

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



MEETING OF THE
OGUNQUIT SELECT BOARD
TUESDAY, APRIL 16, 2019

AGENDA

- 1.0 CALL TO ORDER - 6:00PM
- 2.0 MEETING MINUTES - *None*
- 3.0 PUBLIC HEARINGS
 - A. **Liquor and Amusement Licenses**
 - 3.1 Backyard - *Malt & Vinous Liquor License Renewal*
 - 3.2 Black Boar Inn - **NEW** *Vinous Liquor License*
 - 3.3 Brix & Brine - *Malt, Spirituous & Vinous Liquor License Renewal*
 - 3.4 Colonial Inn - *Malt, Spirituous & Vinous Liquor License Renewal*
 - 3.5 La Orilla - *Malt, Spirituous & Vinous Liquor License Renewal*
 - 3.6 LaPizzeria - *Malt & Vinous Liquor License Renewal*
 - 3.7 Ogunquit Tides - *Malt, Spirituous & Vinous Liquor License Renewal*
 - 3.8 Smokey B's Gin Mill - *Malt, Spirituous & Vinous Liquor License Renewal*
 - 3.9 That Place in Ogunquit - *Malt, Spirituous & Vinous Liquor License Renewal*
 - 3.10 That Place in Ogunquit - *Amusement License Renewal*
 - B. **Proposed Ordinance Amendment**
 - 3.11 Proposed Amendment to the Ogunquit Zoning Ordinance to Create the "Shoreland General Development 3 - Ogunquit Playhouse - SG3 District"
- 4.0 PRESENTATIONS, PROCLAMATIONS, RESOLUTIONS & COMMUNICATIONS
- *None*
- 5.0 APPOINTMENTS & RESIGNATIONS - *None*
- 6.0 UNFINISHED BUSINESS - *None*
- 7.0 NEW BUSINESS
 - 7.1 State of Maine Application for a License to Operate a Game of Chance - *Ogunquit Fire Company*

7.2 State of Maine Application for a License to Operate Beano/Bingo - Ogunquit Fire Company

7.3 Award of River Road Improvements Bid

7.4 Review of Draft Warrant for the June 11, 2019 Annual Town Meeting

8.0 TOWN MANAGER'S REPORT

8.1 Budget Presentation for FY 2019-2020

9.0 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.

10.0 OTHER BUSINESS

10.1 Select Board Reports and Announcements

11.0 ADJOURNMENT

*******BREAK*******

Workshop

Discussion of FY 20 Budget



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, April 16, 2019 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)

| | |
|------------------------|-----------------|
| Brix & Brine | 49 Shore Road |
| Colonial Inn | 145 Shore Road |
| La Orilla | 53 Shore Road |
| Ogunquit Tides | 548 Main Street |
| Smokey B's Gin Mill | 422 Main Street |
| That Place in Ogunquit | 331 Shore Road |

MALT & VINOUS LICENSE (RENEWAL)

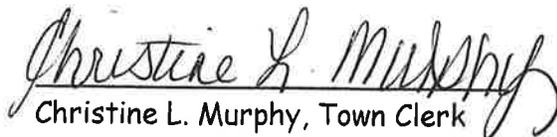
| | |
|------------|-----------------|
| Backyard | 178 Main Street |
| LaPizzeria | 239 Main Street |

VINOUS LICENSE (NEW)

| | |
|----------------|-----------------|
| Black Boar Inn | 277 Main Street |
|----------------|-----------------|

AMUSEMENT LICENSE (RENEWAL)

| | |
|------------------------|----------------|
| That Place in Ogunquit | 331 Shore Road |
|------------------------|----------------|


Christine L. Murphy, Town Clerk

Posted by:


Patricia L. Arnaudin, Police Chief

Posted:

April 9, 2019
Dunaway Community Center
Ogunquit Transfer Station
WOGT

OGUNQUIT

Beautiful Place by the Sea

4.5.2019
@ 11:00am

OGUNQUIT LIQUOR LICENSE APPLICATION

| | | |
|---|---|---------------------------|
| NEW <input type="checkbox"/> | RENEWAL <input checked="" type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>5-15-19</u> | | |

BUSINESS NAME: Backyard
 APPLICANT: Amy Thibault
 EMAIL: backyard178@yahoo.com
 BUSINESS REG #: 443 ISSUE DATE: 3/22/19 MAP: 006 LOT: 040
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 67

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 A. Desjardins</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-08-2019 |
| Fire Chief | <i>E. Smith</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4-9-19 |
| Code Officer | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-5-2019 |

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>3/22/19</u> | Check/Cash | Check #: <u>3080</u> |
| Background Check Fee: \$ <u>42</u> | (\$21.00 per person listed on application) | | |
| Business Reg. Fee: <u>\$150.00</u> | Paid prior to Liquor Application? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> | | |
| TOTAL PAID WITH APPLICATION: \$ <u>392.00</u> | | Received by: <u><i>[Signature]</i></u> (Town Clerk's Office) | |
| DATE POSTED: <u>4/9/19</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 (overnight)
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov

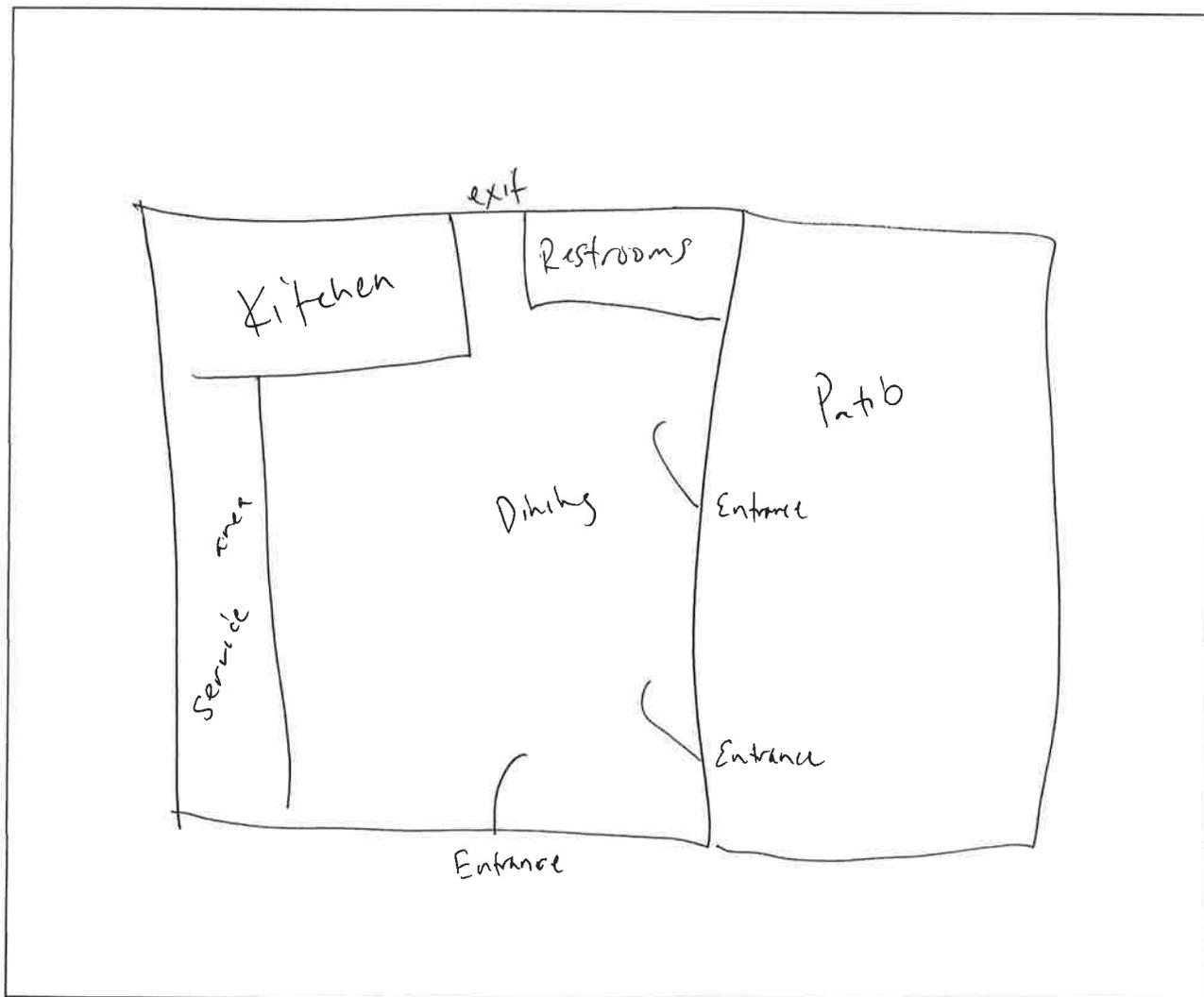


ON PREMISE DIAGRAM

(Facility Drawing/ Floor Plan)

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 with the following: • **Entrances** • **Office area** • **Kitchen** • **Storage Areas** • **Dining Rooms** • **Lounges** • **Function Rooms** • **Restrooms** • **Decks** • **All Inside and Outside areas that you are requesting approval.**



4/8/2019
@ 1:00pm

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW RENEWAL [] FOR THE YEAR: 2019
 CURRENT LICENSE EXPIRATION DATE: _____

BUSINESS NAME: Black Boar Inn

APPLICANT: Dwain Underwood

EMAIL: theblackboarinn@gmail.com

BUSINESS REG #: 2019-240 (~~2018-240 (ID-46)~~) ISSUE DATE: 4-5-19 8/06/2018 MAP: 7 LOT: 13-1

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 A. Bernardi</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-09-2019 |
| Fire Chief | <i>Ed Smith</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-10-2019 |
| Code Officer | <i>St H</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-9-2019 |

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

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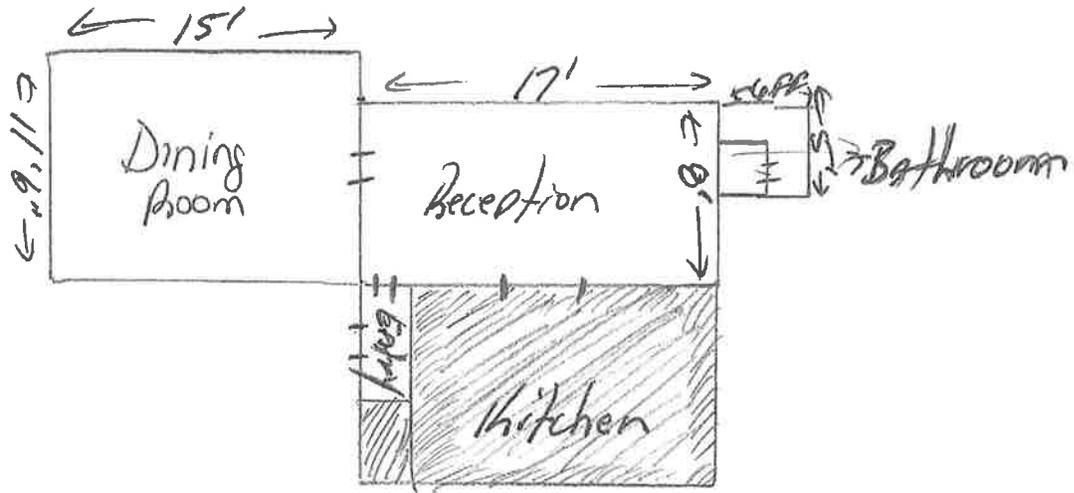
[Signature]
APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200 Date Paid: 4-5-19 Check/Cash Check #: 1889-1891
 Background Check Fee: \$ 21 (\$21.00 per person listed on application)
 Business Reg. Fee: \$150.00 Paid prior to Liquor Application? YES NO
 TOTAL PAID WITH APPLICATION: \$ 221.00 Received by: *JM Deputy Clerk*
 (Town Clerk's Office)
 DATE POSTED: 4/9/19 DATE HEARD: _____ APPROVED: _____ DENIED: _____

**Town of Ogunquit
Public Hearing
Notice**

The Ogunquit Select Board will hold a Public Hearing on the New Application for an On-premise Liquor License Permit for Black Boar Inn, 277 Main Street, Ogunquit, Maine. The hearing will be held at 6:00pm on Tuesday, April 16, 2019 at the Dunaway Community Center (Town Office), 23 School Street, Ogunquit, Maine, 03907



□ open to public

▨ not open to public

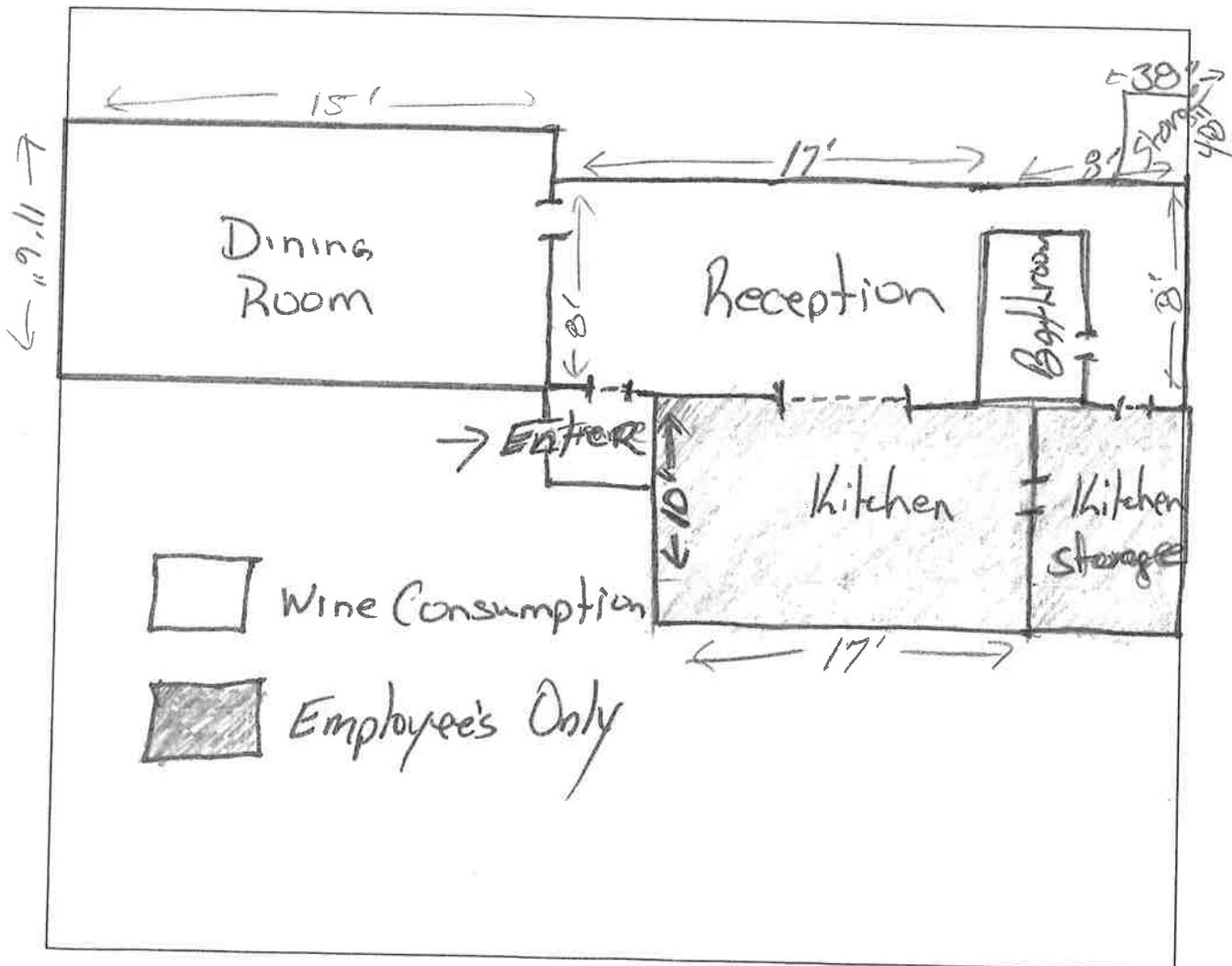
Bureau of Alcoholic Beverages and Lottery Operations
 Division of Liquor Licensing & Enforcement
 8 State House Station, Augusta, ME 04333-0008
 10 Water Street, Hallowell, ME 04347
 Tel: (207) 624-7220 Fax: (207) 287-3434
 Email Inquiries: MaineLiquor@maine.gov

| 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.



OGUNQUIT

Beautiful Place by the Sea

4/3/2019
@ 2:00pm

OGUNQUIT LIQUOR LICENSE APPLICATION

| | |
|--|---------------------------|
| NEW <input type="checkbox"/> RENEWAL <input checked="" type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>4/25/19</u> | |

BUSINESS NAME: BRIX+BRINE

APPLICANT: Jacob N. Kirsch

EMAIL:com

BUSINESS REG #: 338 ISSUE DATE: 3/26/19 MAP: 007-113-003 LOT:

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 50

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 A. Pincardina</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-05-2019 |
| Fire Chief | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4-8-2019 |
| Code Officer | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-4-2019 |

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

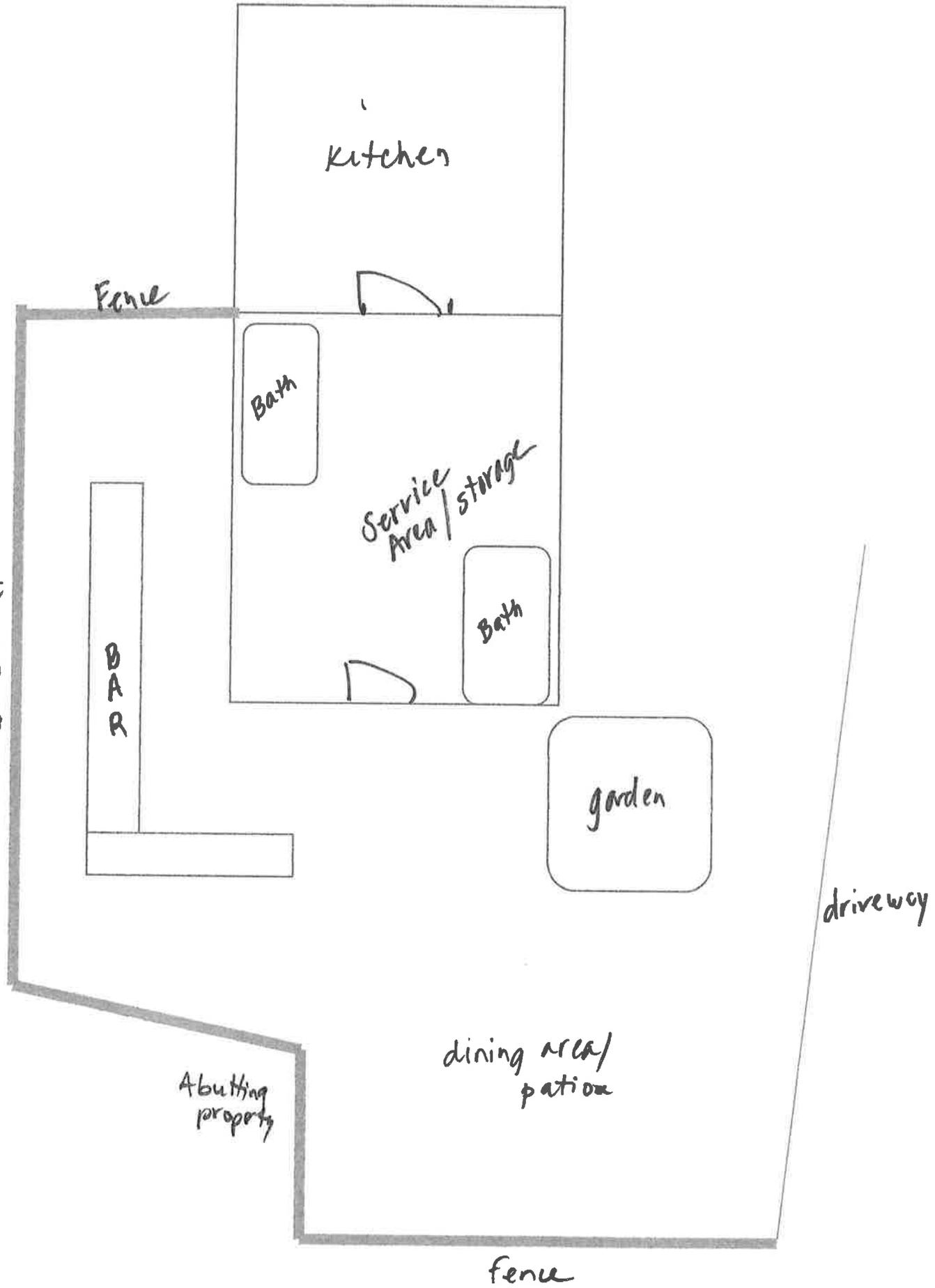
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

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>3/27/19</u> | Check/Cash Check #: <u>1422</u> |
| Background Check Fee: <u>\$ 21.00</u> | (\$21.00 per person listed on application) | |
| Business Reg. Fee: <u>\$150.00</u> | Paid prior to Liquor Application? <input checked="" type="radio"/> YES <input type="radio"/> NO | |
| TOTAL PAID WITH APPLICATION: \$ <u>221.00</u> | | Received by: <u>[Signature]</u> (Town Clerk's Office) |
| DATE POSTED: <u>4/9/19</u> | DATE HEARD: _____ | APPROVED: _____ DENIED: _____ |



4/3/2019 @ 9:00am

OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

| | |
|--|---------------------------|
| NEW <input type="checkbox"/> RENEWAL <input checked="" type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>5/29/19</u> | |

BUSINESS NAME: Colonial Inn operations LLC
 APPLICANT: Joseph Delois
 EMAIL: _____
 BUSINESS REG #: 2019-280 ISSUE DATE: 2/15/19 MAP: 006 LOT: 077
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 57

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>Patrick J. Bernardin</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-05-2019 |
| Fire Chief | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4-8-2019 |
| Code Officer | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-4-2019 |

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

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[Signature]
 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

| | | | |
|--|---|--|---------------------|
| Application Fee: \$ <u>200</u> | Date Paid: 2/15/19 <u>03/01/19</u> | Check/Cash | Check #: <u>176</u> |
| Background Check Fee: \$ <u>63</u> | (\$21.00 per person listed on application) | | |
| Business Reg. Fee: \$ <u>150.00</u> | Paid prior to Liquor Application? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | |
| TOTAL PAID WITH APPLICATION: \$ <u>263</u> | | Received by: <i>[Signature]</i> (Town Clerk's Office) | |
| DATE POSTED: <u>4/1/19</u> | DATE HEARD: _____ | APPROVED: _____ | DENIED: _____ |

OGUNQUIT

Beautiful Place by the Sea

3/27/2019
@ 9:00am

OGUNQUIT LIQUOR LICENSE APPLICATION

| | | |
|--|----------------------------------|---------------------------|
| NEW <input type="checkbox"/> | RENEWAL <input type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>5/7/19</u> | | |

BUSINESS NAME: LA PIZZERIA
 APPLICANT: Gennaro Annunziata
 EMAIL: gennaro@lapizzeria.com
 BUSINESS REG #: 2019-207 ISSUE DATE: 1/31/19 MAP: 007 LOT: 127A/0B
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 90

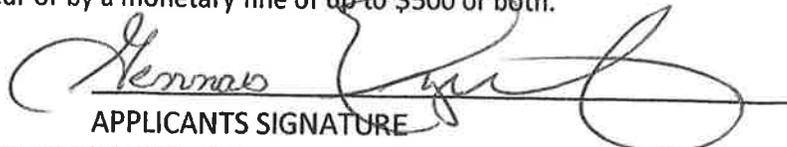
NOTE - SPECIAL ATTENTION

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 |  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-09-2019 |
| Fire Chief |  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-10-2019 |
| Code Officer |  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-9-2019 |

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

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 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

| | | | |
|---|---|--|----------------------|
| Application Fee: \$ <u>200</u> | Date Paid: <u>3/16/19</u> | Check/Cash | Check #: <u>7353</u> |
| Background Check Fee: \$ <u>42</u> | (\$21.00 per person listed on application) | | |
| Business Reg. Fee: \$ <u>150.00</u> | Paid prior to Liquor Application? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | |
| TOTAL PAID WITH APPLICATION: \$ <u>242.00</u> | | Received by:  (Town Clerk's Office) | |
| DATE POSTED: <u>4/9/19</u> | DATE HEARD: | APPROVED: | DENIED: |

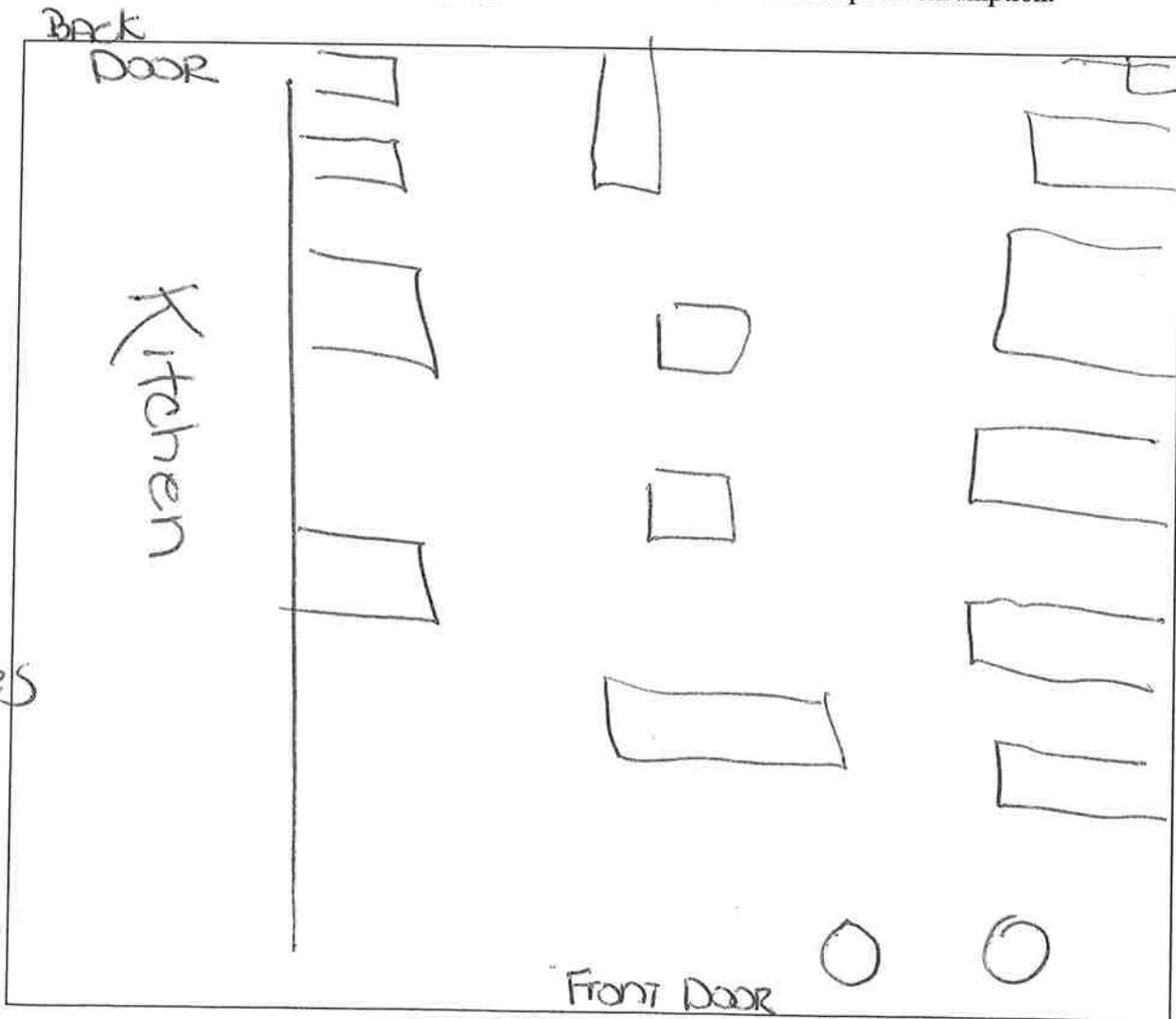
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing & Enforcement
8 State House Station, Augusta, ME 04333-0008
10 Water Street, Hallowell, ME 04347
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov

| 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.



NO
Changes
3/5/19
(40)

OGUNQUIT

Beautiful Place by the Sea

4.8.2019
@ 9:00am

OGUNQUIT LIQUOR LICENSE APPLICATION

| | | |
|--|---|---------------------------|
| NEW <input type="checkbox"/> | RENEWAL <input checked="" type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>5/5/19</u> | | |

BUSINESS NAME: Haight Dining LLC DBA La Orilla
 APPLICANT: Alex & Matt Haight
 EMAIL: info@laorilladining.com
 BUSINESS REG #: 2019-49 ISSUE DATE: 4-1-19 MAP: 7 LOT: 114
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 40

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 Pignardis</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-10-2019 |
| Fire Chief | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4-11-19 |
| Code Officer | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-10-2019 |

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

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[Signature]

 APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

| | | |
|---|---|-------------------------------|
| Application Fee: \$200 | Date Paid: <u>4-2-19</u> | Check/Cash Check #: <u>3</u> |
| Background Check Fee: \$ <u>42</u> | (\$21.00 per person listed on application) | |
| Business Reg. Fee: \$150.00 | Paid prior to Liquor Application? <input checked="" type="radio"/> YES <input type="radio"/> NO | |
| TOTAL PAID WITH APPLICATION: \$ <u>242.00</u> | Received by: <i>[Signature]</i> (Town Clerk's Office) | |
| DATE POSTED: <u>4/10/19</u> | DATE HEARD: _____ | APPROVED: _____ DENIED: _____ |

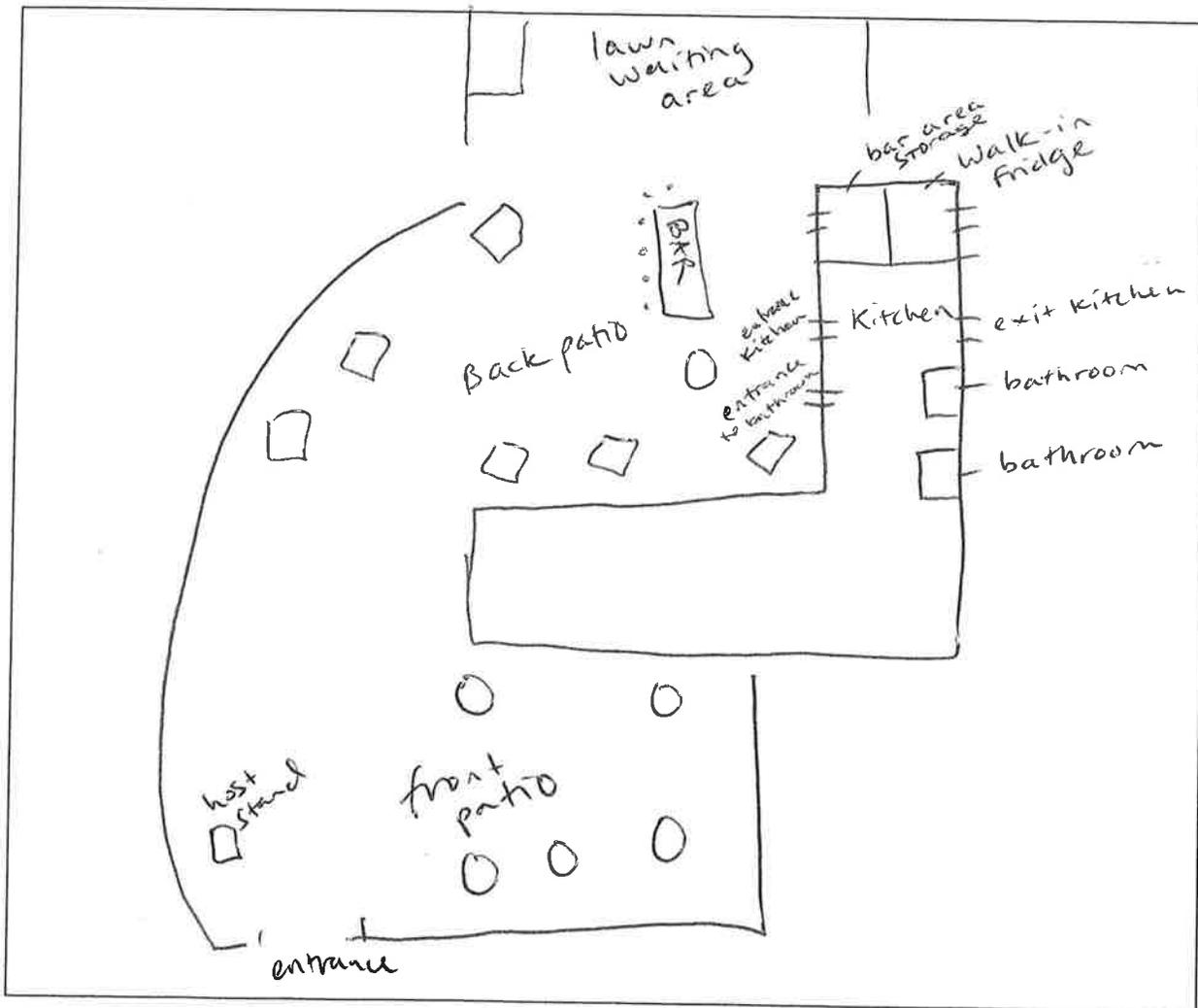
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing & Enforcement
8 State House Station, Augusta, ME 04333-0008
10 Water Street, Hallowell, ME 04347
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov

| 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.

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4.4.2019

@ 9:00am

OGUNQUIT

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

| | | |
|---|----------------------------------|---------------------------|
| NEW <input type="checkbox"/> | RENEWAL <input type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>6-18-2019</u> | | |

BUSINESS NAME: Ogunquit Tides

APPLICANT: Dave Sawant

EMAIL: gm@ogunquittides.com

BUSINESS REG #: 149 ISSUE DATE: 1-15-19 MAP: 9 LOT: 085-86

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 25

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. Almeida</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-05-2019 |
| Fire Chief | <i>Euf Smith</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 4-8-2019 |
| Code Officer | <i>JKM</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-5-2019 |

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

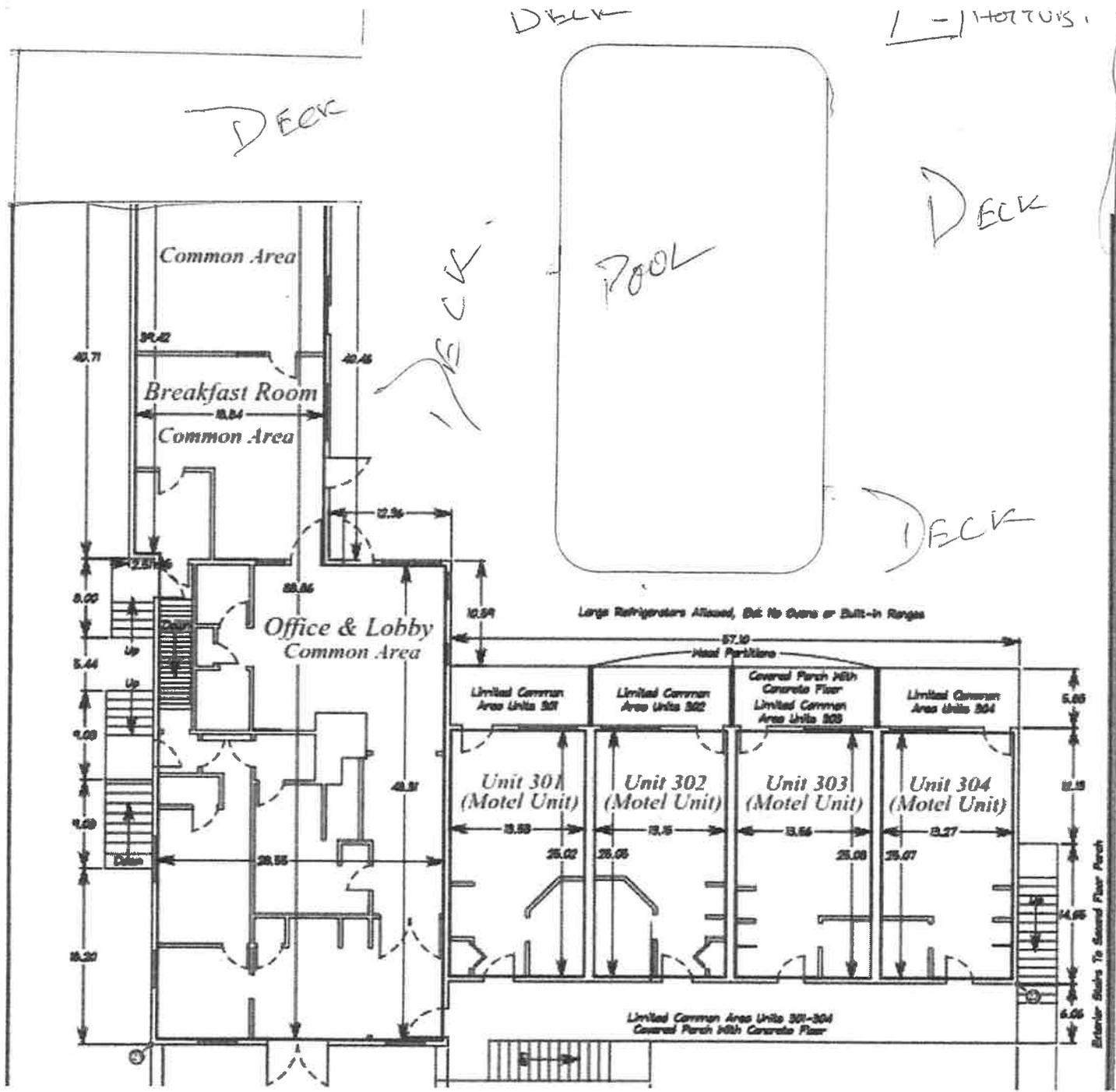
I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense 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>3/29/19</u> | Check/Cash | Check #: <u>883</u> |
| Background Check Fee: \$ <u>21</u> | (\$21.00 per person listed on application) | | |
| Business Reg. Fee: \$ <u>150.00</u> | Paid prior to Liquor Application? <input checked="" type="radio"/> YES <input type="radio"/> NO | | |
| TOTAL PAID WITH APPLICATION: \$ <u>221.00</u> | | Received by: <i>[Signature]</i> (Town Clerk's Office) | |
| DATE POSTED: <u>4/9/19</u> | DATE HEARD: _____ | APPROVED: _____ | DENIED: _____ |



OGUNQUIT

4.5.2019
@ 12:00 pm

Beautiful Place by the Sea

OGUNQUIT LIQUOR LICENSE APPLICATION

NEW RENEWAL FOR THE YEAR: 2019
 CURRENT LICENSE EXPIRATION DATE: 4/23/19

BUSINESS NAME: Smoky B's Gin Mill
 APPLICANT: Kristin Brown
 EMAIL: smokybsginmill@gmail.com
 BUSINESS REG #: 408-2019 ISSUE DATE: 4-4-19 MAP: 8 LOT: 24
 OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 40 seats GBD2

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. Angellini</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | 04-08-2019 |
| Fire Chief | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 4-9-2019 |
| Code Officer | <i>[Signature]</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-5-2019 |

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.

K. Brown

APPLICANTS SIGNATURE

FOR OFFICE USE ONLY

Application Fee: \$200 Date Paid: 4-4-19 Check/Cash Check #: 1119
 Background Check Fee: \$ 42 (\$21.00 per person listed on application)
 Business Reg. Fee: \$150.00 Paid prior to Liquor Application? YES NO
 TOTAL PAID WITH APPLICATION: \$ 392.00 Received by: [Signature]
 (Town Clerk's Office)
 DATE POSTED: 4/9/19 DATE HEARD: _____ APPROVED: _____ DENIED: _____

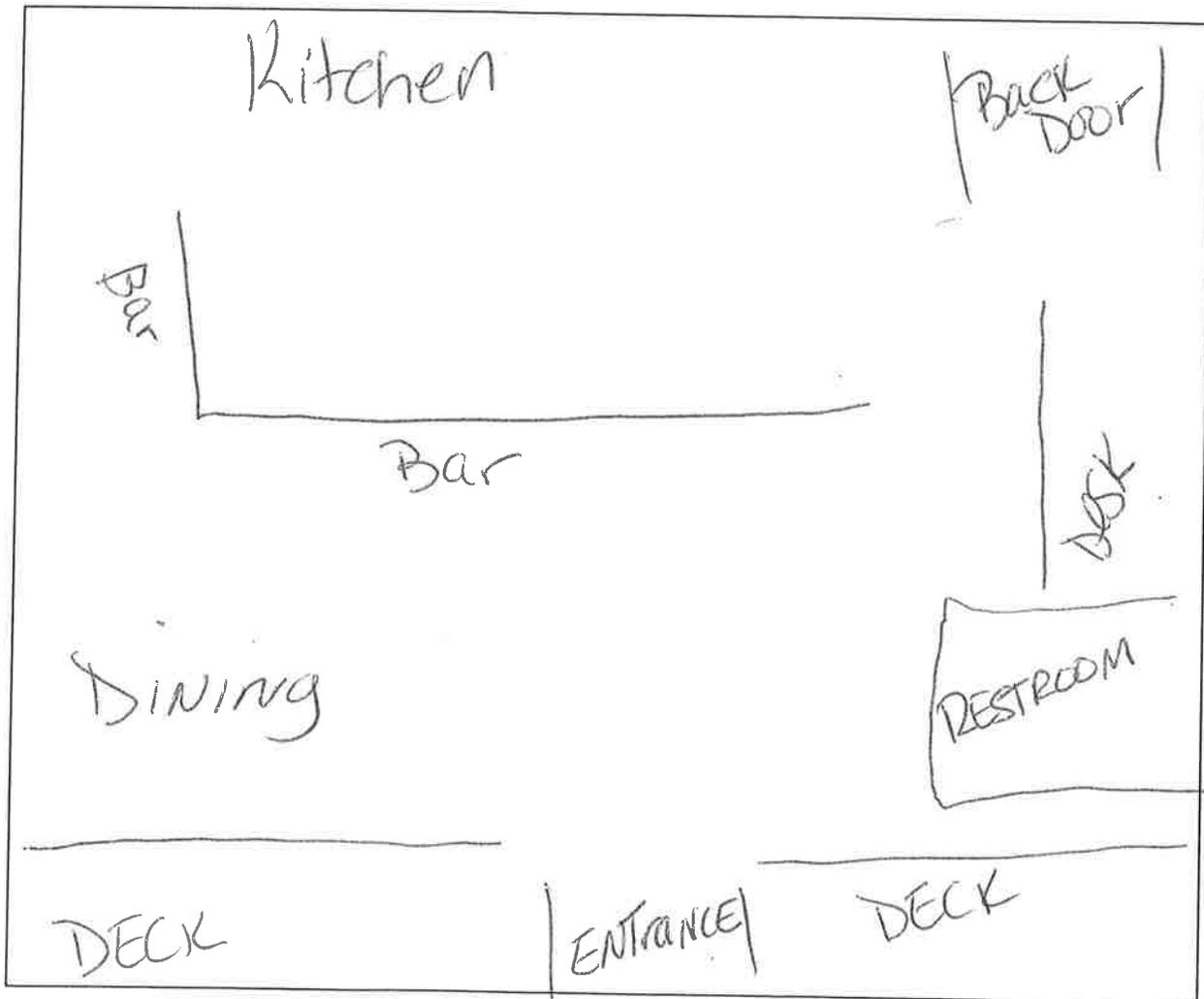
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing & Enforcement
8 State House Station, Augusta, ME 04333-0008
10 Water Street, Hallowell, ME 04347
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov

| 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.



OGUNQUIT

Beautiful Place by the Sea

4.8.2019
@ 10:00 AM

OGUNQUIT LIQUOR LICENSE APPLICATION

| | | |
|---|---|---------------------------|
| NEW <input type="checkbox"/> | RENEWAL <input checked="" type="checkbox"/> | FOR THE YEAR: <u>2019</u> |
| CURRENT LICENSE EXPIRATION DATE: <u>5/13/2019</u> | | |

BUSINESS NAME: Hold Em, LLC D/B/A that place in ogunquit

APPLICANT: Richard A. Dolliver

EMAIL: dolliverrick@hotmail.com

BUSINESS REG #: 2019-305 ISSUE DATE: 3/12/19 MAP: 3 LOT: 53

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 96 Inside/28 Outside

NOTE - SPECIAL ATTENTION

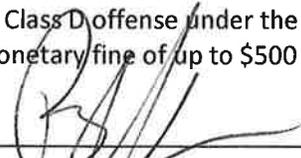
Applicants must procure the signatures of the following Town Officials, submit an original drawing at a scale of one inch (1") equals ten feet (10') of all areas on the premises which are open to the public and return said drawing with this completed application to the Town Clerk before a public hearing 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 |  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>04-10-2019</u> |
| Fire Chief |  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <u>4-11-19</u> |
| Code Officer |  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <u>4-10-19</u> |

ATTENDANCE AT PUBLIC HEARING IS REQUIRED

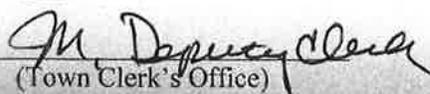
PLEASE READ THE FOLLOWING CAREFULLY BEFORE SIGNING

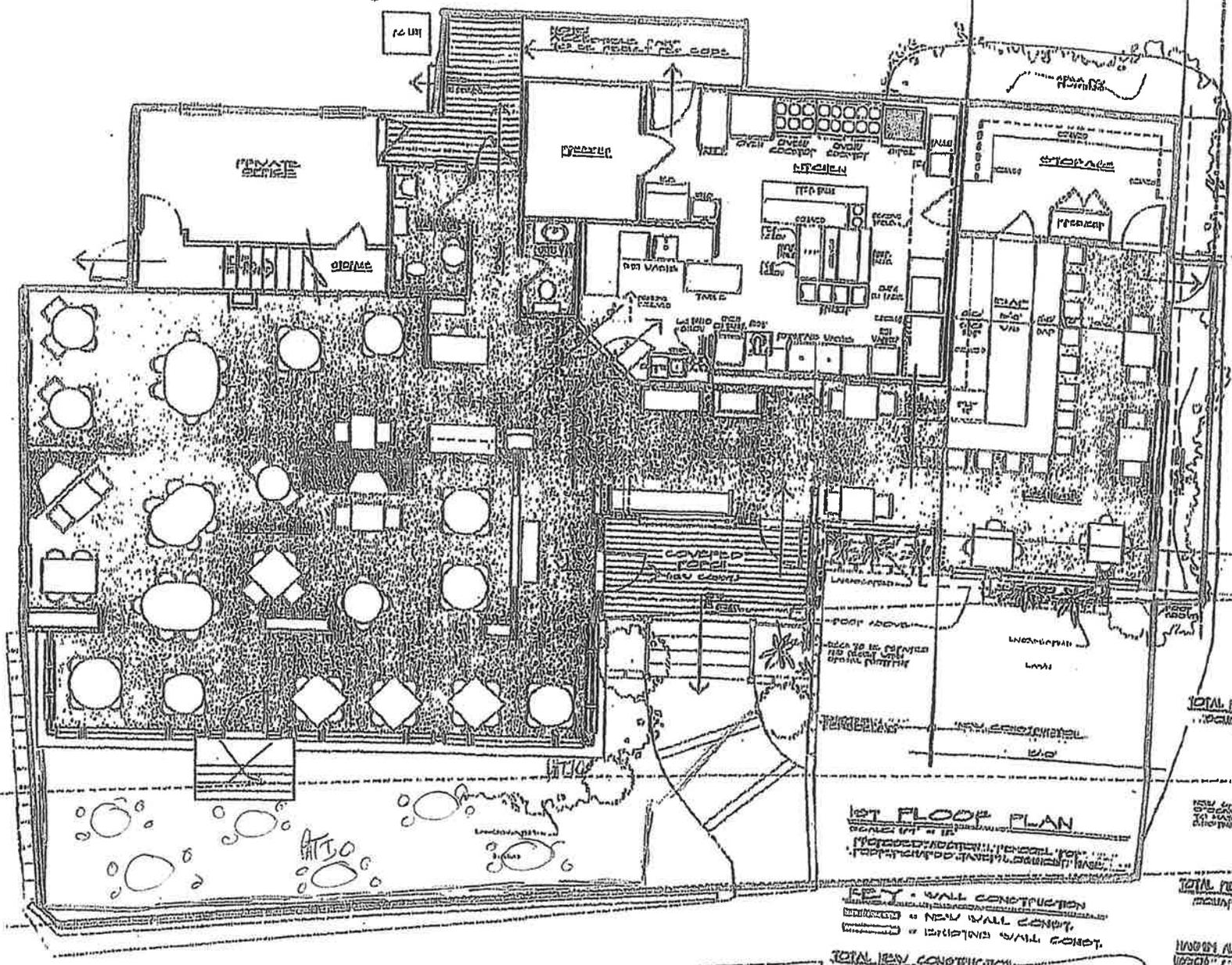
I, the undersigned applicant, acknowledge there has been no change to the business noted above by way of ownership, partnership, location, nature of business or structural change(s) to the building(s) housing the business. Knowingly supplying false information on this application is a Class D offense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



APPLICANT'S SIGNATURE

FOR OFFICE USE ONLY

| | | | |
|---|---|---|----------------------|
| Application Fee: <u>\$200</u> | Date Paid: <u>3/19/19</u> | Check/Cash | Check #: <u>3569</u> |
| Background Check Fee: \$ <u>21</u> | (\$21.00 per person listed on application) | | |
| Business Reg. Fee: <u>\$150.00</u> | Paid prior to Liquor Application? <input checked="" type="radio"/> YES <input type="radio"/> NO | | |
| TOTAL PAID WITH APPLICATION: \$ <u>321.00</u> | | Received by:  (Town Clerk's Office) | |
| DATE POSTED: <u>4/9/19</u> | DATE HEARD: _____ | APPROVED: _____ | DENIED: _____ |



SHOPE ROAD

1ST FLOOR PLAN

SCALE: 1/4" = 1'-0"

KEY - WALL CONSTRUCTION
 [Pattern] = NEW WALL CONST.
 [Pattern] = EXISTING WALL CONST.

TOTAL NEW CONSTRUCTION
 SQUARE FEET = 1,100

TOTAL EXISTING CONSTRUCTION
 SQUARE FEET = 1,100

TOTAL 1ST FLR. CONSTRUCTION
 SQUARE FEET = 2,200

TOTAL FLOOR AREA
 SQUARE FEET = 1,100

TOTAL FLOOR AREA
 SQUARE FEET = 1,100

MAXIMUM ALLOWABLE SEATING
 SEATING = 100

TOTAL NO. OF SEATING CHAIRS
 TOTAL = 100

NOT FOR CONSTRUCTION
 Preliminary





OGUNQUIT AMUSEMENT LICENSE APPLICATION

NEW [] RENEWAL FOR THE YEAR: 2019
BUSINESS NAME: Hold Em, LLC dba that place in ogunquit
BUSINESS ADDRESS: 331 Shore Road Ogunquit ME 03907
BUSINESS PHONE # (207) 646-8600 HOME PHONE # (207) 450-2785
BUSINESS REG # 2019-305 ISSUE DATE: 3/12/19 MAP: 3 LOT: 53
(Business Registration)

OCCUPANCY LOAD ESTABLISHED BY THE OGUNQUIT FIRE CHIEF: 96 Inside / 28 Outside

NATURE OF BUSINESS: Restaurant

FORM OF ENTERTAINMENT: *(Please be specific)*

Televisions
Satellite Radio

APPLICANT: Richard A. Dolliver ADDRESS: 331 Shore Road 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 _____

(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 | <i>Patricia D. Angustin</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 04-10-2019 |
| Fire Chief | <i>Ed Smith</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-11-19 |
| Code Officer | <i>JH</i> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | 4-10-2019 |

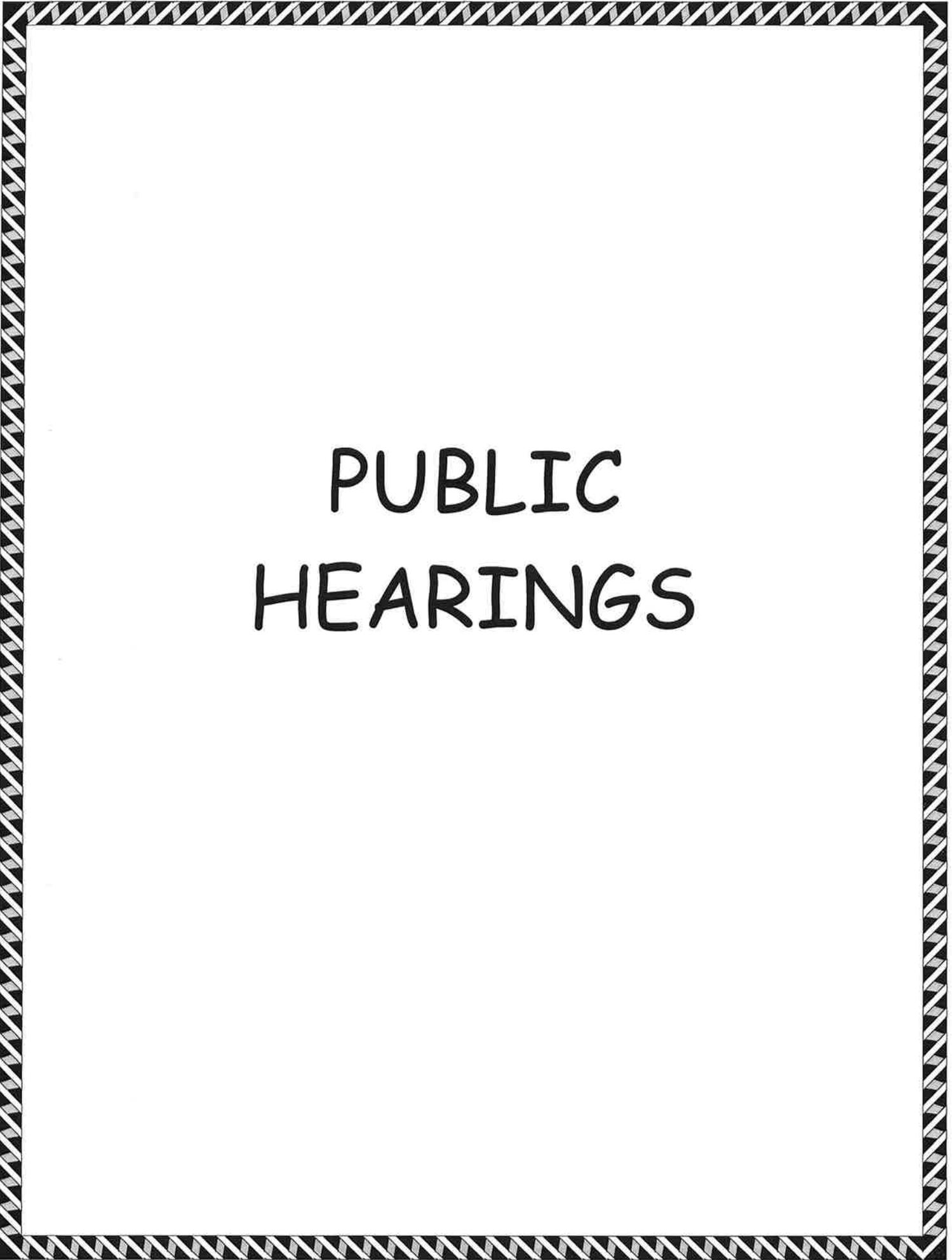
Received by: *M. Depuey* Fee: \$ 100.00 Date Paid: 3/12/19
(Town Clerk's Office)

Check / Cash 3569

Filed with Liquor License Application

Date posted: 4/9/19 Date Heard: _____ Date Approved: _____ Date Denied: _____

OGUNQUIT BOARD OF SELECTMEN



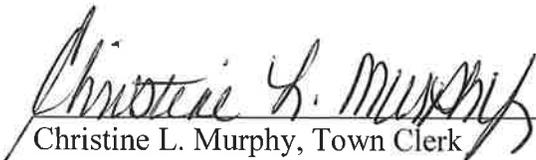
PUBLIC
HEARINGS



**TOWN OF OGUNQUIT
PUBLIC HEARING**

The Municipal Officers of the Town of Ogunquit will conduct a Public Hearing at 6:00PM on Tuesday, April 16, 2019 at the Dunaway Community Center, 23 School Street, Ogunquit, Maine for public comment and question on the following:

Ogunquit Playhouse Foundation / Proposed Amendment to the Ogunquit Zoning Ordinance to Create a "Route One Southern Corridor General Development District III"


Christine L. Murphy, Town Clerk

Posted by: 
Patricia L. Arnaudin, Police Chief

| | |
|---------|---|
| Posted: | <u>March 29, 2019</u> Dunaway Community Center Ogunquit Post Office Transfer Station WOGT |
|---------|---|

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

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

* * * * *

ARTICLE 1 - GENERAL

* * * * *

1.2 Establishment of Zones (Amended 11/4/08, Effective 4/1/09)

To implement the provisions of this Ordinance, the Town of Ogunquit is hereby divided into the following zoning districts:

* * * * *

The following ~~six~~ seven districts are considered to be the Shoreland Zones, established pursuant to the Maine Department of Environmental Protection Shoreland Zoning Guidelines:

- J. Shoreland Limited Residential District – SLR
- K. Shoreland Limited Commercial District – SLC
- L. Shoreland General Development 1 – Ogunquit Beach – SG1
- M. Shoreland General Development 2 – Perkins Cove – SG2
- N. Shoreland General Development 3 – Ogunquit Playhouse – SG3
- ~~NO.~~ Stream Protection District -SP
- ~~OP.~~ Resource Protection District - RP

The performance standards of Section 9.15 shall apply to any activities in these ~~six~~ seven Shoreland Zones. (Amended June 9, 2015).

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

1.3 District Boundary Locations: Zoning Map (Amended 11/4/08, Effective 4/1/09)

* * * * *

D. The Shoreland Zones shall be defined as being the land areas located within 250 feet, horizontal distance, of the

* * * * *

The Shoreland Zones shall be further divided into the following ~~six~~ seven distinct zones, as follows:

* * * * *

3. Shoreland General Development Districts – Ogunquit Beach, Perkins Cove, and Ogunquit Playhouse. The General Development Districts include the following types of existing, intensively developed areas:

a. Areas of two or more contiguous acres devoted to commercial or intensive recreational activities, or a mix of such activities, including but not limited to the following:

- (1) Areas devoted to lodging, restaurant, retail trade, non-profit performing arts theaters, and service activities, or other commercial activities; and
- (2) Areas devoted to intensive recreational development and activities, such as, but not limited to trails and public beaches.

b. Areas otherwise discernible as having patterns of intensive commercial or recreational uses.

* * * * *

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

* * * * *

ARTICLE 2 – DEFINITIONS

* * * * *

Accessory Use

A use customarily incidental and subordinate to the principal use and located on the same lot with such principal use; ~~provided that in the SG3 District, an accessory use may also be located a lot that is contiguous to the lot on which the principal use is located;~~ provided that in the SG3 District, a use that is accessory to a non-profit performing arts theater located within the SG3 District may be located on any other lot within the SG3 District. Accessory uses, when aggregated, shall not subordinate the principal use of the lot. (Amended 11/4/08, Effective 4/1/09)

* * * * *

Driveway

A vehicular access-way serving not more than two dwelling units, or leading to the parking area of nonresidential uses on only one lot; ~~provided that in the SG3 District, the vehicular access way may also lead to a nonresidential use located on a contiguous lot.~~ Any vehicular access way that serves more than two dwelling units or leads to the parking areas of nonresidential uses on more than one lot shall comply with the street design standards of Article 10 of the Subdivision Regulations. Within any Shoreland Zones, driveways over five hundred feet (500') in length, or serving more than two dwellings, shall comply with the street design standards of Article 10 of the Subdivision Regulations. (Amended 11/4/08, Effective 4/1/09, Amended 6/10/14, Effective 6/11/14)(Amended and Effective June 14, 2016)

* * * * *

Parking Area

The portion of a lot used to provide space for the parking of motor vehicles for the employees or patrons of non-residential uses or the residents of dwellings located on that lot; provided that in the SG3 District, a “parking area” may also allow space for the parking of motor vehicles by

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

employees or patrons of non-residential uses located on a lot that is contiguous to the lot on which the principal use is located.

* * * * *

Non-Profit Performing Arts Theater

A building or land owned by a Maine non-profit, tax-exempt organization having a principal place of business in Ogunquit, the primary use of which is the presentation of theatrical productions featuring professional actors, directors, musicians, and production crew, but which may also present other performing and visual arts as well. The term “non-profit performing arts theater” shall include all subsidiary uses customarily associated with the presentation of theatrical productions, including, but not limited to, on-site fabrication of sets, scenery, props, and costumes; housing of actors, musicians, and crew engaged in theater activities; operation of a fly tower; provision and maintenance of parking areas; educational activities; operation of administrative and business offices related to the operations of the theater; and the service of food and beverages to patrons.

* * * * *

ARTICLE 7—DISTRICT REGULATIONS

7.1 Purpose of Districts (Amended 11/4/08, Effective 4/1/09)

* * * * *

The following ~~six~~ seven districts are considered to be the Shoreland Zones, established pursuant to the Maine Department of Environmental Protection Shoreland Zoning Guidelines. The purposes and descriptions of the following Shoreland Zones may be found in section 1.3.D of this Ordinance.

* * * * *

N. Shoreland General Development 3 – Ogunquit Playhouse – SG3

~~NO.~~ Stream Protection District – SP

~~OP.~~ Resource Protection District – RP

* * * * *

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

TABLE 702.1 – LAND USES PERMITTED IN ZONING DISTRICTS

(Amended 6/12/12; 6/9/15; 6/14/16, ATM)

KEY

District

* * * * *

Shoreland Zones:

| | |
|-------------------|---|
| SLR | Shoreland Limited Residential District |
| SLC | Shoreland Limited Commercial District |
| SG1 | Shoreland General Development 1 – Ogunquit Beach |
| SG2 | Shoreland General Development 2 – Perkins Cove |
| <u>SG3</u> | <u>Shoreland General Development 3 – Ogunquit Playhouse</u> |
| SP | Stream Protection District |
| RP | Resource Protection District |

* * * * *

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District
Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

| Land Uses | OFR | RD | RR1 | RR2 | DB | GB1 | GB2 | LB | F | Shoreland Zones | | | | | | |
|---|-----|----|-----|-----|----|-----|-----|----|---|-----------------|-----|-----|-----|------------|----|----|
| | | | | | | | | | | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
| OPEN SPACE AND RURAL USES | | | | | | | | | | | | | | | | |
| Active Recreation | NP | C | C | C | C | C | C | C | C | C | C | C | C | <u>NP</u> | C | C |
| Agriculture* | NP | NP | C | C | NP | NP | NP | NP | C | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Animal husbandry for non-commercial purposes* | NP | C | C | C | NP | NP | NP | NP | A | SPR | NP | NP | NP | <u>NP</u> | NP | NP |
| Animal husbandry for commercial purposes* | NP | NP | NP | NP | NP | NP | NP | NP | C | NP | NP | NP | NP | <u>NP</u> | NP | NP |

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District
Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

| | | | | | | | | | | | | | | | | |
|--|----|-----|-----|-----|----|----|----|----|-----|----|----|----|----|-----------|----|----|
| Aquaculture | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Campground | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Cemetery | NP | SPR | SPR | SPR | NP | NP | NP | NP | SPR | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Clearing or removal of vegetation for activities other than timber harvesting | A | A | A | A | A | A | A | A | A | C | C | C | C | <u>C</u> | C | C |
| Emergency Operations | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |
| Essential Services - Roadside distribution lines (34.5kV and lower) | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | C | C |

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District
Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

| | | | | | | | | | | | | | | | | | |
|--|----|----|----|----|----|----|----|----|----|----|-----|-----|-----|-----|------------|-----|-----|
| Essential Services – Non-roadside or cross- country distribution lines involving ten poles or less in the shoreland zone | NA | C | C | C | C | <u>SPR</u> | SPR | SPR |
| Essential Services – Non-roadside or cross- country distribution lines involving eleven or more poles in the shoreland zone | NA | SPR | SPR | SPR | SPR | <u>SPR</u> | SPR | SPR |
| Essential Services – Other essential services – not included above | C | C | C | C | C | C | C | C | C | C | SPR | SPR | SPR | SPR | <u>SPR</u> | SPR | SPR |
| Filling and Earthmoving of Less than 10 cubic yards | A | A | A | A | A | A | A | A | A | A | C | C | C | C | <u>C</u> | C | C |
| Filling and Earthmoving of More than 10 cubic yards | C | C | C | C | C | C | C | C | C | C | C | C | C | C | <u>SPR</u> | SPR | SPR |
| Fire Prevention Activities | A | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District
Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

| | | | | | | | | | | | | | | | | |
|--|----|----|-----|-----|----|-----|-----|----|-----|-----|-----|-----|-----|------------------------|-----|------------------|
| Forest Management Activities | C | C | C | C | C | C | C | C | C | MFS | MFS | MFS | MFS | <u>MFS</u> | MFS | MFS |
| Golf Course | NP | NP | SPR | SPR | NP | NP | NP | NP | SPR | NP | SPR | NP | NP | <u>NP</u> | NP | NP |
| Individual private campsite* | NP | C | C | C | NP | NP | NP | NP | C | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Mineral exploration* | NP | NP | C | C | NP | NP | NP | NP | C | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Mineral extraction, including gravel pits (see definition)* | NP | NP | SPR | SPR | NP | NP | NP | NP | SPR | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Parking lot (See standards in Section 8.10) | NP | NP | NP | NP | NP | SPR | SPR | NP | NP | NP | SPR | SPR | NP | <u>NP</u> | NP | SPR ⁷ |
| Passive recreation | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |
| Piers, docks, wharves, bridges & other structures extending over or below high water line or within a wetland, temporary or permanent* | NP | NP | NP | NP | NP | NP | NP | NP | NP | SPR | SPR | SPR | SPR | <u>NP¹⁴</u> | SPR | SPR |

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| | | | | | | | | | | | | | | | | |
|--|---|---|---|---|---|---|---|---|---|----|---|---|---|-----------|----|----|
| Service Drops, to allowed uses | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |
| Soil and Water Conservation Practices | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |
| Surveying and Resource Analysis | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |
| Wildlife Management Practices | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>A</u> | A | A |
| | | | | | | | | | | | | | | | | |
| RESIDENTIAL USES | | | | | | | | | | | | | | | | |
| Dwelling accessory to business; above ground floor | C | C | C | C | C | C | C | C | C | NP | C | C | C | <u>NP</u> | NP | NP |

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| | | | | | | | | | | | | | | | | |
|--|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----------|-----|-----------------|
| Manufactured housing unit | NP | NP | C | C | NP | NP | NP | NP | C | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Mobile home park* | NP | NP | SPR | SPR | NP | <u>NP</u> | NP | NP |
| Multi family dwelling* | NP | SPR | SPR | SPR | NP | SPR | SPR | NP | SPR | NP | SPR | NP | NP | <u>NP</u> | NP | NP |
| Single family dwelling, <i>other than manufactured housing unit</i> | C | C | C | C | NP | C | C | C | C | C | C | C | C | <u>NP</u> | NP | NP ⁸ |
| Two family dwelling | NP | C | C | C | NP | C | C | C | C | C | C | C | C | <u>NP</u> | NP | NP |
| Clustered or Planned Unit Residential Development* | SUB | <u>NP</u> | SUB | SUB |

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

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| | | | | | | | | | | | | | | | | |
|---|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--|-----|-----|
| Subdivision, as defined in the Ogunquit Subdivision Regulations | SUB | SUB | SUB |
| COMMERCIAL USES | | | | | | | | | | | | | | | | |
| Amusement center | NP | NP | NP | NP | NP | SPR | SPR | NP | NP | NP | SPR | NP | NP | <u>NP</u> | NP | NP |
| Boarding house | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR | SPR | SPR | <u>SPR</u> <u>SPR</u> ¹² | NP | NP |
| Business & professional office | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR | SPR | SPR | <u>SPR</u> ¹² <u>SPR</u> | NP | NP |
| Commercial recreation | NP | NP | NP | NP | SPR | SPR | SPR | NP | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |

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| | | | | | | | | | | | | | | | | |
|------------------------------|----|----|-----|-----|----|-----|-----|-----|-----|----|----|----|-----|-------------------------|----|----|
| Day care center | NP | NP | NP | NP | NP | SPR | NP | SPR | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Funeral home | NP | NP | NP | NP | NP | SPR | SPR | NP | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Greenhouse | NP | NP | SPR | SPR | NP | SPR | SPR | NP | SPR | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Kennel, veterinary hospital* | NP | NP | NP | NP | NP | NP | NP | NP | SPR | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Manufacturing | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | <u>SPR¹²</u> | NP | NP |
| Marina | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | SPR | <u>NP</u> | NP | NP |
| Mechanized recreation | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Nursing home | NP | NP | NP | NP | NP | SPR | NP | SPR | NP | NP | NP | NP | NP | NP | NP | NP |

Ordinance to Amend the Ogunquit Zoning Ordinance

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|--|----|----|-----|-----|-----|-----|-----|-----|-----|----|-----|-----|------------------|-------------------------|----|----|
| Outdoor sales, services & storage areas including gasoline stations | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP ¹⁰ | <u>NP⁵</u> | NP | NP |
| Public utility facility, other than Essential Services or Service Drops | NP | NP | SPR | SPR | NP | SPR | SPR | NP | SPR | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Retail establishments not elsewhere listed ¹¹ | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR | SPR | SPR | <u>SPR¹²</u> | NP | NP |
| Retail storage & sale of fuel for use on watercraft | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | SPR | <u>NP</u> | NP | NP |
| Service establishments not elsewhere listed, including taxi or livery service dispatching offices ¹ | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR | SPR | SPR | <u>SPR¹²</u> | NP | NP |
| Slaughterhouse/meat packing facility | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Theatres | NP | NP | NP | NP | SPR | SPR | SPR | NP | NP | NP | NP | NP | NP | <u>SPR¹³</u> | NP | NP |

Ordinance to Amend the Ogunquit Zoning Ordinance

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| | | | | | | | | | | | | | | | | |
|--|----|-----|-----|-----|-----|-----|-----|-----|-----|-----|------------------|-----|-----|--------------------------------------|----|----|
| Transient Accommodation Type 1 (TA-1) – Weekly Private Home Rental | A | A | A | A | A | A | A | A | A | A | A | A | A | <u>NP</u> | A | A |
| Transient Accommodation Type 2 (TA-2) — Bed-and-Breakfast* | NP | SPR | SPR | SPR | <u>NP</u> | NP | NP |
| Transient Accommodation Type 3 (TA-3) — Inn* | NP | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | SPR | NP | NP | <u>NP</u> | NP | NP |
| Transient Accommodation Type 4 (TA-4) — Motel/Hotel ⁴ * | NP | NP | NP | NP | NP | NP | SPR | NP | NP | NP | SPR ² | NP | NP | <u>SPR¹²</u> <u>NP</u> | NP | NP |
| Type 1 Restaurant* | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR | SPR | SPR | <u>NP</u> | NP | NP |
| Type 2 Restaurant* | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR ⁶ | SPR | SPR | <u>SPR¹²</u> | NP | NP |
| Type 3 Restaurant* | NP | NP | NP | NP | SPR | SPR | SPR | SPR | NP | NP | SPR ⁶ | SPR | NP | <u>NP</u> | NP | NP |

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| | | | | | | | | | | | | | | | | | |
|--|----|----|----|----|-----|-----|-----|-----|-----|----|-----|-----|-----|-----|-------------------|----|----|
| Type 4 Restaurant* | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | |
| Type 5 Restaurant* | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | |
| Type 6 Restaurant* | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | NP | |
| Wholesale business | NP | NP | NP | NP | NP | NP | SPR | NP | NP | NP | NP | NP | NP | NP | NP | NP | |
| Wireless Communications Facility - Communications tower* | NP | NP | NP | NP | NP | NP | NP | NP | SPR | NP | NP | NP | NP | NP | NP | NP | |
| Wireless Communications Facility - Antenna* | NP | NP | NP | NP | SPR | SPR | SPR | SPR | SPR | NP | SPR | SPR | SPR | SPR | SPR ¹² | NP | NP |

Ordinance to Amend the Ogunquit Zoning Ordinance

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| | | | | | | | | | | | | | | | | |
|--|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-------------------------|-----|------------------|
| GOVERNMENTAL, INSTITUTIONAL USES | | | | | | | | | | | | | | | | |
| Houses of Worship | NP | NP | SPR | SPR | NP | SPR | SPR | SPR | SPR | NP | SPR | NP | NP | <u>NP</u> | NP | NP |
| Schools, public & private | NP | NP | SPR | SPR | SPR | SPR | SPR | NP | SPR | NP | NP | NP | NP | <u>SPR¹²</u> | NP | NP |
| Library | NP | SPR | NP | NP | NP | NP | NP | SPR | NP | NP | NP | SPR | SPR | <u>NP</u> | NP | NP |
| Public Building, Structure or Use | SPR | <u>SPR</u> | NP | SPR ⁷ |
| Museum | SPR | <u>SPR¹²</u> | SPR | NP |
| ACCESSORY USES & STRUCTURES, MISC. USES | | | | | | | | | | | | | | | | |

Ordinance to Amend the Ogunquit Zoning Ordinance

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Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

| | | | | | | | | | | | | | | | | |
|--|----|----|----|----|----|----|----|----|----|-----|-----|-----|----------------|------------|-----|------------------|
| Fence meeting the standards of Section 8.6 | C | C | C | C | C | C | C | C | C | C | C | C | C | <u>C</u> | C | C |
| Ham Radio tower/antenna* | C | C | C | C | C | C | C | C | C | C | C | C | C | <u>NP</u> | NP | NP |
| Home occupation* | C | C | C | C | C | C | C | C | C | SPR | C | C | C ³ | <u>NP</u> | NP | NP |
| Recreational Vehicles * ¹¹ | NP | NP | NP | NP | <u>NP</u> | NP | NP |
| Roads | C | C | C | C | C | C | C | C | C | SPR | SPR | SPR | SPR | <u>SPR</u> | SPR | SPR ⁹ |
| Roads, Land Management | C | C | C | C | C | C | C | C | C | C | C | C | C | <u>C</u> | C | SPR |
| Tenting | A | A | A | A | NP | A | A | A | A | A | NP | NP | NP | <u>NP</u> | A | NP |
| Yard Sale, as defined in Town Code | C | C | C | C | C | C | C | C | C | C | C | C | C | <u>NP</u> | C | C |

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*These uses have specific performance standards in Article 9

Footnotes:

1 No retail sales or services may be offered or solicited except inside of the buildings in which the retail sales or service establishment are located, except for those exceptions indicated in Footnotes 5 and 10, below. (Amended 6/14/11 ATM)

2 TA-4 is only allowed in those portions of the SLC District, immediately adjacent to the GB2 District.

3 Limited to storage of fishing and lobstering equipment, private tutoring of not more than two persons at any one time, home crafts, pursuit of the arts, activities or occupations which are conducted without customers or clients coming to the premises.

4 Expansions of legally nonconforming hotels/motels in all zoning districts in which new hotels/motels are prohibited shall meet all the dimensional requirements of zones in which they are located according to Table 703.1, as well as the standards of Articles 3.5 and 9.8.

5 As an exception, the Ogunquit Playhouse may serve patrons beverages and snack food outdoors on the premises from one hour before, during and one hour after performances.

6 Type 2 and 3 Restaurants shall not be permitted in those portions of the SLC Zone immediately adjacent to the LB Zone.

7 Only permitted with Site Plan Review in RP Beach as indicated on the Official Zoning Map. Not permitted in all other portions of the RP District.

8 Not permitted unless a special exception is granted pursuant to Article 4.6.

9 See special Shoreland standards in Article 9.

10 As an exception, within the Shoreland General Development 2 - Perkins Cove – SG2 District, live lobsters landed in Perkins Cove may be sold from vehicles or boats, owned or operated by holders of Commercial Lobstering Licenses. However, any such sales from vehicles shall only be allowed from those vehicles parked within the “Bait Wharf II” Parking Area, directly adjacent to the Harbor Master’s Office. No signs advertising any such outdoor live lobster sales shall be permitted, and lobster sales shall be limited to live lobsters only, and any form of additional solicitation or promotion of other goods, products or services shall be prohibited (regardless of any other provisions of this Ordinance). (Amended 6/12/12 ATM, by a petitioned article)

11. Storage of recreational vehicles shall be exempt.

12. Permitted in the SG3 District only as an accessory use to a non-profit performing arts theater in the SG3 District that constitutes the principal use. ~~on the same lot or on a contiguous lot.~~

13. Within the SG3 District, the term “theater” shall include only a “non-profit performing arts theater” as defined in Article 2 of this Ordinance, and shall exclude any other type of theater.

Ordinance to Amend the Ogunquit Zoning Ordinance

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14. The existing permanent footbridge over the Josias River connecting Lots 5-43 and 5-33-B as shown on Tax Map 5 shall remain a permitted use subject to Site Plan Review approval from the Planning Board, but only as an accessory use to a non-profit performing arts theater as defined in Article 2 of this Ordinance. No other piers, docks, wharves, bridges & other structures extending over or below the high water line or within a wetland, temporary or permanent, of any kind shall be permitted in the SG3 District.

TABLE 703.1 – DIMENSIONAL REQUIREMENTS OF EACH ZONING DISTRICT

(Amended 11/4/08, Effective 4/1/09)

| MINIMUM LOT AREA (sq. ft.) | | | | | | | | | | | | | | | | |
|---|------------|----------|------------|------------|-----------|---------------------|---------------------|---------------------|----------------------|----------------------------------|------------|-------------------|------------|-------------------|-----------|-----------|
| DISTRICT | OFR | R | RR1 | RR2 | DB | GB1 | GB2 | LB | F | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
| With public sewer & water | 12,500 | 12,500 | 30,000 | 30,000 | None | 10,000 ¹ | 20,000 | 10,000 ¹ | N/A | 30,000-tidal 40,000-non-tidal | 40,000 | None ¹ | None | <u>30,000</u> | NP | NP |
| Without public sewer & water | 30,000 | 30,000 | 60,000 | 60,000 | N/A | N/A | 20,000 ³ | N/A | 200,000 ⁴ | 30,000-tidal 40,000-non-tidal | N/A | N/A | N/A | <u>N/A</u> | NP | NP |
| MINIMUM NET RESIDENTIAL AREA PER DWELLING UNIT (sq. ft.) | | | | | | | | | | | | | | | | |

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| DISTRICT | OFR | R | RR1 | RR2 | DB | GB1 | GB2 | LB | F | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
|------------------------------|--------|--------|--------|--------|--------|--------|--------|--------|--------|----------------------------------|--------|--------|------|---------------|-----|-----|
| With public sewer & water | 12,500 | 12,500 | 30,000 | 30,000 | 12,500 | 12,500 | 20,000 | 12,500 | N/A | 30,000-tidal 40,000-non-tidal | 40,000 | 12,500 | NONE | <u>12,500</u> | N/A | N/A |
| Without public sewer & water | 30,000 | 30,000 | 60,000 | 60,000 | N/A | N/A | 40,000 | N/A | 60,000 | 30,000-tidal 40,000-non-tidal | N/A | N/A | N/A | <u>N/A</u> | N/A | N/A |

MINIMUM STREET AND SHORE FRONTAGE (feet)

| DISTRICT | OFR | R | RR1 | RR2 | DB | GB1 | GB2 | LB | F | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
|---------------------------|-----|----|-----|-----|-------------------|-----|-----|----|-----|----------------------------|-----|-----|------|------------|-----|-----|
| With public sewer & water | 75 | 75 | 100 | 100 | none ⁶ | 75 | 100 | 75 | N/A | 150-tidal 200-non-tidal | 200 | 100 | NONE | <u>100</u> | N/A | N/A |

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|--|------------|----------|------------|------------|-----------------|------------------|------------------|------------------|------------------|----------------------------|------------|-----------------|------------|-------------------------------|-----------|-----------|
| Without public sewer & water | 100 | 100 | 100 | 100 | N/A | N/A | 100 | N/A | 250 ⁴ | 150-tidal 200-non-tidal | N/A | N/A | N/A | <u>N/A</u> | N/A | N/A |
| SETBACKS (feet) | | | | | | | | | | | | | | | | |
| DISTRICT | OFR | R | RR1 | RR2 | DB | GB1 | GB2 | LB | F | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
| Front ¹⁵ | 20 | 20 | 30 | 30 | 10 ⁷ | 20 | 30 | 20 | 50 ⁸ | Note 2 | Note 2 | 10 ⁷ | 15 | 15 30 ⁷ | N/A | N/A |
| Side and Rear ¹⁵ | 15 | 15 | 20 | 20 | 10 ⁹ | 10 ¹¹ | 15 ¹⁰ | 10 ¹¹ | 20 | Note 2 | Note 2 | 10 ⁹ | NONE | <u>NONE</u> | N/A | N/A |
| From vernal pools (significant or non-significant, see sec. 1.3.F) | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | <u>75</u> | 75 | 75 |

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|---|------------|----------|------------|------------|-----------|------------|------------|-----------|----------|------------------|------------------|-------------------|-------------------|-------------------------|-----------|-----------|
| From water bodies & wetlands that meet the criteria for inclusion in the Shoreland Zone | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 75 | 50 | 50 | <u>75</u> | 75 | 75 |
| MAXIMUM BUILDING COVERAGE | | | | | | | | | | | | | | | | |
| DISTRICT | OFR | R | RR1 | RR2 | DB | GB1 | GB2 | LB | F | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
| With public sewer & water | 30% | 30% | 20% | 20% | NONE | 30% | 30% | 30% | N/A | 20 ¹³ | 20 ¹³ | 20% ¹³ | 20% ¹³ | <u>70%¹⁶</u> | 0% | 0% |
| Without public sewer & water | 20% | 20% | 10% | 10% | N/A | N/A | 30% | N/A | 20% | 20 ¹³ | N/A | N/A | N/A | <u>N/A</u> | 0% | 0% |

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| MAXIMUM BUILDING HEIGHT ¹⁴ | | | | | | | | | | | | | | | | |
|---------------------------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------------------------|-----|-----|
| DISTRICT | OFR | R | RR1 | RR2 | DB | GB1 | GB2 | LB | F | SLR | SLC | SG1 | SG2 | <u>SG3</u> | SP | RP |
| Feet | 35 | 35 | 35 | 35 | 35 | 35 | 35 | 35 | 35 | 35 | 35 | 35 | 27 | <u>35</u> ¹⁷ | N/A | N/A |
| Stories | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | 2 ½ | <u>2 ½</u> ¹⁷ | N/A | N/A |

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NOTES TO TABLE 703.1

- 1 For a residential use, the minimum lot area shall be 12,500 square feet.
- 2 Same as nearest adjacent non-shoreland zone.
- 3 For residential use, the minimum lot area shall be 30,000 square feet.
- 4 For residential use, the minimum lot area shall be 60,000 square feet and the minimum street frontage shall be 100 feet.
- 5 As required by the underlying district.
- 6 Residential uses, except accessory dwelling units on the 2nd floor above a commercial use, shall require a minimum street front of 75 feet.
- 7 The minimum front setback for a structure existing on the effective date of this Section shall be ten (10) feet or the existing structure’s front setback, whichever is less. (Amended 4-01-06 ATM)
- 8 The minimum front setback for a structure existing on the effective date of this Section shall be fifty (50) feet or the existing structure’s front setback. (Amended 4-01-06 ATM)
- 9 The side and rear setbacks for a structure abutting a residential use shall be fifteen (15) feet. The minimum side and rear yards for a structure existing on the effective date of this Section shall be the setback indicated above or the existing structure’s setback, whichever is less. (Amended 4-01-06 ATM)
- 10 The side and rear setbacks for a structure abutting a residential use shall be twenty-five (25) feet. The minimum side and rear yards for a structure existing on the effective date of this Section shall be the setback indicated above or the existing structure’s setback, whichever is less. (Amended 4-01-06 ATM)
- 11 The side and rear setbacks for a structure abutting a residential use shall be fifteen (15) feet.
- 12 There shall be a natural buffer of seventy-five (75) feet maintained between the Ogunquit River and any structure and tilling.
- 13 In the Shoreland Zones, the total area of all buildings, structures, parking lots and any other non-vegetated surfaces shall be included in the computation of maximum building coverage, and shall not exceed the indicated percentage of the lot area, or portion of the lot area thereof, located in the Shoreland Zone. See definition of *Building Coverage* in Article 2.
- 14 Except in the SG3 District, No structure shall contain more than two and one half (2 ½) stories or the indicated height. See note 17 below.
- 15 Expansions of legally nonconforming hotels/motels in all zoning districts in which new hotels/motels are prohibited shall meet all the dimensional requirements of zones in which they are located according to Table 703.1, as well as the standards of Articles 3.5 and 9.8. (Amended 6/12/12, ATM)

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 – Ogunquit Playhouse -- SG3 District”

and to amend the Official Zoning Map to include within that District
Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit Tax Maps

16. In the SG3 District, if proposed new development on a lot would cause the total building coverage on that lot, including those portions of that lot that were legally occupied by buildings, structures, parking lots and any other non-vegetated surfaces on the effective date of this footnote 16, to exceed 40%, all new development that would increase the building coverage on that lot above 40% shall conform to the extent practicable, with the Low Impact Development Practices set forth in Volume III, Chapter 10 of the “Maine Stormwater Best Practices Manual” published by the Maine Department of Environmental Protection. The applicant shall have the burden of demonstrating that conformity to any Low Impact Development Practice is not practicable. For the purposes of this footnote 16, the term “practicable” shall have the definition set forth in Chapter 310, §(3)(R) of the Maine DEP Rules: “available and feasible considering cost, existing technology, and logistics based on the overall purpose of the project.” Under no circumstances shall the total building coverage on any lot exceed 70%.
- 17 In the SG3 District, for that portion of a non-profit performing arts theater, commonly known as a “fly tower,” which encloses apparatus commonly known as a “fly system” employed to lift from, or lower to, the stage area items such as scenery, lighting, and/or other equipment and utilities, the maximum building height shall be 85’ regardless of the number of stories. In addition, for that portion of a non-profit performing arts theater, commonly known as the “back of house,” which is located behind the stage and “fly tower” and is ordinarily inaccessible to members of the public attending performances, the maximum building height shall be 50’ or three stories, whichever is greater.

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 –Ogunquit Playhouse
-- SG3” District

and to amend the Official Zoning Map to include within that District
portions of Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit
Tax Maps

ARTICLE 8 – GENERAL STANDARDS APPLICABLE TO ALL LAND USES

8.6. Fences

- A. Fences shall only be made of natural, stained or painted wood, stone, or metal, wrought iron, or vinyl or other plastics and vinyl-covered or other plastic-covered wood or metal excluding chain link, within the following districts: Limited Business District, Downtown Business District, General Business Districts, SG1, ~~and~~ SG2, and SG3 and those portions of the Shoreland Overlay Districts that overlay said districts.

- E. In the SG1, ~~and~~ SG2, and SG3 Districts, fences shall:
1. not be more than four feet in height; and
 2. not obstruct the view of tidal waters from a public way or other public property.

8.10. Off Street Parking and Loading

D. Off-Street Parking Standards

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 –Ogunquit Playhouse
-- SG3” District

and to amend the Official Zoning Map to include within that District
portions of Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit
Tax Maps

3. Except in the SG3 District, Rrequired off-street parking in all residential and business districts shall be located on the same lot as the principal building or within 100 feet measured along lines of access for business and industry except where it cannot reasonably be provided on the same lot, the Planning Board may authorize residential off-street parking to be located on another lot within 300 feet of the residential uses, as measured along lines of public access. Within the SG3 District, required off-street parking may also be located on a lot that is contiguous with the lot containing the principal use for which that off-street parking is required. Such parking areas shall be held under the same ownership or lease as the uses served and evidence of such control or lease shall be required. Arrangements for parking on leased land shall not be acceptable for meeting the minimum required parking provisions of this Ordinance unless the lessee is specifically given the option of renewing the lease indefinitely. (Amended 11-03-09 STM)

8.12 Signs (Amended 6/8/10, 6/10/14)

B. Awnings

Awnings in the business districts (DB, GB1, GB2, LB, SG1, ~~and~~ SG2, and SG3 and any Shoreland Zone as applicable) may be erected, altered or relocated with issuance of a permit from the Code Enforcement Officer. All awnings accessory to commercial uses shall be rated as fire resistant per Building and Life Safety Codes. Before issuing a permit, the Code Enforcement Officer may submit the application to the Planning Board for review, interpretation and possible approval. The Code Enforcement Officer shall enforce Article 8.12.B and all permits issued thereto.

D. Size Restrictions

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 –Ogunquit Playhouse
-- SG3” District

and to amend the Official Zoning Map to include within that District
portions of Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit
Tax Maps

b. Limited Business District, SG1, SG2, and SG3:

i. If there is only one business on the lot the maximum sign area shall be 12 square feet.

ii. If there is more than one business on the lot and all businesses are accessed from the outside by common entrances and exits and no business is directly accessed from the outside, the maximum sign area shall be 12 square feet.

iii. If there is more than one business on the lot, and one or more businesses are directly accessed from the outside, then there shall be no more than twelve (12) square feet of total signage on the collective sign or freestanding sign post, for all tenants, identifying the building, lot or development. Each business which is directly accessed from the outside may have one (1) additional sign, in close proximity to its entrance, which is no more than 6 square feet of sign area. If no collective sign is located on the parcel then, the maximum sign area shall be divided among all units on the parcel. (Amended 6/10/14 Effective 6/11/14)

ARTICLE 9 – STANDARDS FOR SPECIFIC LAND USES

9.17 Ham Radio Tower/Antennae

A. Private Ham radio towers/antennae are permitted in all districts except in the Resource Protection ~~d~~District and the SG3 District, subject to the following height limitations.

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 –Ogunquit Playhouse
-- SG3” District

and to amend the Official Zoning Map to include within that District
portions of Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit
Tax Maps

ARTICLE 11 – DESIGN REVIEW

11.2. Definitions

District

In this Article, “District” refers to the Downtown Business District, the General Business Districts I and II, the Limited Business District, the Shoreland General Development 1 District, the Shoreland General Development 2 District, the Shoreland General Development 3 District, or the district in which a use, structure or building subject to the requirements of this Article lies.

.....

Ordinance to Amend the Ogunquit Zoning Ordinance

To create the “Shoreland General Development 3 –Ogunquit Playhouse
-- SG3” District

and to amend the Official Zoning Map to include within that District
portions of Lots 5-42, 5-42-1, 5-43, and 5-44 as shown on the Ogunquit
Tax Maps

The Town of Ogunquit Official Zoning Map is hereby amended to show the “Shoreland
General Development 3 – Ogunquit Playhouse – SG3 District” occupying portions of
present Tax Lots 5-42, 5-42-1, 5-43, and 5-44 as shown in Figure 1 below:

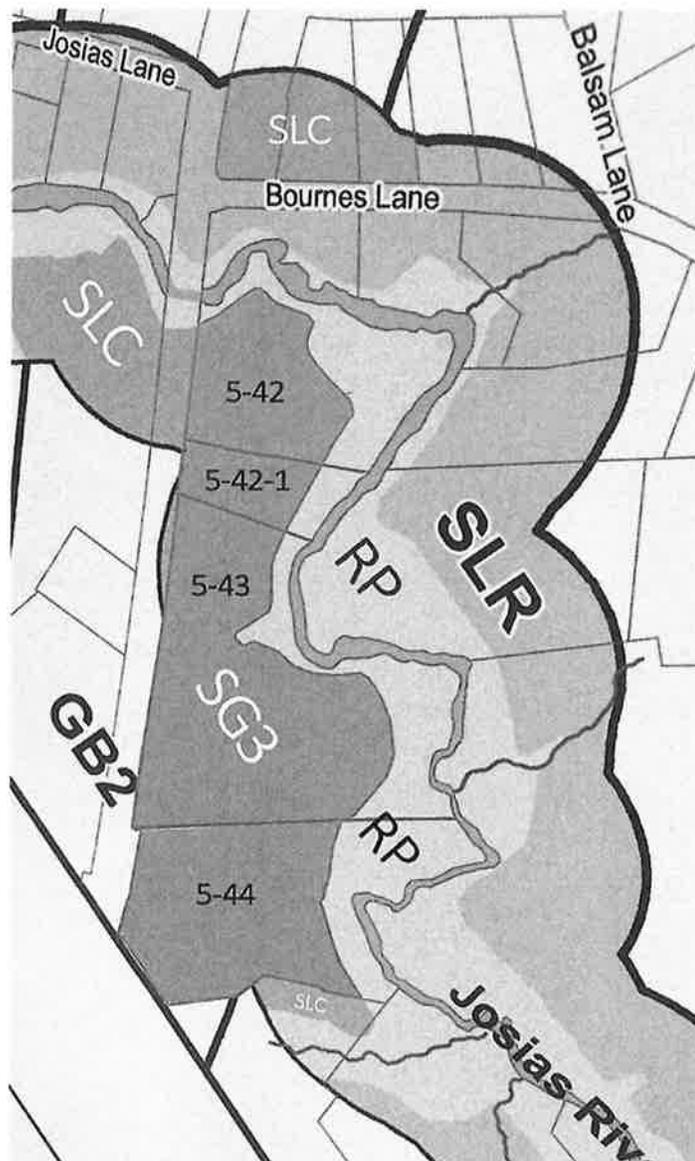


Figure 1

RECEIVED

APR 12 2019 PM 12:37

April 10, 2019

Select Board, Town of Ogunquit
23 School Street
PO Box 875
Ogunquit, ME 03907

Re: Proposed SG 3 Amendment to Ogunquit Zoning Ordinance

Dear Select Board Members:

I am writing to advise the Select Board as to whether the proposed amendment to the Ogunquit Zoning Ordinance ("OZO") to create a new Shoreland Zoning district for The Ogunquit Playhouse is in order for a town meeting vote in June, 2019. I understand the Select Board will be conducting a (second) public hearing on this proposed amendment at its April 16, 2019 meeting.

My advice to the Select Board is that the proposed amendment is in order to be placed on the June 2019 town meeting warrant for the voters to decide on adoption of the amendment.

The proposed amendment would create a Shoreland General Development 3 (SG 3) district specifically for The Ogunquit Playhouse. The OZO currently has similar Shoreland General Development districts for Ogunquit Beach (SG 1) and Perkins Cove (SG 2). This amendment would make the Playhouse and its accessory uses permitted uses in the new SG 3 district.

It also would permit use of vehicle driveways to access nonresidential uses on adjoining lots; permit shared parking for employees and patrons of those uses; feature a building height limit that permits a "flytower" to lift and lower scenery, lighting and other items (up to 85 feet) and a "back of house" area (up to 50 feet); require compliance with Maine DEP Low Impact Development Practices by all new development that would cause total building coverage of existing and new buildings and non-vegetated surfaces to exceed 40%; and would permit limited "manufacturing" accessory to the Playhouse (non-profit theater) use.

I understand that on February 25, 2019, the Planning Board held a public hearing on a draft of the proposed amendment dated February 8, 2019. The Planning Board voted to request the Select Board to place it on the June 2019 town meeting warrant.

I also understand that the Select Board held a "presentation" on March 19, 2019 and a public hearing on April 2, 2019, and that the Select Board received public comment at both times. As a result of that public comment, changes were made to the proposed amendment, resulting in the April 5, 2019 draft that will be the subject of the April 16, 2019 public hearing.

Ogunquit Select Board
April 10, 2019
Page Two

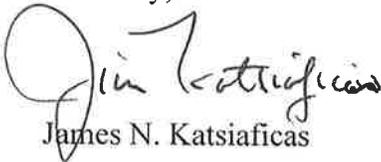
The changes made in the April 5, 2019 draft appear to be for clarification or are more restrictive as to the Playhouse, and do not appear to be significant or substantive changes from the prior draft and existing zoning.

I further understand that the reason for this second public hearing before the Select Board is to ensure compliance with the additional notice requirements for certain rezonings under State law. So long as timely posted and published notice has been provided and those who own the property to be rezoned and owners of abutting lots have been sent mailed written notice with a map of the area to be rezoned, then the notice process would be appropriate. I recommend that the Town Clerk enter copies of the posted, published and mailed notices, together with a copy of the names and addresses of the persons to whom notice was mailed, into the public hearing record at the beginning of the April 16 public hearing.

With these matters addressed, the Select Board may place the proposed amendment on the June 2019 town meeting warrant.

I hope this advice is helpful. Please let me know if you have any questions or comments.

Sincerely,



James N. Katsiaficas

JNK/ems

cc: Patricia Finnigan, Town Manager
Scott Heyland, Code Enforcement Officer

Shepard & Read

ATTORNEYS AT LAW

93 MAIN STREET ♦ KENNEBUNK, MAINE 04043

ALAN E. SHEPARD
BRUCE M. READ

Tel: (207) 985-2291
Fax: (207) 985-2326
E-Mail: rene@shepardandreadlaw.com

April 10, 2019

Ogunquit Board of Selectman
P. O. Box 875
Ogunquit, ME 03097

RE: Proposed Zoning Amendments - Ogunquit Playhouse

Dear Chairman Waite and Members of the Board:

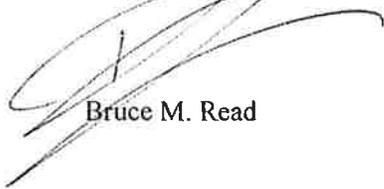
I write again in my capacity as legal counsel to the Ogunquit Chamber of Commerce. You will recall that I appeared at the April 2, 2019 Public Hearing in this matter. My clients had some concerns regarding these proposed zoning amendments at that time and I spoke and submitted a letter pertaining to a footnote that had been circulated in previous drafts which we felt would take away significant rights we enjoy under the current zoning ordinance. Subsequent to that meeting, we have taken a final, very close look at all of the details of the proposed amendments that have now finally been set forth in one comprehensive document and posted on your website.

The bottom line is that the Chamber of Commerce owes a duty to its members to own and manage the real estate it owns in a responsible manner. Unfortunately, while the "footnote issue" has been addressed (clarifying that our current "business & professional office use" is permitted with Site Plan Review as opposed to being prohibited unless associated with a nonprofit theater), the final proposal will still impose numerous limitations on the Chamber property that do not exist currently. Specifically, *all* residential uses will be banned, including home occupations, multi-family uses, and accessory dwellings associated with a business use. The property could also never be used as a restaurant. While we do not have any *current* plans for those uses, these are land use rights that we currently enjoy that would be taken away.

In summary, while the Chamber has no specific objection to the plans the Playhouse has proposed for its properties, we cannot in good faith agree to and support changes to the zoning ordinance that will diminish the value and potential future development of our real estate. The board owes a fiduciary duty to its members and must answer to them.

Sincerely,

SHEPARD & READ



Bruce M. Read

cc: Sara Potter
Gary LaTulippe
John Bannon, Esq.



RE: Letter from Ogunquit Chamber dated April 10, 2019

Dear Chairman Waite and Members of the Board:

The Ogunquit Playhouse's board of directors and staff understand and fully support the Chamber's fiduciary duty to its membership and its property. The Ogunquit Playhouse considers itself a proud, long-term member and partner of the Ogunquit Chamber of Commerce. We too, feel an obligation to act in the best interest of not only the business community and our patrons, but the Ogunquit community at large with our need-based improvements to the Playhouse, and have approached our plans for such with all stakeholders in mind. As stewards of this important historical landmark, we want this project to be something we're all proud of.

**BOARD OF
DIRECTORS**

Fran Spechts
President

Mark K. Forsyth
Vice President

Marc T. Giles
Treasurer

Roger D. Poulin
Secretary

Eileen Eberhart
Noel R. Leary
Christian G. Magnuson
Richard Scott Morgan
Bradford C. Paige
Ann Ramsay-Jenkins

Larry A. Smith
Emeritus

Bradford T. Kenney
Executive Artistic Director

Late yesterday morning we received a copy of the letter from the Chamber's attorney to the Select Board announcing that the Chamber had voted to reject the SG3 Ordinance. The Chamber's attorney explained that the Chamber could not "in good faith agree to and support changes to the zoning ordinance that will diminish the value and potential future development of our real estate."

We fully respect the Chamber's decision. What is paramount for us is that the Playhouse preserve its historically positive working relationship with the Chamber and be good stewards of our community. Accordingly, we have removed their property from the proposed SG3 District entirely, thereby freeing it from any perceived constraints imposed by the SG3 Ordinance.

Cc'd on this email are Sarah Potter and Gary LaTulippe. We kindly ask that they share this letter with their board and its membership.

Sincerely,

Fran Spechts
President, Ogunquit Playhouse Foundation

cc: Sarah Potter
Gary LaTulippe
Bruce Read



New Business

FOR OFFICE USE ONLY

Check # _____

Amount \$ _____



Games of Chance License Application

MGCU - 5300

****The application and fees must be received at least ten business days before the Game of Chance may begin****

Cards: \$60/Calendar Month or \$700/Calendar Year

Video Poker: \$15/Week or \$60/Month

Cribbage: \$30 per Calendar Year or Portion Thereof

Super Cribbage Tournament Game: \$75.00/Per Tournament

Tournament Game (up to 100 players): \$75.00/Per Tournament; \$200.00/Month (Two Tournaments per Month); \$1,500/Year (Two Tournaments per Month)

Make check payable to Treasurer, State of Maine

**Return the completed and signed application to:
Department of Public Safety
Gambling Control Unit
Central Maine Commerce Center
87 State House Station
45 Commerce Drive, Suite 3
Augusta, Maine 04333-0087
(207) 626-3900 – Office
(207) 287-4356 – Fax**

1. For what game(s) are you licensing (please indicate number adjacent name):

Cards ___ Video Poker ___ Cribbage ___ Super Cribbage Tournament ___ Tournament ___

Other (If You Checked Other Indicate Name of Game and Attach the Rules for that Game)

Game of chance

2. Organization Name: Ogunquit Fire Company

Organization Number: 7039 Federal Tax ID # (EIN): 34-1586030

Business Address: P.O. Box 1558 Ogunquit Maine 03907

15 School St

Mailing Address: P.O. Box 1558 Ogunquit ME 03907 Phone: 207-646-4947

3. Current Officers:

| | | | | |
|-------------------------|---------------------------------|--------------|-----------------|-------------------|
| <u>Jeff Smith Pres.</u> | <u>70 Box 1558 Ogunquit, ME</u> | <u>03907</u> | <u>646-4947</u> | <u>Jan 20</u> |
| NAME & TITLE | ADDRESS | CITY/ZIP | PHONE | DATE TERM EXPIRES |

| | | | | |
|----------------------------|---------------------------------|--------------|-----------------|-------------------|
| <u>Ron Bouds Vice Pres</u> | <u>70 Box 1558 Ogunquit, ME</u> | <u>03907</u> | <u>646-4947</u> | <u>Jan 20</u> |
| NAME & TITLE | ADDRESS | CITY/ZIP | PHONE | DATE TERM EXPIRES |

| | | | | |
|--------------------------------|---------------------------------|--------------|-----------------|-------------------|
| <u>Chamon Bouds Secy/Treas</u> | <u>70 Box 1558 Ogunquit, ME</u> | <u>03907</u> | <u>646-4947</u> | <u>Jan 20</u> |
| NAME & TITLE | ADDRESS | CITY/ZIP | PHONE | DATE TERM EXPIRES |

| | | | | |
|--------------|---------|----------|-------|-------------------|
| NAME & TITLE | ADDRESS | CITY/ZIP | PHONE | DATE TERM EXPIRES |
|--------------|---------|----------|-------|-------------------|

4. Location where Game of Chance is to be conducted:

| | | |
|-----------------------------|---------------------|-----------------------|
| <u>Ogunquit Rec Station</u> | <u>15 School St</u> | <u>Ogunquit 03907</u> |
| BUILDING | ADDRESS | CITY/ZIP |

5. Person responsible for operation of Game of Chance:

| | |
|-----------------------|-------------------------------|
| <u>Kennie Haddock</u> | <u>207-646-4947</u> |
| NAME | DAYTIME PHONE & EVENING PHONE |

Name & Address where license will be sent: Shannon Fair 2605 P.O. Box 1558 Ogunquit ME
03907.

E-Mail Address: OFF1904@yahoo.com

6. Circle the days of the week you expect to operate: Mon (Tue) Wed Thu Fri Sat Sun

7. What time do the doors open? 6pm What time does the game start? 7pm

8. Dates – Please specify weeks (Monday through Sunday) or full months.

| | | |
|---------------------------|--------------------------|-------|
| <u>Jun 29, 16, 23, 30</u> | <u>Aug 6, 13, 20, 27</u> | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

9. Does the organization own all the equipment used in operating this amusement? Yes No

If "NO", please explain the circumstances under which the equipment was acquired:

10. Has any current officer of this organization or association ever been convicted of or have any charges currently pending for violating the gambling or lottery laws of the United States or the State of Maine?
Yes No

If "YES" give the person's name, address, and date and place of conviction or date and location of pending charge:

11. If the applicant is a Fair Association, attach a list of the names and home addresses of the persons operating or assisting in the licensed activity. Please write your organization name and number on the list.

12. **Tournament Game Only:** Specify the name(s) of the charitable organization(s) that the proceeds of the tournament will benefit.

Ogunquit Fair Company

2

13. The following consent must be completed by the municipal officers of the city or town where the Game of Chance will take place unless a separate "Blanket Letter of Approval" is filed with the Gambling Control Unit.

Check here if you have previously filed a "Blanket Letter of Approval" with us, which is still valid

Check here if you have attached a "Blanket Letter of Approval".

Municipal Consent to License

The undersigned being municipal officers of the City/Town of Counquid hereby certify that we consent to the application for license by Ogunquit Fire Company to operate Games of Chance in accordance with the provisions of 17 M.R.S.A. Chapter 62 and in accordance with the Rules and Regulations promulgated by the State of Maine, Department of Public Safety, Gambling Control Unit governing the operation of Games of Chance.

Name: _____ Charles Waite, III

Date: _____ Title: _____ Select Board Chair

Name: _____ John Daley

Date: _____ Title: _____ Select Board Vice Chair

Name: _____ Richard Dolliver

Date: _____ Title: _____ Select Board Member

Name: _____ Madeline Mooney

Date: _____ Title: _____ Select Board Member

Name: _____ Robert Winn, Jr

Date: _____ Title: _____ Select Board Member

This approval is valid until: _____
(Date)

14. The applicant agrees to obey Federal, State of Maine laws, rules and regulations governing Games of Chance promulgated by the Department of Public Safety, Gambling Control Unit. The applicant warrants the truth of the foregoing statements on penalty of perjury. Age 18 or older: Yes No

Signed: _____

Print Name: _____ Title: _____

Date: _____

FOR OFFICE USE ONLY

Check # _____

Amount \$ _____



Beano/Bingo Registration

MGCU - 5000

****The application and fees must be received at least ten business days before the Beano/Bingo may begin****

Beano/Bingo: \$5.00/Special Per Game Registration; \$12/Week; \$36/Month; \$400/Year

Make check payable to Treasurer, State of Maine

**Return the completed and signed application to:
Department of Public Safety
Gambling Control Unit
Central Maine Commerce Center
87 State House Station
45 Commerce Drive, Suite 3
Augusta, Maine 04333-0087
(207) 626-3900 – Office
(207) 287-4356 – Fax**

1. Organization Name: Ogunquit Free Co.

Organization Number: 7039 Federal Tax ID # (EIN): 34-1586030

Business Address: P.O. Box 1558 Ogunquit Maine 03907
15 School St.

Mailing Address: P.O. Box 1558 Phone: 207-646-4947

2. Current Officers:

| NAME & TITLE | ADDRESS | CITY/ZIP | PHONE | DATE TERM EXPIRES |
|------------------------------------|----------------------------------|--------------|-----------------|-------------------|
| <u>Jeff Smith, President</u> | <u>P.O. Box 1558 Ogunquit ME</u> | <u>03907</u> | <u>646-4947</u> | <u>Jan/20</u> |
| <u>Ron Board's Vice President</u> | <u>P.O. Box 1558 Ogunquit ME</u> | <u>03907</u> | <u>646-4947</u> | <u>Jan/20</u> |
| <u>Sharon Poindexter Secretary</u> | <u>P.O. Box 1558 Ogunquit ME</u> | <u>03907</u> | <u>646-4947</u> | <u>Jan/20</u> |

| NAME & TITLE | ADDRESS | CITY/ZIP | PHONE | DATE TERM EXPIRES |
|--------------|---------|----------|-------|-------------------|
|--------------|---------|----------|-------|-------------------|

3. Location where Beano/Bingo is to be conducted:

| BUILDING | ADDRESS | CITY/ZIP |
|--|---------------------|-----------------------------|
| <u>Ogunquit Free Station 2nd Floor</u> | <u>15 School St</u> | <u>Ogunquit Maine 03907</u> |

4. Person responsible for operation of Beano/Bingo:

| NAME | DAYTIME PHONE & EVENING PHONE |
|-----------------------|-------------------------------|
| <u>Jeanie Hurdock</u> | <u>207-646-4947</u> |

Name & Address where registration will be sent: Sharon Poindexter P.O. Box 1558 Ogunquit, ME 03907.

E-Mail Address: OPD904@yahoo.com.

5. Circle the days of the week you expect to operate: Mon Tue Wed Thu Fri Sat Sun

6. What time do the doors open? 6pm What time does the game start? 7pm

7. Dates – Please specify weeks (Monday through Sunday) or full months.

July, 2, 9, 16, 23, 30

August 6, 13, 20, 27

8. Does the organization own all the equipment used in operating this amusement? Yes No

If "NO", please explain the circumstances under which the equipment was acquired:

9. Has any current officer of this organization or association ever been convicted of or have any charges currently pending for violating the gambling or lottery laws of the United States or the State of Maine?

Yes No

If "YES" give the person's name, address, and date and place of conviction or date and location of pending charge:

10. If the applicant is a Fair Association, attach a list of the names and home addresses of the persons operating or assisting in the registered activity. **Please write your organization name and number on the list.**

11. The following consent must be completed by the municipal officers of the city or town where the Beano/Bingo will take place unless a separate "Blanket Letter of Approval" is filed with the Gambling Control Unit.

Check here if you have previously filed a "Blanket Letter of Approval" with us, which is still valid

Check here if you have attached a "Blanket Letter of Approval".

Municipal Consent to Register

The undersigned being municipal officers of the City/Town of Ogunquit hereby certify that we consent to the application for registration by Ogunquit Fire Company to

operate Beano/Bingo in accordance with the provisions of 17 M.R.S.A. Chapter 13-A and in accordance with the Rules and Regulations promulgated by the State of Maine, Department of Public Safety, Gambling Control Unit governing the operating of Beano/Bingo.

Name: _____ Charles Waite, III _____
Date: _____ Title: _____ Select Board Chair _____
Name: _____ John Daley _____
Date: _____ Title: _____ Select Board Vice Chair _____
Name: _____ Richard Dolliver _____
Date: _____ Title: _____ Select Board Member _____
Name: _____ Madeline Mooney _____
Date: _____ Title: _____ Select Board Member _____
Name: _____ Robert Winn, Jr. _____
Date: _____ Title: _____ Select Board Member _____

This approval is valid until: _____
(Date)

12. The applicant agrees to obey Federal, State of Maine laws, rules and regulations governing Beano promulgated by the Department of Public Safety, Gambling Control Unit. The applicant warrants the truth of the foregoing statements on penalty of perjury. Age 18 or older: Yes No

Signed: _____

Print Name: _____ Title: _____

Date: _____

**TOWN OF OGUNQUIT
OGUNQUIT, MAINE
RIVER ROAD REPAIRS**

ADVERTISEMENT FOR BIDS

Sealed Bids for the construction of the River Road Repairs will be received, by the Town of Ogunquit, at the Ogunquit Town Office, until 2 p.m. local time on April 5, 2019, at which time the Bids received will be publicly opened and read. The Project consists of repairs to the backfill and roadway over a concrete box culvert on a two-lane municipal road. The repairs involve removal of existing backfill to a depth of approximately 4.5 feet below grade over an area approximately 16 feet long and 5 feet wide to be replaced with flowable concrete fill topped by roadway subbase, base, and pavement courses. The existing 4'-0" clear span culvert and catch basin within the excavation limits are to remain.

Bids will be received for a single prime Contract. Bids shall be on an itemized lump sum.

Bids are being directly solicited on behalf of the Town of Ogunquit and bid documents will not be available online. Contractors not directly contacted may request electronic copies of the bid documents for this project by contacting Liam Kalloch at the email address listed below.

An **mandatory pre-bid meeting** will be held on **Thursday March 28, 2019 at 10:00 AM** at the Ogunquit Town Office, 23 School Street, Ogunquit, ME 03907. A site walk will follow the meeting.

All questions shall be directed to the Issuing Office; Liam Kalloch at lkalloch@cmaengineers.com.

No bid bond or bid security is required for this project.

+ + END OF ADVERTISEMENT FOR BIDS + +

ARTICLE 1 – BID RECIPIENT

1.01 This Bid is submitted to:

*Town of Ogunquit
23 School Street
P.O. Box 875
Ogunquit, ME 03907*

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER’S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

| <u>Addendum No.</u> | <u>Addendum, Date</u> |
|---------------------|-----------------------|
| <u>None</u> | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

- B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.
- E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related

reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
 - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of any thing of value likely to influence the action of a public official in the bidding process;
 - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
 - 3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
 - 4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 6 – TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.
- 6.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7 – ATTACHMENTS TO THIS BID

- 7.01 The following documents are submitted with and made a condition of this Bid:
 - A. List of Proposed Subcontractors;
 - B. List of Proposed Suppliers;

ARTICLE 8 – DEFINED TERMS

- 8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

ARTICLE 9 – BID SUBMITTAL

BIDDER: *[Indicate correct name of bidding entity]*

R. J. Grandin & Sons

By: *[Signature]* _____

[Printed name] Jake Jones, CFO & Treasurer
(If Bidder is a corporation, a limited liability company, a partnership, or a joint venture, attach evidence of authority to sign.)

Attest: *[Signature]* _____

[Printed name] Julie E. Turner

Title: Controller

Submittal Date: _____

Address for giving notices:

Telephone Number: _____

Fax Number:

Contact Name and e-mail address:

Bidder's License No.:

(where applicable)

BID SCHEDULE

BIDDER: _____

PROJECT: River Road Repairs
Ogunquit, Maine

OWNER: Town of Ogunquit

BIDS shall include sales tax and all other applicable taxes and fees.

PRICES WRITTEN IN WORDS SHALL GOVERN AND UNIT PRICES SHALL GOVERN OVER EXTENDED TOTALS WHEN ALL prices shall be typewritten or written by hand in black ink.

The BIDDER must submit the following additional documents with the bid.

- a. Bid Bond (or certified check)
- b. Qualification Statement

Construction must be substantially complete by 5/15/19 with final completion by 5/22/19.

In determining the lowest responsible bidder to whom the contract award may be made, the Owner shall consider the sum of the Part I - Base Bid Items.

PART I - BASE BID ITEMS

| Bid Item No. | Est. Qty. | Units | Bid Item Description and Unit Price in Words | Unit Price in Figures (Dollars and Cents) | Extended Total in Figures (Dollars and Cents) |
|--------------|-----------|-------|---|---|---|
| 200.10 | 1 | LS | Site Work - General: Five Thousand Two Hundred Thirty-eight Dollars and Cents per Lump Sum | \$ 5,238. ⁰⁰ | \$ 5,238. ⁰⁰ |
| 403.50 | 10 | SY | Pavement Repairs: Two hundred seventy-six Dollars and Fifty Cents per SY | \$ 276. ⁵⁰ | \$ 2,765. ⁰⁰ |
| 602.30 | 10 | CY | Flowable Concrete Fill: Two hundred seventy Dollars and Fifty Cents per Cubic Yard | \$ 270. ⁵⁰ | \$ 2,705. ⁰⁰ |
| 652.39 | 1 | LS | Workzone Traffic Control: Four thousand one hundred eighty-five Dollars and Cents per Lump Sum | \$ 4,185. ⁰⁰ | \$ 4,185. ⁰⁰ |
| 656.75 | 1 | LS | Temp. Soil Erosion & Water Pollution Control: Eight hundred seventy Dollars and Cents per Lump Sum | \$ 870. ⁰⁰ | \$ 870. ⁰⁰ |
| 659.10 | 1 | LS | Mobilization (Max. 10% of Total Bid): One thousand six hundred twenty-one Dollars and Cents per Lump Sum | \$ 1,621. ⁰⁰ | \$ 1,621. ⁰⁰ |

PART I - BASE BID ITEMS (cont.)

PROJECT BASE BID PRICE (Items 1-6):

Seventeen thousand three hundred eighty four dollars
(written)

\$ 17,384
(figures)

Bidder to include in other Bid item(s) the other costs (if any) associated with accepting such assignment and administering the assigned contract.

Bidder acknowledges that (1) each Bid Unit Price includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item, and (2) estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

R.J. GRONDIN & SONS

ACTION TAKEN BY UNANIMOUS WRITTEN
CONSENT OF ALL DIRECTORS IN LIEU
OF ANNUAL MEETING THEREOF

Pursuant to the bylaws of the above-named corporation and 13-C M.R.S.A. Section 822, the undersigned, being all of the directors of the above-named corporation, hereby consent to the taking of, and hereby take, the following action, without holding a meeting, such action being stated in the form of, and to be as fully effective as if taken by, a unanimous resolution or resolutions of the Board of Directors of the above-named corporation, at the annual meeting thereof duly called and held on the date hereof immediately following the Annual Meeting or Substitute Annual Meeting of Shareholders, at which Annual Meeting of Directors all of the undersigned directors were present and acting throughout:

RESOLVED: To elect the following named individuals to the offices set forth opposite their respective names to serve until their respective successors shall be duly chosen and qualified:

| | |
|-----------------|------------------------|
| President: | Robert J. Grondin, III |
| Vice President: | Laurence R. Grondin |
| Treasurer: | Jacob M. Jones |
| Secretary: | Julie-Anne E. Turner |
| Clerk: | Donald A. Fowler, Jr. |

RESOLVED: To ratify, confirm and approve all actions taken by the officers of this corporation as disclosed in the books and on the records of the corporation.

This document shall be filed with the Clerk of the above-named corporation as part of the minutes of Director's meetings.

DATED: March 13th, 2019



Robert J. Grondin, III



Laurence R. Grondin

ARTICLE 1 – BID RECIPIENT

1.01 This Bid is submitted to:

*Town of Ogunquit
23 School Street
P.O. Box 875
Ogunquit, ME 03907*

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER’S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

| <u>Addendum No.</u> | <u>Addendum, Date</u> |
|---------------------|-----------------------|
| NONE | |
| | |
| | |
| | |

B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.

D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.

E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related

reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
 - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of any thing of value likely to influence the action of a public official in the bidding process;
 - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
 - 3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
 - 4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 6 – TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.
- 6.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7 – ATTACHMENTS TO THIS BID

- 7.01 The following documents are submitted with and made a condition of this Bid:
 - A. List of Proposed Subcontractors;
 - B. List of Proposed Suppliers;

ARTICLE 8 – DEFINED TERMS

- 8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

ARTICLE 9 – BID SUBMITTAL

BIDDER: *[Indicate correct name of bidding entity]*

Linkel Construction Incorporated

By:
[Signature]



[Printed name]

Donna Truesdell Linkel - Owner

(If Bidder is a corporation, a limited liability company, a partnership, or a joint venture, attach evidence of authority to sign.)

Attest:
[Signature]



[Printed name]

Tobias G. Farnsworth

Title:

Operations Manager

Submittal Date:

5 April 2019

Address for giving notices:

255 Augusta Road

Topsham, ME 04086

Telephone Number:

207-725-1438

Fax Number:

N/A

Contact Name and e-mail address:

Tobias Farnsworth

tobias@linkelconstruction.com

Bidder's License No.:

Maine State Charter Number - 20002634 D

(where applicable)

BID SCHEDULE

BIDDER: Linkel Construction Incorporated

PROJECT: River Road Repairs
Ogunquit, Maine

OWNER: Town of Ogunquit

BIDS shall include sales tax and all other applicable taxes and fees.

PRICES WRITTEN IN WORDS SHALL GOVERN AND UNIT PRICES SHALL GOVERN OVER EXTENDED TOTALS WHEN ALL prices shall be typewritten or written by hand in black ink.

The BIDDER must submit the following additional documents with the bid.

- a. Bid Bond (or certified check)
- b. Qualification Statement

Construction must be substantially complete by 5/15/19 with final completion by 5/22/19.

In determining the lowest responsible bidder to whom the contract award may be made, the Owner shall consider the sum of the Part I - Base Bid Items.

PART I - BASE BID ITEMS

| Bid Item No. | Est. Qty. | Units | Bid Item Description and Unit Price in Words | Unit Price in Figures (Dollars and Cents) | Extended Total in Figures (Dollars and Cents) |
|--------------|-----------|-------|--|--|--|
| 200.10 | 1 | LS | Site Work - General: Seventeen Thousand _____ Dollars and Zero _____ Cents per Lump Sum | \$ 17,000.00 | \$ 17,000.00 |
| 403.50 | 10 | SY | Pavement Repairs: One-Hundred and Ninety-Five _____ Dollars and _____ Cents per SY | \$ 195.00 | \$ 1,950.00 |
| 602.30 | 10 | CY | Flowable Concrete Fill: Two-Hundred and Five _____ Dollars and _____ Cents per Cubic Yard | \$ 205.00 | \$ 2,055.00 |
| 652.39 | 1 | LS | Workzone Traffic Control: Ten Thousand Four-Hundred Sixteen _____ Dollars and Seventy-Six _____ Cents per Lump Sum | \$ 10,416.76 | \$ 10,416.76 |
| 656.75 | 1 | LS | Temp. Soil Erosion & Water Pollution Control: Three Thousand Nine-Hundred Twenty-Seven _____ Dollars and Seventy-Two _____ Cents per Lump Sum | \$ 3,927.52 | \$ 3,927.52 |
| 659.10 | 1 | LS | Mobilization (Max. 10% of Total Bid): Three Thousand Nine-Hundred Twenty-Seven _____ Dollars and Seventy-Two _____ Cents per Lump Sum | \$ 3,927.72 | \$ 3,927.72 |

PART I - BASE BID ITEMS (cont.)

PROJECT BASE BID PRICE (Items 1-6):

Thirty-Nine Thousand Two Hundred Seventy Seven

dollars

(written)

\$ 39,277.00

(figures)

Bidder to include in other Bid item(s) the other costs (if any) associated with accepting such assignment and administering the assigned contract.

Bidder acknowledges that (1) each Bid Unit Price includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item, and (2) estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

**Ogunquit Maine
River Road Repairs
List of Subcontractors and Suppliers**

Subcontractors:

- None

Suppliers:

- Hissong Group – Flowable Fill
- Pike Industries – 12.5mm HMA



April 11, 2019

Ms. Patricia A. Finnigan, Town Manager
P.O. Box 875/23 School Street
Ogunquit, ME 03907

**RE: Bid Tabulation and Recommendation for Award
River Road Repairs
CMA #1115**

Dear Carol:

This letter summarizes our evaluation of the bids received for the **River Road Repairs Project**. On April 5, 2019 at 2:00 p.m., two bids were publicly opened in the Ogunquit Town Office.

| | Bidder | Base Bid |
|---|----------------------------------|-----------------|
| 1 | Linkel Construction Incorporated | \$39,272.20* |
| 2 | R. J. Grondin & Sons | \$17,384.00 |

*Corrected values

The bids were reviewed for completeness of the bidding packages. All bids appear to be in order notwithstanding the following bid exceptions:

- Linkel Construction, Inc. had two errors in the bid tabulation. The extended total for Bid Item 602.3 was written as \$2,055.00, but when verified using their unit price the extended total was found to be \$2,050.00 (\$5.00 lower). Their unit price written in words for Bid Item 656.75 was \$3,927.72, but their unit price in figures was \$3,927.52 (\$0.20 lower). Their extended total for this bid item used the unit price in figures, but prices written in words govern. This resulted in their written extended total for that single lump sum item being \$0.20 lower than the governing extended total. These two errors were incorporated into their written base bid price of \$39,277.00, while the verified price based on the governing unit prices was found to be \$39,272.20 (\$4.80 lower).
- R. J. Grondin & Sons did not provide an address on the bid submittal. All bids were publicly opened and read aloud at 2:00 pm on Friday, April 5, which confirms that the bid by R.J. Grondin & Sons was submitted prior to the bid opening deadline.

These conflicts do not impact the apparent low bidder. Based on the information above, the apparent low bidder is R. J. Grondin & Sons of 11 Bartlett Road, Gorham, ME 04038. The full Bid Tabulation is attached for reference. Regarding Grondin's bid, we have the following comments:

1. Bidders were not required to submit references with their bids. Bids were solicited directly from a pool of contractors that have positive prior experience with either the Town of Ogunquit or CMA Engineers, Inc. For this reason, no further reference checks were performed during the preparation of this recommendation.
2. The submitted Base Bid was higher than the Engineer's Estimate, but the small size and unique nature of the project makes estimating costs difficult. Based on the two bids received, we do not anticipate better pricing if the project was rebid.

Based on the bids received and our review of the materials provided with respect to the contract requirements, CMA Engineers recommends the Town award the contract to, and enter into an agreement with, **R. J. Grondin & Sons** in the amount of **\$17,384.00**.

Should you have any questions or need additional information, please do not hesitate to call.

Very truly yours,

CMA ENGINEERS, INC.



Liam B. Kalloch, P.E.
Project Manager

Enclosures: Bid Tabulation, Agreement, Notice of Award
cc (via email):

DRAFT

**WARRANT
FOR THE
2019 ANNUAL 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 eleventh (11) day of June 2019**, 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:** To elect **One (1) Select Board Members** for a three (3) year term to commence at the conclusion of the 2019 Annual Town Meeting; term ending Annual Town Meeting 2022.
- Article 3:** To elect **One (1) Budget Review Committee Members** for a three (3) year term to commence at the conclusion of the 2019 Annual Town Meeting; term ending Annual Town Meeting 2022.
- Article 4:** To elect **One (1) Wells-Ogunquit Community School District Trustee** for a three (3) year term to commence July 1, 2019; term ending June 30, 2022.
- Article 5:** To elect **One (1) Kennebunk, Kennebunkport & Wells Water District Trustee** for a three (3) year term to commence July 1, 2019; term ending June 30, 2022.
- Article 6:** Shall an ordinance entitled **“An Ordinance to Amend the Ogunquit Zoning Ordinance to Create the “Shoreland General Development 3 – Ogunquit Playhouse – SG3 District”** be enacted?

[Note: Copies of the proposed ordinance amendments are available in the Town Clerk's Office. Underlines indicate proposed language to add, and ~~strikeouts~~ indicate proposed removal of language.]

Article 7: Shall an ordinance entitled “**Amendment to Ogunquit Zoning Ordinance Restaurant Definitions and Table 702.1.**” be enacted?

[Note: Copies of the proposed ordinance amendments are available in the Town Clerk's Office. Underlines indicate proposed language to add, and ~~strikeouts~~ indicate proposed removal of language.]

FY 2019-2019 BUDGET ARTICLES

Article 8: Shall the Town vote to raise and appropriate the sum of **\$834,039** for **General Government** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for General Government will default to \$848,066 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 9: Shall the Town vote to raise and appropriate the sum of **\$28,419** for **Ogunquit Heritage Museum** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Ogunquit Heritage Museum will default to \$26,397 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 10: Shall the Town vote to raise and appropriate the sum of **\$1,500** for **Bicycle-Pedestrian Committee** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Bicycle-Pedestrian Committee will default to \$1,500 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 11: Shall the Town vote to raise and appropriate the sum of **\$17,300** for **Parks & Recreation Committee** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Parks & Recreation Committee will default to \$17,300 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 12: Shall the Town vote to raise and appropriate the sum of **\$9,500** for **Ogunquit Performing Arts** for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Ogunquit Performing Arts will default to \$6,500 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 13: Shall the Town vote to raise and appropriate the sum of **\$379,294** for **Land Use Department** expenditures for fiscal year 2019-2020? [*Note: If this article is defeated, the appropriation for the Land Use Department will default to \$360,973 pursuant to Section 503.6 of the Town Charter*]

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 14: Shall the Town vote to raise and appropriate the sum of **\$313,094** for **Visitors Services** expenditures for fiscal year 2019-2020? [*Note: If this article is defeated, the appropriation for Visitor Services will default to \$302,269 pursuant to Section 503.6 of the Town Charter*]

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 15: Shall the Town vote to raise and appropriate the sum of **\$1,839,814** for **Police Department** expenditures for fiscal year 2019-2020? [*Note: If this article is defeated, the appropriation for the Police Department will default to \$1,650,842 pursuant to Section 503.6 of the Town Charter*]

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 16: Shall the Town vote to raise and appropriate the sum of **\$1,512,348** for **Fire-Rescue Department** expenditures for fiscal year 2019-2020? [*Note: If this article is defeated, the appropriation for the Fire-Rescue Department will default to \$1,397,133 pursuant to Section 503.6 of the Town Charter*]

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 17: Shall the Town vote to raise and appropriate the sum of **\$245,940** for **Lifeguard Services** expenditures for fiscal year 2019-2020? [*Note: If this article is defeated, the appropriation for the Fire-Rescue Department will default to \$200,100 pursuant to Section 503.6 of the Town Charter*]

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 18: Shall the Town vote to raise and appropriate the sum of **\$196,815** to provide for **Utilities** (Street Lights, Sewer Fees and Water Hydrants) for fiscal year 2019-2020? [*Note: If this article is defeated, the appropriation for Utilities will default to \$179,000 pursuant to Section 503.6 of the Town Charter*]

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 19: Shall the Town vote to raise and appropriate the sum of **\$982,724** for **Public Works Department** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Public Works Department will default to \$904,767 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 20: Shall the Town vote to raise and appropriate the sum of **\$358,311** for **Transfer Station** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Transfer Station will default to \$351,915 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 21: Shall the Town vote to raise and appropriate the sum of **\$144,475** for **Harbormaster** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Harbormaster will default to \$146,306 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 22: Shall the Town vote to raise and appropriate the sum of **\$2,000** for **General Assistance** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for General Assistance will default to \$2,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 23: Shall the Town vote to raise and appropriate the sum of **\$183,800** for **Insurance** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Insurance will default to \$178,600 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 24: Shall the Town vote to raise and appropriate the sum of **\$635,313** for **Facilities Department** expenditures for fiscal year 2019-2020? *[Note: If this article is*

defeated, the appropriation for the Facilities Department will default to \$684,926 pursuant to Section 503.6 of the Town Charter]

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 25: Shall the Town vote to raise and appropriate the sum of **\$22,275** for **Conservation** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Conservation will default to \$19,335 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 26: Shall the Town vote to raise and appropriate the sum of **\$105,205** for **Information Services** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Information Services will default to \$84,252 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 27: Shall the Town vote to raise and appropriate the sum of **\$7,450** for **Shellfish Conservation** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Shellfish Conservation will default to \$6,750 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 28: Shall the Town vote to raise and appropriate the sum of **\$10,400** for the **Marginal Way Committee** for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Marginal Way Committee will default to \$33,000 pursuant to Section 503.6 of the Town Charter].*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 29: Shall the Town vote to raise and appropriate the sum of **\$5,983** for **Piping Plover** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Piping Plover will default to \$5,583 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 30: Shall the Town vote to raise and appropriate the sum of **\$500** for the **American Legion** for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the American Legion will default to \$500 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 31: Shall the Town vote to raise and appropriate the sum of **\$500** for **Cemeteries** for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Cemeteries will default to \$500 pursuant to Section 503.6 of the Town Charter]*

Riverside Cemetery \$ 500.00

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 32: Shall the Town vote to raise and appropriate the sum of **\$8,000** for the **Wells-Ogunquit Historical Society** for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for the Wells-Ogunquit Historical Society will default to \$8,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes 5-0
Budget Review Committee recommends: Yes 5-0

Article 33: Shall the Town vote to raise and appropriate the sum of **\$918,899** for **Debt Management** expenditures for fiscal year 2019-2020? *[Note: If this article is defeated, the appropriation for Debt Management will default to \$875,227 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 34: Shall the Town vote to raise and appropriate the sum of **\$3,000** for the **Unemployment Account**? *[Note: If this article is defeated, the appropriation for the Unemployment Account will default to \$3,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes
Budget Review Committee recommends: Yes

Article 35: Shall the Town vote to raise and appropriate the sum of **\$10,000** for the **Building Improvements Account**, which shall be part of **General Government**? *[Note: If this article is defeated, the appropriation for the Building Improvements Account will default to \$15,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 36: Shall the Town vote to raise and appropriate the sum of **\$30,000** for the **Contract and Salary Adjustment Account**? *[Note: If this article is defeated, the appropriation for the Contract and Salary Adjustment Account will default to \$30,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 37: Shall the Town vote to raise and appropriate the sum of **\$40,000** for the **Accrued Liability Account**? *[Note: If this article is defeated, the appropriation for the Accrued Liability Account will default to \$40,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 38: Shall the Town vote to raise and appropriate the sum of **\$10,000** for the **Contingency Account**? *[Note: If this article is defeated, the appropriation for the Contingency Account will default to \$10,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 39: Shall the Town vote to appropriate the sum of **\$15,000** from the **Undesignated Fund Balance** for the **Reserve Fund for Closeout and/or Retirement of ecomaine Facilities**? *[Note: If this article is defeated, the appropriation for the Reserve Fund for Closeout and /or Retirement of ecomaine Facilities will default to \$20,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 40: Shall the Town vote to appropriate the sum of **\$25,000** from the **Undesignated Fund Balance** for the **Land Conservation Reserve Account**? *[Note: If this article is defeated, the appropriation for the Land Conservation Reserve Account will default to \$25,000 pursuant to Section 503.6 of the Town Charter]*

Select Board recommends: Yes

Budget Review Committee recommends: Yes

Article 41: Shall the Town vote to create a new reserve account entitled **“Parks, Beaches & Public Spaces Reserve Account”** and to raise and appropriate the sum of **\$15,000** to fund said account?

[Note: Pursuant to Section]

Select Board recommends:
Budget Review Committee recommends:

Article 42: Shall the Town vote to create a new reserve account entitled “**Street/Sidewalk Reserve Account**” and to raise and appropriate the sum of **\$25,000** to fund said account?

[Note: Pursuant to Section]

Select Board recommends:
Budget Review Committee recommends:

Article 43: Shall the Town vote to create a new reserve account entitled “**Vehicle & Equipment Reserve Account**” and to raise and appropriate the sum of **\$15,000** to fund said account?

[Note: Pursuant to Section 503.6.A]

Select Board recommends:
Budget Review Committee recommends:

Article 44: Shall the Town vote to create a new reserve account entitle “**Harbor Reserve Account**” and to raise and appropriate the sum of **\$20,000** to fund said account?

[Note: Pursuant to Section 503.6.A]

Select Board recommends:
Budget Review Committee recommends:

Article 45: Shall the Town vote to create a new reserve account entitled “**Technology Reserve Account**” and to raise and appropriate the sum of **\$15,000** to fund said account?

[Note: Pursuant to Section 503.6.A]

Select Board recommends:
Budget Review Committee recommends:

Article 46: Shall the Town vote to approve \$350,000 for the purchase of Pumper (to replace Engine 1) for the Fire Department? *Bonded*

Select Board recommends:
Budget Review Committee recommends:

Article 47: Shall the Town vote to approve \$20,000 for the purchase of EMS Equipment (Chest Compressor) for the Fire Department? *Undesignated Fund Balance*

Select Board recommends:

Budget Review Committee recommends:

Article 48: Shall the Town vote to approve \$10,000 for the purchase of an Extractor Washing Machine for the Fire Department? *Undesignated Fund Balance*

Select Board recommends:

Budget Review Committee recommends:

Article 49: Shall the Town vote to approve the \$25,000 for Fire Training Facility Building Improvements? *Undesignated Fund Balance*

Select Board recommends:

Budget Review Committee recommends:

Article 50: Shall the Town vote to approve \$1,300,000 for the Agamenticus Road Reconstruction? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 51: Shall the Town vote to approve \$100,000 for Street Pavement? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 52: Shall the Town vote to approve \$200,000 for the Captain Thomas Road Culvert Replacement? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 53: Shall the Town vote to approve \$75,000 for Shore Road Improvements/Drainage? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 54: Shall the Town vote to approve \$75,000 for River Road Stabilization (Engineering and Design)? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 55: Shall the Town vote to approve \$75,000 for Parking Lot Improvements (Engineering & Design)? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 56: Shall the Town vote to approve \$95,000 for a Dump Truck with Plow & Sander (to Replace 2006 Truck) for the Public Works Department? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 57: Shall the Town vote to approve \$80,000 for a Multi-Service Vehicle (Sidewalk Plow/Mower) for the Public Works Department? *Bonded*

Select Board recommends:

Budget Review Committee recommends:

Article 58: Shall the Town vote to approve \$40,000 for the Perkins Cove Boardwalk and Railing Replacement? *Undesignated Fund Balance*

Select Board recommends:

Budget Review Committee recommends:

Article 59: Shall the Town vote to approve \$100,000 for Marginal Way Improvements? *Undesignated Fund Balance*

Select Board recommends:

Budget Review Committee recommends:

Article 60: Shall the Town vote to approve \$20,000 for the Main Beach Canopy (Seating Area)? *Undesignated Fund Balance*

Select Board recommends:

Budget Review Committee recommends:

Article 61: Shall the Town vote to approve \$15,000 for Stage Lighting & Equipment for the Ogunquit Performing Arts?

Select Board recommends:

Budget Review Committee recommends:

Article 62: Shall the Town vote to appropriate **\$1,932,000** from anticipated **Parking Lot** revenues to fund the **2019-2020** fiscal year budget?

Select Board recommends:

Budget Review Committee recommends:

Article 63: Shall the Town vote to collect and appropriate the estimated amounts in **Town Generated Revenue** and **State Revenue** in the amount of **\$1,348,730** to reduce the amount to be raised by taxation for fiscal year **2019-2020**?

Select Board recommends:

Budget Review Committee recommends:

Article 64: Shall the Town vote to accept the categories of funds, listed herein, as provided by the Maine Legislature:

| <u>ITEM</u> | <u>AMOUNT</u> |
|--------------------------------|---------------|
| State Education Tax Relief | \$Unknown |
| Emergency Management Funds | \$Unknown |
| Public Library Aid | \$Unknown |
| Specialized State Grants/Funds | \$Unknown |

Select Board recommends:

Budget Review Committee recommends:

Article 65: Shall the Town vote to increase the property tax levy limit established for Ogunquit by State law in the event that the municipal budget approved for fiscal year **2019-2020** will result in a tax commitment that is greater than the property tax levy limit?

Article 66: Shall the Town authorize the Select Board to apply for and accept grant funds, donations and gifts; and authorize the Select Board to spend such funds for the purposes intended as allowed by law?

Article 67: Shall the Town vote to fix the date when property taxes shall be due and payable as follows:

- One-half (1/2) of the tax commitment shall be due 30 days after the commitment; on or about **November 15, 2019**,
- The other one-half (1/2) of the tax commitment shall be due on or about **May 15, 2020**; and further,
- Interest at the rate of nine-percent (**9%**) per annum shall be charged for taxes not paid by the established due date(s).

Article 68: Shall the Town vote to pay no more than four-percent (**4%**) per annum to taxpayers who pay taxes in excess of the amounts finally assessed, and to authorize such interest paid or abatements granted to be charged against the Town's annual overlay, or if necessary, against the Town's **Undesignated Fund Balance**?

Article 69: Shall the Town vote to authorize the Select Board to make one of the following decisions for each **Tax Lien Acquired Property**?

1. To dispose of the property by allowing the immediate former owner, or the immediate former owner's estate, to buy back title to the property from the Town. Buy-back of the property shall require payment of all taxes due plus interest and lien costs; payment of all other costs, and satisfaction of all other conditions established by the Select Board.
2. To dispose of the property by conducting a limited public sale among the parties who own property that directly abuts this property, with a minimum price of all taxes due plus interest costs and lien costs; payment of all other costs and/or satisfaction of all other conditions established by the Select Board, which may include a lesser amount than the full taxes due when the Select Board deems such amount to be in the best interest of the Town.
3. To dispose of the property by public sealed bid auction or other public process, with a minimum price of all taxes due plus interest and lien costs; payment of all other costs and/or satisfaction of all other conditions established by the Select Board, which may include a lesser amount than the full taxes due when the Select Board deems such amount to be in the best interest of the Town.
4. To hold Town title to the property.

Article 70: Shall the Town authorize the Treasurer to waive foreclosure on any Tax Lien during the course of the fiscal year, leaving the Tax Lien Mortgage in full force and effect as provided for in 36 M.R.S.A. 944 (1), said waiver requiring the approval of the Select Board?

Article 71: Shall the Town vote to authorize the Select Board to dispose of town-owned surplus property upon such terms and conditions as the Select Board may deem to be in the best interests of the Town as otherwise allowed by law?

Given under our hands this **23rd day of April, 2019**, A.D. in Ogunquit, Maine, by the Select Board, acting in their capacity as the Municipal Officers:

OGUNQUIT SELECT BOARD

Charles L. Waite, III, Chair

John M. Daley, Vice Chair

Richard A. Dolliver, Member

Madeline S. Mooney, Member

Robert N. Winn, Jr., Member

**State of Maine
County of York, ss**

A True Copy,
Attest:

Town of Ogunquit, Maine

Dated: _____

VOTER INFORMATION: The Registrar of Voters will hold office hours while the polls are open to correct any error in or change a name or address on the voting list, to accept the registration of any person eligible to vote and to accept new enrollments. A person who is not registered to vote may not vote in any election.

RETURN OF WARRANT CERTIFICATION

In the Town of Ogunquit, County of York, State of Maine, ss.

Pursuant to the foregoing Warrant to me as directed, I notified and warned the Inhabitants of the Town of Ogunquit herein named to meet at the time and place for purpose herein stated by posting upon the _____ day of _____, 2019, A.D. a copy of said Warrant at the Dunaway Community Center, Ogunquit Post Office, Ogunquit Transfer Station and WOGT, those being four (4) conspicuous and public places in said Town.

Patricia L. Arnaudin, Chief of Police
Town of Ogunquit

UNDER SEAL OF THE TOWN,

A True Copy: ATTEST:

Office of the Town Clerk