



Town of Damariscotta, Maine
Select Board Meeting
Wednesday February 21, 2024
Town Office, 21 School St

5:30 PM

Join Virtually

Meeting: <https://us02web.zoom.us/j/83072624998> | Meeting ID: 830 7262 4998

AGENDA

- I. Pledge of Allegiance**
- II. Public Hearing: Liquor License Application**
 - 1. Lucky Fortune Damariscotta Inc: New Application**
- III. Call Select Board Meeting to Order**
 - 1. Minutes**
 - i. Approve January 17 and February 10 Select Board Minutes
 - ii. Tabled: February 7, 2024 Select Board Minutes
 - 2. Financial Reports**
 - i. Payroll Warrants # _____
 - ii. Accounts Payable Warrants # _____
 - 3. Citizen Comments and General Correspondence**
 - i. MLEAP Accreditation
 - 4. Town Manager's Report**
 - 5. Official Action Items**
 - i. Liquor License Application: Lucky Fortune
 - ii. Liquor License Renewal: Penalty Box II
 - iii. Entertainment/Special Amusement Permit: Penalty Box II
 - iv. Liquor License Renewal: Reunion Station
 - v. DECD Housing Opportunity Program Municipal Grant
 - vi. MMA Safety Grant
 - vii. Waterfront RFP Responses (*Possible Action*)
 - 6. Select Board's Discussion Items**
 - 7. Adjournment**



**Town of Damariscotta, Maine
Board of Assessors / Select Board Meeting**

January 17, 2024

Town Office, 21 School St

5:30 PM

Join Virtually

Meeting: <https://us02web.zoom.us/j/83072624998> | Meeting
ID: 830 7262 4998

Minutes

Select Board Members: Daryl Fraser, Chairperson; Tom Anderson; Andrea Keushguerian; Dan Hunter; Josh Pinkham

Members Absent: Josh Pinkham

Staff Present: Andrew Dorr, Town Manager; Michael Maritone, Town Planner; Lynda Letteney, Recording Secretary

Others Present: Elizabeth Waltztoni, *Lincoln County News*; Haven Simmons, LCTV

I. **The Pledge of Allegiance** was led by Chairperson Fraser at 5:30 p.m.

II. **Call Select Board Meeting to Order at 5:31 p.m.**

1. Minutes

Minutes from January 3, were approved with the following corrections: Mike Hertz from the Harbor Committee, not Herts; Tom Anderson's name throughout the minutes is corrected from Tom Andrews

Motion (Anderson) to approve minutes from January 3, 2024 as corrected.

Seconded by Keushguerian.

Vote 4 / 0 / 0

2. Financial Reports

i. Payroll Warrants #33

Motion (Keushguerian) to approve Payroll Warrant # .

Seconded Anderson

Vote 4 / 0 / 0

ii. Accounts Payable Warrants #34

Motion (board member) to approve Accounts Payable Warrant # .

Seconded Fraser

Vote 4 / 0 / 0

3. Citizen Comment and General Correspondence

I. Spectrum Generations letter

A thank you letter from Lindsay MacDonald, VP of Community Engagement, was received following a \$4,820 donation from the Town of Damariscotta.

4. Town Manager's Report

1. King Tide and Coastal Storm Flooding

a. As you all know, this past week's tides and storm activity wreaked havoc on our community along with nearly every other coastal town. Many of us underestimated the extent of the flooding that would occur on Wednesday and early reports suggest the water level was at a height not seen for nearly 50 years. If that was not bad enough, it was nearly duplicated on Saturday. The Lincoln Academy Track Team along with the Boy Scouts and other volunteers worked with the Public Works Department on Friday, shoveling nearly 12 yards of material, filling over 400 sand bags, and deploying many of them in the back parking lot. The Boy Scouts came back on Saturday to help with an additional deployment overseen by our Public Works, Fire, and Police Department. All said, over 60 people came out to help our downtown community for Saturday's storm and it was a proud moment to see everyone working together when it mattered.

Many questions and conversation were had during both storms about the future adaptation that could minimize or stop this level of flooding. We will be using some of the benchmarks from these tidal events to understand how the current parking lot project designs may have stacked up to the challenge.

2. Admin Updates

a. A couple of the staff have been out most of last week leaving us a little shorthanded. Fortunately, the pace of residents coming to the office is manageable currently. We should be back to full staff this week or next. As of today Cheryl is back but not 100%

b. The office will be closed Monday for the Martin Luther King Jr Holiday.

3. Planning Department

a. Michael is still working on our TIF amendment package. A working draft of the application is in your board packet for review and discussion on January 17th. If desired, the board should indicate whether we can engage the assistance of our attorney to review the application and modify where necessary.

4. Public Works Update

a. The Foreman position is still vacant with no applications to date. We will look for ways to attract applicants beyond our published ad in the Lincoln County Newspaper and our website.

b. Some tasks require at least two people, so I have been supplementing the needs when necessary. This included assisting Merrill with snow removal during the last snowfall. Clearing the sidewalks was new to both of us with the equipment, so that will be improved as we work together going forward.

5. Capital Projects

a. Parking Lot Project – EDA has approved our Phase II documents and the project is out to bid. Responses to the RFP are due February 15th.

b. Church St/Castner Creek Culvert Replacement – a quick meeting with

MDMR and MDOT staff along with GSBSD representative yielded no significant updates as the state is still waiting for more information from the federal agency administering the grant. We will check back in with them in February for an update. The Sewer District has said that they plan to go under the culvert from Standpipe across Back Meadow.

6. Legislative Updates

A copy of the most recent Legislative Bulletin is in your board packet.

7. Meetings/Events

- **January 16, 6:00 PM @ Town Office - Comprehensive Plan: Future Land Use Workshop RESCHEDULED to JANUARY 23rd**
- **January 17, 5:30 PM @ Town Office – Select Board Mtg**
- **January 18, 6:00 PM @ Town Office – Damariscotta/Newcastle Joint Select Board – Harbor Management Ordinance Workshop**
- **January 20, 10:30 AM @ Town Office – Comprehensive Plan: Future Land Use Workshop**
- **February 1, 10 - Noon @ Skidompha Library – LD 2003 Housing Mandate Session**
- **February 7, 5:30 PM @ Town Office – Select Board Mtg**

6. Select Board's Discussion Items

I. TIF District Amendment - Update

Mike Maritone said the current TIF district is 33 acres. They want to expand it to 100 acres (Camden National Bank Plaza to Napa) to include the Clippership and Ledgewood expansions. This encompasses the southside towards School St. While there are no specific projects currently, it expands the possibilities. Area by Hannaford has the same interest. List of projects include sidewalks and connective pathways; some are already there. An example would be Piper Mills Rd. to the hospital and downtown with a walkway/bike way. They envision multi-use pathways. Also they would add the Town Office Building into the TIF. The Housing Investment Fund could be used for affordable housing. **Daryl Fraser** asked if there was anything that could not go into a TIF. Mike said that what can be done is regulated by the Land Use Ordinances. A CEA (credit enhancement agreement) is another tool that can be applied. The 2014 TIF includes all of C-2 (growth area) and a limited amount of C-1.

Housing in a TIF becomes difficult if it is just residential housing. Commercial areas, blighted areas, and arts district areas are favorable. Once approved by voters and the State, the Town can use assessed values from 2023. After April 2024 they have to use new valuations. Would like State approval before April 1st.

Next Steps:

Attorney needs to review projections
1st March meeting - scheduled

Special Town Meeting

State needs meeting minutes and early draft.

The area is expanding and the value is expanding. We can get up to five TIF's. Consensus from the Board is to keep going.

ii. Historic Preservation ReviewBoard - Vacancy

Susan (Cupacity) sold the building and is off the Board. Mike has met with 3 of the Board members and plans to meet with the new owners. Replacement may be a resident of Damariscotta and/or a business owner in Town. Daryl asked, "What do they do?" Mike said primarily they are regulated by ordinance and oversee that renovations fall within what is allowed in the historic district. Dan Hunter asked if they could stop renovations. Mike said up to a limit; the review part is there. Please forward any suggestions to Andy for replacing Susan.

lii. Board Comments

Daryl Fraser - still looking for a Public Health Officer; while he is happy to fill-in, he's not qualified and the Town needs to get one.

Tom Anderson - previously asked if MMA had any ideas, info etc. on housing

Dan Hunter - hospital meeting canceled due to flooding; need to reschedule.

Andrea Keushguerian - She wishes to thank everyone who helped out during the flooding, especially Andy, the Fire Department and all the volunteers.

7. Adjournment

Motion: (Anderson) to adjourn at 6:33 p.m.

Seconded: Keushguerian.

Vote 4 / 0 / 0

Respectfully submitted,

Lynda L. Letteney
Recording Secretary

We, the undersigned, do hereby approve as written, or with corrections as noted, the minutes of the above-designated Select Board meeting on 1-17-24

Daryl Fraser, Chairperson

Tom Anderson

Minutes of January 17, 2024 Select Board meeting

Dan Hunter

Andrea Keushguerian

____ Absent _____
Josh Pinkham

Minutes of the January 17, 2024 meeting signed this date _____



Town of Damariscotta, Maine
Select Board Meeting
Saturday February 10, 2024
First National Bank, Damariscotta
1:15 PM

AGENDA

I. Call Select Board Meeting to Order

Members in attendance: Josh Pinkham, Tom Anderson, Andrew Keushguerian, Dan Hunter

1. Official Action Items

i. Adopt Jimmy "High Speed" Hall Day Resolution

Motion by Josh Pinkham to adopt the resolution as presented.

Second by Tom Anderson

Vote 4/0/0

II. Adjournment

Motion by Pinkham to adjourn.

Second by Anderson.

Vote 4/0/0

4. Indicate the type of license applying for: (choose only one)

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Restaurant
(Class I, II, III, IV) | <input type="checkbox"/> Class A Restaurant/Lounge
(Class XI) | <input type="checkbox"/> Class A Lounge
(Class X) |
| <input type="checkbox"/> Hotel
(Class I, II, III, IV) | <input type="checkbox"/> Hotel – Food Optional
(Class I-A) | <input type="checkbox"/> Bed & Breakfast
(Class V) |
| <input type="checkbox"/> Golf Course (included optional licenses, please check if apply)
(Class I, II, III, IV) | <input type="checkbox"/> Auxiliary | <input type="checkbox"/> Mobile Cart |
| <input type="checkbox"/> Tavern
(Class IV) | <input type="checkbox"/> Other: _____ | |
| <input type="checkbox"/> Qualified Caterer | <input type="checkbox"/> Self-Sponsored Events (Qualified Caterers Only) | |

Refer to Section V for the License Fee Schedule on page 9

5. Business records are located at the following address:

422 Main Street Damariscotta ME 04543

6. Is the licensee/applicant(s) citizens of the United States? Yes No

7. Is the licensee/applicant(s) a resident of the State of Maine? Yes No

NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

Yes No If **Yes**, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

Yes No

Not applicable – licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

Yes No

If yes, please provide details: _____

11. Do you own or have any interest in any another Maine Liquor License? Yes No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Full Name	DOB	Place of Birth
Yi Yu He	05/24/1991	China

Residence address on all the above for previous 5 years	
Name: Yi Yu He	Address: 422 Main St Damariscotta ME 04543
Name: Yi Yu He	Address: 46 Main Street Machias ME 04654
Name:	Address:

13. Will any law enforcement officer directly benefit financially from this license, if issued?

Yes No

If Yes, provide name of law enforcement officer and department where employed:

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

16. Has the licensee/applicant(s) formerly held a Maine liquor license? Yes No

17. Does the licensee/applicant(s) own the premises? Yes No

If No, please provide the name and address of the owner:

- Chelsea Market Realty LLC -

21 Forest St W
Rockport ME 04856

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: N.A

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

DINE IN Room Area APPROX 250 sq ft with
6 tables

20. What is the distance from the premises to the **nearest** school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: Crosspointe Church of Maine

Distance: 0.5 mile

Section II: Signature of Applicant(s)

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

Please sign and date in blue ink.

Dated: 01/29/2024

Yi Yu He
Signature of Duly Authorized Person

Signature of Duly Authorized Person

Yi Yu He
Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

Section III: For use by Municipal Officers and County Commissioners only

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: _____

Who is approving this application? Municipal Officers of _____

County Commissioners of _____ County

- Please Note:** The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title

**This Application will Expire 60 Days from the date of
Municipal or County Approval unless submitted to the Bureau**

Included below is the section of Maine’s liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

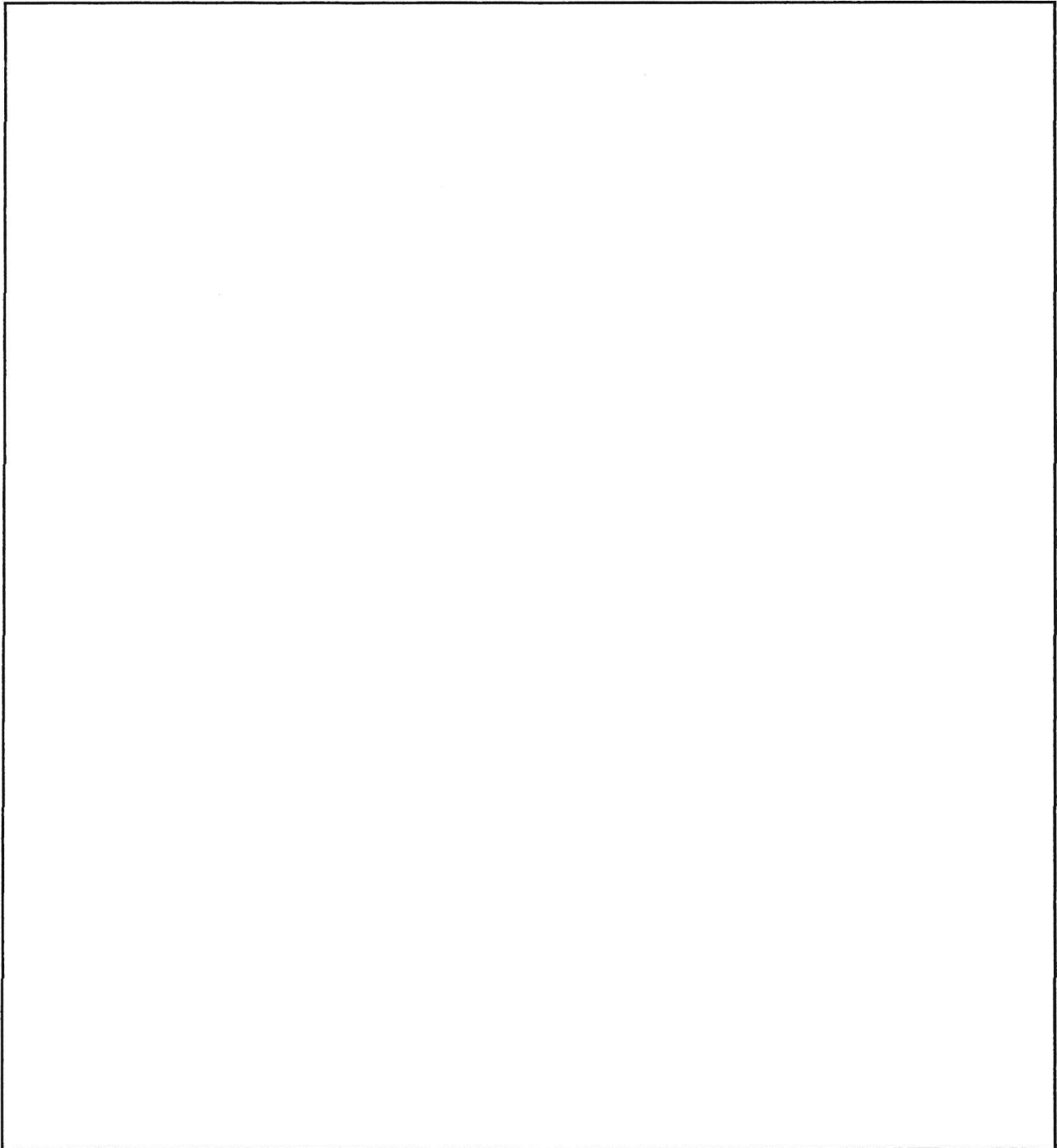
1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

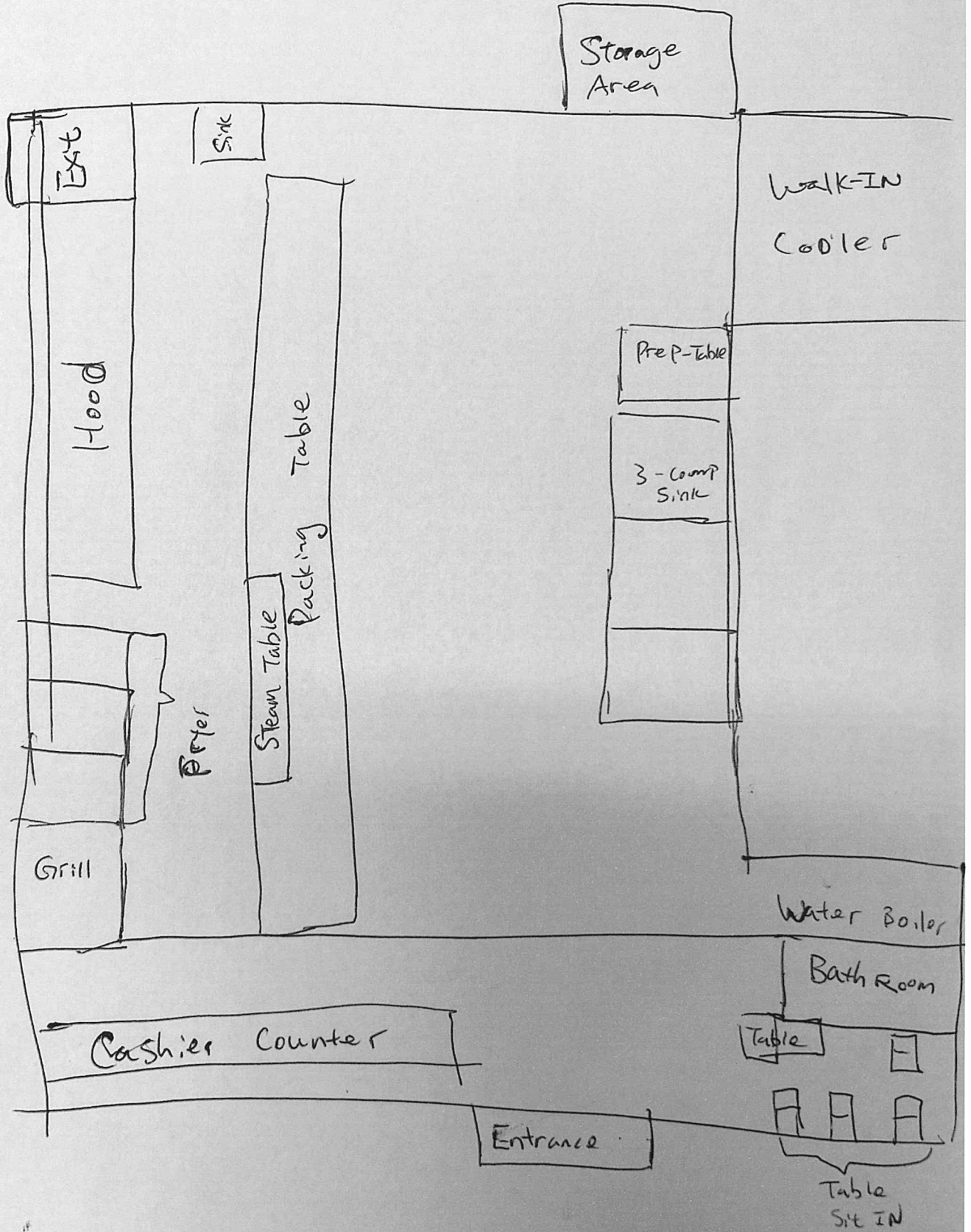
Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.

A large, empty rectangular box with a black border, intended for the applicant to draw and label their premises floor plan. The box is currently blank.

Lucky Fortune Area Plan



Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State's office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State's office at (207) 624-7752.

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: Lucky fortune damariscotta ~~LLC~~ Inc
2. Doing Business As, if any: Lucky Fortune
3. Date of filing with Secretary of State: 10/25/2023 State in which you are formed: ME
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
Yi Yu He	422 Main St	05/24/91	owner	100%

(Ownership in non-publicly traded companies must add up to 100%.)

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

D-1. Failure to obtain, or comply with the provisions of, a permit for music, dancing or entertainment required by a municipality or, in the case of an unincorporated place, the county commissioners;

E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages.

3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.

A. Repealed

B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause.

4. Repealed

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

Section IV: Terms and Conditions of Licensure as an Establishment that sells liquor for on-premises consumption in Maine

- The licensee/applicant(s) agrees to be bound by and comply with the laws, rules and instructions promulgated by the Bureau.
- The licensee/applicant(s) agrees to maintain accurate records related to an on-premise license as required by the law, rules and instructions promulgated or issued by the Bureau if a license is issued as a result of this application.
 - The licensee/applicant(s) authorizes the Bureau to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also any books, records and returns during the year in which any liquor license is in effect.
- Any change in the licensee's/applicant's licensed premises as defined in this application must be approved by the Bureau in advance.
- All new applicants must apply to the Alcohol and Tobacco Tax and Trade Bureau (TTB) for its Retail Beverage Alcohol Dealers permit. See the TTB's website at <https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers> for more information.

Section V: Fee Schedule

Filing fee required. In addition to the license fees listed below, a filing fee of \$10.00 must be included with all applications.

Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together with the application.

Class of License	Type of liquor/Establishments included	Fee
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

TELEPHONE: (207) 624-7220

FAX: (207) 287-3434

EMAIL INQUIRIES: maineliquor@maine.gov

Thank you for your interested in becoming a licensed establishment to sell and serve alcoholic beverages in Maine. To avoid any delay in the processing of your application and the subsequent issuance of your liquor license, please use the following checklist to assist you in completing the application. If you are renewing your license, this checklist is useful as well.

- Your application has been completed in its entirety and is legible. For a renewal, please submit your application 30 days prior to the expiration date of your liquor license.
- Your application is signed and dated by a duly authorized person.
- The application is signed and approved by the Town or City Municipal Officers or County Commissioners.
- The license fee submitted is for the correct fee for the license class for which you are applying and includes the \$10.00 filing fee.
 - The check must be made payable to “Treasurer, State of Maine”; both the license and filing fees can be submitted on one check.
 - If the licensee/applicant(s) is in an unorganized township, the application must be approved by the County Commissioners and the \$10.00 filing fee must be paid to them. Please be sure to include a copy of the receipt of payment with your application.
- For a renewal, the dollar amount of your gross income for food, liquor and guest rooms, if applicable must be completed – see Section I.1
- A diagram of the facility to be licensed must accompany **all** applications whether for a new license or the renewal of an existing license
- If you are a registered business entity with the Maine Secretary of State’s office like a corporation or a limited liability company, you must complete Section VII of the application. This does not need to be completed if you are a sole proprietor.
- Have you applied for other required licensing from other state and federal agencies? See attached list.

Important – all applications whether for a new license or to renew an existing license for an on-premises liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places to have their application approved and signed prior to submitting it to the Bureau for further consideration.

The address to send your completed application to:

1. Mailing address:
 - Bureau of Alcoholic Beverages and Lottery Operations
 - Division of Liquor Licensing and Enforcement
 - 8 State House Station
 - Augusta, ME 04333-0008
2. Courier/overnight address:
 - Bureau of Alcoholic Beverages and Lottery Operations
 - Division of Liquor Licensing and Enforcement
 - 19 Union Street, Suite 301-B
 - Augusta, ME 04330

The following licenses/permits may be required prior to be licensing as an on-premises licensee with the Bureau

Obtained ✓	License/Permit	State/Federal Agency to Contact	Telephone Number	Physical Location
	Seller Certificate or Sales Tax Number	Maine Revenue Services www.maine.gov/revenue	(207) 624-9693	51 Commerce Dr, Augusta
	Health License	Health and Human Services www.maine.gov/dhhs	(207) 287-5671	286 Water St, 3 rd floor, Augusta
	Victualer's License	Municipality where premise is located.	Contact your town office or county office	Contact your town office or county office
	Shellfish License	Marine Recourses www.maine.gov/dmr	(207) 624-6550	<ul style="list-style-type: none"> • 32 Blossom Lane, Augusta • 194 McKown Point Rd, West Boothbay Harbor • Lamoine State Park, Lamoine • 650 State St, Bangor • 317 Whitneyville Rd, Jonesboro
	Dance or Entertainment License	Fire Marshall's Office www.maine.gov/dps/fmo	(207) 626-3882	45 Commerce Drive, Suite 1, Augusta
	Federal I.D. Number	www.irs.gov	(800) 829-4933	
	Legal business names for corporations and limited liability companies and "Doing Business As" Names (assumed names)	Secretary of State, Bureau of Corporations, Elections and Commissions www.maine.gov/sos/cec	(207) 624-7752	111 Sewall St, 3 rd Fl, Augusta
	Retail Beverage Alcohol Dealers Permit	Alcohol and Tobacco Tax and Trade Bureau (TTB) https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers	(877) 882-3277	

Damariscotta Police Department
Chief Jason Warlick



21 School Street
Damariscotta, Maine 04543
(207)563-1909 (207) 563-3200 fax (207) 563-8986
email: jwarlick@damariscottame.com

TOGETHER WE MAKE A DIFFERENCE

January 29, 2024

Board of Selectman
Town of Damariscotta
21 School Street
Damariscotta, Maine 04543

Re: Lucky Fortune

To the Board of Selectman:

As requested, I had my staff research our records for any police complaints or contacts involving Lucky Fortune located at 422 Main Street. During the period of January 1, 2023 through January 28, 2024 this department has responded to that location as follows (See Attached Information):

- 25 Property Checks
- 2 Medical Emergency
- 1 Motor Vehicle Accident
- 3 Motor Vehicle Stops
- 1 Found/Lost Property

To our knowledge, none of these calls involved the serving of alcohol at Lucky Fortune.
Please do not hesitate to contact me if you have further concerns or questions regarding this information.

Sincerely,

A handwritten signature in blue ink, appearing to be "J. Warlick", written over a blue horizontal line.

Chief Jason Warlick
Damariscotta Police Department

Reason	Calls	Unfounded	Incidents	Accidents	Arrests	Interviews	EMS	Fire
LUCKY FORTUNE								
PROPERTY CHECK	25	0	0	0	0	0	0	0
MEDICAL EMERGENCY	2	0	0	0	0	0	0	0
MOTOR VEHICLE ACCIDENT	1	0	0	0	0	0	0	0
MOTOR VEHICLE STOP	3	2	0	0	1	0	0	0
FOUND/LOST PROPERTY	1	0	0	0	0	0	0	0
Sub Total >	32	2	0	0	1	0	0	0

Totals >	Calls	Unfounded	Incidents	Accidents	Arrests	Interviews	EMS	Fire
	32	2	0	0	1	0	0	0

February 1, 2024
Lincoln County News
PO Box 520
Newcastle, ME 04553

VIA email

Please include the following ad(s) as small as practicable for your February 15th edition(s) and bill the Town of Damariscotta accordingly. If you have any questions please contact Becky @ 563-5168.

Town of Damariscotta
Public Hearing

The Municipal Officers of the Town of Damariscotta will hold public a hearing on **February 21, 2024 at 5:30 p.m.**, to hear public comments on the following:

- New Liquor License application for **Lucky Fortune Chinese Restaurant** located at **422 Main Street**, Damariscotta.

All interested citizens are invited to attend.

A ZOOM meeting link will be available at www.damariscottame.com on the agenda once posted.

4. Indicate the type of license applying for: (choose only one)

- | | | |
|--|---|---|
| <input type="checkbox"/> Restaurant
(Class I, II, III, IV) | <input checked="" type="checkbox"/> Class A Restaurant/Lounge
(Class XI) | <input type="checkbox"/> Class A Lounge
(Class X) |
| <input type="checkbox"/> Hotel
(Class I, II, III, IV) | <input type="checkbox"/> Hotel – Food Optional
(Class I-A) | <input type="checkbox"/> Bed & Breakfast
(Class V) |
| <input type="checkbox"/> Golf Course (included optional licenses, please check if apply)
(Class I, II, III, IV) | <input type="checkbox"/> Auxiliary | <input type="checkbox"/> Mobile Cart |
| <input type="checkbox"/> Tavern
(Class IV) | <input type="checkbox"/> Other: _____ | |
| <input type="checkbox"/> Qualified Caterer | <input type="checkbox"/> Self-Sponsored Events (Qualified Caterers Only) | |

Refer to Section V for the License Fee Schedule on page 9

5. Business records are located at the following address:

436 Main St., Damariscotta, ME 04543

6. Is the licensee/applicant(s) citizens of the United States? Yes No
7. Is the licensee/applicant(s) a resident of the State of Maine? Yes No

NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

Yes No If **Yes**, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

Yes No

Not applicable – licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

Yes No

If yes, please provide details: _____

11. Do you own or have any interest in any another Maine Liquor License? Yes No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Full Name	DOB	Place of Birth
Kent Alan Boucher	08/08/1966	Bath, ME
Lisa Marie Boucher (nee Bryer)	04/03/1966	Damariscotta, ME

Residence address on all the above for previous 5 years	
Name	Address:
For Both: Damariscotta, ME, since October 2019; Bristol, ME, 2014 to September 2019	
Name	Address:
Name	Address:
Name	Address:

13. Will any law enforcement officer directly benefit financially from this license, if issued?

Yes No

If Yes, provide name of law enforcement officer and department where employed:

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

16. Has the licensee/applicant(s) formerly held a Maine liquor license? Yes No

17. Does the licensee/applicant(s) own the premises? Yes No

If No, please provide the name and address of the owner:

Rafailia's 1 Realty, LLC, 7 Talbot Farm Rd., Norwood, MA 02062

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: 0.00

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

The Dining area, the Bar area, the outdoor deck, and an outdoor dining area established in response to the Covid pandemic. Access to the outdoor deck is restricted, as the outdoor deck is only accessible through the dining room. Access to the outdoor dining area is restricted to patrons, containing 3 picnic tables and set off by posts and rope.

20. What is the distance from the premises to the **nearest** school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: Great Salt Bay Elementary School

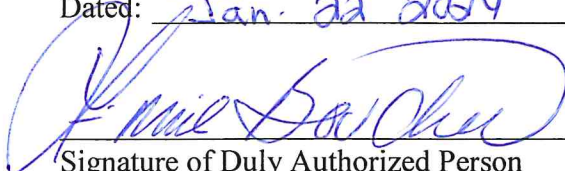
Distance: 3,000.00

Section II: Signature of Applicant(s)

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

Please sign and date in blue ink.

Dated: Jan. 22 2024


Signature of Duly Authorized Person

Lisa Marie Boucher
Printed Name Duly Authorized Person


Signature of Duly Authorized Person

Kent Boucher
Printed Name of Duly Authorized Person

Section III: For use by Municipal Officers and County Commissioners only

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: _____

Who is approving this application? Municipal Officers of _____

County Commissioners of _____ County

- Please Note:** The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title

**This Application will Expire 60 Days from the date of
Municipal or County Approval unless submitted to the Bureau**

Included below is the section of Maine’s liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

D-1. Failure to obtain, or comply with the provisions of, a permit for music, dancing or entertainment required by a municipality or, in the case of an unincorporated place, the county commissioners;

E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages.

3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.

A. Repealed

B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause.

4. Repealed

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

Section IV: Terms and Conditions of Licensure as an Establishment that sells liquor for on-premises consumption in Maine

- The licensee/applicant(s) agrees to be bound by and comply with the laws, rules and instructions promulgated by the Bureau.
- The licensee/applicant(s) agrees to maintain accurate records related to an on-premise license as required by the law, rules and instructions promulgated or issued by the Bureau if a license is issued as a result of this application.
 - The licensee/applicant(s) authorizes the Bureau to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also any books, records and returns during the year in which any liquor license is in effect.
- Any change in the licensee's/applicant's licensed premises as defined in this application must be approved by the Bureau in advance.
- All new applicants must apply to the Alcohol and Tobacco Tax and Trade Bureau (TTB) for its [Retail Beverage Alcohol Dealers](#) permit. See the TTB's website at <https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers> for more information.

Section V: Fee Schedule

Filing fee required. In addition to the license fees listed below, a filing fee of \$10.00 must be included with all applications.

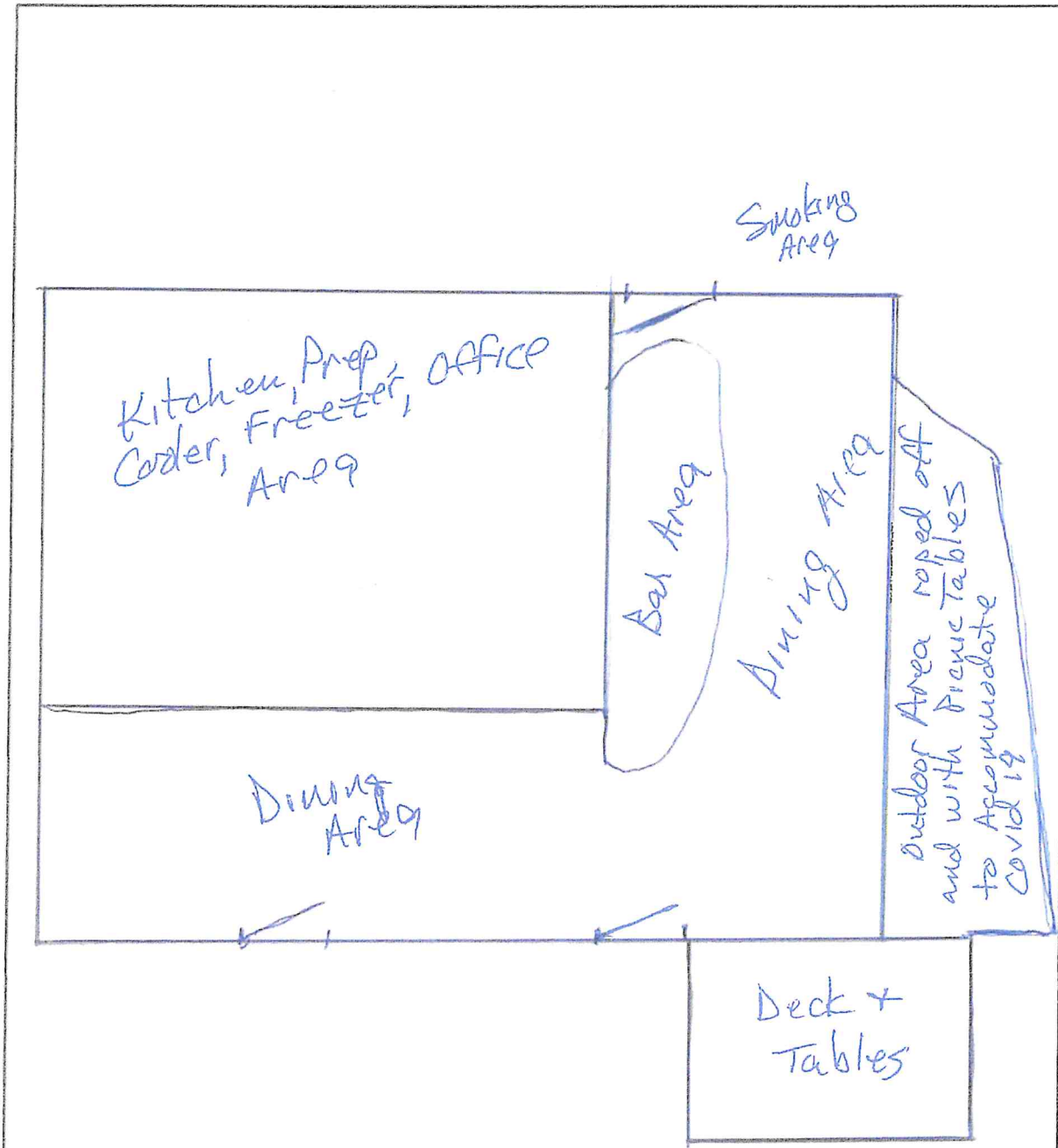
Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together with the application.

Class of License	Type of liquor/Establishments included	Fee
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00

Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.



Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State’s office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State’s office at (207) 624-7752.

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: Blakkk33 Inc.
2. Doing Business As, if any: The Penalty Box II
3. Date of filing with Secretary of State: 12/13/2016 State in which you are formed: Maine
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:
NA
5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
Kent A. Boucher	8 Holly Lane, Damariscotta, ME	08/08/1966	Shareholder	50.0000
	6 Stoneridge Lane, Bristol, ME			
Lisa M. Boucher	8 Holly Lane, Damariscotta, ME	04/03/1966	Shareholder	50.0000
	6 Stoneridge Lane, Bristol, ME			

(Ownership in non-publicly traded companies must add up to 100%.)



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

TELEPHONE: (207) 624-7220
FAX: (207) 287-3434
EMAIL INQUIRIES: maineliquor@maine.gov

Thank you for your interested in becoming a licensed establishment to sell and serve alcoholic beverages in Maine. To avoid any delay in the processing of your application and the subsequent issuance of your liquor license, please use the following checklist to assist you in completing the application. If you are renewing your license, this checklist is useful as well.

- Your application has been completed in its entirety and is legible. For a renewal, please submit your application 30 days prior to the expiration date of your liquor license.
- Your application is signed and dated by a duly authorized person.
- The application is signed and approved by the Town or City Municipal Officers or County Commissioners.
- The license fee submitted is for the correct fee for the license class for which you are applying and includes the \$10.00 filing fee.
 - The check must be made payable to “Treasurer, State of Maine”; both the license and filing fees can be submitted on one check.
 - If the licensee/applicant(s) is in an unorganized township, the application must be approved by the County Commissioners and the \$10.00 filing fee must be paid to them. Please be sure to include a copy of the receipt of payment with your application.
- For a renewal, the dollar amount of your gross income for food, liquor and guest rooms, if applicable must be completed – see Section I.1
- A diagram of the facility to be licensed must accompany **all** applications whether for a new license or the renewal of an existing license
- If you are a registered business entity with the Maine Secretary of State’s office like a corporation or a limited liability company, you must complete Section VII of the application. This does not need to be completed if you are a sole proprietor.
- Have you applied for other required licensing from other state and federal agencies? See attached list.

Important – all applications whether for a new license or to renew an existing license for an on-premises liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places to have their application approved and signed prior to submitting it to the Bureau for further consideration.

The address to send your completed application to:

1. Mailing address:
 - Bureau of Alcoholic Beverages and Lottery Operations
 - Division of Liquor Licensing and Enforcement
 - 8 State House Station
 - Augusta, ME 04333-0008
2. Courier/overnight address:
 - Bureau of Alcoholic Beverages and Lottery Operations
 - Division of Liquor Licensing and Enforcement
 - 19 Union Street, Suite 301-B
 - Augusta, ME 04330

The following licenses/permits may be required prior to be licensing as an on-premises licensee with the Bureau

Obtained ✓	License/Permit	State/Federal Agency to Contact	Telephone Number	Physical Location
	Seller Certificate or Sales Tax Number	Maine Revenue Services www.maine.gov/revenue	(207) 624-9693	51 Commerce Dr, Augusta
	Health License	Health and Human Services www.maine.gov/dhhs	(207) 287-5671	286 Water St, 3 rd floor, Augusta
	Victualer's License	Municipality where premise is located.	Contact your town office or county office	Contact your town office or county office
	Shellfish License	Marine Recourses www.maine.gov/dmr	(207) 624-6550	<ul style="list-style-type: none"> • 32 Blossom Lane, Augusta • 194 McKown Point Rd, West Boothbay Harbor • Lamoine State Park, Lamoine • 650 State St, Bangor • 317 Whitneyville Rd, Jonesboro
	Dance or Entertainment License	Fire Marshall's Office www.maine.gov/dps/fmo	(207) 626-3882	45 Commerce Drive, Suite 1, Augusta
	Federal I.D. Number	www.irs.gov	(800) 829-4933	
	Legal business names for corporations and limited liability companies and "Doing Business As" Names (assumed names)	Secretary of State, Bureau of Corporations, Elections and Commissions www.maine.gov/sos/cec	(207) 624-7752	111 Sewall St, 3 rd Fl, Augusta
	Retail Beverage Alcohol Dealers Permit	Alcohol and Tobacco Tax and Trade Bureau (TTB) https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers	(877) 882-3277	

Damariscotta Police Department
Chief Jason Warlick



21 School Street
Damariscotta, Maine 04543
(207)563-1909 (207) 563-3200 fax (207) 563-8986
email: jwarlick@damariscottame.com

TOGETHER WE MAKE A DIFFERENCE

January 24, 2024

Board of Selectman
Town of Damariscotta
21 School Street
Damariscotta, Maine 04543

Re: The Penalty Box II

To the Board of Selectman:

As requested, I had my staff research our records for any police complaints or contacts involving The Penalty Box II located at 436 Main Street. During the time period of January 1, 2023 through January 23, 2024 this department has responded to that location as follows (See Attached Information):

- 4 9-1-1 Checks
- 2 Animal Complaints
- 75 Property Checks
- 1 Juvenile Problem
- 3 Medical Emergency
- 2 Motor Vehicle Accidents
- 3 Motor Vehicle Stops
- 3 Police Information
- 2 Found/Lost Property
- 2 Theft/Forgery/Fraud

To our knowledge, none of these calls involved the serving of alcohol at The Penalty Box II.
Please do not hesitate to contact me if you have further concerns or questions regarding this information.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jason Warlick", written over a horizontal line.

Chief Jason Warlick
Damariscotta Police Department

Site Analysis

01/01/2023 to 01/24/2024 (0000 - 2359 only)

Jurisdiction: Damariscotta (200)

Site(s): 94

Reason	<u>Calls</u>	<u>Unfounded</u>	<u>Incidents</u>	<u>Accidents</u>	<u>Arrests</u>	<u>Interviews</u>	<u>EMS</u>	<u>Fire</u>
THE PENALTY BOX								
9-1-1 CHECK	4	0	0	0	0	0	0	0
ANIMAL COMPLAINT	2	0	0	0	0	0	0	0
ASSIST CITIZEN	1	0	0	0	0	0	0	0
PROPERTY CHECK	75	0	0	0	0	0	0	0
JUVENILE PROBLEM	1	0	0	0	0	0	0	0
MEDICAL EMERGENCY	3	0	0	0	0	0	0	0
MOTOR VEHICLE ACCIDENT	2	0	0	0	0	0	0	0
MOTOR VEHICLE STOP	3	3	0	0	1	0	0	0
POLICE INFORMATION	3	0	0	0	0	0	0	0
FOUND/LOST PROPERTY	2	0	0	0	0	0	0	0
THEFT / FORGERY / FRAUD	2	0	0	0	0	0	0	0
Sub Total >	98	3	0	0	1	0	0	0
Totals >	<u>98</u>	<u>3</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>

TOWN OF DAMARISCOTTA

RENEWAL APPLICATION FOR ENTERTAINMENT/SPECIAL AMUSEMENT PERMIT

Under M.R.S.A. Title 28-A, § 1054. Without the permit described in subsection 2, no licensee for sale of liquor to be consumed on the premises may allow any: music, except radio or other mechanical device; dancing; or entertainment of any sort without having first obtained an entertainment (special amusement) permit. Before granting a new initial permit and after reasonable notice to the municipality and the applicant, the municipal officers shall hold a public hearing at which the municipal officers shall take testimony of the applicant and any interested members of the public.

A non-refundable fee, which is listed in the Town's fee schedule, is required to cover the cost of advertising in the Lincoln County News and for administrative processing.

Current License Expires: 2/1/24

Name of Organization: THE Pennly Box II

Organization Phone #: 207-563-1563 Email: thepennlybox@gohoo.com

Type of Entertainment: Live Entertainment

Location of Entertainment: 436 Main Street

Planned Time/Hours: Sunday-Thursday 11^{AM} to 9PM Fri & Sat 11^{AM} to 11PM

Lighting & Noise Level: Medium to Moderate Noise Level

Days of Occurrence: 2 to 4

The applicant certifies that the information provided herein is true to the best of the applicant's knowledge and authorizes the Town to advertise as required in the application process.

Kim Touche
Signature of Applicant

Town Manager or Town Clerk

1/20/24
Date

Date

Fee Paid <u>NA</u>	Date _____	Clerks initials _____
Ad to run in _____ edition of the Lincoln County News		
Hearing to be held on Wednesday, _____ at _____ at the Municipal Building at 21 School St.		
Applicant notified of said hearing _____		
Police Report obtained _____		

02.21.2024



STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only
License No:
Class: By:
Deposit Date:
Amt. Deposited:
Payment Type:
OK with SOS: Yes No

Section I: Licensee/Applicant(s) Information;
Type of License and Status

Legal Business Entity Applicant Name (corporation, LLC):
Business Name (D/B/A):
Individual or Sole Proprietor Applicant Name(s):
Physical Location:
Individual or Sole Proprietor Applicant Name(s):
Mailing address, if different:
Mailing address, if different from DBA address:
Email Address:
Telephone # Fax #:
Business Telephone # Fax #:
Federal Tax Identification Number:
Maine Seller Certificate # or Sales Tax #:
Retail Beverage Alcohol Dealers Permit:
Website address:

1. New license or renewal of existing license?
New Expected Start date:
Renewal Expiration Date:

2. The dollar amount of gross income for the licensure period that will end on the expiration date above:
Food: Beer, Wine or Spirits: Guest Rooms:

3. Please indicate the type of alcoholic beverage to be sold: (check all that apply)
Malt Liquor (beer) Wine Spirits

4. Indicate the type of license applying for: (choose only one)

- Restaurant (Class I, II, III, IV) Class A Restaurant/Lounge (Class XI) Class A Lounge (Class X)
- Hotel (Class I, II, III, IV) Hotel – Food Optional (Class I-A) Bed & Breakfast (Class V)
- Golf Course (included optional licenses, please check if apply) (Class I, II, III, IV) Auxiliary Mobile Cart
- Tavern (Class IV) Other: _____
- Qualified Caterer Self-Sponsored Events (Qualified Caterers Only)

Refer to Section V for the License Fee Schedule on page 9

5. Business records are located at the following address:

1941 Bristol Rd, Bristol, ME 04539

6. Is the licensee/applicant(s) citizens of the United States? Yes No

7. Is the licensee/applicant(s) a resident of the State of Maine? Yes No

NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

Yes No If Yes, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

Yes No

Not applicable – licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

Yes No

If yes, please provide details: _____

11. Do you own or have any interest in any another Maine Liquor License? Yes No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Full Name	DOB	Place of Birth
Dale A. Feltis	99-62	Grandin, ME
Sharlene P. Feltis	11-14-67	Augusta, ME

Residence address on all the above for previous 5 years

Name	Address:	1941 Bristol Rd. Bristol, ME 04537
Dale A. Feltis		
Name	Address:	Same
Sharlene P. Feltis		
Name	Address:	
Name	Address:	

13. Will any law enforcement officer directly benefit financially from this license, if issued?

Yes No

If Yes, provide name of law enforcement officer and department where employed:

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States? Yes No

If Yes, please provide the following information and attach additional pages as needed using the same format.

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

16. Has the licensee/applicant(s) formerly held a Maine liquor license? Yes No

current

17. Does the licensee/applicant(s) own the premises? Yes No

If No, please provide the name and address of the owner:

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: _____

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

Family Restaurant Serving Seafood, Steaks, Chicken, etc.

20. What is the distance from the premises to the **nearest** school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: Noroboro Village Church

Distance: 1.5 mi.


Section II: Signature of Applicant(s)

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

Please sign and date in blue ink.

Dated: 2/6/24


Signature of Duly Authorized Person


Signature of Duly Authorized Person

Sharlene P. Felton
Printed Name Duly Authorized Person

Dale A Felton
Printed Name of Duly Authorized Person

Section III: For use by Municipal Officers and County Commissioners only

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: 02.21.2024

Who is approving this application? Municipal Officers of Damariscotta

County Commissioners of _____ County

Please Note: The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title

**This Application will Expire 60 Days from the date of
Municipal or County Approval unless submitted to the Bureau**

Included below is the section of Maine’s liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

1. Hearings. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

D-1. Failure to obtain, or comply with the provisions of, a permit for music, dancing or entertainment required by a municipality or, in the case of an unincorporated place, the county commissioners;

E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve alcoholic beverages.

3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.

A. Repealed

B. If the decision appealed from is an application denial, the bureau may issue the license only if it finds by clear and convincing evidence that the decision was without justifiable cause.

4. Repealed

5. Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

An applicant who files an appeal or who has an appeal pending shall pay the annual license fee the applicant would otherwise pay. Upon resolution of the appeal, if an applicant's license renewal is denied, the bureau shall refund the applicant the prorated amount of the unused license fee.

Section IV: Terms and Conditions of Licensure as an Establishment that sells liquor for on-premises consumption in Maine

- The licensee/applicant(s) agrees to be bound by and comply with the laws, rules and instructions promulgated by the Bureau.
- The licensee/applicant(s) agrees to maintain accurate records related to an on-premise license as required by the law, rules and instructions promulgated or issued by the Bureau if a license is issued as a result of this application.
 - The licensee/applicant(s) authorizes the Bureau to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also any books, records and returns during the year in which any liquor license is in effect.
- Any change in the licensee's/applicant's licensed premises as defined in this application must be approved by the Bureau in advance.
- All new applicants must apply to the Alcohol and Tobacco Tax and Trade Bureau (TTB) for its [Retail Beverage Alcohol Dealers](https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers) permit. See the TTB's website at <https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers> for more information.

Section V: Fee Schedule

Filing fee required. In addition to the license fees listed below, a filing fee of \$10.00 must be included with all applications.

Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together with the application.

Class of License	Type of liquor/Establishments included	Fee
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00

Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State's office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State's office at (207) 624-7752.

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: Mikegard, Inc
2. Doing Business As, if any: Reunion Station Restaurant
3. Date of filing with Secretary of State: 5/1/2001 State in which you are formed: ME
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

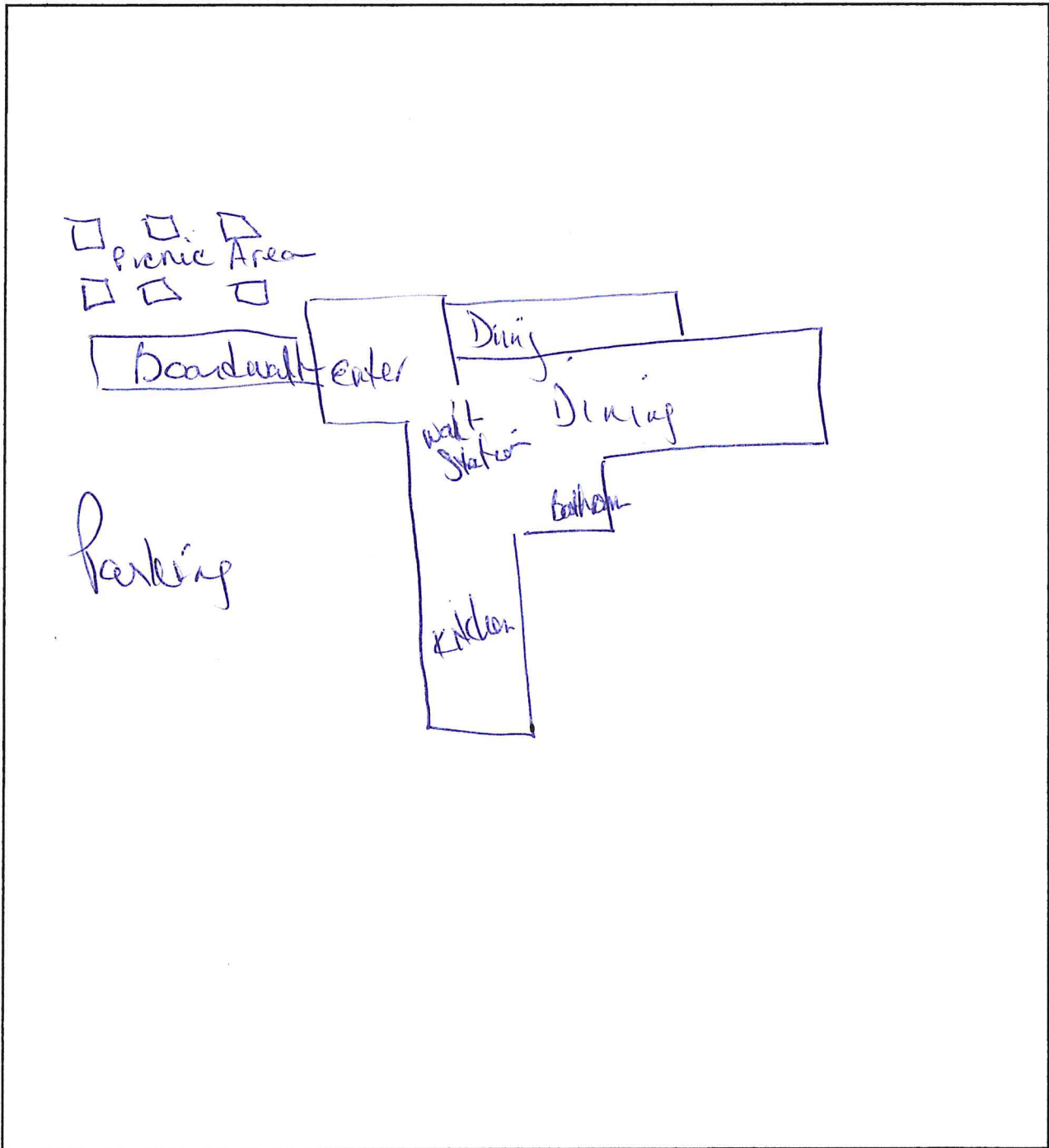
Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
Dale A. Feltis	1941 Bristol Rd Bristol ME	9-9-62	Pres	50
Sharlene P. Feltis	same	11-14-67	Secy.	50

(Ownership in non-publicly traded companies must add up to 100%.)

Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.



2/7/24

STATE OF MAINE
DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
DIVISION OF LIQUOR LICENSING AND ENFORCEMENT



TELEPHONE: (207) 624-7220
FAX: (207) 287-3434
EMAIL INQUIRIES: maineliquor@maine.gov

Thank you for your interested in becoming a licensed establishment to sell and serve alcoholic beverages in Maine. To avoid any delay in the processing of your application and the subsequent issuance of your liquor license, please use the following checklist to assist you in completing the application. If you are renewing your license, this checklist is useful as well.

- Your application has been completed in its entirety and is legible. For a renewal, please submit your application 30 days prior to the expiration date of your liquor license.
- Your application is signed and dated by a duly authorized person.
- The application is signed and approved by the Town or City Municipal Officers or County Commissioners.
- The license fee submitted is for the correct fee for the license class for which you are applying and includes the \$10.00 filing fee.
 - The check must be made payable to "Treasurer, State of Maine"; both the license and filing fees can be submitted on one check.
 - If the licensee/applicant(s) is in an unorganized township, the application must be approved by the County Commissioners and the \$10.00 filing fee must be paid to them. Please be sure to include a copy of the receipt of payment with your application.
- For a renewal, the dollar amount of your gross income for food, liquor and guest rooms, if applicable must be completed – see Section I.1
- A diagram of the facility to be licensed must accompany **all** applications whether for a new license or the renewal of an existing license
- If you are a registered business entity with the Maine Secretary of State's office like a corporation or a limited liability company, you must complete Section VII of the application. This does not need to be completed if you are a sole proprietor.
- Have you applied for other required licensing from other state and federal agencies? See attached list.

Important – all applications whether for a new license or to renew an existing license for an on-premises liquor licenses must contact their Municipal Officials or the County Commissioners in unincorporated places to have their application approved and signed prior to submitting it to the Bureau for further consideration.

The address to send your completed application to:

1. Mailing address:
 - Bureau of Alcoholic Beverages and Lottery Operations
 - Division of Liquor Licensing and Enforcement
 - 8 State House Station
 - Augusta, ME 04333-0008
2. Courier/overnight address:
 - Bureau of Alcoholic Beverages and Lottery Operations
 - Division of Liquor Licensing and Enforcement
 - 19 Union Street, Suite 301-B
 - Augusta, ME 04330

The following licenses/permits may be required prior to be licensing as an on-premises licensee with the Bureau

Obtained ✓	License/Permit	State/Federal Agency to Contact	Telephone Number	Physical Location
	Seller Certificate or Sales Tax Number	Maine Revenue Services www.maine.gov/revenue	(207) 624-9693	51 Commerce Dr, Augusta
	Health License	Health and Human Services www.maine.gov/dhhs	(207) 287-5671	286 Water St, 3 rd floor, Augusta
	Victualer's License	Municipality where premise is located.	Contact your town office or county office	Contact your town office or county office
	Shellfish License	Marine Recourses www.maine.gov/dmr	(207) 624-6550	<ul style="list-style-type: none"> • 32 Blossom Lane, Augusta • 194 McKown Point Rd, West Boothbay Harbor • Lamoine State Park, Lamoine • 650 State St, Bangor • 317 Whitneyville Rd, Jonesboro
	Dance or Entertainment License	Fire Marshall's Office www.maine.gov/dps/fmo	(207) 626-3882	45 Commerce Drive, Suite 1, Augusta
	Federal I.D. Number	www.irs.gov	(800) 829-4933	
	Legal business names for corporations and limited liability companies and "Doing Business As" Names (assumed names)	Secretary of State, Bureau of Corporations, Elections and Commissions www.maine.gov/sos/cec	(207) 624-7752	111 Sewall St, 3 rd Fl, Augusta
	Retail Beverage Alcohol Dealers Permit	Alcohol and Tobacco Tax and Trade Bureau (TTB) https://www.ttb.gov/nrc/retail-beverage-alcohol-dealers	(877) 882-3277	

Damariscotta Police Department
Chief Jason Warlick



21 School Street
Damariscotta, Maine 04543
(207)563-1909 (207) 563-3200 fax (207) 563-8986
email: jwarlick@damariscottame.com

TOGETHER WE MAKE A DIFFERENCE

February 8, 2024

Board of Selectman
Town of Damariscotta
21 School Street
Damariscotta, Maine 04543

Re: Reunion Station

To the Board of Selectman:

As requested, I had my staff research our records for any police complaints or contacts involving Reunion Station located at 21 Center St. In a period of one year this department has responded to that location as follows (See Attached Information):

- 23 Property Checks
- 1 Erratic Operations
- 1 Motor Vehicle Accident
- 6 Motor Vehicle Stops

To our knowledge, none of these calls involved the serving of alcohol at Reunion Station. All above mentioned calls were under the previous establishment.

Please do not hesitate to contact me if you have further concerns or questions regarding this information.

Sincerely,

A handwritten signature in blue ink, appearing to be "J. Warlick", written over a horizontal line.

Chief Jason Warlick
Damariscotta Police Department

02/01/2023 to 02/07/2024 (0000 - 2359 only)
 Site Analysis
 Jurisdiction: Damariscotta (200)
 Site(s): 271

REUNION STATION	<u>Calls</u>	<u>Unfounded</u>	<u>Incidents</u>	<u>Accidents</u>	<u>Arrests</u>	<u>Interviews</u>	<u>EMS</u>	<u>Fire</u>
<u>Reason</u>								
PROPERTY CHECK	23	1	0	0	0	0	0	0
ERRATIC OPERATIONS	1	1	0	0	0	0	0	0
MOTOR VEHICLE ACCIDENT	1	0	0	0	0	0	0	0
MOTOR VEHICLE STOP	6	4	0	0	1	0	0	0
Sub Total >	<u>31</u>	<u>6</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>

Totals >	<u>Calls</u>	<u>Unfounded</u>	<u>Incidents</u>	<u>Accidents</u>	<u>Arrests</u>	<u>Interviews</u>	<u>EMS</u>	<u>Fire</u>
	<u>31</u>	<u>6</u>	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>

STATE OF MAINE
Department of Economic and Community Development



RFA# 202312254

Housing Opportunity Program Municipal Grants

Grant Coordinator	<p><i>All communication regarding the RFA <u>must</u> be made through the RFA Coordinator identified below.</i></p> <p>Name: Benjamin Averill Title: Housing Opportunity Program Coordinator Contact Information: housing.decd@maine.gov</p>
Information Session	<p>Date: February 6, 2024 Time: 11:00 A.M , local time</p> <p>Location: Virtual Webinar (Zoom) Please use the link below to join the webinar: https://mainestate.zoom.us/j/87030962132?pwd=VktlYVZTQ1dMTGJMSTNBdkwycHB4UT09</p>
Submitted Questions Due	<p><i>All questions <u>must</u> be received by the RFA Coordinator identified above by:</i></p> <p>Date: February 13, 2024 , no later than 11:59 p.m., local time</p>
Application Submission	<p><i>Proposals <u>must</u> be received by the Division of Procurement Services by:</i></p> <p>Submission Deadline: March 7, 2024 , no later than 11:59 p.m., local time. <i>Proposals <u>must</u> be submitted electronically to the following address:</i></p> <p>Electronic (e-mail) Submission Address: Proposals@maine.gov</p>

**State of Maine - Department of Economic and Community
Development
RFA# 202312254
Housing Opportunity Program Municipal Grants**

APPLICATION DETAILS AND INSTRUCTIONS

A. Purpose and Background

The State of Maine, Department of Economic and Community Development (Department) is seeking applications for municipal grants as defined in this Request for Application (RFA). Municipal grants are grants to municipalities for community housing planning and implementation services to support the creation of housing development plans, including municipal ordinances, and policy amendments to support those plans

This document provides instructions for submitting applications, the procedure, and criteria by which the awarded Applicant(s) will be selected.

The Housing Opportunity Program, as described in [5 M.R.S. § 13056-J](#), provides grants and assistance to municipalities to encourage and support the development of additional housing units in the State, including housing units that are affordable for low-income and moderate-income individuals, and targeted to community workforce housing needs. The program focuses on technical and financial assistance to municipalities implementing zoning and land use-related policies necessary to support increased housing development.

B. General Provisions

1. From the time the RFA is issued until award notification is made, all contact with the State regarding the RFA must be made through the RFA Coordinator. No other person/ State employee is empowered to make binding statements regarding the RFA. Violation of this provision may lead to disqualification from the bidding process, at the State's discretion.
2. Issuance of the RFA does not commit the Department to issue an award or to pay expenses incurred by an Applicant in the preparation of a response to the RFA. This includes attendance at personal interviews or other meetings and software or system demonstrations, where applicable.
3. All proposals must adhere to the instructions and format requirements outlined in the RFA and all written supplements and amendments (such as the Summary of Questions and Answers), issued by the Department. Proposals are to follow the format and respond to all questions and instructions specified below in the "Proposal Submission Requirements" section of the RFA.
4. Applicants will take careful note that in evaluating a proposal submitted in response to the RFA, the Department will consider materials provided in the proposal, information obtained through interviews/presentations (if any), and internal Departmental information of previous contract history with the Applicant (if any). The Department also reserves the right to consider other reliable

references and publicly available information in evaluating an Applicant's experience and capabilities.

5. The proposal must be signed by a person authorized to legally bind the Applicant and must contain a statement that the proposal and the pricing contained therein will remain valid and binding for a period of 180 days from the date and time of the bid opening.
6. The RFA and the awarded Applicant's proposal, including all appendices or attachments, will be the basis for the final contract, as determined by the Department.
7. Following announcement of an award decision, all submissions in response to this RFA will be public records, available for public inspection pursuant to the State of Maine Freedom of Access Act (FOAA) ([1 M.R.S. § 401](#) et seq.).
8. The Department, at its sole discretion, reserves the right to recognize and waive minor informalities and irregularities found in proposals received in response to the RFA.
9. All applicable laws, whether or not herein contained, are included by this reference. It is the Applicant's responsibility to determine the applicability and requirements of any such laws and to abide by them.

C. Eligibility to Submit Applications

In order to be considered for grant funding under this process, Applicants must meet the following requirements:

1. Applicants must be a municipality as defined on page 3.
2. Multiple municipalities may apply jointly for projects that address mutual goals and have interrelated scopes of work. In a multi-municipality application, the municipalities are required to designate a lead applicant. Factors to consider might include which municipality will receive the grant funds and manage the contracting and grant reporting on behalf of the other municipalities. The municipalities may wish to have a memorandum of understanding (MOU) establishing the responsibilities of each municipality. If an MOU is established, the Department may request a copy of the document during the contracting phase.

D. Awards

The Department anticipates making multiple awards as a result of the RFA process. The number and size of awards will depend on the number of applications received and available funds.

A municipality, as defined on page 3, is eligible for an award of up to \$50,000. The minimum award for a municipality is \$10,000. Two municipalities applying jointly are eligible for an award up to \$125,000 and three or more municipalities applying together are eligible for an award of up to \$175,000.

E. Contract Terms

Applicants awarded through this RFA process will be awarded a contract for up to a 1-year period beginning June 2024 and ending in June 2025.

F. Title and Chapter

The Housing Opportunity Program Municipal Grants are governed by the Maine Department of Economic and Community Development's rules, [19-100 C.M.R. Ch. 4](#), Rules Regarding Housing Opportunity Program Grants. The purpose of this rule is to define the criteria and proposal process for applications for grant funding.

G. Appeal of Contract Awards

Any person aggrieved by the award decision that results from this Request for Applications may appeal the decision to the Director of the Bureau of General Services in the manner prescribed in 5 M.R.S. § 1825-E and 18-554 Code of Maine Rules, Chapter 120 (found here: [Chapter 120](#)). The appeal must be in writing and filed with the Director of the Bureau of General Services, 9 State House Station, Augusta, Maine, 04333-0009 within 15 calendar days of receipt of notification of contract award.

**State of Maine - Department of Economic and Community
Development
RFA# 202312254
Housing Opportunity Program Municipal Grants**

Activities and Requirements

A. Desired Outcomes

The Department will award grant funding to municipalities for any of the following housing related planning and policy outcomes:

1. Developing or updating housing and community development master plans or updating or amending housing chapters of a Comprehensive Plan to increase housing opportunities and further the purposes of the [Fair Housing Act](#) and [Maine Human Rights Act](#);
2. Developing or updating land use and zoning ordinances or related permitting processes to increase housing opportunities and further the purposes of the Fair Housing Act and Maine Human Rights Acts including, but not limited to:
 - Creating new permitting procedures to streamline housing development;
 - Creating new incentive programs for affordable housing development beyond the requirements in [30-A M.R.S. 4364](#);
 - Reducing or eliminating requirements related to parking, building height, lot coverage, setbacks, minimum unit size, minimum lot size, floor area ratio, and other land use controls;
 - Expediting approvals for affordable housing development;
 - Rezoning to allow multifamily or mixed-use development including housing in office, commercial or certain industrial zones;
 - Replacing discretionary design review procedures with objective design and development standards;
 - Reducing or eliminating fees or other costs of property subdivision; and
 - Adopting form based code in certain areas of a municipality.
3. Developing programs to promote construction of accessory dwelling units or dwelling units, including pre-approved designs or educational programming to inform residents about allowed development;
4. Developing proposals to eliminate restrictions on lower-cost housing types such as prefabricated or manufactured homes;
5. Assessing infrastructure upgrades;
6. Assessing feasibility of potential development sites;
7. Developing housing prototypes;
8. Facilitating local or regional housing needs assessments;

9. Establishing procedures for collecting housing data including building permit, certificate of occupancy, demolition and rental unit data;
10. Developing proposals for policies that incentivize mixed-income development, such as the inclusion of affordable units in market rate properties;
11. Developing proposals to reform building or energy codes, including through adopting model codes or modifying existing codes, to facilitate more housing development, including energy efficient housing, or otherwise reduce barriers to housing construction.
12. Developing proposals to coordinate land-use policies or building codes among adjoining municipalities to facilitate consistent regional development standards that streamline housing development; and
13. Other projects that focus on increasing housing options and opportunities in a municipality or region.

All funded projects must prioritize the above outcomes, but may have additional goals such as supporting climate, transportation, diversity, and broadband initiatives.

Municipalities may request funding for multiple projects.

All funded municipalities will be required to provide semiannual updates and project deliverables.

B. Prohibition on Funds:

Grant funds may not be used for the acquisition of property or construction costs.

C. Application Components

A complete and scoreable application for funding will include the following components. Specific descriptions of each component are included in this application.

1. General Information and Municipality Eligibility:

- a. Application Cover Page
- b. Debarment, Performance and Non-Collusion Certification
- c. General Information and Municipal Eligibility

2. Capacity, Expertise, and Previous Experience

- a. Applications must demonstrate expertise and relevant previous experience in grant management, housing policy, community planning services, ordinance development, and/or housing policy.
- b. If applicant does not have relevant experience and expertise, applicant must explain their current capacity to manage this project and how they anticipate gaining the relevant expertise to carry out the proposed scope of work.

3. Scope of Work:

- a. Applicants must provide a scope of work that identifies and describes the tasks necessary to achieve the RFA's desired outcomes.
- b. Proposed Project(s)- Describe the proposed project, including deliverables, project timeline, roles and responsibilities of project managers and partners, and the expected outcomes, including how the project will increase housing.
- c. Need for the Project(s)- Describe the need for the project(s) and how this project(s) promotes additional housing in the municipality. Why is this project(s) needed? How does this project(s) support additional housing in municipality?
- d. Approach to Community Engagement. Applicants must include examples of community engagement activities, including inclusive planning processes.

4. Budget Proposal

- a. Applicants must provide a Budget Narrative and Budget Form detailing the cost of the grant and where specific funds will be allocated.



Ed MacDonald

Safety Grant Program

PURPOSE

MMA’s Risk Management Services is committed to assisting its’ Workers’ Compensation Fund members in their safety efforts. The prevention of occupational injury and illness is in everyone’s best interest. The primary purpose of the Safety Grant is designed to fund equipment or items that reduce the risk of injury to workers and promote safe and healthy conditions in the workplace.

ELIGIBILITY

Current Workers’ Compensation Fund members are eligible to apply. The grants are awarded in the Spring of each year. To be eligible for the grant period, your application is due *by close of business April 15th*.

Important Note: *To support slip, trip and fall prevention, we are dedicating 25% of the grant funds to this effort. Requests that target slip, trip, and fall prevention will take priority. If a member has an employee injury exposure greater than slip, trip, and falls, based on their own claims experience for frequency and severity, that application will also be a priority.*

Grant request must be for single items or groups of related items. A few examples of single and related items grouped that do qualify:

<u><i>Slip, Trip and Fall Prevention</i></u>	<u><i>Related Items Grouped Examples</i></u>
<ul style="list-style-type: none"> • Slip-resistant flooring • Outdoor slip resistant mats 	<ul style="list-style-type: none"> • Cones, Hi-Viz Vests, Stop/Slow Paddles (Traffic Control Equipment)
<ul style="list-style-type: none"> • Heated Sidewalks • Improved Lighting 	<ul style="list-style-type: none"> • Cold-water Immersion Suits, Throw Ropes, Life Vest (Cold-water Rescue)
<ul style="list-style-type: none"> • Ice Creepers 	<ul style="list-style-type: none"> • Body Harnesses & Lanyards (Fall Protection)

Items cannot be purchased until you are notified a grant has been awarded. Notification to each grant applicant on the disposition of their application will be sent after committee finish reviewing them. Projects that receive funding from other grant programs or funding sources are not eligible for this Safety Grant.

AWARDS

Members are eligible for a maximum award of \$3,000 per application. Total cost of the request amount must be a minimum of \$200. Only one application can be submitted per grant period per membership.

Items must be purchased by May 1st of **the following year**. We reserve the right to review appropriate documentation of all expenses.



EVALUATION CRITERIA

Grant funds disbursed under this program are intended to purchase safety equipment that directly enhance the health and safety of employees.

Strong preference will be given to first time applicants who demonstrate a compelling request that addresses an injury history, potential injury or provides a proactive approach to injury prevention.

Applications requesting items that directly enhance the safety of employees from severe or frequent workplace exposures and demonstrate a need to provide or replace non-existent or sub-standard equipment will be given priority. Applications that do not meet program guidelines will not be considered and awards are contingent on available funds.

APPLICATION CHECKLIST:

- Is the application made out for **ONLY** a single item or a group of related items?
- Is there a description of the equipment you wish to purchase? If needed, is there a vendor description of the equipment being requested?
- Is there an explanation of why the equipment is needed?
- If replacing old or obsolete equipment, are there photos of old equipment? If applying for ergonomic equipment, photos of the old equipment/stations are **required**?
- How will it aid in reducing the severity or frequency of workplace injuries?
- Have you **NOT** already purchased these items yet?
- Is there a copy of the quote from the vendor included?
- Are you able to pay for the project prior to reimbursement or cover anything over \$3,000?
- Have you applied or received grant money from another grant program or organization?
- Has the Applicant signed the application (if different from the Key Official)?
*** Electronic signatures are accepted ***
- Has the Key Official of the Membership that is listed with MMA signed the application?
*** Electronic signatures are accepted ***
- The application is submitted in the specified time frame for the Spring grant period?
- Has the one-page application been filled out completely?
- Is all supporting documentation included?
- Have you made a copy for your records?
- Send in application or question to:
 - **Preferred E-mail:** safetygrants@memun.org
Subject Line: Safety Grant Application
 - **Fax:** 207-624-0127

ECONOMIC DEVELOPMENT ADMINISTRATION BID OPENING CHECKLIST

EDA Award Number: _____ Date of Bid Opening: _____

Recipient: _____

Co-Recipient(s): _____

Recipient's Authorized Representative: _____
Name & Phone Number

The proposed recommended contractor is: _____

Project/Contract Description	Proposed Total Contract Amount	Proposed EDA Funded Amount	* Proposed Non-EDA Funded Amount	Current A/E Estimate
	\$	\$	\$	\$

* Construction components not part of the EDA Grant Project and do not include EDA funds nor local match funds.

Y	N	NA
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1. All Specific Award Conditions that are required prior to awarding the contract have been met.

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2. Certified minutes of the bid opening were taken. (If yes, a copy is included.)

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3. If no certified minutes of the bid opening were taken, provided is a statement to the effect that the sealed bids were submitted then opened in the presence of the EDA grant Recipient's representative.

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4. The following documents are enclosed for EDA's review:

- a. Affidavits of Publications
- b. Tabulation of bids
- c. Proposal of recommended contractor
- d. Justification of award if other than low bidder
- e. Copy of recommended contractor's bid bond
- f. Architect/Engineer's recommendation of award

5. The Recipient has verified through the website www.SAM.gov that the contractor does not appear on the Excluded Parties List. Provided is documentation that the recommended contractor has been verified (e.g. screenshot or printout.)

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Y	N	NA
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6. If an overrun has occurred, enclosed is evidence that the Recipient(s) has additional funds available (include source and date of availability).

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7. The grantee acknowledges that funds or interim construction loans are available and verifies that the contractor(s) will be paid (in full) until EDA funds are available for reimbursement of incurred and approved costs.

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Prepared By (Signature)

Date

Prepared By (Typed or Written Name & Title)

Project Name/No.: Downtown Parking Lot Improvements/20459A
 Bid Opening: 2/15/2024 2:00 PM
 Location: Damariscotta, ME
 ENG/PM: Jan Wiegman/Nate Edwards
 Engineer's Estimate: \$0

Issuing Office: Topsham Office
 11 Bowdoin Mill Island, Ste 140
 Topsham, ME 04086

BID QUANTITIES				BIDDER'S NAME					
				Crooker Construction, LLC		Steve McGee Construction LLC		Hagar	
Item	Qty.	UNIT	UNIT AMT	BID	UNIT AMT	BID	UNIT AMT	BID	
BASE BID									
1	Mobilization/Demobilization (Max 5% of Total Base Bid)	1	Lump Sum	\$ 69,500.00	\$ 69,500.00	\$ 99,855.00	\$ 99,855.00	\$ 558,600.00	\$ 558,600.00
2	Traffic Control	1	Lump Sum	\$ 72,500.00	\$ 72,500.00	\$ 51,230.00	\$ 51,230.00	\$ 10,000.00	\$ 10,000.00
3	Sediment and Erosion Controls	1	Lump Sum	\$ 62,500.00	\$ 62,500.00	\$ 104,930.00	\$ 104,930.00	\$ 25,000.00	\$ 25,000.00
4	Temporary Construction Fence	1	Lump Sum	\$ 25,800.00	\$ 25,800.00	\$ 82,310.00	\$ 82,310.00	\$ 15,000.00	\$ 15,000.00
5	Dewatering	1	Lump Sum	\$ 56,250.00	\$ 56,250.00	\$ 65,285.00	\$ 65,285.00	\$ 1,400,000.00	\$ 1,400,000.00
6	Underground Stormwater Storage Tank	1	Lump Sum	\$ 414,250.00	\$ 414,250.00	\$ 774,170.00	\$ 774,170.00	\$ 500,000.00	\$ 500,000.00
7	4' Diameter Catch Basin	70	VF	\$ 1,100.00	\$ 77,000.00	\$ 915.00	\$ 64,050.00	\$ 1,300.00	\$ 91,000.00
8	4' Diameter Drain Manhole	12	VF	\$ 975.00	\$ 11,700.00	\$ 970.00	\$ 11,640.00	\$ 1,300.00	\$ 15,600.00
9	6' Diameter Drain Manhole	10	VF	\$ 1,775.00	\$ 17,750.00	\$ 1,520.00	\$ 15,200.00	\$ 1,500.00	\$ 15,000.00
10	Catch Basin Filter Inserts	8	EA	\$ 1,050.00	\$ 8,400.00	\$ 1,250.00	\$ 10,000.00	\$ 1,600.00	\$ 12,800.00
11	18" Catch Basin Debris Trap (Hood)	8	EA	\$ 1,100.00	\$ 8,800.00	\$ 1,275.00	\$ 10,200.00	\$ 1,500.00	\$ 12,000.00
12	8" HDPE Storm Drain Pipe	20	LF	\$ 125.00	\$ 2,500.00	\$ 120.00	\$ 2,400.00	\$ 75.00	\$ 1,500.00
13	15" HDPE Storm Drain Pipe	290	LF	\$ 122.00	\$ 35,380.00	\$ 90.00	\$ 26,100.00	\$ 85.00	\$ 24,650.00
14	18" HDPE Storm Drain Pipe	730	LF	\$ 137.00	\$ 100,010.00	\$ 105.00	\$ 76,650.00	\$ 95.00	\$ 69,350.00
15	24" HDPE Storm Drain Pipe	20	LF	\$ 180.00	\$ 3,600.00	\$ 205.00	\$ 4,100.00	\$ 150.00	\$ 3,000.00
16	18" Inline Check Valve	3	EA	\$ 7,150.00	\$ 21,450.00	\$ 8,750.00	\$ 26,250.00	\$ 10,000.00	\$ 30,000.00
17	Storm Drain Outfall Armament	30	CY	\$ 140.00	\$ 4,200.00	\$ 200.00	\$ 6,000.00	\$ 110.00	\$ 3,300.00
18	Excavation and Replacement of Unsuitable Material	500	CY	\$ 65.00	\$ 32,500.00	\$ 60.00	\$ 30,000.00	\$ 75.00	\$ 37,500.00
19	Reclaim Existing Pavement	8,250	SY	\$ 2.50	\$ 20,625.00	\$ 4.00	\$ 33,000.00	\$ 5.00	\$ 41,250.00
20	MDOT 703.06 Type B Aggregate Base	1,200	CY	\$ 55.00	\$ 66,000.00	\$ 65.00	\$ 78,000.00	\$ 55.00	\$ 66,000.00
21	Machine Placed 12.5mm Pavement	700	TONS	\$ 129.50	\$ 90,650.00	\$ 140.00	\$ 98,000.00	\$ 115.00	\$ 80,500.00
22	Machine Placed 19mm Pavement	1,160	TONS	\$ 115.00	\$ 133,400.00	\$ 130.00	\$ 150,800.00	\$ 115.00	\$ 133,400.00
23	Hand Placed 9.5mm Pavement	20	TONS	\$ 250.00	\$ 5,000.00	\$ 255.00	\$ 5,100.00	\$ 225.00	\$ 4,500.00
24	Hand Placed 12.5mm Pavement	15	TONS	\$ 250.00	\$ 3,750.00	\$ 255.00	\$ 3,825.00	\$ 225.00	\$ 3,375.00
25	Hand Placed 19mm Pavement	25	TONS	\$ 250.00	\$ 6,250.00	\$ 255.00	\$ 6,375.00	\$ 225.00	\$ 5,625.00
26	Hand-placed Patterned Pavement at Damariscotta Center	18	SY	\$ 145.00	\$ 2,610.00	\$ 200.00	\$ 3,600.00	\$ 280.00	\$ 5,040.00
27	Loam and Seed	900	SY	\$ 17.50	\$ 15,750.00	\$ 13.50	\$ 12,150.00	\$ 6.50	\$ 5,850.00
28	Remove and Reset Granite Curb	10	LF	\$ 60.00	\$ 600.00	\$ 65.00	\$ 650.00	\$ 165.00	\$ 1,650.00
29	Slip Form Concrete Curb	500	LF	\$ 10.50	\$ 5,250.00	\$ 15.00	\$ 7,500.00	\$ 20.00	\$ 10,000.00
30	Detectable Warning Devices	8	SF	\$ 145.00	\$ 1,160.00	\$ 200.00	\$ 1,600.00	\$ 187.50	\$ 1,500.00
31	Pavement Striping and Markings	1	Lump Sum	\$ 1,650.00	\$ 1,650.00	\$ 1,450.00	\$ 1,450.00	\$ 2,650.00	\$ 2,650.00
32	Temporary 4" Striping	4,650	LF	\$ 1.15	\$ 5,347.50	\$ 0.75	\$ 3,487.50	\$ 0.60	\$ 2,790.00
33	3" Capped Sleeve	120	LF	\$ 66.25	\$ 7,950.00	\$ 47.50	\$ 5,700.00	\$ 50.00	\$ 6,000.00
34	Wooden Guardrail	422	LF	\$ 160.00	\$ 67,520.00	\$ 150.00	\$ 63,300.00	\$ 233.00	\$ 98,326.00
35	Allowance: Asphalt Adjustment	1	Allowance	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00	\$ 20,000.00
36	MDOT 703.06 Type D Aggregate Subbase	200	CY	\$ 56.50	\$ 11,300.00	\$ 40.00	\$ 8,000.00	\$ 55.00	\$ 11,000.00
37	1-1/2" Crushed Stone	200	CY	\$ 60.00	\$ 12,000.00	\$ 60.00	\$ 12,000.00	\$ 55.00	\$ 11,000.00
38	Large Truck (Operator Incl)	24	HR	\$ 105.00	\$ 2,520.00	\$ 100.00	\$ 2,400.00	\$ 110.00	\$ 2,640.00
39	All Purpose Excavator (Operator Incl)	24	HR	\$ 250.00	\$ 6,000.00	\$ 190.00	\$ 4,560.00	\$ 165.00	\$ 3,960.00
40	Hand Labor Straight Time	40	HR	\$ 70.00	\$ 2,800.00	\$ 60.00	\$ 2,400.00	\$ 65.00	\$ 2,600.00
41	Foreperson	40	HR	\$ 96.00	\$ 3,840.00	\$ 90.00	\$ 3,600.00	\$ 95.00	\$ 3,800.00
42	Test Pit Excavation and Backfill	5	EA	\$ 950.00	\$ 4,750.00	\$ 1,850.00	\$ 9,250.00	\$ 750.00	\$ 3,750.00
TOTAL BASE BID AMOUNT ITEMS (1 THROUGH 42)				\$1,520,812.50		\$ 1,997,117.50		\$ 3,351,506.00	Differs from total on bid (3,350,240.00)