduct for purposes of this chapter may not be used as evidence that the employer lacked justification for discharge. [1999, c. 464, §2 (rpr).]

A. The following acts or omissions are presumed to manifest a disregard for a material interest of the employer. If a culpable breach or a pattern of irresponsible behavior is shown, these actions or omissions constitute “misconduct” as defined in this subsection. This does not preclude other acts or omissions from being considered to manifest a disregard for a material interest of the employer. The acts or omissions included in the presumption are the following:

- (1) Refusal, knowing failure or recurring neglect to perform reasonable and proper duties assigned by the employer;
- (2) Unreasonable violation of rules that are reasonably imposed and communicated and equitably enforced;
- (3) Unreasonable violation of rules that should be inferred to exist from common knowledge or from the nature of the employment;
- (4) Failure to exercise due care for punctuality or attendance after warnings;
- (5) Providing false information on material issues relating to the employee’s eligibility to do the work or false information or dishonesty that may substantially jeopardize a material interest of the employer;
- (6) Intoxication while on duty or when reporting to work or unauthorized use of alcohol while on duty;
- (7) Using illegal drugs or being under the influence of such drugs while on duty or when reporting to work;
- (8) Unauthorized sleeping while on duty;
- (9) Insubordination or refusal without good cause to follow reasonable and proper instructions from the employer;
- (10) Abusive or assaultive behavior while on duty, except as necessary for self-defense;
- (11) Destruction or theft of things valuable to the employer or another employee;
- (12) Substantially endangering the safety of the employee, coworkers, customers or members of the public while on duty;
- (13) Conviction of a crime in connection with the employment or a crime that reflects adversely on the employee’s qualifications to perform the work; or
- (14) Absence for more than 2 work days due to incarceration for conviction of a crime.

## Appendix I

[1999, c. 464, §2 (new).]

B. “Misconduct” may not be found solely on:

- (1) An isolated error in judgment or a failure to perform satisfactorily when the employee has made a good faith effort to perform the duties assigned;
- (2) Absenteeism caused by illness of the employee or an immediate family member if the employee made reasonable efforts to give notice of the absence and to comply with the employer’s notification rules and policies; or
- (3) Actions taken by the employee that were necessary to protect the employee or an immediate family member from domestic violence if the employee made all reasonable efforts to preserve the employment.

[1999, c. 464, §2 (new).]

## Admin

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**From:** Miller, Ian [Ian.Miller@maine.gov]  
**Sent:** Tuesday, September 19, 2017 10:05 AM  
**To:** Miller, Ian  
**Cc:** Graham, Crystal; Biron, Gerard  
**Subject:** York Cty. HMFA correction

There is a typo on the York Cty. HMFA housing maximums. The 4 bedroom unheated maximums should be 275 and 1,184 (the same as the 3 bedroom). Thank you.

York Cty. HMFA Bedrooms	Unheated		Heated	
	Weekly	Monthly	Weekly	Monthly
0	136	587	159	685
1	159	684	187	805
2	203	875	233	1,002
3	275	1,184	318	1,367
4	<del>269</del> 275	<del>1,156</del> 1,184	320	1,374

**IAN MILLER | GENERAL ASSISTANCE PROGRAM MANAGER | OFFICE FOR FAMILY INDEPENDENCE | MAINE DEPARTMENT OF HEALTH AND HUMAN SERVICES | P 207.624.4138 | F 207.287.3455**

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Oct 1, 2017 to Sept 30, 2018 (Acton, Alfred, Anundel, Biddeford, Cornish, Dayton, Kennebunk, Kennebunkport, Lebanon, Limerick, Lyman, Newfield, North Berwick, Ogunquit, Parsonsfield, Saco, Sanford, Shapleigh, Waterboro, Wells)

**OVERALL MAXIMUMS**

Persons in Household				
1	2	3	4	5
745	872	1,079	1,457	1,477

Household of 6 = 1,552  
 \* Add \$75 for each additional person

**Housing Maximums**

BEDROOM	UNHEATED		HEATED	
	Weekly	Monthly	Weekly	Monthly
0	136	587	159	685
1	159	684	187	805
2	203	875	233	1,002
3	275	1,184	318	1,367
4	269	1,156	320	1,374

**FOOD MAXIMUMS**

Persons	Weekly	Monthly
1	44.65	192
2	81.86	352
3	117.21	504
4	148.84	640
5	176.74	760
6	212.33	913
7	234.65	1,009
8	268.14	1,153

Add \$144 per month for each + person

**PERSONAL CARE & HOUSEHOLD SUPPLIES**

Number in Household	Weekly Amount	Monthly Amount
1-2	\$10.50	\$45.00
3-4	\$11.60	\$50.00
5-6	\$12.80	\$55.00
7-8	\$14.00	\$60.00

NOTE: For each additional person add \$1.25 per week or \$5.00 per month.

**HEATING FUEL**

Month	Gallons	Month	Gallons
September	50	January	225
October	100	February	225
November	200	March	125
December	200	April	125
		May	50

NOTE: When the dwelling unit is heated electrically, the maximum amount allowed for heating purposes will be calculated by multiplying the number of gallons of fuel allowed for that month by the current price per gallon. When fuels such as wood, coal and/or natural gas are used for heating purposes, they will be budgeted at actual rates, if they are reasonable. No eligible applicant shall be considered to need more than 7 tons of coal per year, 8 cords of wood per year, 126,000 cubic feet of natural gas per year, or 1000 gallons of propane.

**ELECTRIC**

NOTE: For an electrically heated dwelling also see "Heating Fuel" maximums below. But remember, an applicant is not automatically entitled to the "maximums" established applicants must demonstrate need.

1) Electricity Maximums for Households Without Electric Hot Water: The maximum amounts allowed for utilities, for lights, cooking and other electric uses excluding electric hot water and heat:

Number in Household	Weekly	Monthly
1	\$14.00	\$60.00
2	\$15.70	\$67.50
3	\$17.45	\$75.00
4	\$19.90	\$86.00
5	\$23.10	\$99.00
6	\$25.00	\$107.00

NOTE: For each additional person add \$7.50 per month.

2) Electricity Maximums for Households With Electrically Heated Hot Water: The maximum amounts allowed for utilities, hot water, for lights, cooking and other electric uses excluding heat:

Number in Household	Weekly	Monthly
1	\$20.65	\$89.00
2	\$23.75	\$102.00
3	\$27.70	\$119.00
4	\$32.25	\$139.00
5	\$38.75	\$167.00
6	\$41.00	\$176.00

NOTE: For each additional person add \$10.00 per month.

**SUPPLEMENT FOR HOUSEHOLDS WITH CHILDREN UNDER 5**

When an applicant can verify expenditures for the following items, a special supplement will be budgeted as necessary for households with children under 5 years of age for items such as cloth or disposable diapers, laundry powder, oil, shampoo, and ointment up to the following amounts:

Number of Children	Weekly Amount	Monthly Amount
1	\$12.80	\$55.00
2	\$17.40	\$75.00
3	\$23.30	\$100.00
4	\$27.90	\$120.00

**1-800-442-6003**