



Town of York

186 York Street
York, Maine 03909-1314

Town Manager/
Selectmen
(207)363-1000

Town Clerk/
Tax Collector
(207)363-1003

Finance/
Treasurer
(207)363-1004

Code Enforcement
(207)363-1002

Planning
(207)363-1007

Assessor
(207)363-1005

Police Department
(207)363-1031

Dispatch
(207)363-2557

York Beach Fire
Department
(207)363-1014

York Village Fire
Department
(207)363-1015

Public Works
(207)363-1011

Harbor Master
(207)363-1000

Senior Center/
General Assistance
(207)363-1036

Parks and
Recreation
(207)363-1040

Fax
(207)363-1009
(207)363-1019

www.yorkmaine.org

SELECTMEN'S MEETING 6:00/7:00 P.M. MONDAY FEBRUARY 13, 2012 YORK LIBRARY

6:00PM: Executive Session: Real Estate (Pursuant to M.R.S.A. Title 1, §405 (6) (C))

Call to Order

Pledge of Allegiance

A. Minutes

- January 23, 2012 Selectmen's Meeting Minutes
- February 2, 2012 Special Selectmen's Meeting Minutes

B. Chairman's Report

C. Manager's Report

D. Awards

1. Proclamation: May Sarton

E. Reports

1. Charter Commission - Preliminary Report

F. Citizens Forum - The citizen's forum is open to any member of the audience for comments on items listed on this meeting agenda. All comments should be respectful in tone and should be directed to the chair. Comments should be brief and to the point. Questions that require extended answers or that cannot be readily answered will be referred to the town manager for follow-up. Anyone who wishes to submit a written request for future agenda items can do so on the form available at this meeting or may obtain the form through the office of the town manager.

G. Approval of Warrant #33

H. Public Hearings

- NEW BUSINESS LICENSE: Jon Adelson DBA Rick's All Seasons Restaurant (Victualers and Liquor)

- Sale of Town Owned Property:
 - 27 Haskell Way
 - 40 Walt Kuhn Road
 - 70 Walt Kuhn Road
 - 302 Mountain Road
 - 86 Scituate

I. Endorsements

License Applications

- Jon Adelson DBA Rick's All Seasons Restaurant (Victualers & Liquor)
- Cumberland Farms, Inc. DBA Cumberland Farms #5567 (Victualers & Liquor)
- Phyllis W. Fox DBA Fox's Lobster House (Victualers & Liquor)
- Stephen Dunne DBA Brown's Ice Cream (Victualers)
- Woods Family Inc. DBA Woody's Brick Oven Pizza (Victualers)
- Kevin Tracy DBA Foster's Downeast Clambake (Victualers, Liquor & Special Amusement)
- The Goldenrod DBA Lobster Cove (Victualers, Liquor & Special Amusement)

J. Old Business

K. New Business

1. Proposed Additional Improvements to Short Sands and Long Beach Drainage Projects.
2. Drainage Improvement Project on Broadway, Airport Drive Extension, Ocean Avenue Extension and Willow Street.
3. Appointment to Assessment Review Board
4. Approval of Purchase and Sale Agreements for Sale of Town-Owned Property
5. Property Redemption Request: 6 Eastern Ave. (Tax Map 36, Lot 73-A)
6. Property Redemption Request: 8 Raccoon Ridge (Tax Map 2, Lot 29)
7. Application for License for Incorporated Civic Organization: Old York Historical Society 3/31/12
8. Special Event Permit Application: Dawn Firespin 3/4/12
9. Special Event Permit Application: 23rd Annual Decorator Show House 7/14/12 - 8/11/12

L. Other Business

M. Citizens Forum

Adjourn

SELECTMEN'S MEETING
7:00PM MONDAY, JANUARY 23, 2012
YORK LIBRARY

Present: Chair; Tracy Jackson-McCarty, Vice Chair; Mary Andrews, Edward Little, Kinley Gregg, Scott Fiorentino, Town Manager; Robert G. Yandow, Recorder; Susan Scott, and members of the press and public.

Call to Order

Pledge of Allegiance

Call to Order

A. Minutes

- January 9, 2012 Selectmen's Meeting Minutes: Moved by Ms. Andrews, seconded by Mr. Little to approve the January 9, 2012 Selectmen's Meeting Minutes as amended. Vote 5-0, motion passes.

B. Chairman's Report

C. Manager's Report

Town Manager, Robert G. Yandow, reminded property owners that the second installment of taxes is due February 3, 2012 with interest penalties to apply should taxes not be paid on time. Dog licenses are due January 31, 2012, or interest penalties may apply. S.U.R. Construction has begun work on the previously Selectmen approved York Street and York Beach area drainage projects, and starting January 24th workers may be seen wearing protective gear with white suits due to possible removal of asbestos containing pipes.

D. Awards

None

E. Reports

1. Municipal Social Services Review Board.

Municipal Social Services Review Committee (MSSRB) Co-Chairman, Karen Brown, presented their annual recommendation for \$37,200 in funding for 15 social service agencies that provide services to local

residents. The MSSRB unanimously approved this report to be forwarded on to the Budget Committee for consideration for the May 2012 Warrant.

F. Citizens Forum - The citizen's forum is open to any member of the audience for comments on items listed on this meeting agenda. All comments should be respectful in tone and should be directed to the chair. Comments should be brief and to the point. Questions that require extended answers or that cannot be readily answered will be referred to the town manager for follow-up. Anyone who wishes to submit a written request for future agenda items can do so on the form available at this meeting or may obtain the form through the office of the Town Manager.

Public Comment: Tom Carnicelli, TTF Chairman
Helen Rollins
Doreen McGillis, York Land Trust

G. Approval of Warrant #30

Moved by Ms. Andrews, seconded by Mr. Little to approve Warrant #30, without objection, so ordered.

H. Public Hearing

I. Endorsements

License Applications

Moved by Mr. Little, seconded by Ms. Gregg to approve the following license applications: Andrew & Susan Wetzel DBA Inn at Tanglewood Hall (Bed & Breakfast), Arthur & Scott Berger DBA York Village Emporium (Victualers), Konstantina Giokas DBA York Pizza Company (Victualers and Liquor), Qing Wen Wang DBA Greenleaves Chinese Restaurant (Victualers and Liquor), Betty Weaver DBA "Lobster Barn" The Barn Seafood & Grill (Victualers, Liquor and Coin-OP Amusement), Norma Clark DBA Norma's Restaurant (Victualers), and Kathryn M. Weare DBA The Cliff House & Motels, Inc. (Victualers, Liquor and Special Amusement) subject to taxes, fees, and inspections being current and compliant with the usual noise stipulations. Vote 5-0, motion passes.

J. Old Business

None.

K. New Business

1. Approval of York Ambulance Contract.

Town Manager Yandow confirmed that the Town attorney reviewed and approved the contract. The contract remains contingent upon voter approval in May, and would require further voter approval should there be any fee renegotiations. Prior to Mr. Yandow's tenure as Town Manager, Town voters chose to appropriate monies for York Ambulance to offset unreimbursed fees for their services. Although a volunteer organization, York Ambulance maintains operating expenses for the services provided York citizens and its many visitors throughout the year.

Moved by Mr. Little, seconded by Ms. Gregg to approve a two year contract with York Ambulance for the provision of ambulance services in the Town of York in an amount of \$40,000 per year. Vote 4-0-1 with Ms. Andrews in abstention as a member of the York Ambulance Board of Directors, motion passes.

2. Approval of Request for Funding from Charter Commission.

Town Manager Yandow stated that voters previously approved establishment of the Charter Commission to review and update the Charter. Legal review of the document is required by State statute.

Chairman Jackson-McCarty understood the importance and relevance of this request but noted lack of adequate documentation provided for such a significant financial request. No proposal or backup information pertaining to the attorneys interviewed was attached for Selectmen consideration. The Chairman requested, for purposes of consistency and transparency, that the Charter Commission provide additional information for their funding request for continued review at the upcoming February Selectmen meeting.

Charter Commission Chairman, David Marshall, provided an overview of the first draft charter proposal as prepared by the Commission. Maine Municipal Association provided a list of attorneys with prior experience reviewing town charters. Two of the five listed attorney were interviewed. Attorney Keith Jacques from the Law firm of Woodman, Edmunds, Danylik & Austin in Biddeford was chosen and signed an agreement with an estimated not-to-exceed fee. Mr. Marshall will provide the Manager's office with a synopsis as to how the Charter Commission chose the attorney, and a copy of the proposed draft charter to be included with these minutes.

Moved by Ms. Andrews, seconded by Mr. Little to approve the request from the York Charter Commission for funding in an amount not to exceed \$6,000 for legal review of the draft charter proposal with the funding to come from the Selectmen's Contingency Account. Vote 5-0, motion passes.

3. Approval of Acceptance of MDOT Municipal Participation Initiative Program Award.

Director of Public Works, Dean Lessard, applied for, and was granted a \$500,000 Maine Department of Transportation's Municipal Participation Initiative Program award for approved work on state and state-aid highways. These additional funds will serve to increase the scope of previously voter-approved improvement projects located at the northern end of Long Sands Beach through the Short Sands area. Targeted items include the full width of paving beyond just trench paving for roadway from the Police Station through Short Sands village to the Fire Station. Additional improvement projects are now feasible including recommendations such as pedestrian and drainage enhancement as outlined in the Gorrill-Palmer Traffic Study.

Moved by Ms. Andrews, seconded by Mr. Little to approve acceptance of \$500,000 from the Maine Department of Transportation's Municipal Participation Initiative Program. Vote 5-0, motion passes.

Chairman Jackson-McCarty requested Mr. Lessard present an overview of the additional improvements including curb lines, intersection crossing, and pedestrian refuge areas at a future Selectmen meeting.

4. Budget FY13 Discussion.

Town Manager Yandow provided a revised budget reflecting a reduction from a 3.5% to a 2.5% increase in spending resulting in \$157,391 of additional cuts to the FY13 operating budget. The Town is in the third year of 3-year collective bargaining agreements for personnel. The Town is bound by these agreements both in staffing levels and wage increases as previously approved by the Board of Selectmen. Mr. Yandow discussed overall taxation as including voter approved capital projects and not just the operating budget. In past years, the Tax Task Force recommended allocation of additional monies for capital projects as the TTF felt the Town was not meeting their goal of spending \$7 million over a 5-year period.

Moved by Mr. Little, seconded by Ms. Andrews to forward the approved revised budget reflecting a 3.5% increase in spending to the Budget Committee. Vote 2-3, motion fails with Mr. Fiorentino, Ms. Gregg and Ms. Andrews opposed.

Moved by Mr. Little to approve a 3.1% spending increase. Motion failed due to no second.

Moved by Ms. Andrews, seconded by Mr. Fiorentino to approve and forward the revised budget reflecting a 2.5% increase in spending to be forwarded on to the Budget Committee. Vote 3-2, motion passes with Ms. Jackson-McCarty and Mr. Little opposed.

5. FY13-17 Capital Plan.

The Capital Planning Committee, comprised of representatives from the Selectmen, Budget Committee, Tax Task Force and School Committee, meet each November to review the upcoming 5-year plan for capital projects. During this review, projects are prioritized in terms of need and timeframe for completion. Some of the FY13 capital projects include a culvert replacement project on Long Beach Avenue, Village Fire department renovations, purchase of Plaisted Field for open space, High School renovations, and windows and siding for Coastal Ridge Elementary School.

Mr. Little discussed the need for a new town hall facility, and recommended consolidating the municipal and school departments

Moved by Ms. Andrews, seconded by Ms. Gregg to approve the Capital Plan for FY2013-2017 as recommended by the Capital Planning Committee. Vote 5-0, motion passes.

6. Property Redemption Request: 6 Eastern Ave. (Tax Map 36, Lot 73-A)

Ms. Andrews withdrew her motion to approve the redemption request for 6 Eastern Avenue until the following Selectmen meeting on February 13, 2012 so that payment dates can be finalized.

7. Special Event Permit Application: York High School Polar Dip 2/4/12

Moved by Ms. Andrews, seconded by Mr. Little to approve the special event permit application for the York High School Interact Club Polar Dip to be held Saturday, February 4, 2012 from approximately 9:30am to 10:15am at Long Sands Beach. Vote 5-0, motion passes.

8. **Special Event Permit Application: Ethel's Tree of Life Plunge 2/18/12**
Moved by Ms. Andrews, seconded by Mr. Little to approve the special event permit application for Ethel's Tree of Life Plunge to be held Saturday, February 18, 2012 from approximately 12:00pm to 2:00pm at Harbor Beach in York Village. Vote 5-0, motion passes.
9. **Special Event Permit Application: Leukemia & Lymphoma Walk 9/22/12**
Moved by Ms. Andrews, seconded by Mr. Little to approve the special event permit application for the Leukemia & Lymphoma Event to be held Saturday, September 22, 2012 from approximately 9:00am to 5:00. Vote 5-0, motion passes.

L. Other Business

Ms. Andrews requested letters be sent to Governor LePage and State legislators to voice strong support for services provided by the residential group home located on Woodbridge Road.

M. Citizens Forum

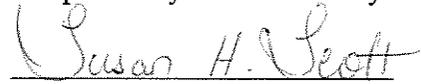
Public Comment: Helen Lord

Ms. Gregg requested the application for the Change of Use for the Mt. Agamenticus building.

Adjourn

Moved by Mrs. Andrews, seconded by Mr. Little to adjourn at 9:55 pm.

Respectfully Submitted By:



Susan H. Scott; Recorder

**SPECIAL SELECTMEN'S MEETING
8:00 A.M. THURSDAY, FEBRUARY 2, 2012
TOWN HALL**

Present: Chair; Tracy Jackson-McCarty, Vice Chair; Mary Andrews, Edward W. Little, Kinley Gregg, Scott Fiorentino, and Town Manager; Robert G. Yandow.

Executive Session: Real Estate (Pursuant to MRSA Title 1, Section 405 (6) (C)
Moved by Ms. Gregg, seconded by Mr. Little to enter into Executive Session:
Real Estate (Pursuant to MRSA Title 1, Section 405 (6) (C) at 8:02 AM.

Moved by Ms. Andrews, seconded by Mr. Little to exit into Executive Session:
Real Estate (Pursuant to MRSA Title 1, Section 405 (6) (C) at 8:46AM.

Respectfully Submitted By:



Susan H. Scott; Recorder

Proclamation Announcing

May Sarton Day

May 3, 2012

Whereas, May Sarton was born May 3, 1912; and,

Whereas, May Sarton was an avid and prolific author who lived and worked from her home in York from 1973 until her death in 1995 at the age of 83; and,

Whereas, May Sarton authored nineteen novels, sixteen books, twelve published journals and memoirs, two children's books, and thousands of letters, and received countless honorary degrees and awards throughout her lifetime; and,

Whereas, the May Sarton Centennial Symposium will celebrate what would have been May Sarton's 100th birthday, and is scheduled to take place Thursday, Friday, Saturday and Sunday, May 3rd through May 6th, 2012 at the Parsons Center, York Public Library, First Parish Church and Foster's Downeast Clambake; and,

Whereas, the May Sarton Centennial Symposium will host scholarly and celebratory presentations focusing on May Sarton as a major twentieth century literary voice, and will culminate in a traditional New England Clambake and poetry reading featuring Maine's Poets Laureate; and,

Now, therefore, on behalf of the proud and grateful citizens of the Town of York, the York Board of Selectmen do hereby recognize May Sarton for her literary accomplishments to our town and our country, and do hereby proclaim May 3, 2012 as May Sarton Day in the Town of York, Maine.

Signed, members of the Board of Selectmen, Town of York

Tracy Jackson-McCarty, Chair

Mary Andrews, Vice Chairman

Edward W. Little

Kinley Gregg

Scott Fiorentino

Mary-Anne Szeniarowski, Town Clerk

Robert G. Yandow, Town Manager



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 10, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session	
Subject: Charter Commission Preliminary Report	

TO: Board of Selectmen
FROM: Robert G. Yandow, Town Manager
RECOMMENDATION:
PROPOSED MOTION:

Discussion: Dave Marshall, Chair of the Charter Commission, will deliver the Preliminary Report on the Town of York Home Rule Charter, along with the required legal review and a one-page sheet entitled *Proposed Charter and Explanatory Information*.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Robert G. Yandow Reviewed By: _____

WOODMAN EDMANDS DANYLIK AUSTIN
SMITH & JACQUES, P.A.

ATTORNEYS-AT-LAW

ROBERT B. WOODMAN
PETER L. EDMANDS
THOMAS DANYLIK
RALPH W. AUSTIN
JAMES B. SMITH
KEITH R. JACQUES
MICHAEL J. O'TOOLE
HARRY B. CENTER II
SANDRA L. GUAY

234 MAIN STREET
P.O. BOX 468
BIDDEFORD, ME 04005-0468
TELEPHONE: 207-284-4581
FAX: 207-284-2078
E-MAIL: krj@woodedlaw.com

February 9, 2011

HAND DELIVERED

Town of York
Board of Selectmen
186 York Street
York, ME 03909

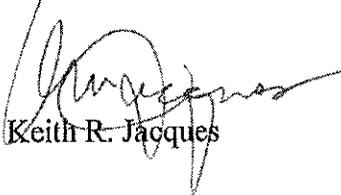
RE: York Charter Commission Revisions

Dear Selectmen:

I am an attorney admitted to the Bar of the State of Maine. Pursuant to 30-A M.R.S. §2103(5)(D)(4), I have reviewed the proposed Charter revisions in the Preliminary Report submitted to the Selectmen on February 13, 2012. I am of the opinion that they do not contain any provision prohibited by the United States Constitution, the Constitution of Maine or the general laws.

Thank you for giving me the opportunity to assist the Charter Commission.

Sincerely,



Keith R. Jacques

KRJ/cem

cc: David Marshall, Chair, York Charter Commission

*York Charter Commission – Preliminary Report
Proposed Charter and Explanatory Information*

February 9, 2012

Based upon public input collected at the beginning of the Charter revision process more than a year and a half ago, the York Charter Commission's focus has been to maintain the Selectmen/Town Manager form of government and to retain secret ballot referendum voting. Beyond that, we made it our goal to bring more balance, organization and logic wherever possible, increase meaningful citizen participation, and do that in full compliance with State Law.

The Commission ranked the issues collected through those public sessions and has incorporated the highest priorities into the preliminary charter being presented.

Goals:

- Convert the sequence and format of the Charter to be more consistent with other town charters in the state
- Enhance logic and balance, and more specifically define the role of principal boards, elected positions, and the Town Manager
- Maintain the existing review and analysis process of the Budget Committee
- Accommodate voter choice under the Maine School Consolidation Law
- Increase public participation in the referendum/town meeting process

Unchanged:

- Retain the Selectmen/Town Manager/Secret Ballot form of government which was uniquely created in York by the current Charter

Key changes:

- Give the voter more influence in regard to budgets
A No vote on a capital item will continue to mean a zero appropriation, but a no vote on operational items will automatically generate a second voting process in early June, still in advance of the new fiscal year, to decide on a reduced amount. This compares to the traditional Maine town meeting except with continuances and formal secret ballots. The second vote would allow for, but not assure, a higher funding level than automatically defaulting to the prior year amount as required under the current charter.
- Assign the Board of Selectmen and School Committee the authority to make final determination on Budget Referendum questions being placed on the ballot
- Increase communication and public deliberation between boards by establishing joint meetings of the Town and School boards with the Budget Committee
- Establish a public forum for ballot review prior to referendums
- Enhance creation of policy formation centered on the Comprehensive Plan
- Fully and consistently define authority and duties of components of government
- Define the organization and duties of the Capital Planning Committee
- Create further accountability of enterprise and grant funding
- Codify and clarify the ordinance creation and citizen petition processes

Submitted on 2-9-12 by: David Marshall, Chair, York Charter Commission



Town of York
Home Rule Charter
Preliminary Report

Submitted: February 13, 2012

Table of Contents

Article 1: Grants of Powers to the Town	1
1.1 Incorporation	1
1.2 Form of Government.....	1
1.3 Construction.....	1
1.4 Intergovernmental Relations.....	1
Article 2: Town Meeting.....	2
2.1 The Legislative Body.....	2
2.2 Fiscal Year	2
2.3 Town Meeting Referendum Elections	2
2.4 Town Meeting Public Forums.....	3
2.5 Defeated Operational Budget Items.....	3
2.6 Creation of the Capital Budget.....	4
2.7 Comprehensive Plan	4
2.8 Capital Improvements Plan Requirements	4
2.9 Capital Planning Meetings and Public Access.....	4
2.10 Capital Planning Public Hearings.....	4
2.11 Submission of Proposed Budgets.....	5
2.12 Alternate State Statute for Proposal of School Budget.....	6
2.13 Public Hearing on Municipal and School Budgets.....	6
2.14 Budget Committee Review	6
2.15 Approval of Budgets.....	7
2.16 Adoption of Budget and Appropriations by Board of Selectmen.....	7
2.17 Bond Issues	8
2.18 Annual Audits.....	9
2.19 Special Referendum	9
Article 3: Board of Selectmen	10
3.1 Composition	10
3.2 Eligibility.....	10
3.3 Term of Office	10
3.4 Organization & Operation.....	10
3.5 Conduct of Board; Ethics.....	10
3.6 Duties of Chair.....	11
3.7 Authority and Duties.....	11
3.8 Annual Policy Forum.....	12
3.9 Selectmen Shall Act as a Body.....	12
3.10 Interference with Administration	13
3.11 Compensation and Expenses.....	13
3.12 Former Selectmen	13

Article 4: Budget Committee 14

- 4.1 *Composition* 14
- 4.2 *Eligibility*..... 14
- 4.3 *Term of Office* 14
- 4.4 *Organization & Operation*..... 14
- 4.5 *Conduct of Board; Ethics*..... 14
- 4.6 *Duties of Chair*..... 15
- 4.7 *Authority and Duties* 15

Article 5: School Committee 16

- 5.1 *Composition* 16
- 5.2 *Eligibility*..... 16
- 5.3 *Term of Office* 16
- 5.4 *Organization & Operation*..... 16
- 5.5 *Conduct of Committee; Ethics* 16
- 5.6 *Duties of Chair*..... 17
- 5.7 *Authorities and Duties* 17
- 5.8 *School Committee Shall Act as a Body*..... 18
- 5.9 *Interference with Administration* 18
- 5.10 *Appointments and Removals*..... 18
- 5.11 *Compensation and Expenses*..... 18
- 5.12 *Former School Committee Members* 18

Article 6: Administrative Organization 19

- 6.1 *Appointment of Town Manager; Qualifications; Compensation*..... 19
- 6.2 *Authority and Duties of Town Manager* 19
- 6.3 *Absence or Disability of Town Manager* 20
- 6.4 *Removal of Town Manager*..... 20
- 6.5 *Personnel Administration; Merit Principle* 20
- 6.6 *Treasurer*..... 21
- 6.7 *Town Clerk / Tax Collector*..... 21
- 6.8 *Town Moderator* 21
- 6.9 *Assessor*..... 22
- 6.10 *Assessment Review*..... 22
- 6.11 *Planning Board*..... 22
- 6.12 *Board of Appeals*..... 23
- 6.13 *Jurisdiction of the Board of Appeals* 23
- 6.14 *Officials Elected by the Voters*..... 24
- 6.15 *Boards and Committees Elected by Voters*..... 24
- 6.16 *Boards, Commissions Committees and Authorities Appointed by Selectmen*.... 24
- 6.17 *Capital Planning Committee*..... 25
- 6.18 *Capital Building Committees*..... 25
- 6.19 *Other Boards, Commissions, Committees and Authorities*..... 25
- 6.20 *Organization of Boards, Commissions, Committees and Authorities*..... 25
- 6.21 *General Provisions for Boards, Commissions, Committees and Authorities* 26
- 6.22 *Executive Session*..... 26
- 6.23 *Ethics; Conflict of Interest*..... 26

7: Nominations & Elections.....	27
7.1 Election of Officials	27
7.2 Qualifications.....	27
7.3 Nominations	27
7.4 Filing and Acceptance	28
7.5 Certification of Validity.....	28
7.6 Order of Names.....	28
7.7 Determination of Election Results	28
7.8 Voter Registration Appeals Board.....	28
7.9 Occurrence of Vacancies	29
7.10 Forfeiture of Appointed Office.....	29
7.11 Determination of Forfeiture.....	29
7.12 Filling of Vacancies	30
Article 8: Ordinances.....	31
8.1 Ordinance Initiation.....	31
8.2 Procedure.....	31
Article 9: Citizens' Petition	33
9.1 Petitions In General.....	33
9.2 Petition to Enact, Amend or Repeal an Ordinance.....	33
9.3 Petition for an Unbudgeted Capital Expenditure	34
9.4 Petition to Recall an Elected Official	34
9.5 Election of a Successor to a Recalled Incumbent	35
9.6 Form of Ballot for Recall.....	35
Article 10: General Standards	36
10.1 Oath of Office.....	36
10.2 Officials to Act in the Public Interest.....	36
10.3 Conflict of Interest	36
10.4 Prohibited Activities.....	37
10.5 Public Hearing Notices.....	38
10.6 Public Hearing.....	38
10.7 Public Meeting Notice.....	38
10.8 Separability.....	38
10.9 Priority of Charter.....	38
10.10 Proposal of Amendment.....	38
Article 11: Transitional Provisions.....	39
11.1 Continuation of Ordinances.....	39
11.2 Continuation of Government.....	39
11.3 Continuation of Office and Employment.....	39
11.4 Continuation of Contracts and Obligations.....	39
11.5 Pending Actions and Proceedings	39
11.6 Continuation of Tax Obligations	40
11.7 Effective Date of Charter.....	40
Amendment History.....	40

Article 1: Grants of Powers to the Town

1.1 Incorporation

The inhabitants of the Town of York, within the limits as now established or as hereafter established in the manner provided by law, shall constitute a municipal corporation by the name of the Town of York.

1.2 Form of Government

The form of government provided by this Charter shall be:

Selectmen / Town Manager / Town Meeting by Secret Ballot Vote.

1.3 Construction

- a. The provisions of this Charter shall be liberally construed so as to enable the Town to exercise any power or function which has been or shall be granted to it by the Constitution of the United States, the Constitution of Maine, or by the legislature and laws of the State of Maine, or by this Charter, and which is not denied either expressly or by clear implication herein.
- b. In this Charter, mention of a particular power shall not be construed to be exclusive or to restrict the scope of the powers that the Town would have were the particular power not mentioned.

1.4 Intergovernmental Relations

The Town may exercise any of its powers or perform any of its functions and may participate in the financing thereof, jointly or in cooperation, by contract or otherwise, with one or more states, or civil divisions or agencies thereof, or the government of the United States, or any agencies thereof.

Article 2: Town Meeting

2.1 The Legislative Body

- a. The Legislative Body of the Town shall be a Town Meeting consisting of the registered voters of the Town who are qualified to vote in state and local elections.
- b. All votes cast in all Town Meetings allowed by law or this Charter shall be by a printed secret ballot.

2.2 Fiscal Year

Unless changed by vote of the legislative body acting under specific authority given by the laws of the State of Maine to make such a determination, the municipal fiscal year shall begin on the first day of July of each year and end on the last day of June of the following year.

2.3 Town Meeting Referendum Elections

For the purpose of this Article and Charter, the word Referendum refers to a Town Meeting and should be considered one and the same.

- a. Each year the Board of Selectmen shall schedule two town meetings, each of which will be a Referendum. Additionally, the Board of Selectmen may call Special Referendums as necessary, for the reasons and in a manner as hereinafter defined.
- b. A Budget Referendum shall be held on the second Saturday of April before the start of the municipal fiscal year for which the budget shall be adopted.
- c. Matters to be voted upon at the Budget Referendum shall be those relating to budgets as specified in this Charter, and the election of Town officials as hereinafter defined.
- d. The second Referendum shall be held annually on the Tuesday following the first Monday in November, on the same day as state and national elections.
- e. Other matters submitted to the voters of the Town under this Charter or the laws of the State of Maine may be voted on at the General Referendum or the Budget Referendum, except those matters which are specifically scheduled by the United States Government or the State of Maine.
- f. Before the Referendum, the Board of Selectmen and School Committee shall each schedule a joint meeting with the Budget Committee to be held during the week immediately following the Budget Referendum for the purpose of preparing for a Special Budget Referendum on any defeated operational budget items. If none, the meeting may be cancelled.

2.4 Town Meeting Public Forums

- a. The Board of Selectmen shall schedule a public forum on the Saturday either four or five weeks prior to each of the regularly scheduled Town Meeting Referendums for the purpose of open participatory discussion concerning all matters to be decided by the ensuing Referendums.
- b. The public forum shall be presided over by the Town Meeting Moderator and held in a venue large enough to accommodate all those who may attend.
- c. The forum shall be recorded by means including, but not limited to, local access cable television and the Town's on-line website. The recording shall be aired regularly during the four weeks prior to the Referendums.

2.5 Defeated Operational Budget Items

- a. When any non-operational budget item of the Town or School Department fails to gain majority vote, including but not limited to capital and services, the budget amount will revert to zero. For purposes of this article, the York Public Library shall be treated as an operational budget item.
- b. When any operational budget item of the Town or School Department fails to gain majority vote, a Special Budget Referendum to reconsider that item shall be held on the second Tuesday in June, which day shall coincide, to the extent possible, with the State election.
- c. At the meeting scheduled in Article 2.3.f. above, School or Town staff shall present an alternate budget recommendation to their respective Committee or Board as well as to the Budget Committee, and then follow the steps in the earlier budget process as described in Article 2.15.d and 2.15.e.
- d. Upon the occurrence of a defeated operational budget item in a Special Budget Referendum, the budget for the defeated item shall be set at 85 percent of the approved budget for the previous fiscal year, and the Town tax rate will be set.
- e. The Board of Selectmen, in accordance with provisions of this Charter may vote by majority to set a second Special Budget Referendum within 60 days of the first defeated Special Budget Referendum.
- f. The cost of this second Special Budget Referendum shall come from the Selectmen's contingency account. In the occurrence that the Referendum is held and passes, any additional money voted over the 85 percent level shall come from the fund balance.
- g. Any budget line-item submitted for a Special Budget Referendum shall be less than the previous budget line-item that was disapproved at the immediately preceding Budget Referendum or Special Budget Referendum.

2.6 *Creation of the Capital Budget*

The following Articles 2.7 through 2.10 describe the process by which Capital components of annual municipal and school budget proposals are formulated.

2.7 *Comprehensive Plan*

The Comprehensive Plan is the guiding policy document for the Town. The Capital Planning Committee shall propose a Capital Improvements Plan which is consistent with the Capital Investment Plan section of the Comprehensive Plan.

2.8 *Capital Improvements Plan Requirements*

The Capital Improvements Plan shall include the following information, which may be revised and extended each year with regard to capital improvements still pending or in process of construction or acquisition:

- a. A clear general summary of its contents;
- b. A list of all capital improvements which are proposed to be undertaken during the five upcoming fiscal years, with supporting information as to the necessity for such improvements;
- c. Cost estimates, methods of financing and recommended time schedules for each improvement; and
- d. The estimated annual cost of operating and maintaining the facilities to be constructed or acquired.

2.9 *Capital Planning Meetings and Public Access*

- a. Capital Planning Committee meetings shall be noticed in advance in accordance with Article 10.7 and held where the public may attend.
- b. Deliberations shall be recorded electronically and made available for public viewing.

2.10 *Capital Planning Public Hearings*

- a. One public hearing shall be held within a month of the first Capital Planning Committee meeting and another public hearing shall be held immediately prior to finalization of the proposed Capital Improvements Plan for the Selectmen.
- b. Once submitted by Selectmen with the annual budget proposal, the Budget Committee shall hold public hearings on the Capital Improvements Plan in accordance with Article 10.6.
- c. All Public Hearings described in Articles 2.10.a and 2.10.b above shall be noticed in accordance with Article 10.5.

2.11 Submission of Proposed Budgets

- a. All budget matters allowed by law or this Charter shall be presented to the Legislative Body for a vote at the appropriate Referendum in a line-item format agreed upon by the Board of Selectmen or the School Committee for their respective budget proposals.
- b. At least 80 days prior to the Budget Referendum, the School Committee through the Superintendent of Schools, and the Board of Selectmen through the Town Manager, shall submit to the Budget Committee a complete line-item budget proposal containing the estimated receipts and expenditures of their respective entities for the upcoming municipal fiscal year.
- c. Each proposal shall contain a complete financial plan for all funds and activities for the upcoming fiscal year as required by law or this Charter. In organizing budgets, expenditures shall be classified by account, organizational unit, program, purpose or activity. Budgets shall indicate in separate sections:
 1. Proposed operating expenditures for the upcoming fiscal year, detailed by offices, departments, and agencies in terms of their respective work programs, and the methods of financing such expenditure.
 2. Proposed capital expenditures for the upcoming fiscal year, including items to be financed by bond issues, shall be detailed by offices, departments, and agencies when practicable, and the proposed methods of financing such expenditure; except that the total of proposed expenditures shall not exceed the amount of estimated income.
- d. With the exception of grant awards, all non-tax derived revenue related to municipal and school budgets including revenue identified as “enterprise” or discretionary funds shall be included in the proposed detailed budgets. Such non-tax derived revenue shall revert to the general fund, with the sole exception of revenue generated by Parks and Recreation volunteers staffing gift shops, educational programs, or similar activities that benefit specific programs.
- e. All grant awards shall require approval, after public hearing, by the Board of Selectmen or the School Committee before acceptance by the Town.
- f. Municipal and school budget proposals shall contain an explanation of their respective budgets in both fiscal terms and in terms of work programs.
- g. Proposed financial policies of each department for the upcoming municipal fiscal year shall be detailed, indicating any major changes from the current fiscal year in financial policies, expenditures and revenues, together with reasons for such changes.
- h. The Selectman shall include the following with the budget proposal:
 1. A detailed plan describing proposed use of the municipal fund balance, taking into consideration the need to maintain enough of a fund balance to operate the Town without the need to borrow in anticipation of taxes:
 2. A summary of the Town’s debt position.

2.12 Alternate State Statute for Proposal of School Budget

- a. At the time of approval of this Charter, 20-A MRS §1486(1) requires that the School Budget be prepared using eleven cost center categories as defined in State law.
- b. The School Budget as proposed by the School Committee shall be submitted to the Budget Committee for the Budget Committee's examination and recommendations, and for public hearing before the Budget Committee.
- c. Subsequent to the Budget Committee's examination and recommendations, the final proposed budget shall be placed on the Budget Referendum ballot using one of the following two procedures which 20-A MRS §1486(1) requires that voters select once every three years:
 1. Follow the state Budget Validation Referendum process in which a question is placed on the Budget Referendum ballot as to whether or not voters agree to fund the total of eleven proposed School Budget cost center amounts approved by open vote at the open School Budget meeting held prior to the Referendum.
 2. Place all eleven cost center categories and proposed budget amounts, as defined in State law, on the Budget Referendum ballot after following procedures established in Articles 2.3, 2.4, 2.5 and 2.11.
- d. If the State law is amended or repealed, or an exception is granted to the Town of York, the School Budget shall be set in accordance with the terms of this Charter.

2.13 Public Hearing on Municipal and School Budgets

- a. Within 28 days after receiving municipal and school budgets, the Budget Committee shall hold public hearings on the proposed budgets in accordance with Article 10.6.
- b. At least ten days in advance of a public hearing the Town Manager shall post notice of the public hearings in accordance with Article 10.5. The notice shall include a general summary of the proposed Town and School budgets.

2.14 Budget Committee Review

- a. Beginning no later than 14 days after the public hearing, the Budget Committee shall meet as many times as necessary to consider recommended changes to the budget for the Selectmen and School Committee. All meetings shall be open to the public.
- b. The Town Manager shall post public notice of meetings in accordance with Article 10.7.
- c. The Budget Committee shall take public comment from registered voters and taxpayers at all meeting sessions.
- d. At least 45 days prior to the date set for the Budget Referendum or Special Budget Referendum, the Budget Committee shall hold separate joint meetings with the Board of Selectmen and the School Committee to present their recommendations.

- e. At these meetings:
 - 1. The Board of Selectmen and School Committee may discuss with the Budget Committee any subject related to their respective budgets and any Budget Committee recommendations.
 - 2. The Board of Selectmen and the School Committee shall finalize each Referendum line including brief descriptions for their budgets and take preference votes at this meeting.
 - 3. Following the above, the Budget Committee shall take preference votes.
- f. Preference votes will be printed on the ballot in accordance with State Statutes.
- g. Final budget proposals shall be submitted to the Town Manager at the completion of the meeting.

2.15 Approval of Budgets

- a. Upon receipt of municipal and school budget proposals, the Town Manager shall prepare a composite budget containing the municipal and school budgets. This composite budget hereinafter is referred to as the Town Budget Proposal.
- b. All articles that require the public to vote upon an appropriation of money by the Town shall include preference recommendations, which are provided for voter information only.
- c. The Town Manager shall publish notice at least 30 days in advance, in accordance with Article 10.7, that a vote on the Town Budget Proposal will be held. This notice shall include the date and times that polls shall be open.
- d. The Town Clerk shall prepare the necessary ballot for voting with a brief description of each budget line-item as presented to the Town Manager. Such ballot shall ask the following question for each budget line-item:

*“Shall the Board of Selectmen adopt this line-item of the Town Budget Proposal?
Yes ___ No ___”*
- e. All time periods and public hearings shall be scheduled in accordance with this Charter and State Statutes.
- f. Copies of the Town Budget Proposal and a specimen ballot to be voted upon at the Budget Referendum and any Special Budget Referendum shall be distributed to all registered voters of the Town at least 14 days prior to the Referendum date.

2.16 Adoption of Budget and Appropriations by Board of Selectmen

- a. Within three days after a Budget Referendum or Special Budget Referendum, the Town Clerk shall certify results of the respective Referendum to the Board of Selectmen.
- b. Upon certification that a majority of the voters of the Town voting at the Budget Referendums have voted “Yes” in response to the question proposed under Article 2.15.d for a given line-item, the Board of Selectmen shall adopt the Town Budget, on or before the first day of the fiscal year for which it was proposed, said Town Budget to include an appropriation for all approved line-items.

- c. Upon certification that a majority of the voters of the Town voting at the Budget Referendum or Special Budget Referendum have voted “No” in response to the question proposed under Article 2.15.d for a given operational line-item, the Board of Selectmen shall adopt the Town Budget, on or before the first day of the fiscal year for which it was proposed. The budget shall include an appropriation for each unapproved operational line-item equal to 85 percent of the approved budgeted appropriation for that operational line-item during the fiscal year just ended, or to zero for any non-operational line-item, based on the category as defined in Article 2.5.a and 2.5.b.
- d. The amount stated in the Town Budget, as adopted and including any revisions from a Special Budget Referendum which may be held, shall constitute the amount to be raised by property tax or other powers and shall constitute a determination of the amount of the levy for the purposes of the Town in the corresponding tax year and shall be effective on the effective date of the budget.
- e. A copy of the Town Budget, as finally adopted, shall be certified by the Town Clerk and filed with the Town Assessor, whose duty it shall be to levy taxes for the corresponding year.
- f. Adoption of the Town Budget shall constitute appropriation of the amounts specified therein from the funds indicated.
- g. The Board of Selectmen may vote to seek voter approval to further amend the budget related to line-items receiving two “No” votes subsequent to the beginning of the fiscal year, per Article 2.5.d, e, f and g.

2.17 Bond Issues

- a. All capital projects of the Town and School Departments which the Selectmen propose to finance through the issuance of bonds shall be submitted to qualified voters of the Town at the Budget Referendum or any Special Budget Referendum authorized by this Charter in Article 2.3 after public hearings in the manner and form prescribed in Article 2.13.
- b. The Town Clerk shall prepare necessary ballots for said Referendum. Such ballots shall state at least the following for each proposed capital project:
 - 1. A brief summary and general description;
 - 2. The amount of money requested;
 - 3. A statement of the maximum cost;
 - 4. A statement of the total net debt of the Town after issuance of the bonds therein authorized.
- c. A question seeking voter approval for the issuance of bonds shall be accompanied by a statement setting forth estimates of the total cost of such bonds, total interest, total length of term and projected effect on the mil rate.
- d. The following question shall be placed on the ballot:

“Shall the Town Treasurer, with approval of the Board of Selectmen, be authorized to issue bond/s in the amount of _____ for the purpose of _____?”

Yes _____ No _____”

2.18 Annual Audits

The Board of Selectmen shall annually appoint a qualified certified public accountant or request State of Maine auditors to conduct an annual audit of the prior fiscal year finances, a copy of which shall be included in the annual report of the Town.

2.19 Special Referendum

In addition to the two annual Referendums, the Board of Selectmen may call any number of Special Referendums which the Board determines are in the best interest of the Town, provided that:

- a. Any restrictions of this Charter and State law are met;
- b. No proposed Town Budget is voted upon at a Special Referendum beyond that provided for in Article 2.5;
- c. Calling a Special Referendum shall not obviate the requirement for a General Referendum;
- d. The subject matter of such Special Referendum shall be limited to two categories:
 1. Items which, if not acted upon before the annual Budget Referendum, will result in a significant loss to the Town, such as, but not limited to, the capital purchase of land, buildings or substantial equipment or facilities, for which the Board of Selectmen has reason to believe will no longer be available to the Town, the acceptance of gifts, grants, etc. from the State of Maine or any other entity, and school construction projects that receive concept approval from the State and the appropriation, if necessary, of matching funds for said grants, gifts, other funds, etc.; and
 2. Items which, because of accident, natural catastrophe or other such unforeseen occurrences, may require the appropriation of funds for expenditures to protect the public health, safety, and welfare, such as, but not limited to disaster relief, or the replacement of public facilities or public safety equipment.
- e. The Board of Selectmen shall forward information regarding the Special Referendum to the Budget Committee which shall hold a single public hearing to be held within ten days of such referral.
- f. After the Budget Committee's public hearing, the Board of Selectmen shall schedule a joint meeting with the Budget Committee, where the Board will receive the Committee's recommendations, and follow the procedure set out in Article 2.15.d through 2.15. f.
- g. The Board of Selectmen may then call a Special Referendum to be held no sooner than 40 days, and no later than 70 days after the public hearing.

Article 3: Board of Selectmen

3.1 Composition

- a. There shall be a Board of Selectmen comprised of five members.
- b. Voters of the Town shall elect each Selectman.

3.2 Eligibility

- a. Only qualified voters of the Town who reside in the Town shall be eligible to be nominated, to be elected, and to serve on the Board of Selectmen.
- b. Candidates for Selectman shall establish residence in York no later than the earliest date on which nomination petitions for the office may be circulated.
- c. No Selectman shall hold any other compensated Town of York position or be employed by any Town of York department during the term for which they were elected to the Board.
- d. No Selectmen shall be eligible to serve on any board, committee or commission for which the Board of Selectmen is the appointing authority, unless specifically allowed under this Charter or by State Statute.

3.3 Term of Office

- a. The term of office for each Selectman shall be for a period of three years.
- b. Terms shall continue to be staggered and scheduled so that the beginning and end of at least one, but no more than two terms occurs each year.
- c. Terms begin at certification of election results by the Town Clerk in accordance with Article 7.1 and each Selectman must swear an oath of office before beginning their duties in accordance with Article 10.1.
- d. If a vacancy occurs before the expiration of a term, a successor shall be elected to serve for the remainder of that term in accordance with Article 7.12.

3.4 Organization & Operation

- a. The Board of Selectmen shall organize annually in accordance with Article 6.20 and operate in accordance with Article 6.21.
- b. The Board of Selectmen may meet in executive session only in accordance with the provisions of Article 6.22.

3.5 Conduct of Board; Ethics

The Board of Selectmen shall conduct itself in accordance with the provisions of Article 10.2 through Article 10.4

3.6 Duties of Chair

- a. The Chair shall preside at meetings of the Board of Selectmen. In the absence of the Chair, the Vice-Chair shall preside.
- b. The Chair shall be recognized as the head of government for ceremonial purposes, and by the Governor for purposes of military law, but the Chair shall have no regular administrative duties.
- c. The Chair shall, in consultation with the Town Manager, develop agendas for meetings of the Board of Selectmen.
- d. Any Selectmen may request that a subject be placed on the next available meeting agenda by submission of a written request to the Chair. Such request shall not be denied.

3.7 Authority and Duties

The Board of Selectmen shall have authority and duties granted under this Charter, Town Ordinance or State Statute, and shall:

- a. Appoint and supervise the Town Manager;
- b. Appoint a qualified certified public accountant annually, or request State of Maine auditors, to conduct an annual post audit of the prior fiscal year's municipal finances;
- c. Confirm or deny appointment or removal of the Town officials listed in Article 6.16;
- d. Establish the authority and duties of any Town office, department or agency, except insofar as such authority and duties are established by State or Federal law, by this Charter, Town Ordinance or by the voters;
- e. Appoint a qualified Registrar of Voters by January 1st of each odd numbered year;
- f. Appoint and oversee members of boards, committees, commissions and positions when provided by State Statute and this Charter, including, but not limited to:
 - ~ Town Attorney
 - ~ Code Enforcement Officer
 - ~ Emergency Management Director
 - ~ Health Officer
 - ~ Tax Assessor
- g. Hold quarterly meetings with the Budget Committee and with the Town Treasurer for purposes of budget oversight and fiscal review;
- h. Hold meetings with the Planning Board at least two times a year to review strategy and priorities;
- i. Oversee the preparation of warrants for Budget and General Referendums;
- j. Propose the adoption, amendment, or repeal of ordinances for approval by the voters in accordance with Article 8.2;

- k. Adopt, amend, or repeal regulations and policies which do not require approval by the voters;
- l. Grant licenses and permits for the conduct of businesses in accordance with Town Ordinances and State Statute;
- m. Annually adopt a Purchasing Policy, a Personnel Policy, and any other policies which further the lawful and orderly administration of Town affairs. The Purchasing Policy shall require that purchases greater than a designated amount shall be submitted to multiple vendors for sealed bid;
- n. Engage professional services on behalf of the Town, including, but not limited to legal counsel;
- o. Authorize, and where appropriate, undertake legal proceedings on behalf of the Town;
- p. Enter into and execute contracts on behalf of the Town concerning matters authorized by this Charter, the voters, or State Statute, except as the Board delegates to the Town Manager;
- q. Oversee the Town's fiscal condition.

3.8 Annual Policy Forum

- a. The Board of Selectmen shall hold an Annual Policy Forum no more than six weeks following the General Budget Referendum.
- b. The purpose of this forum is to:
 - 1. Evaluate the Town's progress against the previous year's policy goals;
 - 2. Receive input from the Town Manager, all department heads and the Planning Board; and
 - 3. Set policy goals for the upcoming year consistent with the updated Comprehensive Plan.
- c. This policy setting process shall in no way limit the power of the Board of Selectmen to adopt further policy goals as they may later propose or that may be proposed by State or Federal governments.

3.9 Selectmen Shall Act as a Body

- a. The Board of Selectmen shall act as a body in all matters.
- b. Such limitation does not enjoin an individual Selectman from speaking in any manner on any issue, provided that the Selectman is not posing as a representative of the Board or of the Town.

3.10 Interference with Administration

- a. Except in accordance with Article 6.2.f requiring Board confirmation of nominees to offices therein listed, no individual Selectman shall require or mandate any action or non-action of any Town official or employee.
- b. Notwithstanding Article 3.9.b, members of the Board of Selectmen may express their views fully, and freely discuss with the Town Manager anything pertaining to their policy directives.
- c. The Board of Selectmen may appoint committees or commissions to conduct investigations into the conduct of any official or of any department, or into any matter relating to the lawful and orderly operation of the Town.
- d. Neither the Board of Selectmen, nor any individual Selectman shall in any manner require or mandate the appointment or removal of any officials or employees whom the Town Manager or any of the Manager's subordinates are empowered to appoint.
- e. Notwithstanding Article 3.10.d the Board of Selectmen may express its views fully, and freely discuss with the Town Manager anything pertaining to the appointment or removal of any officials or employees whom the Manager or any of the Manager's subordinates are empowered to appoint.

3.11 Compensation and Expenses

Selectmen shall be compensated at a monthly rate set by the annual Budget Referendum, and shall be reimbursed for documented expenses incurred in the course of their official duties.

3.12 Former Selectmen

No former Selectman shall hold any compensated position with the Town until one year has elapsed since the expiration of the most recent term to which they were elected, or until one year has elapsed since their resignation from the Board, whichever is earlier.

Article 4: Budget Committee

4.1 Composition

- a. There shall be a Budget Committee comprised of five members.
- b. Voters of the Town shall elect each member of the Budget Committee.

4.2 Eligibility

- a. Only qualified voters of the Town who reside in the Town shall be eligible to be nominated, elected, and to serve on the Budget Committee.
- b. Candidates for the Budget Committee shall establish residence in York no later than the earliest date on which nomination petitions for the office may be circulated.
- c. No member of the Budget Committee shall hold any compensated Town of York office or be employed by any Town of York department during the term for which they were elected to the Committee.

4.3 Term of Office

- a. The term of office for each Budget Committee member shall be for a period of three years.
- b. Terms shall continue to be staggered and scheduled so that the beginning and end of at least one, but no more than two terms occurs each year.
- c. Terms begin at certification of election results by the Town Clerk in accordance with Article 7.1 and each member must swear an oath of office before beginning their duties in accordance with Article 10.1.
- d. If a vacancy occurs before the expiration of a term, a successor shall be elected to serve for the remainder of that term in accordance with Article 7.12.

4.4 Organization & Operation

The Budget Committee shall organize annually in accordance with Article 6.20 and operate in accordance with Article 6.21.

4.5 Conduct of Board; Ethics

The Budget Committee shall conduct itself in accordance with the provisions of Article 10.2 through Article 10.4

4.6 Duties of Chair

- a. The Chair shall preside at meetings of the Budget Committee. In absence of the Chair, the Vice Chair shall preside.
- b. The Chair shall develop agendas for meetings of the Budget Committee.
- c. Any Budget Committee member may request that a subject be placed on the next available meeting agenda by submission of a written request to the Chair. Such request shall not be denied.

4.7 Authority and Duties

The Budget Committee shall:

- a. Hold public hearings to review the annual budget proposal in accordance with Article 2.13;
- b. Accept public comment on the annual budget proposal in accordance with Article 2.14.b;
- c. Hold joint meetings with the Board of Selectmen and School Committee as required in Article 2.14.c;
- d. Make recommendations on the annual budget proposal and any budget related Special Referendum in accordance with Article 2.14.d;
- e. Have authority to review the financial operation of each department including the School Department;
- f. Have authority to assign one or more of its members to any or all departments within the Town, including the School Department, to act as an observer for the purpose of monitoring the budget process on a continuing basis, and to make any pertinent information available to the public;
- g. Participate in quarterly meetings with the Board of Selectmen and the Town Treasurer for purposes of budget oversight and fiscal review.

Article 5: School Committee

5.1 Composition

- a. There shall be a School Committee comprised of five members.
- b. Voters of the Town shall elect each member of the School Committee.

5.2 Eligibility

- a. Only qualified voters of the Town who reside in the Town of York shall be eligible to be nominated, to be elected, and to serve on the School Committee.
- b. Candidates for the School Committee shall establish residence in York no later than the earliest date on which nomination petitions for the office may be circulated.
- c. No member of the School Committee shall hold any other compensated Town of York position or be employed by any Town of York department during the term for which they were elected to the Committee.

5.3 Term of Office

- a. The term of office for each School Committee member shall be for a period of three years.
- b. Terms shall continue to be staggered and scheduled so that the beginning and end of at least one, but no more than two terms occurs each year.
- c. Terms begin at certification of election results by the Town Clerk in accordance with Article 7.1 and each member must swear an oath of office before beginning their duties in accordance with Article 10.1.
- d. If a vacancy occurs before the expiration of a term, a successor shall be elected to serve for the remainder of that term in accordance with Article 7.12.

5.4 Organization & Operation

- a. The School Committee shall organize in accordance with Article 6.20 and operate in accordance with Article 6.21.
- b. The School Committee may meet in executive session only in accordance with the provisions of Article 6.22

5.5 Conduct of Committee; Ethics

The conduct of each member of the School Committee shall be in accordance with the standards prescribed in Article 10.2 through Article 10.4.

5.6 Duties of Chair

- a. The Chair shall preside at meetings of the School Committee. In absence of the Chair, the Vice Chair shall preside.
- b. The Chair shall, in consultation with the Superintendent, develop agendas for meetings of the School Committee.
- c. Any School Committee member may request that a subject be placed on the next available meeting agenda by submission of a written request to the Chair. Such request shall not be denied.

5.7 Authorities and Duties

The School Committee shall have authority and duties granted under this Charter, Town Ordinance or State Statute, and shall:

- a. Appoint and supervise the Superintendent of Schools;
- b. Oversee the operations of York's School Department;
- c. Confirm or deny appointment or removal of school administrators and teachers;
- d. Establish the authority and duties of any school office, department or agency, except insofar as such authority and duties are established by State Statute, Federal law, this Charter, or by the voters;
- e. For financial purposes, be governed by all articles of this Charter unless overridden by Article 2.12;
- f. Hold quarterly meetings with the Budget Committee and with the Town Treasurer for purposes of budget oversight and fiscal review;
- g. Oversee the preparation of warrants for budget and General Referendums;
- h. Oversee the School Department's fiscal condition;
- i. Appoint a qualified certified public accountant annually, or request State of Maine auditors, to conduct an annual post audit of the prior fiscal year's finances;
- j. Annually adopt a Purchasing Policy, a Personnel Policy, and any other policies which further the lawful and orderly administration of School Department affairs;
- k. Require that purchases made under the School Department's Purchasing Policy which are greater than a designated amount must be submitted to multiple vendors for sealed bid;
- l. Engage professional services on behalf of the School Department, including, but not limited to legal counsel;
- m. Authorize, and where appropriate, undertake legal proceedings on behalf of the School Department.

5.8 *School Committee Shall Act as a Body*

- a. The School Committee shall act as a body in all matters.
- b. Such limitation does not enjoin an individual Committee member from speaking in any manner on any issue, provided that the member is not posing as a representative of the School Committee or of the School Department.

5.9 *Interference with Administration*

- a. Except in accordance with Article 5.7.c. requiring Committee confirmation of nominees to positions, no individual Committee member shall require or mandate any action or non-action of any School official or employee.
- b. Notwithstanding Article 5.8.a, members of the School Committee may express their views fully, and freely discuss with the Superintendent anything pertaining to their policy directives.

5.10 *Appointments and Removals*

- a. Neither the School Committee, nor any member of the School Committee, shall in any manner require or mandate the appointment or removal of any officials or employees whom the Superintendent or any of the Superintendent's subordinates are empowered to appoint.
- b. Notwithstanding Article 5.8.a, members of the School Committee may express their views fully, and freely discuss with the Superintendent anything pertaining to the appointment or removal of any officials or employees.

5.11 *Compensation and Expenses*

School Committee members shall be compensated at a monthly rate set by the annual Budget Referendum, and may be reimbursed for documented expenses incurred in the course of their official duties.

5.12 *Former School Committee Members*

No former member of the School Committee shall hold any compensated position with the School Department until one year has elapsed since the expiration of the most recent term to which they were elected, or until one year has elapsed since their resignation from the School Committee, whichever is earlier.

Article 6: Administrative Organization

6.1 Appointment of Town Manager; Qualifications; Compensation

- a. The Selectmen shall choose the Town Manager solely on the basis of executive and administrative qualifications with special reference to actual experience in, or knowledge of, the duties of office as hereinafter set forth.
- b. The Town Manager must be a resident of the Town of York, or become a resident within six months of taking office.
- c. The Town Manager may not serve as town meeting moderator, assessor or on any elected or appointed municipal board, committee or commission, except as otherwise provided in this Charter.

6.2 Authority and Duties of Town Manager

The Town Manager shall have authority and duties granted under this Charter, Town Ordinance or State Statute, and shall:

- a. Be chief executive and administrative official of the Town;
- b. Be responsible to the Board of Selectmen for proper administration of Town affairs;
- c. Be guided by policy goals adopted by the Board of Selectmen and shall oversee implementation of these goals by Town staff;
- d. Oversee administration of all applicable laws, provisions of this Charter, Town Ordinances, and acts of the Board of Selectmen;
- e. Serve in any office as the head of any department under the control of the Board of Selectmen when directed by the Selectmen;
- f. Nominate subject to confirmation by the Board of Selectmen, and supervise all department heads. The Manager's authority does not extend to appointment or supervision of boards, commissions, committees, Town counsel, or any elected official;
- g. Annually propose a Personnel Policy to the Board of Selectmen. The Selectmen shall adopt this Personnel Policy with or without making amendments;
- h. Appoint and supervise all other officials, subordinates and assistants in accordance with the Personnel Policy, unless otherwise provided by Town Ordinance, this Charter or State law. The Town Manager may delegate this authority to a department head;
- i. Have final authority to remove, for cause, after notice and hearing as defined in the Personnel Policy, all persons whom the Manager is authorized to appoint in accordance with Article 6.2.h, and shall report all removals to the Board of Selectmen;
- j. Act as purchasing agent in accordance with the Purchasing Policy for all Town departments except the School Department;

- k. Attend all meetings of the Board of Selectmen, except when excused by the Selectmen;
- l. Be allowed to attend meetings when the Manager's removal is being considered;
- m. Perform duties and prepare and submit reports as the Board of Selectmen may require;
- n. Make recommendations to the Board of Selectmen for more efficient operation of the Town as the Manager deems beneficial, or as the Selectmen may request;
- o. Propose annual municipal budgets under direction of the Board of Selectmen;
- p. Cause the Finance Director to prepare quarterly financial reports;
- q. Serve as non-voting chair of the Capital Planning Committee;
- r. Insofar as possible, assist residents and taxpayers to bring cases of improper vendor, administrative or governmental practices to the Board of Selectmen;
- s. Hear and decide appeals of sewer assessments, which decisions may be subsequently appealed to the Town's Board of Appeals.

6.3 *Absence or Disability of Town Manager*

- a. The Town Manager may appoint a department head to perform the Manager's duties during a vacation or other absence of less than 30 consecutive calendar days.
- b. The Board of Selectmen shall determine who will perform the Town Manager's duties during an absence or disability leave of more than 30 consecutive calendar days.

6.4 *Removal of Town Manager*

The Town Manager may be suspended or removed for cause by the Board of Selectmen in accordance with provisions of the Manager's contract, 30-A MRS §2633 and other State and Federal laws.

6.5 *Personnel Administration; Merit Principle*

- a. All appointments and promotions of non-elected Town employees shall be made solely on the basis of merit and fitness demonstrated by examination, performance, or other evidence of accomplishment.
- b. The Personnel Director shall administer the Personnel Policy prepared by the Town Manager and adopted by the Selectmen in accordance with Article 6.2.g. The Town Manager may be designated Personnel Director.
- c. The Personnel Policy shall apply to all positions under authority and supervision of the Town Manager or the Board of Selectmen, and shall include, but not be limited to:
 - 1. The classification of positions based on duties, authority and responsibility of each position, with adequate provisions for reclassification of any position, whenever warranted by changed circumstances;
 - 2. A pay plan for all positions;
 - 3. Methods for determining the merit and fitness of candidates for appointment, promotion, demotion or dismissal;

4. Procedures governing reductions in force;
5. Procedures governing disciplinary measures such as suspension, demotion or discharge, with provisions for presentation of charges, hearing rights, and rights to appeal;
6. Hours of work, attendance regulations and provisions for sick and vacation leaves;
7. Procedures governing relationships with employee organizations, including the handling of labor negotiations and the processing of grievances and arbitration cases, not inconsistent with law;
8. Procedures governing persons holding provisional appointments;
9. Procedures regarding in-service training programs;
10. The manner of identifying and bonding personnel as necessary;
11. Other practices and procedures for administration of the Town personnel system.

6.6 Treasurer

- a. There shall be a Treasurer elected by the voters to a term of three years.
- b. The Treasurer shall have the authority and duties enumerated in 30-A MRS §5603, this Charter, Town Ordinances and State law.
- c. The Treasurer shall provide a written quarterly report on the finances of the Town to the Board of Selectmen and the Budget Committee. This report shall be based on quarterly financial results provided by the Finance Director.

6.7 Town Clerk / Tax Collector

- a. There shall be a Town Clerk elected by the voters for a three year term.
- b. The Town Clerk shall perform all duties and assume all responsibilities delegated to Town Clerks by this Charter, Town Ordinances and State law.
- c. The Town Clerk shall also serve as Tax Collector and shall perform all duties and assume all responsibilities delegated to Tax Collectors by this Charter, Town Ordinances and State law.

6.8 Town Moderator

- a. There shall be a Moderator elected by the voters of the Town for a three-year term.
- b. The Town Moderator shall perform all duties and assume all responsibilities delegated to Town Moderators by this Charter, Town Ordinances and State law.
- c. The Town Moderator shall preside over and regulate the proceedings at all phases of Town Meetings.
- d. The Town Moderator shall not serve on any other Town board, commission, committee or authority, nor hold any other Town office, either appointed or elected.

6.9 Assessor

- a. There shall be a single Assessor appointed by the Board of Selectmen for a three year term.
- b. The Assessor shall perform all duties and assume all responsibilities delegated to assessors by this Charter, Town Ordinances and State law.
- c. The Board of Selectmen shall establish the salary, hours, and working conditions of the Assessor in accordance with the Town Personnel Policy.
- d. The Assessor may be removed for cause after notice and hearing. Cause shall not include any disagreement with respect to an assessing practice employed by the Assessor where such practice is generally accepted and lawful.

6.10 Assessment Review

- a. A taxpayer may request an abatement using forms prescribed by the State Tax Assessor along with evidence that the property under review was not assessed as prescribed by State law. These forms shall be available at the Town Assessor's office.
- b. The assessor shall review both the abatement request and evidence submitted in support of the request, and within thirty days of the taxpayer's filing either approve or deny the request.
- c. If the Assessor approves the abatement, the assessment shall be changed to reflect the Assessor's decision.
- d. The taxpayer may appeal a decision of the Assessor to the Board of Assessment Review by filing a written request for appeal with the Assessor no later than sixty days after notice of the Assessor's decision.
- e. There shall be a Board of Assessment Review consisting of five members appointed by the Board of Selectmen to serve staggered terms of three years.
- f. The Board of Assessment Review shall organize itself in accordance with Article 6.20 and 36 MRS §844-N and operate in accordance with Article 6.21 and 30-A MRS §2691(3).
- g. All proceedings of the Board of Assessment Review shall be recorded electronically.

6.11 Planning Board

There shall be a Planning Board consisting of five members and two alternates appointed by the Board of Selectmen with each member serving a staggered term of three years. The Planning Board shall:

- a. Organize itself in accordance with Article 6.20 and operate in accordance with Article 6.21;
- b. Be the municipal site plan and subdivision review authority and perform such duties as are provided by the laws of the State of Maine, this Charter, and Ordinances adopted by the Town;
- c. Act as "Planning Committee" in accordance with 30-A MRS §4324(2) for purposes of evaluating the Town's Comprehensive Plan and recommending updates to the voters;

- d. Include a Statement of Fact with any ordinance it presents to the Board of Selectmen for their approval;
- e. Meet jointly with the Board of Selectmen at least twice a year for the purpose of discussing policy issues and receiving direction;
- f. Appoint subordinate committees, with approval of the Board of Selectmen, to assist it in formulating or effecting policy objectives;
- g. Not take any position, or speak on behalf of the Town, unless such position has been adopted, approved or sanctioned by law, Ordinance, the Board of Selectmen, or this Charter. However, such limitation does not enjoin an individual member of the Planning Board from speaking on any issue as a private citizen provided that member is not posing as a representative of the Planning Board or the Town.

6.12 Board of Appeals

There shall be a Board of Appeals consisting of five members and three alternates appointed by the Board of Selectmen with each member serving a staggered term of three years.

The Board of Appeals shall:

- a. Organize itself in accordance with Article 6.20 and operate in accordance with Article 6.21 and 30-A MRS §2691;
- b. Be familiar with Town Ordinances and applicable State Statutes;
- c. Follow current bylaws as approved by the Board of Selectmen for the Zoning Board of Appeals for the Town, which are now in existence or may be changed by the Board of Selectmen, Town Ordinance, State Statute, or this Charter;
- d. Electronically record all of their proceedings.
- e. Not have jurisdiction to hear any appeals other than those listed in Article 6.13 or specifically allowed by an Ordinance.

6.13 Jurisdiction of the Board of Appeals

The Board of Appeals shall have the power to hear and determine all appeals by any person directly or indirectly affected by any decision, action or failure to act with respect to any license, permit, variance or other required approval, or any application therefore, including the grant, conditional grant, denial, suspension or revocation of any such license, permit, variance or other approval (hereinafter called "a decision"):

- a. Rendered by the Code Enforcement Officer or the Planning Board in accordance with a Shoreland Zoning Ordinance;
- b. Rendered by the Code Enforcement Officer relating to building code enforcement in accordance with any State Statute or Town Ordinance;
- c. Rendered by the Planning Board or the Selectmen in accordance with subdivision regulations or the Maine subdivision statute;

- d. Rendered by the Selectmen in accordance with the Ordinance for Regulation and Issuance of Special Amusement Permits or 28-A MRS §1054;
- e. Rendered by the Selectmen or the Public Works Superintendent in accordance with Street Design and Construction Standards Ordinance;
- f. Rendered by the Planning Board or the Code Enforcement Officer in accordance with the Ordinance Relating to Flood Hazard Building Permit System and Review Procedures;
- g. Rendered by the Selectmen in accordance with the policy on Warning Sign Requests;
- h. Rendered by the Selectmen in accordance with Ordinance Covering Excavations in Public Places;
- i. Rendered by the Code Enforcement officer in accordance with the sanitary code;
- j. Rendered by the General Assistance Administrator (Town Manager or his designee) in accordance with the Ordinance for General Assistance Administration or State of Maine statutes relating to general assistance;
- k. Rendered by the Town Manager regarding sewer assessments in accordance with LD 413 – York Sewer District Charter and Article 6.2.s of this Charter.

6.14 Officials Elected by the Voters

Moderator	3 year term
Treasurer	3 year term

6.15 Boards and Committees Elected by Voters

Board of Selectmen	3 year term	5 members
Budget Committee	3 year term	5 members
School Committee	3 year term	5 members

6.16 Boards, Commissions Committees and Authorities Appointed by Selectmen

	<u>Members/Alternates</u>	<u>Quorum</u>	<u>Term Years</u>
Appeals Board	5 / 3	5	3
Assessment Review Board	5	3	3
Conservation Commission	5 / 2	3	3
Harbor Board	5 / 2	3	3
Historic District Commission	5 / 2	3	3
Planning Board	5 / 2	3	3
Sohier Park Committee	5 / 3	3	3
York Housing Authority **	7	4	3

**** Must adhere to 30-A MRS, Chapter 201, §§4701-4994**

6.17 Capital Planning Committee

There shall be a Capital Planning Committee responsible for preparing a five-year Capital Improvements Plan on an annual basis.

- a. The Committee shall be comprised of the following seven voting members:
 - Two Board of Selectmen members
 - Two School Committee members
 - One Budget Committee member
 - One Planning Board member
 - One at-large member
- b. The Town Manager shall convene the Committee and serve as non-voting chair.
- c. All members shall be elected by majority vote annually by their respective committees or boards with the exception of the at-large member who shall be appointed by the Board of Selectmen.

6.18 Capital Building Committees

The Board of Selectmen or the School Committee shall appoint Building Committees composed of no more than seven voting members to plan and oversee the construction of their capital building projects.

6.19 Other Boards, Commissions, Committees and Authorities

- a. The Board of Selectmen may empanel or dissolve other committees at its discretion.
- b. Boards, commissions, committees and authorities may, with approval of the Selectmen, empanel or dissolve subordinate committees as required to assist them in their work.
- c. Boards and committees can also be empanelled or dissolved by Town Ordinance.

6.20 Organization of Boards, Commissions, Committees and Authorities

- a. Each board, commission, committee or authority shall hold an annual organizational meeting. If the membership is elected by voters of the Town, the first meeting held after the annual Budget Referendum shall be the organizational meeting. If the membership is appointed by the Selectmen, the first meeting after the annual appointment of members shall be the organizational meeting.
- b. At the organizational meeting, the membership shall elect a chair and a vice-chair for the ensuing year. Robert's Rules of Order shall be used to make open nominations for chair followed by a secret ballot vote. The member receiving the highest number of votes shall be chair. The same procedure shall be followed for election of vice-chair. No member may be elected chair or vice-chair for more than two consecutive terms.
- c. At the organizational meeting, the membership shall elect a recording secretary by the method described in Article 6.20.b, or otherwise arrange for the preparation of minutes for the ensuing year.
- d. At the organizational meeting, the membership shall adopt a schedule of regular meetings, so far as may be foreseeable.

6.21 General Provisions for Boards, Commissions, Committees and Authorities

- a. All meetings must be posted and open to the public in accordance with Article 10.7 and 1 MRS §406.
- b. Any member of a board, commission, committee or authority must be a resident of, and a registered voter in, the Town of York, at least 18 years of age, and a citizen of the United States.
- c. The terms of office for all appointed members of boards, commissions, committees and authorities shall be staggered.
- d. Each member, including those empanelled in accordance with Article 6.20, shall within six months of appointment or election to a first term of municipal service, complete Public Records and Proceedings training as described in 1 MRS §412(2), and file documentation attesting to completion of such training with the Town Clerk.
- e. Approved minutes of each meeting must be filed with the Town Clerk.
- f. The concurring vote of a majority of the full membership of any board, commission, committee or authority (not a majority of the members present) shall be necessary for passage of all motions.
- g. Every board, commission, committee and authority shall endeavor to conduct itself in accordance with Robert's Rules of Order.

6.22 Executive Session

- a. A board, commission, committee or authority may meet in executive session only for purposes permitted by the State of Maine and described in 1 MRS §405(6).
- b. In accordance with 1 MRS §405(2), no ordinance, order, rule, resolution, regulation, contract, appointment or other official action may be finally approved in an executive session.
- c. In accordance with 1 MRS §405(3), executive session of a board, committee, commission or authority may be called only by a public, recorded vote of 3/5 of those members present and voting.
- d. In accordance with 1 MRS §405(4), a motion to go into executive session shall state the precise nature of business of the executive session, and in accordance with 1 MRS §405(6), no other matters may be considered in that particular executive session.

6.23 Ethics; Conflict of Interest

Each member of every board, committee or commission shall adhere to the standards prescribed in Article 10.2 through 10.4.

7: Nominations & Elections

7.1 Election of Officials

- a. The annual meeting for election of members of the Board of Selectmen, School Committee, Budget Committee, and of other elected Town officials, shall be held on the same date as the annual Budget Referendum in accordance with Article 2.3.b.
- b. Except as otherwise provided by this Charter, State Statute shall govern the qualification and registration of voters, the manner of voting, absentee ballots, duties of election officers, and other matters relating to the preparation for, conduct of, and management of elections.

7.2 Qualifications

- a. In order to hold elected office, a person must be a resident of, and a registered voter in, the Town of York, at least 18 years of age, and a citizen of the United States.
- b. Candidates for elected office shall establish residence in York no later than the earliest date on which nomination petitions for the office may be circulated.
- c. The Board of Selectmen shall be the judge of qualifications of all officials elected by the voters under this Charter, excepting members of the School Committee.
- d. The School Committee shall be the judge of qualifications for its own membership.

7.3 Nominations

Candidates for election to municipal office shall be nominated by petition.

- a. Any qualified voter of the Town may be nominated for election to any elected position enumerated in this Charter, by filing nomination papers with the Town Clerk bearing the signatures of no fewer than 25 Registered voters of the Town.
- b. Signatures shall be affixed to forms provided by the Town Clerk, and each petition shall clearly state the office to which nomination is being sought.
- c. The signatures constituting a nominating petition need not be on a single form, but shall be assembled and filed with the Town Clerk as a single document, not earlier than 85 days and not later than 45 days before the date of election.
- d. An affidavit executed by the circulator shall be attached to each separate form. In the affidavit, the circulator shall affirm that each signature was affixed in the circulator's presence, and that the circulator believes the signature to be genuine.
- e. Each signature shall be executed in ink, and shall be followed by the printed name and street address of the signatory. Names and addresses affixed to nominating petitions need not be identical to names and addresses as shown in the list of registered voters, so long as each voter's identity can be ascertained from the information provided.

7.4 Filing and Acceptance

- a. All separate forms of which a nominating petition is comprised shall be assembled and filed with the Town Clerk as a single document, not earlier than 85 days and not later than 45 days before the date of the election. If the 45th day falls on a Saturday, Sunday, or day recognized by the State of Maine as a legal holiday, the filing deadline shall be the next business day. The Clerk shall record the time and date on which each nominating petition is filed.
- b. No petition shall be accepted unless it is accompanied by the candidate's signed acceptance of the nomination in a format prescribed by the Clerk.

7.5 Certification of Validity

- a. Within five business days after the filing of a nominating petition, the Town Clerk shall notify the candidate and the person who filed the petition in writing whether or not the petition satisfies the requirements of this Article.
- b. An insufficient petition may be amended and filed again, provided the final filing meets the deadline specified in Article 7.4.

7.6 Order of Names

When two or more candidates have been nominated for any elected office, the names of the candidates shall be printed on the ballot in alphabetical order by surname.

7.7 Determination of Election Results

- a. Elections shall be decided by a plurality of votes.
- b. Should candidates for office receive an equal number of votes for the same available office, there shall be a recount.
- c. Should candidates for office receive an equal number of votes after the recount, the election shall be decided by lot under the direction of the Town Clerk. The lot will include only those candidates tied with the highest number of votes, and shall be performed in the presence of the candidates concerned, or their agents.
- d. Should a budget article, ordinance article, or other question not involving candidates for office result in a tie vote, a recount shall be administered by the Town Clerk's office. After the recount, a tie vote shall be considered the same as a "NO" vote.

7.8 Voter Registration Appeals Board

There shall be a Registration Appeals Board in accordance with 21-A MRS §103,

- a. The Board shall be comprised of three members; one nominated from each major political party and the third nominated by the Town Clerk. All three shall be appointed by the municipal officers to terms of three years.
- b. The member nominated by the Town Clerk to serve as Chair shall not be an officer of a municipal or county committee of any political party, or a delegate to any political convention at any time during their term of office.

- c. Any person aggrieved by the decision of the Registrar of Voters to cancel that person's registration in the central voter registration system or to reject that person's voter registration application, may appeal in writing to the Registration Appeals Board.
- d. Upon receipt of an appeal, the chair of the Registration Appeals Board shall immediately fix a time and place for the Board to meet for a prompt hearing. The voter must be given written notice of the hearing at least 20 days in advance and must have the opportunity to testify and to present witnesses and other evidence at the hearing.
- e. After hearing, the Board may affirm, modify or reverse the decision of the Registrar of Voters. The Board shall issue the decision to the voter in writing and shall provide information on how the voter may appeal the decision.

7.9 Occurrence of Vacancies

- a. A vacancy in any Town office, or on any board, commission, committee or authority may occur by the following means: non-acceptance, resignation, death, removal from the municipality, permanent incapacity, failure to qualify for the office within ten days after written demand by the municipal officers, failure of the Town to elect a person to office, failure to attend three consecutive meetings without being excused, recall, or forfeiture of office in accordance with this Charter.
- b. The Board of Selectmen shall determine if a vacancy exists in regard to any elected or appointed official, except for School Committee members or its appointees.
- c. The School Committee shall determine if a vacancy exists within its membership or its appointees.

7.10 Forfeiture of Appointed Office

An appointee to a board, commission, committee or authority shall be subject to forfeit of office if the officeholder:

- a. Lacks any qualification for the office prescribed by State Statute or by this Charter at any time during their term of office;
- b. Violates any express prohibition of Article 10.4;
- c. Is convicted of a felony which is reasonably related to their ability to serve in the capacity to which they were appointed;
- d. Fails to disclose a conflict of interest as defined in Article 10.3.

7.11 Determination of Forfeiture

- a. The Board of Selectmen shall determine if grounds for forfeiture have occurred in regard to any appointed official, except for School Committee appointees.
- b. The School Committee shall determine if grounds for forfeiture have occurred in regard to its appointees.
- c. An appointed official accused of conduct constituting grounds for forfeiture of office may be removed from office after notice and hearing.

7.12 Filling of Vacancies

- a. When a vacancy occurs in any appointed position, the Board of Selectmen or the School Committee, whichever is the appointing authority, shall appoint a qualified person to fill the vacancy for the remainder of the unexpired term.
- b. Any vacancy on an elected board shall continue until a successor is elected at the next available Referendum.
- c. Should a sufficient number of vacancies occur on a board, commission, committee or authority that the board, commission, committee, or authority lacks a quorum, the body shall continue to conduct its business until the vacancies are filled in accordance with Articles 7.12.a and 7.12.b above provided that no policy be adopted or amended in the absence of a quorum.
- d. If more than one vacancy exists on an elected board or committee and the second vacancy occurs more than 120 days prior to a General Referendum, a Special General Referendum shall be called to filled said vacancies.
- e. When an election to fill the unexpired term of a board or committee member coincides with the annual Budget Referendum, all candidates for that board or committee shall be listed together on the ballot. Candidates receiving the highest vote totals will be elected to the longest terms.

Article 8: Ordinances

8.1 Ordinance Initiation

There are three methods by which an ordinance may be initiated for proposal to the Legislative Body.

- a. The Planning Board, with administrative support from the Planning Department, proposes a land use ordinance consistent with the Comprehensive Plan and within the goals set by, and with, the Board of Selectmen.
 1. The Planning Board proposes an ordinance as needed and within the timetable contained in the Comprehensive Plan Implementation Strategy required by 30-A MRS §4326 (3).
 2. This requirement shall be a key component of policy discussions between the Planning Board and the Board of Selectmen at the Annual Policy Forum described in Article 3.7 of this Charter.
- b. The Board of Selectmen forwards an ordinance directly to the voters.
- c. A registered voter of the Town submits a Citizens' Petition in accordance with Article 9.2 of this Charter.

8.2 Procedure

All ordinances proposed to the voters shall be subject to a full review and public hearing process as follows:

- a. Every proposed ordinance shall be introduced in writing and in the form required for final adoption;
- b. No ordinance shall address more than one subject, which shall be clearly expressed in its title. The enacting clause shall be: "*The Town hereby ordains...*;"
- c. Any ordinance which repeals or amends an existing ordinance or part of the Town Code shall set out in full the ordinance, sections or subsections to be repealed or amended, and shall indicate language to be omitted by strikeout type and shall indicate new language by italics;
- d. The Board of Selectmen shall submit a copy of the proposed ordinance to the Town Clerk who shall make a reasonable number of copies available for the public;
- e. The Town Manager shall publish a public notice, in accordance with Article 10.5, setting out the time and place for a public hearing thereon, which may be adjourned from time to time;
- f. All persons interested shall have an opportunity to be heard at the public hearing;

- g. After the public hearing, the Board of Selectmen shall submit a copy of the Ordinance and Statement of Fact, with amendments, if any, to the Town Manager;
- h. The Town Manager shall provide public notice, in accordance with Article 10.7, that a vote on a proposed or referred ordinance is to be held.
 - 1. The notice shall show the date of the Referendum, as determined by the Board of Selectmen. This date shall be no fewer than 40 days and no more than 210 days after the date of the public hearing on the ordinance.
 - 2. If the Referendum is not scheduled to be held within 120 days of the date of the public hearing, the Board of Selectmen may provide for a Special Referendum, provided the Board of Selectmen has determined there is a compelling reason not to wait until one of the two regular Referendums and further provided the Board of Selectmen shall make every effort to schedule the Special Referendum on the same date that another election/Referendum has been scheduled.

Article 9: Citizens' Petition

9.1 Petitions In General

- a. Upon request, the appropriate type of petition forms shall be issued by the Town Clerk with the Clerk's signature and official seal attached thereto. The Petition shall be addressed to the Board of Selectmen and also contain the petitioner's name, date of issue and petition language. Care should be taken that the petition language is clear and precise.
- b. A copy of the Petition form as issued shall be recorded by the Town Clerk's office.
- c. The signatures for a Petition may be on separate forms (pages), but all forms of which the Petition is comprised shall be assembled and filed with the Town Clerk's office as a single document.
- d. Each signature shall be executed in ink, and shall be followed by a printed name and the York street address of the signatory. Names and addresses affixed to the Petition need not be identical to names and addresses shown in the list of registered voters, so long as each voter's identity can be ascertained from the information provided.
- e. Each petition form shall incorporate an affidavit in which the circulator shall affirm that each signature was affixed in the circulator's presence, and that the circulator believes it to be the genuine signature of the person it represents.
- f. If the number of valid signatures on the Petition is found to be insufficient, the Town Clerk's office shall notify the petitioner with a written explanation of its insufficiency within five business days.
- g. If the Petition is found to have an insufficient number of signatures, new forms with additional signatures may be filed, provided the final filing meets the deadline imposed by Article 9.2.b, 9.3.c or 9.4.f.
- h. After the Town Clerk's office has validated the required number of signatures on the Petition, a public hearing shall be noticed in accordance with Article 10.5 and held in accordance with Article 10.6.

9.2 Petition to Enact, Amend or Repeal an Ordinance

- a. Voters of the Town may at any time propose to enact, amend or repeal any lawful ordinance by filing a Petition in accordance with Article 9.1, signed by at least three percent of the number of votes cast in York at the last gubernatorial election.
- b. The completed Petition, bearing no fewer than the required number of signatures, shall be filed with the Town Clerk's office within 90 days from the date of issue.
- c. Within fourteen days of the Town Clerk's validation of signatures filed in accordance with Article 9.2.a, the Petition language shall be examined by the Town Attorney in the presence of the petitioner, and/or a representative of the petitioner.

- d. The purpose of this examination is for the Town Attorney to recommend revisions to wording in the proposed Petition if needed to avoid repetitions, clear illegalities, or obvious unconstitutional provisions, and to assure accuracy, clarity and precision in its phraseology. Revisions shall in no way change the intent or meaning of the Petition.
- e. At completion of this examination, and with agreement of the petitioner, the original Petition and any recommended revisions shall be forwarded to the Board of Selectmen.
- f. The Board of Selectmen shall call a public hearing within 30 days after the Town Clerk's office has validated the required number of signatures on the Petition.
- g. After the aforementioned hearing, the Board of Selectmen shall place the Petition language agreed to in Article 9.2.e as a warrant on the next available Referendum based on required administrative lead time.
- h. A petitioned proposal for enactment, amendment, or repeal of an Ordinance shall take effect immediately upon certification of the Referendum, provided a majority of those voting thereon shall have voted to enact, amend, or repeal.
- i. If the Board of Selectmen fails to bring forward a lawfully presented petition, a notary public may call the Referendum in accordance with 30-A MRS §2521.

9.3 Petition for an Unbudgeted Capital Expenditure

- a. Voters of the Town may petition to cause an unbudgeted capital expenditure to be placed on the warrant for the Annual Budget Referendum in accordance with Article 9.1, signed by at least ten percent of the number of votes cast in York at the last gubernatorial election.
- b. No Unbudgeted Capital Expenditure petition shall be used to impact or alter any other warrant item on the Town's Annual Budget Referendum.
- c. The completed Petition, bearing no fewer than the required number of signatures, shall be filed with the Town Clerk's office in accordance with Article 9.1 within 90 days from the date of issue.
- d. The Board of Selectmen shall call a public hearing within 30 days after the Town Clerk's office has validated the required number of signatures on the Petition. This hearing shall be noticed in accordance with Article 10.5 and held in accordance with Article 10.6
- e. After the aforementioned hearing, the Board of Selectmen shall place the Petition language as a warrant on the next Regular Budget Referendum based on required administrative lead time.

9.4 Petition to Recall an Elected Official

- a. Any elected official may be recalled and thereby removed from office by the voters of the Town. However, no elected official may be recalled within six months after they were elected or within six months after they were subjected to a recall election and subsequently not recalled.
- b. Any qualified voter of the Town may file an affidavit containing the name of the official whose recall is sought, and a statement of the alleged grounds for recall with the Town Clerk's office.

- c. The Town Clerk's office shall thereupon deliver to the voter making such an affidavit a sufficient number of Recall Petition forms in accordance with Article 9.1.a.
- d. The petition language on these forms shall contain the name of the official whose recall is sought, and the grounds for recall as stated in the affidavit.
- e. A Petition seeking the recall of an elected official shall be signed by at least ten percent of the number of votes cast in York at the last gubernatorial election.
- f. The completed Petition, bearing no fewer than the required number of signatures, shall be filed with the Town Clerk's office within 20 business days from the date of issue.
- g. If the Recall Petition is found to be sufficient in accordance with Article 9.1, the Town Clerk's office shall notify the official whose recall is sought, the Board of Selectmen and the Town Manager by the most expedient means.
- h. Upon receipt of such notice, the chair of the Board of Selectmen shall schedule a public hearing for the next regularly scheduled Selectmen's meeting. This hearing shall be noticed in accordance with Article 10.5 and held in accordance with Article 10.6.
- i. At the Selectmen's meeting referenced in Article 9.4.h, the Board of Selectmen shall schedule a recall election to be held no more than 60 days after the public hearing, or at the next Referendum, if not more than 90 days after the public hearing.
- j. This process shall be terminated if the official whose recall is sought resigns either before the public hearing or within ten business days after the public hearing.
- k. The incumbent may continue in office until results of the recall election are certified.
 - l. In the event of a tie vote, the recall fails.
- m. If a vacancy occurs in the office subject to recall after a recall election has been scheduled, the vacancy shall be filled in accordance with Article 7.12.
- n. If recalled, the official shall be deemed removed from office upon certification of the recall election and the vacancy shall be filled in accordance with Article 7.12.
- o. Any recalled official may be a candidate at the election scheduled to choose a successor.

9.5 Election of a Successor to a Recalled Incumbent

- a. Replacement of recalled officials shall adhere to Article 7.12.
- b. In the case of multiple vacancies, the candidate with the highest number of votes is elected to the vacancy with the longest remaining term (see Article 7.12.e).

9.6 Form of Ballot for Recall

The ballot used in a recall election shall submit the following question:

This question is a vote for or against recall of the incumbent named below.

Vote For or Against:

For the removal of (name of official) _____

Against the removal of (name of official) _____

Article 10: General Standards

10.1 Oath of Office

- a. Each elected official, and each official appointed by the Board of Selectmen, Town Manager, or any other Board, Committee, or Commission in accordance with Article 6.18, shall be sworn in by the Town Clerk before assuming their duties.
- b. Each official shall swear or affirm that they will support the Constitution of the United States, the Constitution and laws of the State of Maine, this Charter, and Town Ordinances.

10.2 Officials to Act in the Public Interest

- a. All elected officials, appointed officials, and Town employees are expected to recognize that stewardship of the public interest must be their primary concern.
- b. Officials and employees work to advance the common good of York's citizens, and not for any private interest or personal gain.
- c. Officials and employees are expected to provide fair and respectful consideration of all persons, claims and transactions that come before them in the course of their municipal duties.

10.3 Conflict of Interest

- a. Every Town official shall endeavor to avoid the appearance of a conflict of interest through disclosure and abstention, or recusal, if a conflict is established in accordance with Article 10.3.d.
- b. Any elected or appointed official, Town employee, spouse, domestic partner, parent, child, member of the household, or cohabitant of any such person, who has a direct or indirect financial interest in any contract with the Town or in the purchase or sale of any land, material, supplies or services to the Town, or to a contractor supplying the Town, shall make known that interest and shall refrain from voting on, or otherwise participating in their capacity as an elected or appointed official or employee, in the making of any such purchase, sale or contract.
- c. Any contract entered into in violation of 10.3.b shall be voidable by the Board of Selectmen or School Committee respectively.
- d. A board, committee or commission may establish a member's conflict of interest in accordance with Robert's Rules of Order. A member whose conflict of interest is so established shall refrain from voting on, or otherwise participating in their capacity as an elected or appointed official in the matter in which conflict inheres.
- e. No elected or appointed official, Town employee, spouse, domestic partner, parent, child, member of the household, or cohabitant of any such person, shall act as an agent for the purpose of contracting sales or employment, for or to the Town, within one year after termination of office or employment with the Town.

- f. Appointed officials who conceal their financial interest or the financial interest of a spouse, domestic partner, parent, child, member of the household, or cohabitant of any such person in violation of this article shall be subject to forfeiture of office.
- g. A Town employee who conceals their financial interest or the financial interest of a spouse, domestic partner, parent, child, member of the household, or cohabitant of any such person in violation of this article shall be subject to discipline in accordance with the Town's personnel policy.

10.4 Prohibited Activities

- a. No person shall be appointed to, removed from, or in any way favored or discriminated against with respect to any Town employment or appointive position because of race, national or ethnic origin, color, disability, age, gender, sexual orientation, marital status, veteran status, political or religious opinion or affiliation.
- b. No person shall willfully make any false statement, certificate, mark, rating or report in regard to any test, certification or appointment under the provisions of this Charter or the rules and regulations made hereunder, or in any manner commit or attempt to commit any fraud hindering or preventing the impartial execution of such provision, rules, and regulations.
- c. No person shall, directly or indirectly, give, render, pay, offer, solicit, or accept any money, service, or other valuable consideration for any appointment, proposed appointment, promotion or proposed promotion to, or any advantage in, a position in Town government.
- d. No elected or appointed official or employee of the Town shall solicit or accept any valuable consideration from any person as an inducement to confer a special advantage upon that person in their dealing with the Town.
- e. No official or employee of the Town shall solicit any contributions or services not relating to their employment from any Town employee whose compensation, tenure, job security, or other employment benefits are subject to the control or influence of the solicitor.
- f. No official or employee of the Town shall solicit a position of employment for a spouse, domestic partner, parent, child, member of the household, cohabitant, or for an immediate family member.
- g. No Town employee may sit on an elected or an appointed board that could directly or indirectly influence that employee's employment, compensation or benefits.
- h. Violations of this article shall be determined in accordance with Articles 7.10 and 7.11 of this Charter, or in accordance with the Town's personnel policy.

10.5 Public Hearing Notices

A public hearing notice shall:

- a. Be posted at least 10 business days prior to the hearing in all of the following as they are available:
 - ~ one or more newspapers of general circulation in the Town of York
 - ~ the Town of York web site
 - ~ local cable access channel;
- b. Contain the date, time, location, and purpose of the public hearing;
- c. Contain a general summary of the subject;
- d. List the places and times where documentation is available for inspection by the public;
- e. Contain a statement that any person interested in speaking on the subject of the notice shall have an opportunity to be heard at the public hearing;
- f. Follow the process for a municipal zoning ordinance notice as defined in 30-A MRS §4352.

10.6 Public Hearing

A public hearing shall be:

- a. Noticed in advance in accordance with Article 10.5;
- b. Held in a location that provides adequate seating for the expected attendees;
- c. Managed by a designated moderator;
- d. Restricted to discussion related to the noticed subject;
- e. Recorded electronically and made available to the public.

10.7 Public Meeting Notice

A public meeting notice shall be posted in accordance with 1 MRS §406.

10.8 Separability

- a. If any provision of this Charter is held invalid, the remaining provisions of the Charter shall not be affected thereby.
- b. If application of the Charter or any of its provisions to any person or circumstances is held invalid, application of the Charter and its provisions to other persons or circumstances shall not be affected thereby.

10.9 Priority of Charter

This Charter shall govern when provisions of this Charter conflict with provisions of Town rules, regulations, orders or ordinances.

10.10 Proposal of Amendment

Amendments, modifications, and revisions to this Charter shall be made in accordance with State Statute.

Article 11: Transitional Provisions

11.1 Continuation of Ordinances

All Town Ordinances, resolutions, rules and regulations and State laws which are in force on the effective date of this Charter, not inconsistent with the provisions of this Charter, shall continue in force until amended or repealed.

11.2 Continuation of Government

All departments, boards, commissions, committees, authorities and other Town bodies existing on the effective date of this Charter, or established by this Charter, shall continue in the performance of their duties and functions until changed or abolished in accordance with this Charter.

11.3 Continuation of Office and Employment

- a. All elected and appointed Town officials and members of boards, commissions, committees and authorities who are in office on the effective date of this Charter shall continue to hold office until the expiration of the terms for which they were elected or appointed, or they are otherwise removed or replaced as provided in this Charter.
- b. Existing members of boards, commissions, committees and authorities shall fill the balance of their current terms provided it is consistent with the provisions of applicable State Statutes; new elections shall be held when term expirations would cause the total number of current members to be fewer than the full membership of the board, commission, committee or authority as defined in Article 6.16.
- c. In order to transition the Budget Committee from 7 to 5 members in accordance with Article 4.1, two members shall be elected to the Committee in 2013, two members shall be elected in 2014, and one member shall be elected in 2015.
- d. All persons in the employ of the Town on the effective date of this Charter shall continue in such employment until they voluntarily resign or they are otherwise removed or replaced as provided in this Charter.

11.4 Continuation of Contracts and Obligations

All contracts or obligations entered into by the Town prior to the effective date of this Charter shall continue in full force and effect until terminated after the adoption of this Charter.

11.5 Pending Actions and Proceedings

No actions or proceedings, whether civil or criminal, brought by or against the Town or any department, board, commission, committee, authority or other Town agency, that is pending on the effective date of this Charter, shall be affected or abated by the adoption of this Charter or by anything contained therein.



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 3, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session <input type="checkbox"/>	
Subject: Business License Applications (7): Rick's All Seasons Restaurant, Cumberland Farms #5567, Fox's Lobster House, Brown's Ice Cream, Woody's Brick Oven Pizza, Foster's Downeast Clambake and Lobster Cove.	

TO: BOARD OF SELECTMEN
FROM: Susan Scott
RECOMMENDATION: Approve Business License Applications (7)
PROPOSED MOTION: <i>I move to approve the following licenses:</i> <ol style="list-style-type: none">1. Jon Adelson DBA Rick's All Seasons Restaurant (Victualers & Liquor)2. Cumberland Farms, Inc. DBA Cumberland Farms #5567 (Victualers & Liquor)3. Phyllis W. Fox DBA Fox's Lobster House (Victualers & Liquor)4. Stephen Dunne DBA Brown's Ice Cream (Victualers)5. Woods Family, Inc. DBA Woody's Brick Oven Pizza (Victualers)6. Kevin Tracy DBA Foster's Downeast Clambake (Victualers, Liquor & Special Amusement)7. The Goldenrod DBA Lobster Cove (Victualers, Liquor & Special Amusement) <i>...subject to taxes, fees and inspection being current and compliant with the usual noise stipulations.</i>

Discussion: Please see attached application for details.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Susan H. Scott

Reviewed By: Robert B. Yandow



Town of York

186 York Street
York, Maine 03909-1314

TO: Board of Selectmen

FROM: Kathryn Newell *K. Newell*
Code Enforcement Officer

DATE: February 9, 2012

RE: LICENSE INSPECTIONS AND RECOMMENDATIONS

Town Manager/
Selectmen
(207)363-1000

Town Clerk/
Tax Collector
(207)363-1003

Finance/
Treasurer
(207)363-1004

Code Enforcement
(207)363-1002

Planning
(207)363-1007

Assessor
(207)363-1005

Police Department
(207)363-1031

Dispatch
(207)363-2557

York Beach Fire
Department
(207)363-1014

York Village Fire
Department
(207)363-1015

Public Works
(207)363-1011

Harbor Master
(207)363-1000

Senior Center/
General Assistance
(207)363-1036

Parks and
Recreation
(207)363-1040

Fax
(207)363-1009
(207)363-1019

www.yorkmaine.org

Based on my review, I recommend the following position on the Licenses to be heard on February 13, 2012.

ENDORSEMENTS

Cumberland Farms, Inc.
DBA: Cumberland Farms #5567 **MAP 50/LOT 113**
Victualer

Cumberland Farms, Inc.
100 Crossing Blvd.
Framingham, MA 01702

FACILITY	Convenience Store
ZONE	GEN-3
USE	Conforming, Existing
RECOMMENDATION	Approval

Phyllis W. Fox
DBA: Fox's Lobster House **MAP 29/LOT 19**
Victualer/Liquor

Phyllis W. Fox
P. O. Box 998
York Beach, ME 03910

FACILITY	Restaurant/130 Seats
ZONE	RES-5
USE	Conforming, Existing
RECOMMENDATION	Approval

Page 2
License Inspections & Recommendations

Stephen Dunne
DBA: Brown's Ice Cream
Victualer

MAP 25/LOT 203

Stephen Dunne
P. O. Box 665
York Beach, ME 03910

FACILITY	Ice Cream Shop/Specialty Foods
ZONE	RES-5
USE	Conforming, Existing
RECOMMENDATION	Approval

Woods Family Inc.
DBA: Woody's Pizza
Victualer

MAP 23/LOT 4

Woods Family Inc.
P. O. Box 850
York Beach, ME 03910

FACILITY	Restaurant/24 Seats
ZONE	YBVC
USE	Conforming, Existing
RECOMMENDATION	Approval

Kevin Tracy
DBA: Foster's Clam Bake
Victualer/Liquor/Special Amusement

MAP 50/LOT 81

Kevin Tracy
P. O. Box 486
York Harbor, ME 03911

FACILITY	Restaurant/400 Seats
ZONE	BUS-1
USE	Conforming, Existing
RECOMMENDATION	Approval

Page 3
License Inspections & Recommendations

The Goldenrod
DBA: Lobster Cove
Victualer/Liquor/Special Amusement

MAP 40/LOT 62

The Goldenrod
P. O. Box 1140
York Beach, ME 03910

FACILITY	Restaurant/120 Seats
ZONE	BUS-2
USE	Conforming, Existing
RECOMMENDATION	Approval

Jadel, LLC
DBA: Rick's All Seasons
Victualer/Liquor

MAP 50/LOT 114-C

Jadel, LLC
P. O. Box 651
Cape Neddick, ME 03902

FACILITY	Restaurant/90 Seats
ZONE	GEN-3
USE	Conforming, Existing
RECOMMENDATION	Approval

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Rick's All Seasons
 Business Location 2402 York St.
York, ME 03909
 Telephone Number 207-363-5584

OWNER'S Name and Mailing Address Jon Adelson (Jadel, LLC)
PO Box 651
Cape Neddick, ME 03902

APPLICANT'S Name and Mailing Address Jadel, LLC
PO Box 651
Cape Neddick, ME 03902

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use		
Building Structural		
Electrical		
Plumbing	5/15/12	K. [Signature]
Fire	✓ 1/29/12	Email
Tax Collector	✓ 2/1/12	Email

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>50/114/C</u> License Year: <u>2012 New</u> No. Of Seats: <u>90</u> No. Of Parking Spaces: <u>30 + Town SS</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input type="checkbox"/> License Renewal: YES <input type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms _____ Hotel/Motel with Cooking Facilities: # of Rooms _____ Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
---	--

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 1-1-12 Applicant's Signature [Signature]

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature] Business Manager Signature (If Applicable) _____
 Date 1-1-12 Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$ 50.00 RECEIPT NO. CK: 1465 RECEIPT DATE 1/18/12 55 MI PM MM MS
 \$130 Total Due / \$80 - CK 1490
 ccd: Clerk ✓
 CEO ✓
 FW ✓

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Zick's All Seasons
 Business Location 2402 York St.
York, ME 03909
 Telephone Number 207-363-5584

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	31 JAN 12	KJA/mjm
Building Structural		
Electrical		
Plumbing		
Fire		
Tax Collector		

OWNER'S Name and Mailing Address Jon Adelson (Jadel, LLC)
P.O. Box 651
Cape Neddick, ME 03902

APPLICANT'S Name and Mailing Address Jadel, LLC
P.O. Box 651
Cape Neddick, ME 03902

Is applicant same operator as prior year? Yes No

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>50/114/C</u> <u>GEN-3</u> License Year: <u>2012 New</u> No. Of Seats: <u>90</u> No. Of Parking Spaces: <u>@ 30 + town</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input type="checkbox"/> License Renewal: YES <input type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms _____ Hotel/Motel with Cooking Facilities: # of Rooms _____ Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ _____ Bed and Breakfast (\$10 Per Room): Total _____ _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
---	---

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

1-1-12
Date

[Signature]
Applicant's Signature

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature]
Date 1-1-12

Business Manager Signature (If Applicable) _____

Date

Town Manager for the Board of Selectmen

Issued pursuant to the provisions of Title 30A MRS Chapter 3811 through 3814

AMT. RECD. \$ 50.00 RECEIPT NO. CK: 1465 RECEIPT DATE 1/18/12 .55 MI PM MM MS

\$130 Total Due

**Department of Public Safety
Liquor Licensing & Inspection
Division**



BUREAU USE ONLY	
License No. Assigned:	
Class:	
Deposit Date:	
Amt. Deposited:	

Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded. To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

PRESENT LICENSE EXPIRES _____

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

- | | |
|--|---|
| <input checked="" type="checkbox"/> RESTAURANT (Class I,II,III,IV) | <input type="checkbox"/> RESTAURANT/LOUNGE (Class XI) |
| <input type="checkbox"/> HOTEL-OPTINONAL FOOD (Class I-A) | <input type="checkbox"/> HOTEL (Class I,II,III,IV) |
| <input type="checkbox"/> CLASS A LOUNGE (Class X) | <input type="checkbox"/> CLUB-ON PREMISE CATERING (Class I) |
| <input type="checkbox"/> CLUB (Class V) | <input type="checkbox"/> GOLF CLUB (Class I,II,III,IV) |
| <input type="checkbox"/> TAVERN (Class IV) | <input type="checkbox"/> OTHER: _____ |

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) –(Sole Proprietor, Corporation, Limited Liability Co., etc.) Jonathan Adelson Jonathan Adelson DOB: 7-4-67	2. Business Name (D/B/A) Jadel, LLC
Jadel, LLC DOB:	Location (Street Address) 240R York St.
Address PO Box 651	City/Town York State ME Zip Code 03902
City/Town Cape Meddick State ME Zip Code 03902	Mailing Address Same
Telephone Number 207-363-5584 Fax Number	City/Town _____ State _____ Zip Code _____
Federal I.D. # 27-5249195	Business Telephone Number _____ Fax Number _____
	Seller Certificate # 1149706 (Reg #)

3. If premises is a hotel, indicate number of rooms available for transient guests: _____
4. State amount of gross income from period of last license: ROOMS \$ _____ FOOD \$ _____ LIQUOR \$ _____
5. Is applicant a corporation, limited liability company or limited partnership? YES NO
- complete Supplementary Questionnaire ,If YES
6. Do you permit dancing or entertainment on the licensed premises? YES NO
7. If manager is to be employed, give name: _____
8. If business is NEW or under new ownership, indicate starting date: 5/2011
Requested inspection date: _____ Business hours: 6-2 P-5U.
9. Business records are located at: 240R York St. York, ME 03902
10. Is/are applicants(s) citizens of the United States? YES NO

11. Is/are applicant(s) residents of the State of Maine? YES NO

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married. Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
Jon Adelson	7-4-67	Newton, Ma.

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

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES NO

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued? Yes No If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES NO

16. Does/do applicant(s) own the premises? Yes No If No give name and address of owner: _____

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) on file - Business has been there since in same location for over 20 years.

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services? YES NO Applied for: _____

19. What is the distance from the premises to the **NEAREST** school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 0.25 mi. Which of the above is nearest? Church

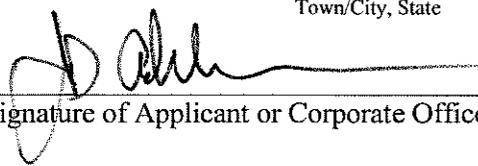
20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES NO

If YES, give details: personal loan from private source

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: _____ on _____, 20____
Town/City, State Date


Signature of Applicant or Corporate Officer(s)

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

Print Name

Print Name

NOTICE – SPECIAL ATTENTION

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

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

Class I	Spirituos, Vinous and Malt	\$ 900.00
	CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB.	
Class I-A	Spirituos, Vinous and Malt, Optional Food (Hotels Only)	\$1,100.00
	CLASS I-A: Hotels only that do not serve three meals a day.	
Class II	Spirituos Only	\$ 550.00
	CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.	
Class III	Vinous Only	\$ 220.00
	CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	
Class IV	Malt Liquor Only	\$ 220.00
	CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	
Class V	Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
	CLASS XI: Restaurant/Lounge; and OTB.	
FILING FEE		\$ 10.00

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

All fees must accompany application, made payable to: **TREASURER, STATE OF MAINE. – DEPARTMENT OF PUBLIC SAFETY, LIQUOR LICENSING AND INSPECTION DIVISION, 164 STATE HOUSE STATION, AUGUSTA ME 04333-0164.** Payments by check subject to penalty provided by Sec. 3, Title 28A, MRS.

STATE OF MAINE

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

On: _____
Date

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

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

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE – SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

1. **Hearing.** The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of existing on-premise licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.
 - A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]
 - B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c.140, §4 (amd).]
 - C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c589, §1 (amd).]
 2. **Findings.** In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:
 - A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c45, Pt.A§4 (new).]
 - B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control; [1987, c.45, Pt.A§4(new).]
 - C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c.730, §27 (amd).]
 - D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592,§3 (amd).]
 - E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]
 - F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601. [1989, c.592, §4 (new).]
- [1993, c730, §27 (amd).]
3. **Appeal to bureau.** Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners. The bureau shall hold a public hearing in the city, town or unincorporated place where the premises are situated. In acting on such an appeal, the bureau may consider all licensure requirements and findings referred to in subsection 2.
 - A. [1993, c.730, §27 (rp).]
 4. **No license to person who moved to obtain a license. (REPEALED)**
 5. **(TEXT EFFECTIVE 3/15/01) Appeal to District Court.** Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt 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.

Susan Scott

From: David Apgar
Sent: Sunday, January 29, 2012 6:40 AM
To: Susan Scott
Subject: Inspection Completed - Rick's Restaurant

Hi Susie,

I have completed a fire inspection at Rick's Restaurant. Please proceed with the licensing renewal process.

Thank you,

David Apgar
Deputy Fire Chief
York Village Fire Dept
Fire Inspector
207-451-8258

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Susan Scott

From: Mary-Anne Szeniewski
Sent: Wednesday, February 01, 2012 10:59 AM
To: Susan Scott
Subject: RE: Business License Renewals

1. Paid up – York Lobster
2. Current - Ricks
3. Owes \$62.20 – Impakt Sports (that is what the personal property is assessed to at Map 94 Lot 51)

Mary-Anne Szeniewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Wednesday, February 01, 2012 10:10 AM
To: Mary-Anne Szeniewski
Subject: Business License Renewals

Hi Mary-Anne,

1. York Lobster & Seafood (0094-0069B) – Are they all paid up now?
2. Rick's All Seasons (0050-0114C) – NEW OWNER: Not sure I sent this one to you for review yet?
3. Seacoast United Sports Club (0094-0051)

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name CUMBERLAND FARMS #5567

Business Location 230 YORK STREET

YORK VILLAGE, ME. 03909

Telephone Number 207-351-3087

OWNER'S Name and

Mailing Address CUMBERLAND FARMS, INC
100 CROSSING BLVD.
FRAMINGHAM, MA. 01702

APPLICANT'S Name

and Mailing Address SAME AS OWNER

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	} <u>1/20/12</u>	
Building Structural		
Electrical	}	
Plumbing		
Fire	<u>1/29/12</u>	<u>Email</u>
Tax Collector	<u>1/31/12</u>	<u>Email</u>

Is applicant same operator as prior year? Yes No

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

<p>MAP/LOT: <u>50-113</u> License Year: <u>2012-2013</u> <u>2011</u> <i>To bring current</i> No. Of Seats: <u>N/A</u> No. Of Parking Spaces: _____ New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms _____ Hotel/Motel with Cooking Facilities: # of Rooms _____ Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input type="checkbox"/></p>	<p>REQUESTING THE FOLLOWING LICENSES:</p> <p><input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more)</p> <p>Nature of Entertainment (If Applicable): _____ _____ _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____</p>
--	--

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

1/18/2012
Date

[Signature]
Applicant's Signature

Richard Fournier
Tax Manager

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature]
Richard Fournier
 Tax Manager

Business Manager Signature (If Applicable) _____

1/18/2012
Date

Town Manager for the Board of Selectmen

1/30/12
cc: Clerk ✓
CEO ✓
FW ✓

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. 1/30/12 RECEIPT NO. CK # 262938 RECEIPT DATE 1/30/12 SS MI PM MM MS
\$ 25.⁰⁰

* Previously paid for permit last Spring (2011)

**TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION**



Business Name CUMBERLAND FARMS #5567

Business Location 230 YORK STREET

YORK VILLAGE, ME. 03909

Telephone Number 207-351-3087

OWNER'S Name and

Mailing Address CUMBERLAND FARMS, INC
100 CROSSING BLVD.
FRAMINGHAM, MA. 01702

APPLICANT'S Name

and Mailing Address SAME AS OWNER

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	20 JAN 12	KLF
Building Structural		
Electrical		
Plumbing		
Fire	✓ 1/29/12	Email
Tax Collector		

Is applicant same operator as prior year? Yes No

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>50-113</u> <u>GEN-3</u> License Year: 2012-2013 No. Of Seats: N/A No. Of Parking Spaces: _____ New License (One Time \$30 Fee): YES <input type="radio"/> NO <input checked="" type="radio"/> License Renewal: YES <input checked="" type="radio"/> NO <input type="radio"/> Bed and Breakfast License: # of Rooms _____ Hotel/Motel with Cooking Facilities: # of Rooms _____ Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="radio"/> NO <input type="radio"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
--	---

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.
1/15/2012
 Date

[Signature]
 Applicant's Signature

Richard Fournier
 Tax Manager

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature]
 Richard Fournier
 Tax Manager

Business Manager Signature (If Applicable) _____

1/15/2012
 Date

 Town Manager for the Board of Selectmen

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Cumberland Farms #5567
 Business Location 230 York St
York Village Me. 03909
 Telephone Number _____

OWNER'S Name and Mailing Address Cumberland Farms Inc.
100 Crossing Blvd.
Framingham Ma 01702

APPLICANT'S Name and Mailing Address SAME as owner

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use		
Building Structural	20 JAN 12	K.A. Welch
Electrical	↓	↓
Plumbing	↓	↓
Fire	✓	
Tax Collector	✓	

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>50 - 113 GEN-3</u> License Year: <u>2011-2012</u> No. Of Seats: <u>N/A</u> No. Of Parking Spaces: _____ New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms <u>N/A</u> Hotel/Motel with Cooking Facilities: # of Rooms <u>N/A</u> Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers \$50.00 <input type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement \$75.00 <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
--	---

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 3/29/11

Applicant's Signature [Signature]

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
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- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature _____

Business Manager Signature (If Applicable) _____

Date _____

Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. 75.00 RECEIPT NO. 230567 RECEIPT DATE 4.5.11 MI PM MM MS



State of Maine



DEPARTMENT OF PUBLIC SAFETY Bureau of Liquor Licensing

License
Number
1678

Date of
Issue
10/01/2011

Date of
Expiration
09/30/2012

THIS CERTIFICATE IS VALID ONLY BETWEEN THE DATE ISSUED AND EXPIRATION DATE APPEARING HEREIN. IT MAY BE USED ONLY FOR THE NAMED HOLDER AT THE LOCATION FOR WHICH ISSUED.

THE PERSON NAMED HEREIN IS AUTHORIZED TO SELL OR DISPENSE ALCOHOLIC BEVERAGES WITH ALCOHOLIC CONTENT PERMITTED BY LAW FOR THE PERMITS DESIGNATED BELOW.

THIS CERTIFICATE AND/OR EACH TYPE OF PERMIT REPRESENTED IS SUBJECT TO SUSPENSION, REVOCATION OR CANCELLATION AS AUTHORIZED BY TITLE 28-A OF THE REVISED STATUTES.

Owner(s): CUMBERLAND FARMS, INC.
Business: CUMBERLAND FARMS #5567
230 YORK STREET
YORK, ME

CODE	PERMIT TYPE/DESCRIPTION	FEE
1155	CLASS VI - OFF PREMISE RETAILER, MALT	\$200.00
1176	CLASS VII - OFF PREMISE RETAILER, WINE	\$200.00
2630	FILING FEE	10.00

Total Fees:

\$ 410.00

Every license shall be displayed on the licensed premises in a conspicuous location in that part of the premises where liquor is served or sold, where it can easily be seen.

*Bureau of
Liquor Licensing*

John E Morris

Commissioner

License fee is non-refundable

CUMBERLAND FARMS, INC.
ATTN: TAX DEPT.
100 CROSSING BOULEVARD
FRAMINGHAM, MA 01702



State of Maine

Department of Agriculture, Food and Rural Resources
 Division of Quality Assurance & Regulations
 28 State House Station, Augusta, ME 04333-0028
 (207) 287-3841

SERIAL NUMBER

68969

1-8079

November 9, 2011

December 31, 2012

LICENSE NUMBER

DATE OF ISSUE

DATE OF EXPIRATION

This certifies that

Cumberland Farms #5567/1801
Cumberland Farms Inc, Att:Tax
Dept
100 Crossing BLV, #9003
Framingham, MA 01702-5401

CONVENIENCE STORE

Location: 320 York ST, York

This certificate is valid only between the date issued and expiration date appearing herein. Only the named holder at the location for which issued may use it.

The person named herein is authorized to sell or manufacture food products, fuel and/or sell or repair weighing and measuring devices as permitted by law for the listed authorizations.

This certificate and/or each type of authorization represented is subject to suspension, revocation or cancellation as authorized by Maine Revised Statutes.

LICENSE TYPE

DESCRIPTION OF LICENSE AUTHORIZATIONS

FEE

License Type	Authorizations	Fee
Retail Meat	Prepackaged for Direct Sale	10.00
Retail Food Establishment	0 to 10 Beverage Dispenser Coffee/Tea(prepared on site) Dairy Products Frozen Food Fruit Juices Prepackaged Meat Prepackaged Food Ready to Eat Deli Items	20.00
Retail Fuel	Nozzles: 12	96.00
TOTAL:		126.00



Department of Agriculture

Walter E. Waters

Commissioner

Division of Quality Assurance

Nat. Prince

Director

EVERY LICENSE SHALL BE DISPLAYED ON THE LICENSED PREMISES IN A LOCATION EASILY SEEN BY THE GENERAL PUBLIC.

Susan Scott

From: David Apgar
Sent: Sunday, January 29, 2012 6:40 AM
To: Susan Scott
Subject: Inspection Completed - Rick's Restaurant

Hi Susie,

I have completed a fire inspection at Rick's Restaurant. Please proceed with the licensing renewal process.

Thank you,

David Apgar
Deputy Fire Chief
York Village Fire Dept
Fire Inspector
207-451-8258

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Susan Scott

From: Mary-Anne Szeniewski
Sent: Tuesday, January 31, 2012 8:28 AM
To: Susan Scott
Subject: RE: Business License Renewal - Cumberland Farms

All paid up.

Mary-Anne Szeniewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Monday, January 30, 2012 2:33 PM
To: Mary-Anne Szeniewski
Subject: Business License Renewal - Cumberland Farms

Hi Mary-Anne,

Please find the above application for your review.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Susan Scott
Sent: Friday, January 06, 2012 9:08 AM
To: David Apgar
Subject: Cumberland Farms - Inspection from last Spring
Attachments: Cumberland Farms - Application 2011.pdf

Hi Dave,

I spoke with Tim from Cumberland Farms who said he thought you completed an inspection last Spring – is this correct? If so, did you approve?

A license renewal was never issued so I'm trying to bring them up to date and get the CEO inspection scheduled/completed.

Thanks, Susie.

Susan Scott

Administrative Assistant to the Town Manager

Town of York, Maine

186 York Street, York, Maine 03909-1314

i: www.yorkmaine.org

e: sscott@yorkmaine.org

p: (207) 363-1000, Ext. 222

f: (207) 363-1019



Please consider the environment before printing this email.

**TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION**



Business Name Fox's Lobster House
 Business Location 8 Schrier Park Rd
York Beach, ME 03910
 Telephone Number 363-2643

OWNER'S Name and Mailing Address Phyllis W. Fox
Box 998
York Beach
ME 03910

APPLICANT'S Name and Mailing Address Phyllis W. Fox
Box 998
York Beach
ME 03910

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	} 1/23/12	
Building Structural		
Electrical		
Plumbing		
Fire	✓ 1/29/12	Email
Tax Collector	✓ 1/26/12	Email

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>0029/0019 RES-5 ss</u> License Year: <u>2012</u> No. Of Seats: <u>130</u> No. Of Parking Spaces: <u>30</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms <u>N/A</u> Hotel/Motel with Cooking Facilities: # of Rooms <u>N/A</u> Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor \$25.00 Special Amusement \$25.00 Bottle Club \$25.00 Theater \$25.00 Dance Hall ___ Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): <u>N/A</u> ___ Bed and Breakfast (\$10 Per Room): Total <u>N/A</u> ___ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total <u>N/A</u>
---	---

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 1/25/2012 Applicant's Signature [Signature]

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department Completed 1/23/2012
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant. taxes paid 12/31/2011 inspection completed 1/23/12

Business Owner Signature [Signature] Business Manager Signature (If Applicable) _____

Date 1/25/2012 Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$100 - RECEIPT NO. CK# 15863 RECEIPT DATE 1/26/12 SS MI PM MM MS 1/26/12

ced: CLK ✓
 CEO ✓
 FW ✓

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Fox's Lobster House
 Business Location 8 Schrier Park Rd
York Beach, ME 03910
 Telephone Number 363-2643

OWNER'S Name and Mailing Address Phyllis W. Fox
Box 998
York Beach
ME 03910

APPLICANT'S Name and Mailing Address Phyllis W. Fox
Box 998
York Beach
ME 03910

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	23 JAN 12	WJW
Building Structural		
Electrical		
Plumbing		
Fire		
Tax Collector		

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>0029/0019</u> <u>RES-5</u> License Year: <u>2012</u> No. Of Seats: <u>130</u> No. Of Parking Spaces: <u>30</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms <u>N/A</u> Hotel/Motel with Cooking Facilities: # of Rooms <u>N/A</u> Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor ___ \$25.00 Special Amusement ___ \$25.00 Bottle Club ___ \$25.00 Theater ___ \$25.00 Dance Hall ___ Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): <u>N/A</u> ___ Bed and Breakfast (\$10 Per Room): Total <u>N/A</u> ___ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total <u>N/A</u>
---	---

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 1/25/2012

Applicant's Signature [Signature]

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department Completed 1/23/2012
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant. taxes paid 12/31/2011 inspection completed 1/25/12

Business Owner Signature [Signature]

Business Manager Signature (If Applicable) _____

Date 1/25/2012

Town Manager for the Board of Selectmen

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$ 100 - RECEIPT NO. CK 15863 RECEIPT DATE 1/26/12 55 MI PM MM MS

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Fox's Lobster House
 Business Location 8 Schrier Park Rd
York Beach, ME 03910
 Telephone Number 363-2643

OWNER'S Name and Mailing Address Phyllis W. Fox
Box 998
York Beach
ME 03910

APPLICANT'S Name and Mailing Address Phyllis W. Fox
Box 998
York Beach
ME 03910

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use		
Building Structural		
Electrical		
Plumbing		
Fire	<u>1/24/2012</u>	<u>DKB</u>
Tax Collector		

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: 0029/0019
 License Year: 2012
 No. Of Seats: 130
 No. Of Parking Spaces: 30
 New License (One Time \$30 Fee): YES NO
 License Renewal: YES NO
 Bed and Breakfast License: # of Rooms N/A
 Hotel/Motel with Cooking Facilities: # of Rooms N/A
 Is Your Establishment Closed for More Than 120 Consecutive Days? YES NO

REQUESTING THE FOLLOWING LICENSES:
 \$25.00 Victualers
 \$25.00 Liquor
 \$25.00 Special Amusement
 \$25.00 Bottle Club
 \$25.00 Theater
 \$25.00 Dance Hall
 Coin-OP Amusement (\$75 each or \$250 for 3 or more)
 Nature of Entertainment (If Applicable):
N/A
 Bed and Breakfast (\$10 Per Room): Total N/A
 Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total N/A

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 1/25/2012

Applicant's Signature [Signature]

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department Completed 1/23/2012
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant. taxes paid 12/31/2011 inspection completed 1/23/12

Business Owner Signature [Signature]

Business Manager Signature (if Applicable) _____

Date 1/25/2012

Town Manager for the Board of Selectmen

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$ 100 - RECEIPT NO. CK# 15963 RECEIPT DATE 1/26/12 SS MI PM MM MS

**Department of Public Safety
Liquor Licensing & Inspection
Division**



BUREAU USE ONLY	
License No. Assigned:	
Class:	
Deposit Date:	
Amt. Deposited:	

Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded.
To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

PRESENT LICENSE EXPIRES 5/4/2012

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

- | | |
|--|---|
| <input checked="" type="checkbox"/> RESTAURANT (Class I,II,III,IV) | <input type="checkbox"/> RESTAURANT/LOUNGE (Class XI) |
| <input type="checkbox"/> HOTEL-OPTINONAL FOOD (Class I-A) | <input type="checkbox"/> HOTEL (Class I,II,III,IV) |
| <input type="checkbox"/> CLASS A LOUNGE (Class X) | <input type="checkbox"/> CLUB-ON PREMISE CATERING (Class I) |
| <input type="checkbox"/> CLUB (Class V) | <input type="checkbox"/> GOLF CLUB (Class I,II,III,IV) |
| <input type="checkbox"/> TAVERN (Class IV) | <input type="checkbox"/> OTHER: _____ |

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) - (Sole Proprietor, Corporation, Limited Liability Co., etc.) Phyllis W. Fox DOB: 10/14/54		2. Business Name (D/B/A) Fox's Lobster House Inc	
Fox's Lobster House Inc DOB: 6/66			
Address 191 Nubble Rd Box 998		Location (Street Address) 8 Schier Park Rd City/Town State Zip Code York Beach ME 03910	
City/Town State Zip Code York Beach ME 03910		Mailing Address BOX 998 City/Town State Zip Code York Beach ME 03910	
Telephone Number Fax Number 207-363-4077 207-363-4077		Business Telephone Number Fax Number 207-363-2643 207-363-4077	
Federal I.D. # 01-0276434		Seller Certificate # 5404	

3. If premises is a hotel, indicate number of rooms available for transient guests: N/A
4. State amount of gross income from period of last license: ROOMS \$ N/A FOOD \$ 1,540,968.75 LIQUOR \$ 140,035.25
5. Is applicant a corporation, limited liability company or limited partnership? YES NO
- complete Supplementary Questionnaire ,If YES
6. Do you permit dancing or entertainment on the licensed premises? YES NO
7. If manager is to be employed, give name: N/A
8. If business is NEW or under new ownership, indicate starting date: N/A
 Requested inspection date: completed N/A 1/23/12 Business hours: N/A
9. Business records are located at: 191 Nubble Rd York Beach, ME 03910
10. Is/are applicants(s) citizens of the United States? YES NO

11. Is/are applicant(s) residents of the State of Maine? YES NO

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married. Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
Phyllis W. Fox (Winslow, maiden name)	10/14/54	Ayer, MA

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

York Beach, Maine

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES NO

Name: N/A Date of Conviction: N/A

Offense: N/A Location: N/A

Disposition: N/A

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued? Yes No If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES NO

16. Does/do applicant(s) own the premises? Yes No If No give name and address of owner: N/A

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) family lobster seafood restaurant (seasonal)

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services? YES NO Applied for: _____

19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 1 mile Which of the above is nearest? Church

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES NO

If YES, give details: Mortgage Kennebec Savings Bank

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: York Beach, Maine on January 25, 2012
Town/City, State Date

Please sign in **blue ink**

[Signature]
Signature of Applicant or Corporate Officer(s)

President / Owner

[Signature]
Signature of Applicant or Corporate Officer(s)

President / Owner

Print Name

Print Name

NOTICE – SPECIAL ATTENTION

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

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

Class I	Spirituos, Vinous and Malt	\$ 900.00
	CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB.	
Class I-A	Spirituos, Vinous and Malt, Optional Food (Hotels Only)	\$1,100.00
	CLASS I-A: Hotels only that do not serve three meals a day.	
Class II	Spirituos Only	\$ 550.00
	CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.	
Class III	Vinous Only	\$ 220.00
	CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	
Class IV	Malt Liquor Only	\$ 220.00
	CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	
Class V	Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
	CLASS XI: Restaurant/Lounge; and OTB.	
FILING FEE		\$ 10.00

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

All fees must accompany application, made payable to: **TREASURER, STATE OF MAINE. – DEPARTMENT OF PUBLIC SAFETY, LIQUOR LICENSING AND INSPECTION DIVISION, 164 STATE HOUSE STATION, AUGUSTA ME 04333-0164.** Payments by check subject to penalty provided by Sec. 3, Title 28A, MRS.

STATE OF MAINE

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

On: _____
Date

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

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

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE – SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

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

A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c.140, §4 (amd).]

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise license that has been extended pending renewal with 120 days of the filing of the application. [1999, c.589, §1 (amd).]

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

A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c.45, Pt.A§4 (new).]

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control; [1987, c.45, Pt.A§4(new).]

C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c.730, §27 (amd).]

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592,§3 (amd).]

E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601. [1989, c.592, §4 (new).]

[1993, c.730, §27 (amd).]

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

A. [1993, c.730, §27 (rp).]

4. **No license to person who moved to obtain a license. (REPEALED)**

5. **(TEXT EFFECTIVE 3/15/01) Appeal to District Court.** Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

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

STATE OF MAINE
Liquor Licensing & Inspection Unit
164 State House Station
Augusta, Maine 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424

SUPPLEMENTARY QUESTIONNAIRE FOR CORPORATE APPLICANTS, LIMITED LIABILITY COMPANIES AND LIMITED PARTNERSHIPS

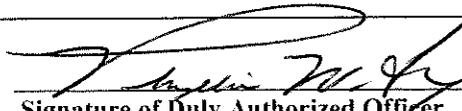
1. Exact Corporate Name: Fox's Lobster House Inc.
 Business D/B/A Name: Fox's Lobster House
2. Date of Incorporation: June 1966
3. State in which you are incorporated: Maine
4. If not a Maine Corporation, date corporation was authorized to transact business within the State of Maine:
N/A
5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list percent of stock owned:

Name	Address Previous 5 Years	Birth Date	% of Stock	Title
Phyllis W. Fox	York Beach, Maine	10/14/54	100%	President
Stephen G. Dunne	York Beach, Maine	12/30/56	0	Director
Ralph H. Winslow	Ayer, MA	11/17/19	0	Director

6. What is the amount of authorized stock? 100% Outstanding Stock? None
7. Is any principal officer of the corporation a law enforcement official? () YES () NO
8. Has applicant(s) or manager ever been convicted of any violation of the law, other than a minor traffic violation(s), of the United States? () YES () NO.
9. If yes, please complete the following: Name: N/A
- Date of Conviction: N/A Offense: N/A

Location: N/A Disposition: N/A

Dated at: York Beach On: January 25, 2012
City/Town Date

 Date: 1/25/2012
 Signature of Duly Authorized Officer

Phyllis W. Fox
 Print Name of Duly Authorized Officer

STATE OF MAINE
Liquor Licensing & Inspection Unit
 164 State House Station
 Augusta, Maine 04333-0164
 Tel: (207) 624-7220 Fax: (207) 287-3424

SUPPLEMENTARY QUESTIONNAIRE FOR CLUB APPLICANTS

1. Exact Club Name: _____

2. Title, name, birth date and telephone number of each principal officer of the club:

Title	Name	Birth Date	Telephone #

3. Date Club was incorporated: _____

4. Purpose of Club: () Social () Recreational () Patriotic () Fraternal

5. Date regular meetings are held: _____

6. Date of election of Club Officers: _____

7. Date elected officers are installed: _____

8. Total Membership: _____ Annual Dues: _____ Payable When: _____

9. Does the Club cater to the public or to groups of non-members on the premises? () YES () NO

10. Excluding salaries, will any person other than the Club, receive any of the financial profits from the sale of liquor?
 () YES () NO

11. If a manager or steward is employed, complete the following:

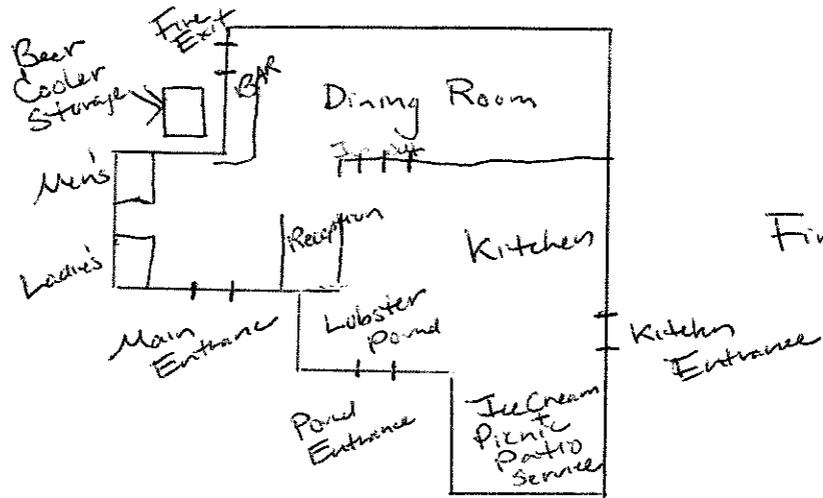
Name: _____ Date of Birth: _____

 Signature and Title of Club Officer

 Print Name and Title of Club Officer

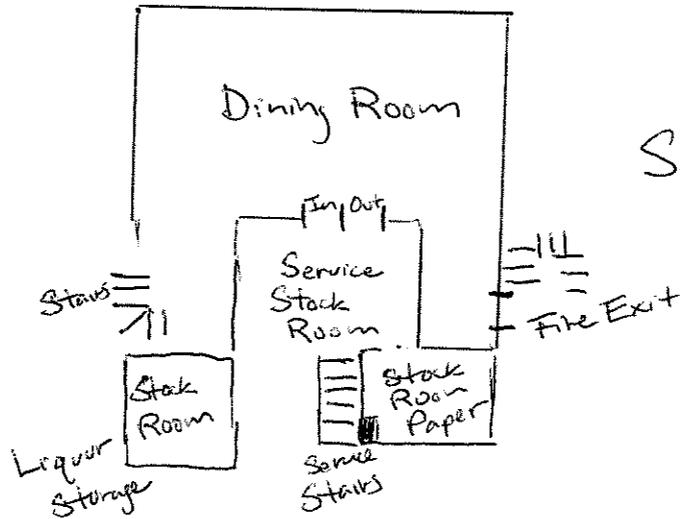
PREMISE DIAGRAM

Ocean



First Floor Nubble Lighthouse

Ocean



Second Floor

Nubble Lighthouse

Susan Scott

From: Mary-Anne Szeniaewski
Sent: Thursday, January 26, 2012 2:31 PM
To: Susan Scott
Subject: RE: Business License Renewal - Fox's Lobster House

Current

Mary-Anne Szeniaewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniaewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Thursday, January 26, 2012 11:23 AM
To: David K. Bridges; David Apgar; Christopher Balentine; Mary-Anne Szeniaewski
Subject: Business License Renewal - Fox's Lobster House

Application for review/approval.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: David K. Bridges
Sent: Sunday, January 29, 2012 7:44 PM
To: Susan Scott
Subject: RE: Business License Renewal - Fox's Lobster House

You can forward this License. Dave

From: Susan Scott
Sent: Thursday, January 26, 2012 11:23 AM
To: David K. Bridges; David Apgar; Christopher Balentine; Mary-Anne Szeniewski
Subject: Business License Renewal - Fox's Lobster House

Application for review/approval.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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10/14/12 - Phoned but just hang - Still need CEO inspection.



TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION

Business Name Brown's ICE CREAM
Business Location 232 NUBBLE RD

Telephone Number 363-1277

OWNER'S Name and Mailing Address Byron Brown
~~232~~ P.O. Box 93
YORK BEACH 03910

APPLICANT'S Name and Mailing Address Stephen Dunne
P.O. Box 665
YORK BEACH 03910

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	} ✓ 1/23/12	
Building Structural		
Electrical		
Plumbing		
Fire	✓ 12/22/11	Email
Tax Collector	✓ 12/22/11	Email

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: 0025 / 0203
 License Year: 2012
 No. Of Seats: 0
 No. Of Parking Spaces: 40

New License (One Time \$30 Fee): YES NO

License Renewal: YES NO

Bed and Breakfast License: # of Rooms _____

Hotel/Motel with Cooking Facilities: # of Rooms _____

Is Your Establishment Closed for More Than 120 Consecutive Days: YES NO

REQUESTING THE FOLLOWING LICENSES:

\$25.00 Victualers
 \$25.00 Liquor
 \$25.00 Special Amusement
 \$25.00 Bottle Club
 \$25.00 Theater
 \$25.00 Dance Hall
 Coin-OP Amusement (\$75 each or \$250 for 3 or more)

Nature of Entertainment (If Applicable): _____

_____ Bed and Breakfast (\$10 Per Room): Total _____

_____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO _____

I certify the above statements are true and understand false statements may be cause to revoke a license.

12-22-2011
Date

Stephen Dunne
Applicant's Signature

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
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- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature Stephen Dunne

Business Manager Signature (If Applicable) _____

Date _____

Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$76.00 RECEIPT NO. CK# 6843 RECEIPT DATE 12/22/11 55 MI PM MM MS 008 12/22/11

CEO ✓
Clerk ✓
FWO ✓

State of Maine

DEPARTMENT OF HEALTH AND HUMAN SERVICES

EST ID: 4934

EATING PLACE 0-29 SEATS

BROWN'S OLD FASHION ICE CREAM
232 NUBBLE RD
YORK ME 03909

EXPIRES: 02/07/2012

FEE: \$150.00

DUNNE, STEVE & FOX, PHYLLIS W.
BROWN'S OLD FASHION ICE CREAM
232 NUBBLE RD
YORK BEACH ME 03910

RUSSELL J. BEGIN
ACTING COMMISSIONER

NON-TRANSFERABLE

01253



BUREAU OF TAXATION

Augusta, Maine

SELLER'S CERTIFICATE

NO. 261509

THIS CERTIFICATE OF REGISTRATION

14

is issued under the provisions of Title 36, Part 3 MRSA

05/39/92

33-567

To

[BROWN'S OLD FASHIONED ICE CREAM INC.]

PO BOX 665 %STEPHEN DUNNE
YORK BEACH ME

Susan Scott

From: Mary-Anne Szeniewski
Sent: Thursday, December 22, 2011 3:09 PM
To: Susan Scott
Subject: RE: Business License Renewal - Brown's Ice Cream

They're good.

Mary-Anne Szeniewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Thursday, December 22, 2011 3:01 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Mary-Anne Szeniewski
Subject: Business License Renewal - Brown's Ice Cream

Hello All,

Please find the attached applications for business license renewals.

Thank you, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: David K. Bridges
Sent: Thursday, December 22, 2011 7:27 PM
To: Susan Scott
Subject: RE: Business License Renewal - Brown's Ice Cream

No problem with this license. You can grant it to them. Dave

From: Susan Scott
Sent: Thursday, December 22, 2011 3:01 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Mary-Anne Szeniawski
Subject: Business License Renewal - Brown's Ice Cream

Hello All,

Please find the attached applications for business license renewals.

Thank you, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



\$ 75

Business Name WOODS Family INC D/B/A
 Business Location 11 RAILROAD AVE

WOODY'S
BRICK OVEN
PIZZA

Telephone Number 3630060

OWNER'S Name and Mailing Address WOODS Family INC
PO BOX 850
YORK BEACH ME 03910

APPLICANT'S Name and Mailing Address SAME

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	1/24/12	
Building Structural		
Electrical	1/24/12	
Plumbing		
Fire	1/26/12	Email
Tax Collector	1/25/12	Email

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>0026-0001 (23/4, Unit)</u> License Year: <u>2012</u> YBYE No. Of Seats: <u>24</u> SS No. Of Parking Spaces: <u>N/A</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms _____ Hotel/Motel with Cooking Facilities: # of Rooms _____ Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
---	--

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.
 Date 1/12/12 Applicant's Signature _____

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
- I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval
- I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature _____ Business Manager Signature (If Applicable) _____

Date 1/12/12 Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$ 75.00 RECEIPT NO. CK: 11700 RECEIPT DATE 1/20/12 5 5 MI PM MM MS 1/25/12
 ccd: CLK ✓
 CEO ✓
 FW ✓

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



\$ 75

Business Name WOODS Family INC D/B/A
 Business Location 11 RAILROAD AVE
 Telephone Number 3630060

WOODY'S
BRICKOVEN
PIZZA

OWNER'S Name and Mailing Address WOODS Family INC
PO BOX 850
YORK BEACH ME 03910

APPLICANT'S Name and Mailing Address SAME

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	24 JAN 12	K [Signature]
Building Structural		
Electrical		
Plumbing		
Fire		
Tax Collector		

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>0023-0004 (23/4, Unit 1)</u> License Year: <u>2012</u> <small>Y BVC</small> No. Of Seats: <u>24</u> <small>SS</small> No. Of Parking Spaces: <u>N/A</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms _____ Hotel/Motel with Cooking Facilities: # of Rooms _____ Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input type="checkbox"/> \$25.00 Liquor <input type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ <input type="checkbox"/> Bed and Breakfast (\$10 Per Room): Total _____ <input type="checkbox"/> Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
--	--

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 1/12/12 Applicant's Signature _____

Please Read and Initial the Following Statements:

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- I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature _____ Business Manager Signature (If Applicable) _____

Date 1/12/12 Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$ 75.00 RECEIPT NO. CK: 11706 RECEIPT DATE 1/20/12 AM PM MM MS

Susan Scott

From: Mary-Anne Szeniaewski
Sent: Monday, January 23, 2012 10:20 AM
To: Susan Scott
Subject: RE: Business License Renewal - Woody's

Taxes current

Mary-Anne Szeniaewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniaewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Monday, January 23, 2012 9:51 AM
To: David K. Bridges; Mary-Anne Szeniaewski
Subject: Business License Renewal - Woody's

Hello,

A renewal for review/approval.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: David K. Bridges
Sent: Monday, February 06, 2012 9:31 PM
To: Susan Scott
Subject: RE: Business License Renwal: Woody's Pizza

Yes it is fine you can grant the license. Dave

From: Susan Scott
Sent: Monday, February 06, 2012 9:53 AM
To: David K. Bridges
Subject: Business License Renwal: Woody's Pizza

Hi Chief Bridges,

Just wondering if you been contacted to do the inspection for Woody's Pizza (11 Railroad Ave./ Map 23, Lot 4).

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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State of Maine

DEPARTMENT OF HEALTH AND HUMAN SERVICES

EST ID: 21390

EATING PLACE 0-29 SEATS

24 Seats (in)

WOODYS BRICK OVEN PIZZA
11 RAILROAD AVE
YORK BEACH ME 03910

WOODS FAMILY INC
WOODYS BRICK OVEN PIZZA
PO BOX 850
YORK BEACH ME 03910

EXPIRES: 01/05/2013

FEE: \$150.00

Mary C. Mayhew
COMMISSIONER

NON-TRANSFERABLE

11414

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Fosters Downeast Clambake
 Business Location 5 Axhame Rd.
York, Maine 03909
 Telephone Number 207-363-3255

OWNER'S Name and Mailing Address Kevin Tacy
PO Box 486
York Harbor, ME 03911

APPLICANT'S Name and Mailing Address same

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use	} ✓ 1/27/12	
Building Structural		
Electrical		
Plumbing		
Fire	✓ 1/23/12	Email
Tax Collector	✓ 1/24/12	Email

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>50/81</u> <u>BUS-1</u> <u>SS</u> License Year: <u>2012</u> No. Of Seats: <u>400</u> No. Of Parking Spaces: <u>225</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Bed and Breakfast License: # of Rooms <u>N/A</u> Hotel/Motel with Cooking Facilities: # of Rooms <u>N/A</u> Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor <input checked="" type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
--	--

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

Date 1/23/12

Applicant's Signature [Signature]

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
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- I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department
- I understand that I will not be granted re-approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature]

Business Manager Signature (If Applicable) _____

Date 1/23/12

Town Manager for the Board of Selectmen _____

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$125.00 RECEIPT NO. CK # 6222 RECEIPT DATE 1/23/12 55 MI PM MM MS 1/23/12

cc'd: CEO ✓
 Clerk ✓
 FW ✓

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name Fosters Downeast Clambake
 Business Location 5 Axhime Rd.
York, Maine 03909
 Telephone Number 209-363-3255

OWNER'S Name and Mailing Address Kevin Tracy
PO Box 486
York Harbor, ME 03911

APPLICANT'S Name and Mailing Address same

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use		
Building Structural		
Electrical		
Plumbing	<u>27 JAN 12</u>	<u>K/Tracy</u>
Fire		
Tax Collector		

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>50/81</u> <u>BUS-1</u> ^{SS} License Year: <u>2012</u> No. Of Seats: <u>400</u> No. Of Parking Spaces: <u>225</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Bed and Breakfast License: # of Rooms <u>N/A</u> Hotel/Motel with Cooking Facilities: # of Rooms <u>N/A</u> Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor <input checked="" type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ _____ Bed and Breakfast (\$10 Per Room): Total _____ Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
--	---

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

1/23/12
Date

[Signature]
Applicant's Signature

Please Read and Initial the Following Statements:

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- I understand that I will not be granted re-approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature]

Business Manager Signature (If Applicable) _____

1/23/12
Date

Town Manager for the Board of Selectmen

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$125.00 RECEIPT NO. CK # 6222 RECEIPT DATE 1/23/12 ^{SS} MI PM MM MS

**Department of Public Safety
Liquor Licensing & Inspection
Division**



<u>BUREAU USE ONLY</u>	
License No. Assigned:	
Class:	
Deposit Date:	
Amt. Deposited:	

Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded.
To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

PRESENT LICENSE EXPIRES 4/27/2018

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

<input checked="" type="checkbox"/> RESTAURANT (Class I,II,III,IV)	<input type="checkbox"/> RESTAURANT/LOUNGE (Class XI)
<input type="checkbox"/> HOTEL-OPTINONAL FOOD (Class I-A)	<input type="checkbox"/> HOTEL (Class I,II,III,IV)
<input type="checkbox"/> CLASS A LOUNGE (Class X)	<input type="checkbox"/> CLUB-ON PREMISE CATERING (Class I)
<input type="checkbox"/> CLUB (Class V)	<input type="checkbox"/> GOLF CLUB (Class I,II,III,IV)
<input type="checkbox"/> TAVERN (Class IV)	<input type="checkbox"/> OTHER: _____

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) (Sole Proprietor, Corporation, Limited Liability Co., etc.) <u>Kevin Tacy</u> DOB: _____		2. Business Name (D/B/A) <u>Fosters Downeast Clambake</u>	
DOB: _____		Location (Street Address) <u>5 Axholme Rd.</u>	
DOB: _____		City/Town <u>York</u>	State <u>Maine</u>
Address <u>63 Hampton Road</u>		Zip Code <u>03909</u>	
City/Town <u>Exeter</u>		Mailing Address <u>PO Box 486</u>	
State <u>ME</u>	Zip Code <u>03833</u>	City/Town <u>York Harbor</u>	State <u>Maine</u>
Telephone Number <u>603-778-7485</u>	Fax Number <u>207-363-2213</u>	Business Telephone Number <u>207-363-3955</u>	Fax Number <u>207-363-2213</u>
Federal I.D. # <u>01-04054-24</u>		Seller Certificate # <u>209164</u>	

- If premises is a hotel, indicate number of rooms available for transient guests: N/A
- State amount of gross income from period of last license: ROOMS \$ 0 FOOD \$ 1,427,603 LIQUOR \$ 111,893
- Is applicant a corporation, limited liability company or limited partnership? YES NO
- complete Supplementary Questionnaire ,If YES
- Do you permit dancing or entertainment on the licensed premises? YES NO
- If manager is to be employed, give name: Elizabeth Wilson
- If business is NEW or under new ownership, indicate starting date: _____
Requested inspection date: _____ Business hours: _____
- Business records are located at: 5 Axholme Road York, Maine 03909
- Is/are applicants(s) citizens of the United States? YES NO

11. Is/are applicant(s) residents of the State of Maine?

YES NO

Personal - no
Business - yes

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married. Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
Kevin Taey	9/25/53	Methuen, MASS.

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

Exeter, NH

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES NO

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued?

Yes No If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES NO

16. Does/do applicant(s) own the premises? Yes No If No give name and address of owner: _____

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

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services?

YES NO Applied for: _____

19. What is the distance from the premises to the **NEAREST** school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 150 yards Which of the above is nearest? Church

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES NO

If YES, give details: mortgage, People's United Bank

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: York, Maine on January 23, 2012

Town/City, State

Date

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

Signature of Applicant or Corporate Officer(s)

Print Name

Print Name

NOTICE – SPECIAL ATTENTION

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

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

Class I	Spirituos, Vinous and Malt	\$ 900.00
	CLASS I: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers; OTB.	
Class I-A	Spirituos, Vinous and Malt, Optional Food (Hotels Only)	\$1,100.00
	CLASS I-A: Hotels only that do not serve three meals a day.	
Class II	Spirituos Only	\$ 550.00
	CLASS II: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; and Vessels.	
Class III	Vinous Only	\$ 220.00
	CLASS III: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	
Class IV	Malt Liquor Only	\$ 220.00
	CLASS IV: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Clubs; Hotels; Indoor Ice Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	
Class V	Spirituos, Vinous and Malt (Clubs without Catering, Bed & Breakfasts)	\$ 495.00
	CLASS V: Clubs without catering privileges.	
Class X	Spirituos, Vinous and Malt – Class A Lounge	\$2,200.00
	CLASS X: Class A Lounge	
Class XI	Spirituos, Vinous and Malt – Restaurant Lounge	\$1,500.00
	CLASS XI: Restaurant/Lounge; and OTB.	
FILING FEE	\$ 10.00

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

All fees must accompany application, made payable to: **TREASURER, STATE OF MAINE. – DEPARTMENT OF PUBLIC SAFETY, LIQUOR LICENSING AND INSPECTION DIVISION, 164 STATE HOUSE STATION, AUGUSTA ME 04333-0164.** Payments by check subject to penalty provided by Sec. 3, Title 28A, MRS.

STATE OF MAINE

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

On: _____
Date

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

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

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE - SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

- 1. Hearing. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of existing on-premise licenses.
A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]
B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located. [1995, c.140, §4 (amd).]
C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau.
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. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c45, Pt.A§4 (new).]
B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control; [1987, c.45, Pt.A§4(new).]
C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993, c.730, §27 (amd).]
D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592,§3 (amd).]
E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]
F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601. [1989, c.592, §4 (new).]
[1993, c730, §27 (amd).]
3. Appeal to bureau. Any applicant aggrieved by the decision of the municipal officers or county commissioners under this section may appeal to the bureau within 15 days of the receipt of the written decision of the municipal officers or county commissioners.
4. No license to person who moved to obtain a license. (REPEALED)
5. (TEXT EFFECTIVE 3/15/01) Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

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

STATE OF MAINE
 Liquor Licensing & Inspection Unit
 164 State House Station
 Augusta, Maine 04333-0164
 Tel: (207) 624-7220 Fax: (207) 287-3424

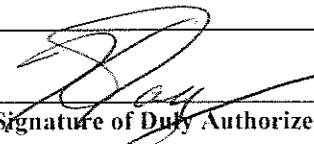
SUPPLEMENTARY QUESTIONNAIRE FOR CORPORATE APPLICANTS, LIMITED LIABILITY COMPANIES AND LIMITED PARTNERSHIPS

1. Exact Corporate Name: Bill Foster's Downeast Clambake
 Business D/B/A Name: Foster's Downeast Clambake
2. Date of Incorporation: 4/1/85
3. State in which you are incorporated: Maine
4. If not a Maine Corporation, date corporation was authorized to transact business within the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list percent of stock owned:

Name	Address Previous 5 Years	Birth Date	% of Stock	Title
Kevin Tacy	103 Hampton Rd. Exeter, NH 03825	9/25/53	100	owner

6. What is the amount of authorized stock? _____ Outstanding Stock? 0
7. Is any principal officer of the corporation a law enforcement official? () YES () NO
8. Has applicant(s) or manager ever been convicted of any violation of the law, other than a minor traffic violation(s), of the United States? () YES () NO.
9. If yes, please complete the following: Name: _____
 Date of Conviction: _____ Offense: _____
 Location: _____ Disposition: _____
 Dated at: _____ City/Town _____ On: _____ Date _____

 Date: 1/23/12
 Signature of Duly Authorized Officer

Kevin Tacy
 Print Name of Duly Authorized Officer



State of Maine



DEPARTMENT OF PUBLIC SAFETY
Bureau of Liquor Licensing

License Number
5726

Date of Issue
04/28/2011

Date of Expiration
04/27/2012

THIS CERTIFICATE IS VALID ONLY BETWEEN THE DATE ISSUED AND EXPIRATION DATE APPEARING HEREIN. IT MAY BE USED ONLY FOR THE NAMED HOLDER AT THE LOCATION FOR WHICH ISSUED.

THE PERSON NAMED HEREIN IS AUTHORIZED TO SELL OR DISPENSE ALCOHOLIC BEVERAGES WITH ALCOHOLIC CONTENT PERMITTED BY LAW FOR THE PERMITS DESIGNATED BELOW.

THIS CERTIFICATE AND/OR EACH TYPE OF PERMIT REPRESENTED IS SUBJECT TO SUSPENSION, REVOCATION OR CANCELLATION AS AUTHORIZED BY TITLE 28-A OF THE REVISED STATUTES.

Owner(s): BILL FOSTERS DOWNEAST CLAMBAKE, INC.
Business: FOSTERS DOWNEAST CLAMBAKE
5 AXHOLME ROAD
YORK HARBOR, ME

CODE	PERMIT TYPE/DESCRIPTION	FEE
1101	CLASS I - SPIRIT, VINOUS, AND MALT - CLASS "A" RESTAURANT	\$900.00
2630	FILING FEE	10.00

Total Fees: **\$ 910.00**

Every license shall be displayed on the licensed premises in a conspicuous location in that part of the premises where liquor is served or sold, where it can easily be seen.

Bureau of
Liquor Licensing
John E Morris
Commissioner

License fee is non-refundable

BILL FOSTERS DOWNEAST CLAMBAKE, IN
PO BOX 486
YORK HARBOR, ME 03911

State of Maine

DEPARTMENT OF HEALTH AND HUMAN SERVICES

EST ID: 4951

EATING AND CATERING

400 Seats (indoors)

FOSTER'S DOWNEAST CLAMBAKE
5 AXHOLME RD
YORK ME 03909

EXPIRES: 06/27/2012

FEE: \$250.00

BFDC, INC.
FOSTER'S DOWNEAST CLAMBAKE
PO BOX 486
YORK HARBOR ME 03911-0486

Mary C. Mayhew
COMMISSIONER

NON-TRANSFERABLE

06728

▽ DETACH HERE ▽

- THIS CARD TO BE CARRIED ON THE PERSON.
THESE LICENSES VOID UNLESS VALIDATED.

DETACH ALONG DOTTED LINES

EXPIRATION ►
DATE

Please be aware that smoking is now prohibited in outdoor eating areas, where food or drink is served to the public for consumption on the premises, 24 hrs. per day, 365 days per year. For free signs, please contact your local Healthy Maine Partnership at www.healthymainepartnerships.org, or call 207 287 4626.

TOWN OF YORK- (186 York Street, York Me 03909)
BUSINESS LICENSE APPLICATION



Business Name LOBSTER COVE
 Business Location 756 YORK STREET
YORK HARBOR, ME 03911
 Telephone Number 207.351.1100

OWNER'S Name and Mailing Address THE GOLDENROD
PO Box 1140
YORK BEACH, ME 03910

APPLICANT'S Name and Mailing Address THE GOLDENROD
PO Box 1140
YORK BEACH, ME 03910

Is applicant same operator as prior year? Yes No

INSPECTION DATA (Office Use Only)		
DEPARTMENT	DATE	INITIALS
Zoning/Land Use		
Building Structural		
Electrical	27 JAN 12	KAWWZ
Plumbing		
Fire		
Tax Collector	✓ 1/26/12	Email

APPLICATION FEE IS \$50.00 PLUS \$25 PER SUBSEQUENT LICENSE. PLEASE CHECK APPLICABLE BOX(ES) BELOW AND ADD THE FEE INDICATED TO YOUR APPLICATION FEE. MAKE CHECK PAYABLE TO THE TOWN OF YORK.

MAP/LOT: <u>40/62</u> <u>BUS-2</u> License Year: <u>2012</u> No. Of Seats: <u>120</u> No. Of Parking Spaces: <u>35</u> New License (One Time \$30 Fee): YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> License Renewal: YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Bed and Breakfast License: # of Rooms <u> </u> Hotel/Motel with Cooking Facilities: # of Rooms <u> </u> Is Your Establishment Closed for More Than 120 Consecutive Days? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	REQUESTING THE FOLLOWING LICENSES: <input checked="" type="checkbox"/> \$25.00 Victualers <input checked="" type="checkbox"/> \$25.00 Liquor <input checked="" type="checkbox"/> \$25.00 Special Amusement <input type="checkbox"/> \$25.00 Bottle Club <input type="checkbox"/> \$25.00 Theater <input type="checkbox"/> \$25.00 Dance Hall <input type="checkbox"/> Coin-OP Amusement (\$75 each or \$250 for 3 or more) Nature of Entertainment (If Applicable): _____ <input type="checkbox"/> Bed and Breakfast (\$10 Per Room): Total _____ <input type="checkbox"/> Hotel/Motel with Cooking Facilities (\$25 Per Every 10 Rooms): Total _____
---	--

Have you ever been convicted of a Felony? YES (Please Explain) _____ NO

I certify the above statements are true and understand false statements may be cause to revoke a license.

1-25-2012
Date

[Signature]
Applicant's Signature

Please Read and Initial the Following Statements:

- I understand that a license is required before operating or conducting any business or activity governed by the Town of York Licensing Ordinance.
 I understand that a Town of York Business License must be filled out COMPLETELY and all fees are to be paid before my license is considered for re/approval.
 I understand that before my business license is issued I must have and pass a full inspection by the Town of York Code Enforcement Office and Fire Department.
 I understand that as a business owner I am responsible for calling and setting up an appointment for an inspection and any necessary follow-up inspection with the Code Enforcement Office and Fire Department.
 I understand that I will not be granted re/approval of a business license through the Town of York until all inspections and taxes on my business are made current and compliant.

Business Owner Signature [Signature]

Business Manager Signature (If Applicable) _____

1-25-2012
Date

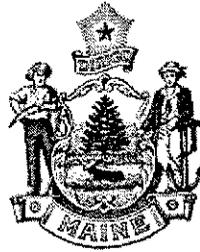
Town Manager for the Board of Selectmen

Issued pursuant to the provisions of Title 30A MRSA Chapter 3811 through 3814

AMT. RECD. \$ 125.00 RECEIPT NO. CK: 004138 RECEIPT DATE 1/25/12 SS MI PM MM MS 1/25/12

cc'd : Clerk
CEO
Fire

**Department of Public Safety
Liquor Licensing & Inspection
Division**



BUREAU USE ONLY

License No. Assigned:

Class:

Deposit Date:

Amt. Deposited:

Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded. To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

PRESENT LICENSE EXPIRES 4-11-2012

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

RESTAURANT (Class I,II,III,IV)

RESTAURANT/LOUNGE (Class XI)

HOTEL-OPTINONAL FOOD (Class I-A)

HOTEL (Class I,II,III,IV)

CLASS A LOUNGE (Class X)

CLUB-ON PREMISE CATERING (Class I)

CLUB (Class V)

GOLF CLUB (Class I,II,III,IV)

TAVERN (Class IV)

OTHER: _____

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) –(Sole Proprietor, Corporation, Limited Liability Co., etc.)			2. Business Name (D/B/A)		
<u>THE GOLDENROD</u> DOB:			<u>LOBSTER COVE</u>		
DOB:			Location (Street Address)		
DOB:			<u>756 YORK STREET</u>		
Address			City/Town	State	Zip Code
<u>2 RAILROAD AVE</u>			<u>YORK HARBOR</u>	<u>ME</u>	<u>03911</u>
Mailing Address			Mailing Address		
<u>P.O. Box 1140</u>			<u>P.O. Box 1140</u>		
City/Town	State	Zip Code	City/Town	State	Zip Code
<u>YORK BEACH</u>	<u>ME</u>	<u>03910</u>	<u>YORK BEACH</u>	<u>ME</u>	<u>03910</u>
Telephone Number		Fax Number		Business Telephone Number	
<u>207.363.2621</u>		<u>207.357.1008</u>		<u>207.357.1100</u>	
Federal I.D. #			Seller Certificate #		
<u>01-0264201</u>			<u>1049227</u>		

3. If premises is a hotel, indicate number of rooms available for transient guests:

4. State amount of gross income from period of last license: ROOMS \$ FOOD \$ LIQUOR \$

5. Is applicant a corporation, limited liability company or limited partnership? YES NO

complete Supplementary Questionnaire ,If YES

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

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

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

Requested inspection date: Business hours:

9. Business records are located at: THE GOLDENROD, 2 RAILROAD AVE, YORK BEACH, ME 03910

10. Is/are applicants(s) citizens of the United States? YES NO

11. Is/are applicant(s) residents of the State of Maine? YES NO

12. List name, date of birth, and place of birth for all applicants, managers, and bar managers. Give maiden name, if married: Use a separate sheet of paper if necessary.

Name in Full (Print Clearly)	DOB	Place of Birth
SEE ATTACHED		

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

13. Has/have applicant(s) or manager ever been convicted of any violation of the law, other than minor traffic violations, of any State of the United States? YES NO

Name: DAVID M. PECK Date of Conviction: 1981; 1985
 Offense: OUI Location: YORK, ME
 Disposition: BEST PAID

14. Will any law enforcement official benefit financially either directly or indirectly in your license, if issued? Yes No If Yes, give name: _____

15. Has/have applicant(s) formerly held a Maine liquor license? YES NO

16. Does/do applicant(s) own the premises? Yes No If No give name and address of owner: _____

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) PROPERTY LOCATED AT 756 YORK ST., YORK HARBOR, ME 03911; FULL SERVICE RESTAURANT - SAME AS PREVIOUS YEARS.

18. Does/do applicant(s) have all the necessary permits required by the State Department of Human Services? YES NO Applied for: _____

19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 0.6 MILES Which of the above is nearest? SCHOOL

20. Have you received any assistance financially or otherwise (including any mortgages) from any source other than yourself in the establishment of your business? YES NO If YES, give details: SANFORD INSTITUTE FOR SAVINGS

The Division of Liquor Licensing & Inspection is hereby authorized to obtain and examine all books, records and tax returns pertaining to the business, for which this liquor license is requested, and also such books, records and returns during the year in which any liquor license is in effect.

NOTE: "I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both."

Dated at: YORK BEACH, MAINE on 1-25, 2012
Town/City, State Date
Please sign in blue ink
 Signature of Applicant or Corporate Officer(s) Signature of Applicant or Corporate Officer(s)

STATE OF MAINE

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

On: _____
Date

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

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

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE - SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

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

A. The bureau shall prepare and supply application forms. [1993, c.730, §27(amd).]

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this sec-
tion by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive
days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or
one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are
located. [1995, c.140, §4 (amd).]

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-
premise license, for transfer of the location of an existing on-premise license or for renewal of an on-premise license within 60 days of
the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the
date of filing of the application is the date the application is received by the municipal officers or county commissioners. This para-
graph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as
well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premise license
that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premise
license that has been extended pending renewal with 120 days of the filing of the application. [1999, c.589, §1 (amd).]

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

A. Conviction of the applicant of any Class A, Class B or Class c crime: [1987, c.45, Pt.A§4 (new).]

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to
liquor control; [1987, c.45, Pt.A§4(new).]

C. Conditions of record such as waste disposal violations, health or safety violation or repeated parking or traffic violations on or in the
vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions
caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of
persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner; [1993,
c.730, §27 (amd).]

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of
the licensed premises and caused by persons patronizing or employed by the licensed premises; [1989, c.592, §3 (amd).]

E. A violation of any provision of this Title; and [1989, c.592, §3 (amd).]

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions
of section 601. [1989, c.592, §4 (new).]

[1993, c.730, §27 (amd).]

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

A. [1993, c.730, §27 (rp).]

4. No license to person who moved to obtain a license. (REPEALED)

5. (TEXT EFFECTIVE 3/15/01) Appeal to District Court. Any person or governmental entity aggrieved by a bureau decision under this section
may appeal the decision to the District Court within 30 days of receipt of the written decision of the bureau.

STATE OF MAINE
Liquor Licensing & Inspection Unit
 164 State House Station
 Augusta, Maine 04333-0164
 Tel: (207) 624-7220 Fax: (207) 287-3424

SUPPLEMENTARY QUESTIONNAIRE FOR CORPORATE APPLICANTS, LIMITED LIABILITY COMPANIES AND LIMITED PARTNERSHIPS

1. Exact Corporate Name: THE GOLDEN ROD
 Business D/B/A Name: LOBSTER COVE

2. Date of Incorporation: 1961

3. State in which you are incorporated: MAINE

4. If not a Maine Corporation, date corporation was authorized to transact business within the State of Maine:

5. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list percent of stock owned:

Name	Address Previous 5 Years	Birth Date	% of Stock	Title
RICHARD E. BOSTON	YORIK, MAINE	2-18-53	49%	
KATHLEEN W. BOSTON	" "	5-22-53	17%	
DAVID M. PECK	" "	4-16- 53 63	17%	
CHARLES A. PECK	" "	3-23-60	17%	

6. What is the amount of authorized stock? 1,150,000 Outstanding Stock? 1,809

7. Is any principal officer of the corporation a law enforcement official? () YES () NO

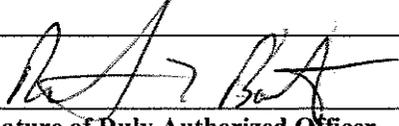
8. Has applicant(s) or manager ever been convicted of any violation of the law, other than a minor traffic violation(s), of the United States? () YES () NO.

9. If yes, please complete the following: Name: DAVID M. PECK

Date of Conviction: 1981; 1985 Offense: OUI

Location: YORIK, ME Disposition: DEBT PAID

Dated at: _____ On: _____
 City/Town Date

 Date: 1-25-2012
 Signature of Duly Authorized Officer

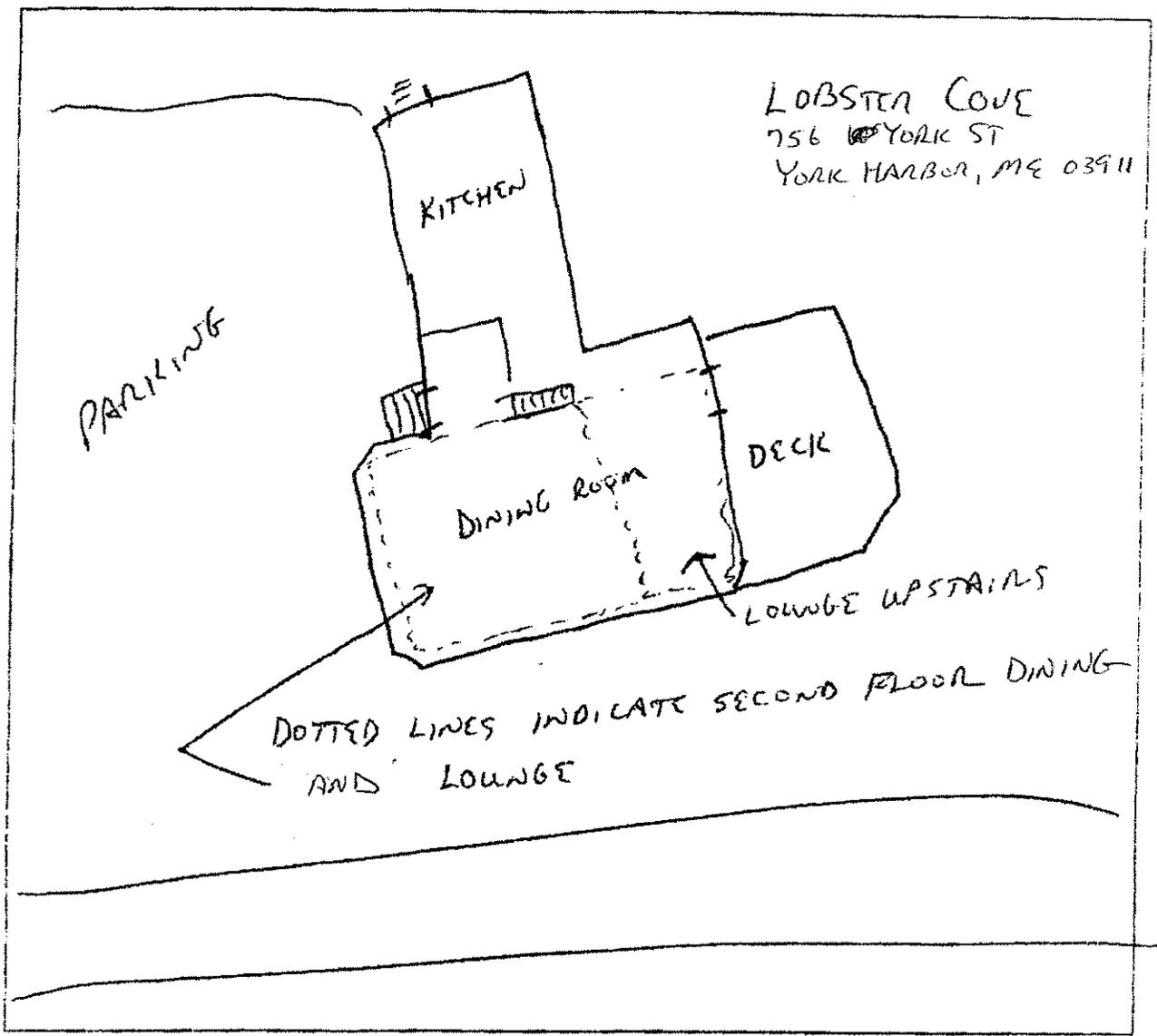
RICHARD E BOSTON
 Print Name of Duly Authorized Officer



SUPPLEMENTAL APPLICATION FORM ON-PREMISE DIAGRAM

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

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



OFFICES LOCATED AT: 397 WATER STREET GARDINER, MAINE 03345

(207) 624-8745 (Voice)

(207) 624-4478 (TDD)

(207) 624-8767 (Fax)



State of Maine



DEPARTMENT OF PUBLIC SAFETY Bureau of Liquor Licensing

License Number	Date of Issue	Date of Expiration
7347	04/12/2011	04/11/2012

THIS CERTIFICATE IS VALID ONLY BETWEEN THE DATE ISSUED AND EXPIRATION DATE APPEARING HEREIN. IT MAY BE USED ONLY FOR THE NAMED HOLDER AT THE LOCATION FOR WHICH ISSUED.

THE PERSON NAMED HEREIN IS AUTHORIZED TO SELL OR DISPENSE ALCOHOLIC BEVERAGES WITH ALCOHOLIC CONTENT PERMITTED BY LAW FOR THE PERMITS DESIGNATED BELOW.

THIS CERTIFICATE AND/OR EACH TYPE OF PERMIT REPRESENTED IS SUBJECT TO SUSPENSION, REVOCATION OR CANCELLATION AS AUTHORIZED BY TITLE 28-A OF THE REVISED STATUTES.

Owner(s): GOLDENROD, THE
Business: LOBSTER COVE
 756 YORK STREET
 YORK HARBOR, ME

CODE	PERMIT TYPE/DESCRIPTION	FEE
1101	CLASS I - SPIRIT, VINOUS, AND MALT - CLASS "A" RESTAURANT	\$900.00
2630	FILING FEE	10.00

Total Fees:

\$ 910.00

Every license shall be displayed on the licensed premises in a conspicuous location in that part of the premises where liquor is served or sold, where it can easily be seen.

Bureau of
Liquor Licensing

Commissioner

License fee is non-refundable

GOLDENROD, THE
PO BOX 1140
YORK BEACH, ME 03910

License Certificate

No. 011-014

Municipality of York, Maine
Office of the Municipal Clerk
Date: February 14th, 2011

To all whom these presents may concern:

Know Ye, that Lobster Cove Residing at 756 York Street, York Harbor Me 03911
Receipt of which is hereby acknowledged, having complied with all the requirements
of Law, Lobster Cove has been duly licensed for a Victualers, Liquor and Special Amusement
License in the Municipality of York, Maine.

This License is subject to the strict observance of all Laws and Regulations in such case
made and provided, and is to continue the 28th day of February 2012- unless sooner revoked.

Mary-Anne Szeniewski
Municipal Clerk

Seating Capacity: 120

State of Maine

DEPARTMENT OF HEALTH AND HUMAN SERVICES

EST ID: 5019
EATING PLACE >75 SEATS
120 Seats (indoors)

LOBSTER COVE
756 YORK ST
YORK HARBOR ME 03910

EXPIRES: 03/31/201

FEE: \$210.00

THE GOLDENROD
LOBSTER COVE
PO BOX 1140
YORK BEACH ME 03910-1140

Mary C. Mayhew
COMMISSIONER

NON-TRANSFERABLE

03411

ATTENTION - PLEASE READ

If you are required to submit landings reports, please use your "Landings Number" **112333** located on the upper right of your license card on ALL reports. Your license number is no longer valid for identification purposes on Landings Reports.

Thank you.

**LOBSTER COVE
PO BOX 1140
YORK BEACH ME 03910**

Renew this license online at www.MaineMarineLicensing.com
Marine Resources Licensing (207) 624-6550

112333

v

2011 State of Maine Landings Number
Department of Marine Resources **112333**
Issued: 04/01/11 Fee: \$122.00 Expires: 03/31/12

RETAIL SEAFOOD 846L

LOBSTER COVE
PO BOX 1140
YORK BEACH ME 03910

Facility: 756 YORK ST YORK HARBOR
Commissioner: Norman H. Olsen

Susan Scott

From: Mary-Anne Szeniaewski
Sent: Thursday, January 26, 2012 8:31 AM
To: Susan Scott
Subject: RE: Business License Renewal - Lobster Cove

Current with taxes.

Mary-Anne Szeniaewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniaewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Wednesday, January 25, 2012 3:26 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Mary-Anne Szeniaewski
Subject: Business License Renewal - Lobster Cove

Please find the attached renewal application for the Lobster Cove.

Thank you, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

 Please consider the environment before printing this email.

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Town of York
 186 York Street
 York, Maine 03909-1314
 TEL. 207-363-1000
 FAX 207-363-1019

LICENSE RENEWAL NOTICE

December 21, 2011

Please be advised that your license is coming up for renewal in the month of *February*. Attached is an application for license renewal. Please submit the completed application to Susan Scott, Assistant to the Town Manager at the Town Hall.

Please attach a copy of your State Liquor and Eating Place licenses as well as the previous year's Town license for our records. We will need a copy of your current State licenses for your application to be considered complete, and to be forwarded to the Board of Selectmen for their approval.

If your establishment requires the endorsement by the Board of Selectmen for a Liquor License, please submit the original Liquor License Application that you received from the State with your License Application and a copy of your current license. **Before issuance of the license, an inspection of your establishment must be completed by Code Enforcement and the Fire Department.** Please contact the Code Enforcement Office at 363-1002, and either Dave Apgar (Village Fire) at 451-8258 or the York Beach Fire Department at 363-1014 to schedule your annual inspections. These inspections must be completed and approved before your license is approved by the Board of Selectmen. **All paperwork must be returned before inspections are scheduled.**

Establishment: **The Goldenrod dba Lobster Cove**

Application Fee	\$ 50.00
Victualers License	\$ 25.00
Liquor License	\$ 25.00
Special Amusement	\$ <u>25.00</u>
Total Amount Due	\$125.00

Prompt return of your renewal application will ensure that the Town is able to process your license(s) in a timely manner.

Susan Scott

From: David Apgar
Sent: Thursday, February 02, 2012 7:19 AM
To: Susan Scott
Subject: Inspection Completed - Lobster Cove Rest.

Hi Susie,

I have completed a fire inspection at The Lobster Cove Restaurant. Please proceed with the licensing renewal process.

Thank you,

David Apgar
Deputy Fire Chief
York Village Fire Dept
Fire Inspector
207-451-8258

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AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: 2/8/2012	Type of Action: <input type="checkbox"/> Procedural <input type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: 2/13/2012	
Regular <input checked="" type="checkbox"/> Work Session <input type="checkbox"/>	
Subject: Proposed Short Sands and Long Beach Drainage Improvement Project and Maine DOT MPI Grant.	

TO: BOARD OF SELECTMEN
FROM: Dean Lessard, Director of Public Works
RECOMMENDATION: That the Department of Public Works continue to work with Oak Engineers to finalize a design, and solicit construction bids from SUR construction and their approved subcontractors to complete the additional infrastructure improvements in conjunction with the Short Sands and Long Beach Drainage projects.
PROPOSED MOTION: I move to approve that the Department of Public Works and Oak Engineers are authorized to finalize the design for the additional infrastructure improvements in conjunction with the Short Sands and Long Beach Drainage projects based on the additional funding provided by the Maine Department of Transportation's Municipal Participation Initiative grant and further that construction bids be solicited from SUR construction and their approved subcontractors to complete the additional infrastructure improvements.

Discussion:

On May 29, 2009 the voters of York approved \$800,000 to replace the existing functionally deficient underground road drainage pipes and catch basins on Main St, Bay St, Franklin St, Hawk St, Railroad Avenue and Ocean Avenue. Approximately \$160,000 of this \$800,000 was subsequently used during the FEMA drainage project to complete the Main Street improvements that were part of the original drainage approval.

On September 26, 2011 the Board of selectmen reviewed the conceptual plans for the Short Sands Drainage project. These plans included improvements that would be required to complete the drainage project and improvements that would be optional.

On October 24, 2011 the Board of Selectmen approved the required infrastructure improvements in conjunction with the proposed Drainage project. The Board of Selectmen agreed to put off the discussion of the optional infrastructure improvements to a future meeting agenda.

On December 19, 2011 the Board of Selectmen awarded the Long Beach and Short Sands Drainage projects to SUR construction.

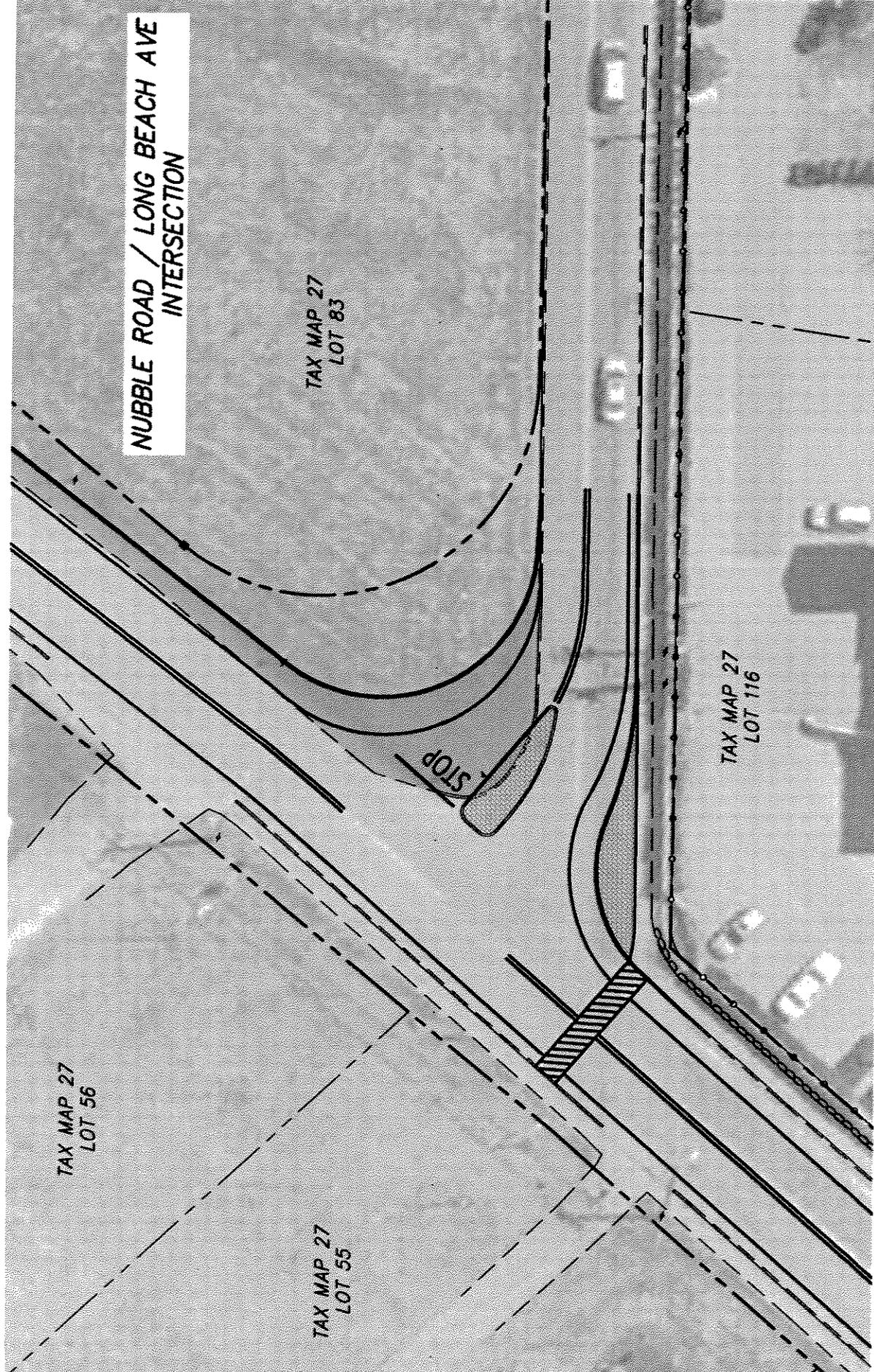
On January 11, 2012 the Town of York was informed by Maine DOT that it had been award a \$500,000 MPI grant for the Short Sands and Long Beach Drainage and road reconstruction projects. On January 23, 2012 the Board of Selectmen approved the acceptance to the \$500,000 MPI grant. Included are the four plan sheets that show the previously labeled optional infrastructure improvements. These additional improvements that were optional at that time now would be required because of the additional MPI grant funded paving. Also included is a rough engineer's estimate of the costs associated with all of the infrastructure improvements.

FISCAL IMPACT: \$500,000
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED: \$0

Prepared By: _____

Reviewed By: Robert M. Gandon

**NUBBLE ROAD / LONG BEACH AVE
INTERSECTION**



**YORK BEACH
DRAINAGE
IMPROVEMENTS
YORK, MAINE**

TOWN OF YORK
188 YORK STREET
YORK, MAINE

- VERTICAL GRANITE CURB
- GRANITE CURB TYPING
- FLUSH GRANITE CURB
- YELLOW STRIPING
- WHITE STRIPING
- ORNAMENTAL STREET LIGHT
- STORMDRAIN MANHOLE
- CATCH BASIN



John M. Whelan
SCALE
SCALE 1" = 20'

OAK
ENGINEERS
400
Portland, ME 04101-4004
Tel: (207) 771-2004
Fax: (207) 771-2004
www.oakengineers.com

**OCEAN AVENUE
(NORTH)**
Additional Improvements

K	PUBLIC MEETING	12/18/11
J	PUBLIC MEETING	8/28/11
I	TOWN REVIEW	8/19/11
H	TOWN REVIEW	8/13/11
G	TOWN REVIEW	8/10/11
F	TOWN REVIEW	8/4/11
E	TOWN REVIEW	7/27/11
D	TOWN REVIEW	7/15/11
C	TOWN REVIEW	7/15/11
B	TOWN REVIEW	7/11/11
A	Preparation/Issue	8/16/11

Drawn by: JM
Checked by: JMB
Approved by: JMB
Project: 10418081
Date: MAY 2011

Figure 1A



**YORK BEACH
DRAINAGE
IMPROVEMENTS
YORK, MAINE**

**TOWN OF YORK
188 YORK STREET
YORK, MAINE**

- VERTICAL GRANITE CURB
- GRANITE CURB TPOORIN
- FLUSH GRANITE CURB
- YELLOW STRIPING
- WHITE STRIPING
- ORNAMENTAL STREET LIGHT
- STORMDRAIN MANHOLE
- CATCH BASIN



John McKinley

SCALE
SCALE 1" = 20'



OAK
ENGINEERS
400 Commercial Street, Suite 404
Portland, ME 04101
Tel: (207) 775-2144
Fax: (207) 775-2144
www.oakengineers.com

Additional Improvements

No.	Revision/Issue	Date
K	PUBLIC MEETING	10/18/11
J	PUBLIC MEETING	9/28/11
I	TOWN REVIEW	9/15/11
H	TOWN REVIEW	9/13/11
G	TOWN REVIEW	8/18/11
F	TOWN REVIEW	8/16/11
E	TOWN REVIEW	7/27/11
D	TOWN REVIEW	7/21/11
C	TOWN REVIEW	7/19/11
B	TOWN REVIEW	7/11/11

Checked by: JIM
Drawn by: JIM
Project: 104-00001
Date: MAY 2011

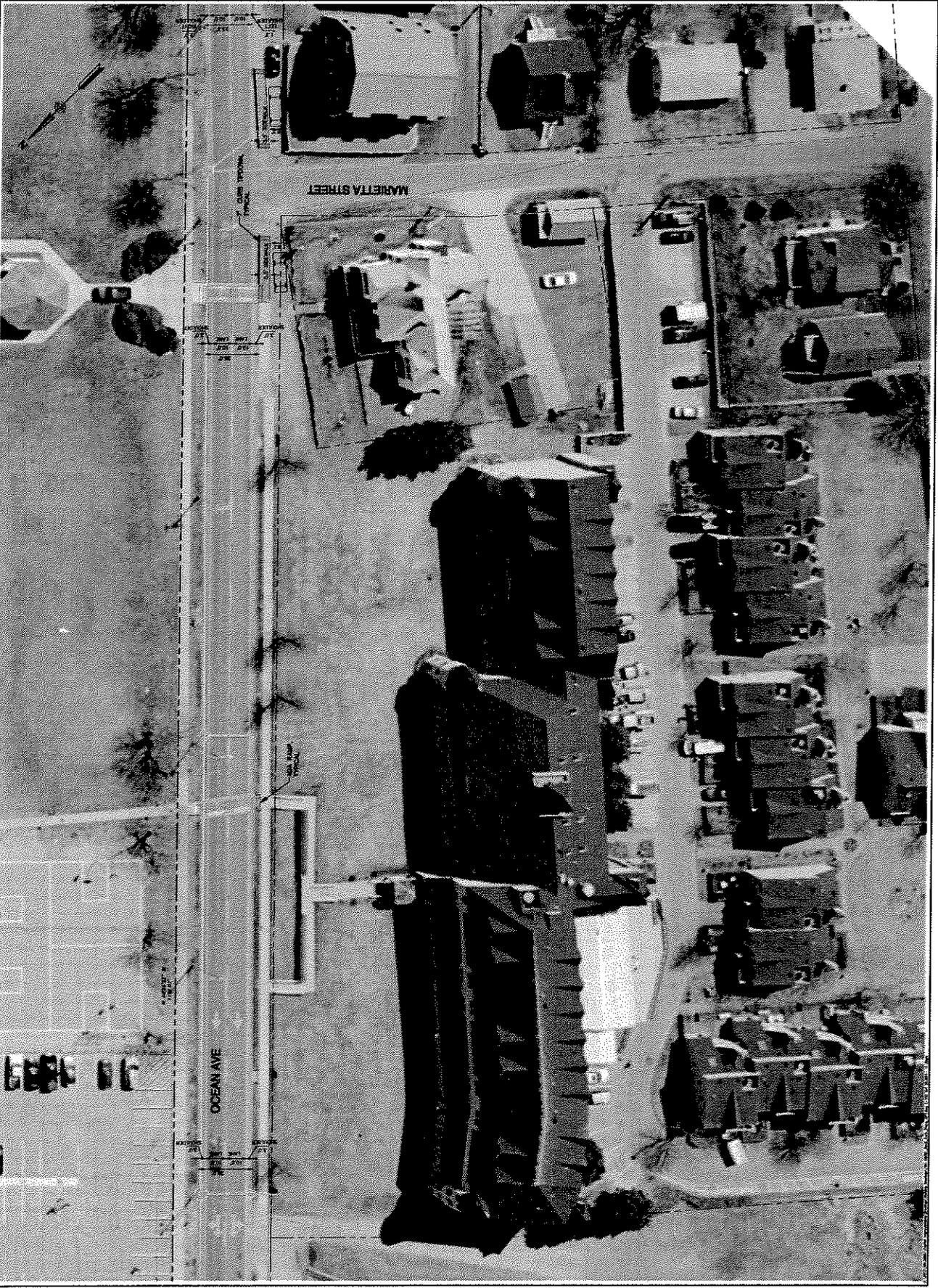


Figure 2A

**YORK BEACH
DRAINAGE
IMPROVEMENTS
YORK, MAINE**

**TOWN OF YORK
186 YORK STREET
YORK, MAINE**

- VERTICAL GRANITE CURB
- GRANITE CURB TYPEDOWN
- FLUSH GRANITE CURB
- YELLOW STRIPING
- WHITE STRIPING
- ORNAMENTAL STREET LIGHT
- STORMWATER MANHOLE
- CATCH BASIN



John M. Whiting

SCALE
SCALE 1" = 20'



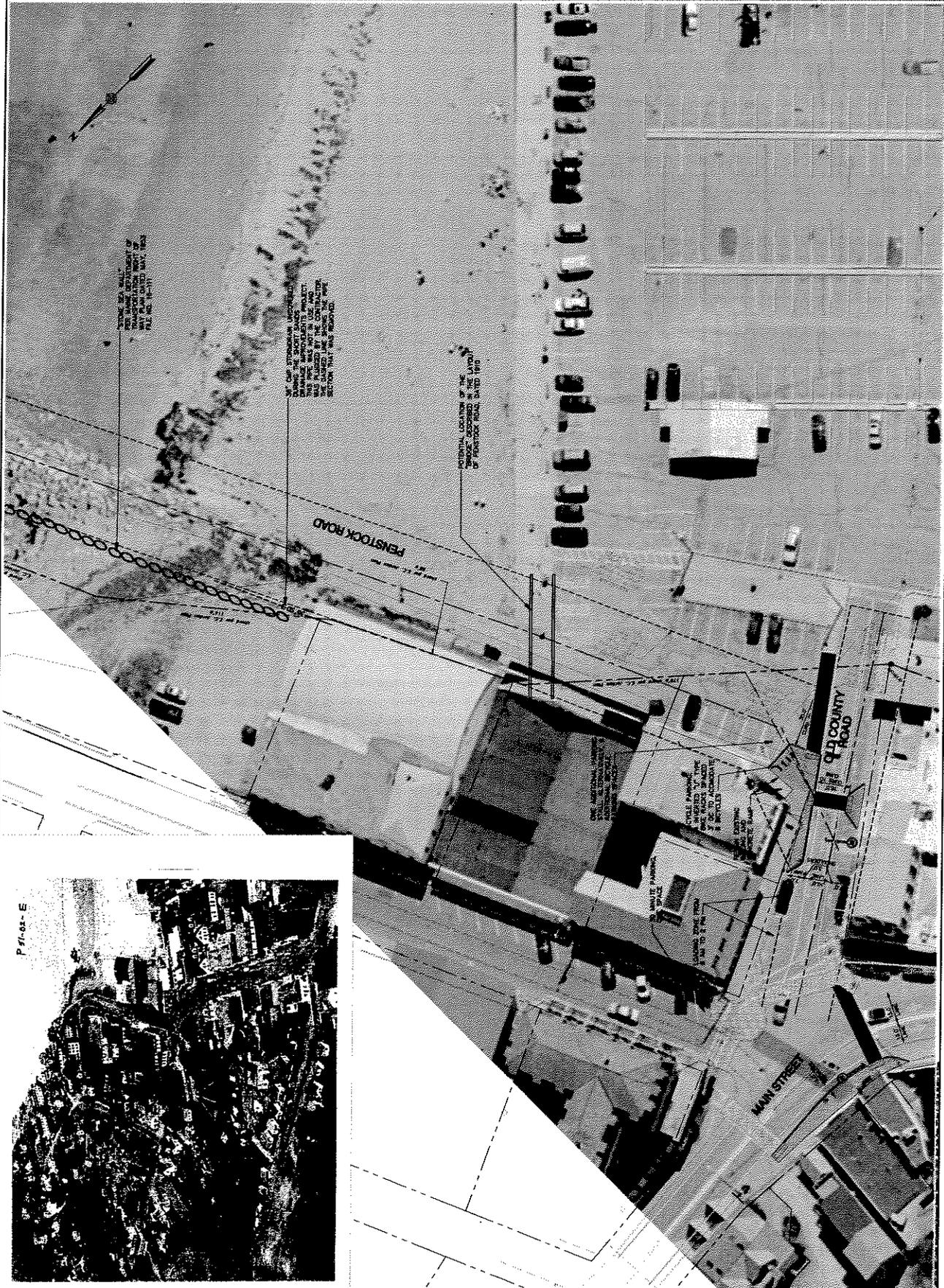
OAK
ENGINEERS
400
CONCORD, ME 04108
Tel: (207) 771-2004
Fax: (207) 771-2004
www.oakengineers.com

**MAIN STREET AND
PENSTOCK ROAD
Additional Improvements**

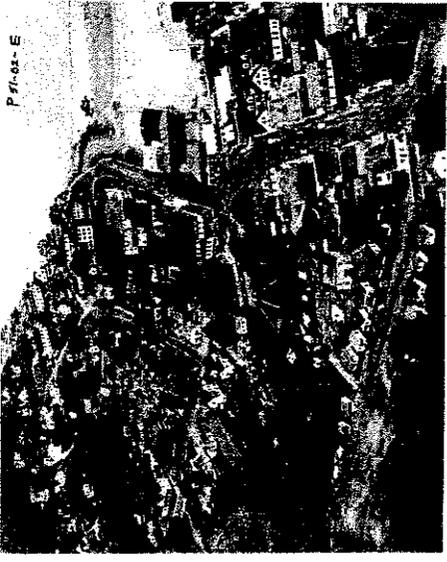
Item	Date
K	PUBLIC MEETING 10/16/11
J	PUBLIC MEETING 9/26/11
I	TOWN REVIEW 9/15/11
H	TOWN REVIEW 8/12/11
G	TOWN REVIEW 8/16/11
F	TOWN REVIEW 8/4/11
E	TOWN REVIEW 7/27/11
D	TOWN REVIEW 7/21/11
C	TOWN REVIEW 7/19/11
B	TOWN REVIEW 7/11/11
A	Submittal/Review
Rev	Date

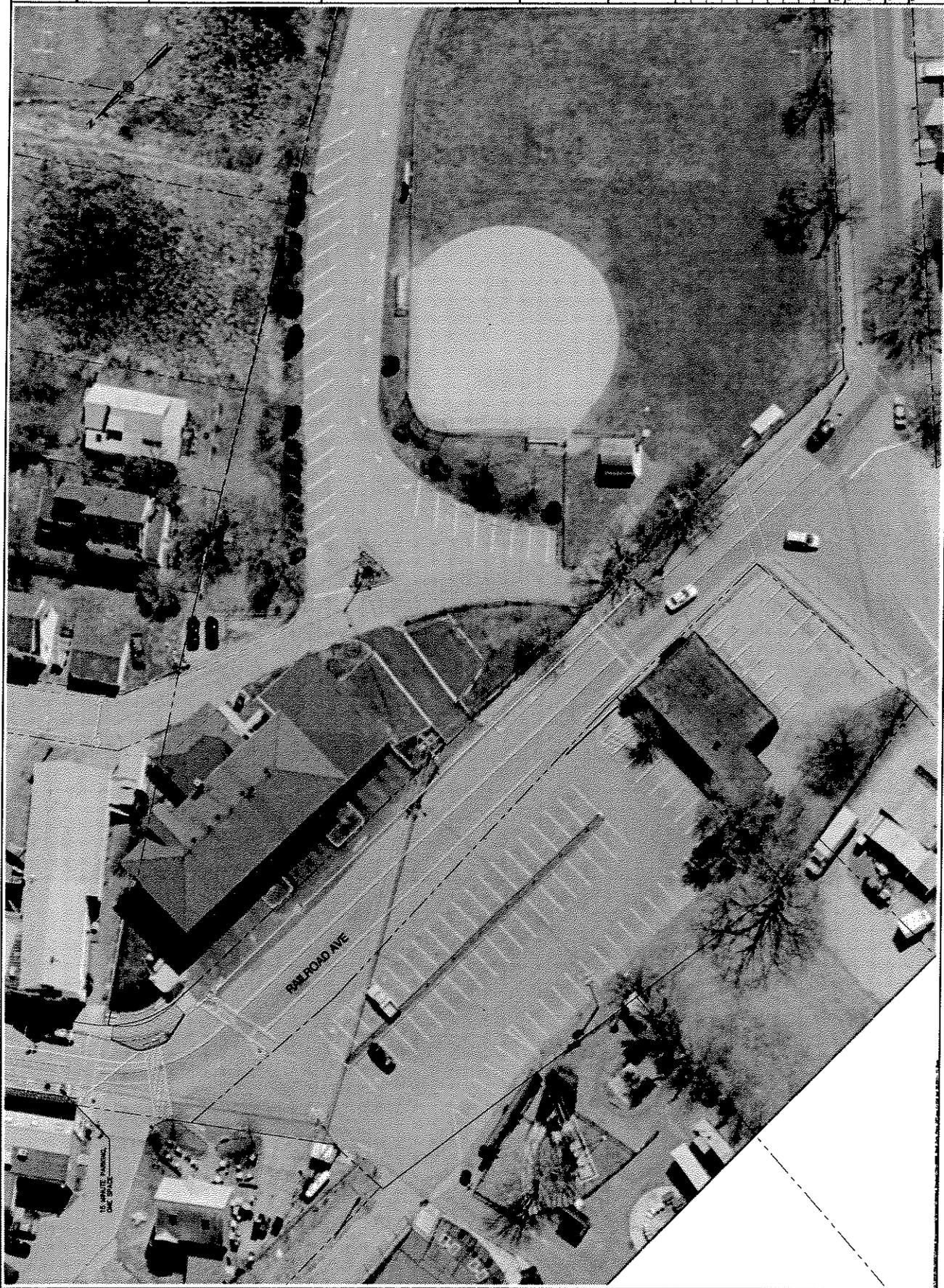
Drawn by: JIM
Checked by: SJS
Date: MAY 2011
Project: 104-00081
Approved by: SJS

Figure 3A



P-71-05-E





YORK BEACH
DRAINAGE
IMPROVEMENTS
YORK, MAINE

TOWN OF YORK
188 YORK STREET
YORK, MAINE

- VERTICAL GRANITE CURB
- GRANITE CURB TROUW
- FLUSH GRANITE CURB
- YELLOW STRIPING
- WHITE STRIPING
- ORNAMENTAL STREET LIGHT
- STORMWATER MANHOLE
- CATCH BASIN



John P. Mahoney

SCALE
SCALE 1" = 20'



OAK
ENGINEERS
400 Commercial Street, Suite 404
York, ME 04390
Tel: (207) 752-2004
Fax: (207) 772-3248
www.oak-engineers.com

RAILROAD AVENUE
Additional Improvements

K	PUBLIC MEETING	10/18/11
J	PUBLIC MEETING	9/28/11
I	TOWN REVIEW	8/18/11
H	TOWN REVIEW	8/13/11
G	TOWN REVIEW	8/18/11
F	TOWN REVIEW	8/4/11
E	TOWN REVIEW	7/27/11
D	TOWN REVIEW	7/19/11
C	TOWN REVIEW	7/19/11
B	TOWN REVIEW	7/11/11

Drawn by	JAM	Date	
Checked by	SJB		
Approved by	JAM		
Project No.	10A-0001	Scale	MAY 2011

Figure 4A



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: 2/8/2012	Type of Action: <input type="checkbox"/> Procedural <input type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: 2/13/2012	
Regular <input checked="" type="checkbox"/> Work Session <input type="checkbox"/>	
Subject: Proposed Broadway and Airport Drive Drainage Improvement Project.	

TO: BOARD OF SELECTMEN
FROM: Dean Lessard, Director of Public Works
RECOMMENDATION: That the Department of Public Works continue to work with Oak Engineers to finalize a design, secure drainage easements & environmental permits and solicit construction bids to replace and upgrade the existing drainage system on Ocean Ave Extension, Airport Drive Extension, Broadway and Willow streets.
PROPOSED MOTION: I move to authorize the Department of Public Works to finalize design, secure drainage easements & environmental permits and solicit construction bids to replace and upgrade the existing drainage system on Ocean Ave Extension, Airport Drive Extension, Broadway and Willow streets.

Discussion:

Major storm water problems continue to exist in York Beach today. The problems include extensive flooding of developed areas lying behind the roadways built on the old dune system. Storm water runoff, especially along beach areas in York have been an ongoing problem for many years. These storm events have been well documented by records and photographs showing chronic flooding problems in the Short Sands Beach area. Many of the catch basins and underground drainage pipes are not sized to carry the projected flows without significant surcharge. The pipes and structures are simply under sized. The inadequate drainage system creates de facto detention areas in the low lying developed areas. The de facto detention areas can become damaging floods during storm events above

certain intensity. York's Storm Water Management plan recommends improvements to this drainage system and identifies it as Drain Outfall "G" problem area #5.

On May 19, 2007 the voters of York approved \$75,000 for preliminary engineering to replace the existing functionally deficient underground road drainage pipes and catch basins on Ocean Ave Extension, Airport Drive Extension, Broadway, and Willow Street.

On May 17, 2008 the voters of York approved \$575,000 for environmental permits and construction of the proposed Drainage improvements.

The project will replace the existing old underground and undersized road drainage system. The new proposed system is designed to handle storm water runoff for the next 50+ years. The proposed drainage pipes and Structures will outlet into a new box culvert that will minimize, reduce and possibility eliminate flooding and the associated road and private property damage.

FISCAL IMPACT: \$650,000
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED: \$0

Prepared By: _____

Reviewed By: Robert B. Gandon

**BROADWAY
DRAINAGE
IMPROVEMENTS
YORK, MAINE**

TOWN OF YORK
185 YORK STREET
YORK, MAINE

CONCEPT ONLY



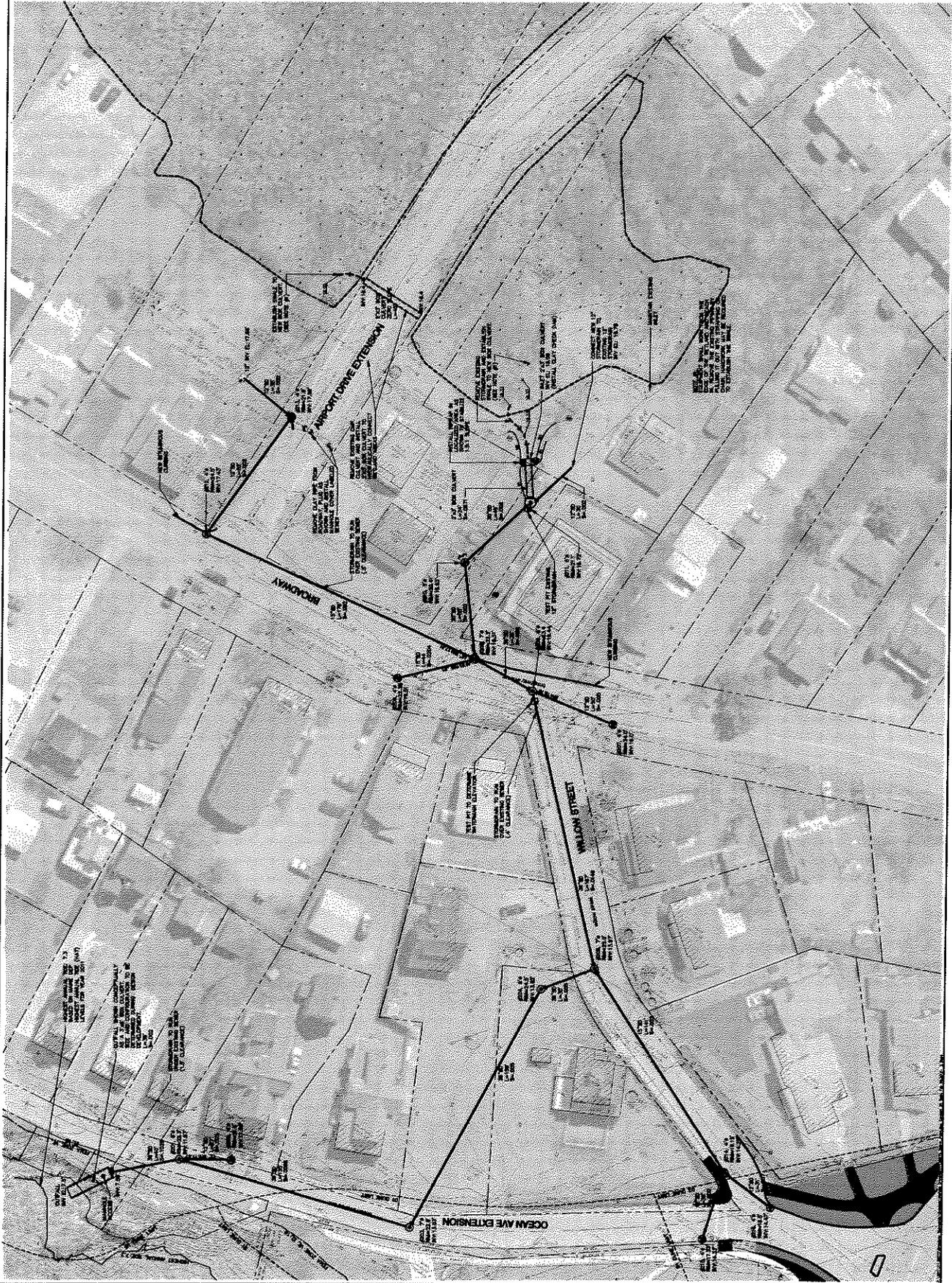
SCALE
SCALE 1" = 25'
0 10 20

OAK
ENGINEERS
400 Commercial Street, Suite 404
Tel: (207) 772-2004
Fax: (207) 772-2008
www.oak-engineers.com

**STORMDRAIN
TRUNKLINE**

E	TOWN REVIEW	2/2/12	
D	TOWN REVIEW	12/2/11	
C	TOWN/ADDP REVIEW	11/16/11	
B	TOWN REVIEW	9/16/11	
A	TOWN REVIEW	9/12/11	
Rev	Revised/Issue	Date	
Drawn by	AM	Checked by	SKB
Plot by	AM	Approved by	SKB
Date	11/16/12	Sheet	SEPT 12, 2011

SHEET 1





AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 9, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session _____	
Subject: Appointment of Gregory R. Gosselin as member to the Assessment Review Board.	

TO: BOARD OF SELECTMEN
FROM: Susan Scott
RECOMMENDATION:
PROPOSED MOTION: I move to approve the appointment of Gregory R. Gosselin as Member to the Assessment Review Board with a term to expire June 30, 2014.

Discussion: The Board of Selectmen interviewed Gregory R. Gosselin on January 23, 2012 to serve on the Assessment Review Board with a term to expire June 30, 2014.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Susan H. Scott

Reviewed By: Robert B. Gandon

The Board of Selectmen is seeking applicants for Boards, Committees and Commissions. If you have an interest in becoming involved in your community, please fill out the following form and return to the Town Manager's Office, York Town Hall, 186 York Street, York, Maine 03909.

TOWN OF YORK
Application for Membership
Town Boards, Committees, Commissions

Date: 12/23/2011

Name: Gregory R. Gosselin

Telephone: 207-752-2353

Address: 4 Thunder Hill
 York, Maine 03909

Mailing Address: Gosselin Realty Group
 P.O. Box 39 3
 York, Maine 03909

State of Residency: Maine

E-Mail Address: greg@greggosselin.com

Why do you wish to serve? Being in the real estate profession, I fell that this would be a good opportunity to help support the community utilizing my skill sets and area knowledge.

What expertise can you provide? I have extensive real estate experience both in commercial/business and residential sales. I have been a resource for Rick Mace over the years providing insight and opinion on unusual sales. I have experience in commercial and residential development. I have access to the Maine Multiple Listing Service which would allow me to further analyze the market and help resolve challenges to assessments. I am also employed by national financial institutions to perform BPO's Broker Price Opinions to determine real estate values on a regular basis.

Please check the Board(s), Committee(s), or Commission(s) you wish to apply to for membership consideration.

<input type="checkbox"/> Charter Commission	<input type="checkbox"/> Open Space Committee
<input type="checkbox"/> Appeals Board	<input type="checkbox"/> Parks & Recreation Board
<input checked="" type="checkbox"/> Assessment Review Board	<input type="checkbox"/> Planning Board
<input type="checkbox"/> Cable TV Regulatory Committee	<input type="checkbox"/> Senior Citizens Advisory Board
<input type="checkbox"/> Capital Planning Committee	<input type="checkbox"/> Shellfish Conservation Commission
<input type="checkbox"/> Conservation Commission	<input type="checkbox"/> Sohier Park Committee
<input type="checkbox"/> Harbor Board	<input type="checkbox"/> Tax Task Force Committee
<input type="checkbox"/> Historic District Committee	<input type="checkbox"/> York Harbor Site Design Review Board
<input type="checkbox"/> York Village Sub-Committee	<input type="checkbox"/> York Housing Authority
<input type="checkbox"/> Municipal Social Service Review Bd.	<input type="checkbox"/> Energy Efficiency Steering Committee

Susan Scott

From: Greg Gosselin [greg@greggosselin.com]
Sent: Thursday, December 22, 2011 6:24 PM
To: Susan Scott
Cc: Greg Gosselin
Subject: BC APPLICATION - 2011
Attachments: BC APPLICATION - 2011.doc

Hi Susan,

I have attached the application for your review. If I need to add anything to that let me know. I have also reached out to 2 other real estate brokers to join me to up the number of members. If they are not interested, I will reach out to others that may be civic minded!

Merry Christmas,

Greg



See What Maine Has To Offer You!

Warmest Regards,

A handwritten signature in black ink, appearing to read "Greg".

Gregory R. Gosselin ~ Broker/Owner ME & NH

www.teamgosselin.com

 Dir: 207.363.2414 Ext. *101

 Cell: 207.752.2353

 Fax: 207.857.3069

Gosselin Realty Group

Meadowbrook Plaza
647 US Route One, Ste. 210
POB 393
York, ME 03909

*Maine is more than just a place to live, a short vacation or a getaway. Maine is a gift.
She captures your heart when you arrive and holds a small piece behind till you return. ~ Greg Gosselin*



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 10, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <u> X </u> Work Session	
Subject: Public Hearings For the Sale of Town Owned Properties	

TO: Board of Selectmen
FROM: Robert G. Yandow, Town Manager
RECOMMENDATION:
PROPOSED MOTION:

Discussion: Public Hearings are scheduled concerning the sale of five town-owned properties. Two of the properties; 27 Haskell Way and 86 Scituate Road were subject to bids by abutters. Three of the properties; 302 Mountain Road, 40 Walt Kuhn Road and 70 Walt Kuhn Road are listed with the Gosselin Realty Group.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Robert G. Yandow Reviewed By: _____



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 10, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <u> X </u> Work Session	
Subject: Sale of 86 Scituate Road	

TO: Board of Selectmen
FROM: Robert G. Yandow, Town Manager
RECOMMENDATION:
PROPOSED MOTION: I move to authorize the Town manager to sign a Purchase and Sale Agreement with Roberta G. Taylor for the sale of 86 Scituate Road in the amount of \$30,000.00

Discussion: Roberta Taylor, an abutter to 86 Scituate Road, was the high bidder for the property.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Robert G. Yandow Reviewed By: _____



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 10, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session	
Subject: Sale of 27 Haskell Way	

TO: Board of Selectmen
FROM: Robert G. Yandow, Town Manager
RECOMMENDATION:
PROPOSED MOTION: I move to authorize the Town Manager to sign a Purchase and Sale Agreement with Patricia and Sheila Callahan for the sale of 27 Haskell Way in the amount of \$2,701.00.

Discussion: Patricia and Sheila Callahan, abutters to 27 Haskell Way, were the high bidders for the property.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Robert G. Yandow Reviewed By: _____



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 8, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session _____	
Subject: Redemption Request: Tax Map 0036, Lot 0073-A – 6 Eastern Avenue	

TO: BOARD OF SELECTMEN
FROM: Susan H. Scott
RECOMMENDATION: To allow the redemption of Tax Map 0036, Lot 0073-A, 6 Eastern Avenue by the former property owner.
PROPOSED MOTION: I move to approve the redemption of Tax Map 0036, Lot 0073-A, 6 Eastern Avenue, as requested, subject to the attached conditions being met, and that all taxes, interest and administrative costs are paid in full by no later than April 13, 2012.

Discussion: Please see attached memo for details.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Susan H. Scott

Reviewed By: Robert B. Gandon



TO: Board of Selectmen

FROM: Susan H. Scott

DATE: February 8, 2012

RE: Tax Foreclosure Redemption: Map 0036, Lot 0073-A – 6 Eastern Ave.

Joanne M. Coite, former property owner of property identified as Tax Map 0036, Lot 0073-A, located at 6 Eastern Avenue in York, Maine, requests to redeem this property for which the Town has a tax lien for Fiscal Year 2010. The Town foreclosed on this property as of December 15, 2011 for non-payment of the FY10 tax lien.

We are recommending to the Selectmen that Joanne M. Coite be allowed to redeem this property providing the following conditions are met:

Condition #1 – Joanne M. Coite pay all current taxes, interest and lien costs owed, which totals \$9,499.30 as of January 23, 2012.

Condition #2 – Joanne M. Coite pay Town Administrative costs involved with the processing of the foreclosure disposition, a total of \$200.00. This amount covers the cost of issuing a Quit Claim Deed and the administrative costs in processing this redemption.

Condition #3 – Joanne M. Coite shall pay in full, to the Town of York, all current taxes, interest, administrative costs and lien costs, which total **\$9,699.30** by no later than **April 13, 2012**. (Please note this figure may have added interest due on the date payment is made.)

Condition #4 – Prior to redeeming this property, Joanne M. Coite shall pay in full, to the York Sewer District, all current fees, interest, administrative costs and lien costs, which total **\$912.72** by no later than **March 31, 2012**. (Please note this figure may have added interest due on the date payment is made.)

PARCEL INFORMATION

MAP/LOT/UNIT

Map 0036, Lot 0073-A

OWNER (S)

Owner listed as Joanne M. Coite.

PARTY REQUESTING REDEMPTION

Joanne M. Coite has requested she be allowed to redeem the property.

SIZE OF LOT

.12 Acres

ASSESSED VALUE

\$326,200

DESCRIPTION OF FORECLOSURE ACTION

The Town has filed a tax lien on this property for the Fiscal Year 2010. The FY10 lien matured and was foreclosed on December 15, 2011.

TAXES OWED/PAID

The Tax Collector has confirmed taxes have been outstanding on this property since FY10. The total amount of taxes, interest and lien costs owed is \$9,499.30 as of January 23, 2012 which breaks down as follows:

FY2012	\$ 2,989.07
FY2011	\$ 3,207.33
FY2010	\$ 3,302.90

2/9/12

Board of Selectmen:

I am writing this letter to request that the Board extend payment of my past due taxes for 60 days. Within this time period, I will pay off my taxes in full.

Thank you all so much.

Joanne P. Coite

Town of York
Tax Map # 0036 0073 A
Parcel Id 7236
6 EASTERN AVENUE
COITE JOANNE M Since Mar 2004
6 EASTERN AVE
YORK ME 03909

Class	1010 Single Fam MDLO	Property Type	1 Residential
Tax Code	9352 9352	Size Total	5227 Square Feet
FY	2012		

Owner (Current)

COITE JOANNE M
 6 EASTERN AVE
 YORK ME 03909

Tax Assessment

CURRENT YEAR INFO 2012

Land Value	Improvements	Total Value	Tax Rate	True Taxes	Total Taxes
\$180,500	\$145,700	\$326,200	9.35000	\$3,049.97	\$2,956.47

PRIOR YEAR INFO 2011

Land Value	Improvements	Total Value	Total Taxes
\$180,500	\$150,500	\$331,000	\$2,921.10

Tax Title/Lien

Taking Date	Redemption Date	Petition Date	Foreclosure Date	Disclaimer Date	Title Redemption
7/18/2011 9:53:01 AM					
Title Court	Title Court No				

A/R Inquiry

Bill Number	Sub System								
2012 RE1785	Real Property Tax								
Install	Billed	Adjt Bill	Int/Pen	Fee(s)	Refunded	Adjt.	Abated	Paid	Balance
1 st	\$1,478.24								\$1,478.24
2 nd.	\$1,478.23								\$1,478.23
	\$2,956.47								\$2,956.47
							1/23/2012 - Late Charges:		\$32.60
							Total Due:		\$2,989.07

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
8/16/2011	1 st	Billed	\$1,478.24	\$1,478.24		Posted
8/16/2011	2 nd	Billed	\$1,478.23	\$2,956.47	\$2,956.47	Posted

A/R Inquiry

Bill Number	Sub System								
2011 RE1794	Tax Title								
Install	Billed	Adjt Bill	Int/Pen	Fee(s)	Refunded	Adjt.	Abated	Paid	Balance
1 st	\$3,101.45								\$3,101.45
							1/23/2012 - Late Charges:		\$105.88
							Total Due:		\$3,207.33

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/18/2011		Transferred Principal	\$2,921.10	\$2,921.10		Posted
7/18/2011		Transferred Principal	\$180.35	\$3,101.45		Posted

Town of York
Tax Map # 0036 0073 A
Parcel Id 7236
6 EASTERN AVENUE
COITE JOANNE M Since Mar 2004
6 EASTERN AVE
YORK ME 03909

Class	1010 Single Fam MDL0	Property Type	1 Residential
Tax Code	9352 9352	Size Total	5227 Square Feet
FY	2012		

Bill Number		Sub System								
2010 TT122613		Tax Title								
Install	Billed	Adj. Bill	Int/Pen	Fee(s)	Refunded	Adj.	Abated	Paid	Balance	
1 st	\$2,728.44		\$170.96	\$8.59					\$2,907.99	
									1/23/2012 - Late Charges:	\$394.91
									Total Due:	\$3,302.90

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
6/14/2010	1 st	Transferred Principal	\$2,728.44	\$2,728.44		Posted
6/14/2010	1 st	Transferred (Int./Pen.)	\$34.54	\$2,762.98		Posted
6/14/2010	1 st	Transferred (Int./Pen.)	\$136.42	\$2,899.40		Posted
10/25/2011		Fee	\$5.59	\$2,904.99		Posted
10/25/2011		Fee	\$3.00	\$2,907.99		Posted

Bill Number		Sub System								
2008 TT100461		Tax Title								
Install	Billed	Adj. Bill	Int/Pen	Fee(s)	Refunded	Adj.	Abated	Paid	Balance	
1 st	\$2,613.06		\$314.47					\$2,927.53	\$0.00	
									1/23/2012 - Late Charges:	\$0.00
									Total Due:	\$0.00

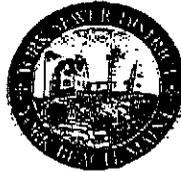
Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
8/12/2008	1 st	Transferred Principal	\$2,613.06	\$2,613.06		Posted
8/12/2008	1 st	Transferred (Int./Pen.)	\$26.64	\$2,639.70		Posted
8/12/2008	1 st	Transferred (Int./Pen.)	\$203.20	\$2,842.90		Posted
11/26/2008	1 st	Interest	\$84.63	\$2,927.53		Posted
11/26/2008	1 st	Payment	(\$2,613.06)	\$314.47		Posted
11/26/2008	1 st	Payment	(\$203.20)	\$111.27		Posted
11/26/2008	1 st	Payment	(\$84.63)	\$26.64		Posted
11/26/2008	1 st	Payment	(\$26.64)	\$0.00		Posted

Bill Number		Sub System								
2007 TT88890		Tax Title								
Install	Billed	Adj. Bill	Int/Pen	Fee(s)	Refunded	Adj.	Abated	Paid	Balance	
1 st	\$2,577.12		\$606.38					\$3,183.50	\$0.00	
									1/23/2012 - Late Charges:	\$0.00
									Total Due:	\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/18/2007	1 st	Transferred Principal	\$2,577.12	\$2,577.12		Posted
7/18/2007	1 st	Transferred (Int./Pen.)	\$26.42	\$2,603.54		Posted
7/18/2007	1 st	Transferred (Int./Pen.)	\$189.38	\$2,792.92		Posted
11/26/2008	1 st	Interest	\$390.58	\$3,183.50		Posted
11/26/2008	1 st	Payment	(\$2,577.12)	\$606.38		Posted
11/26/2008	1 st	Payment	(\$189.38)	\$417.00		Posted
11/26/2008	1 st	Payment	(\$390.58)	\$26.42		Posted
11/26/2008	1 st	Payment	(\$26.42)	\$0.00		Posted

	Balance:	\$6,009.44
	1/23/2012 - Total Late Charges:	\$500.79
	Total Due:	\$6,510.23

*Charlotte
363-4232*



YORK SEWER DISTRICT
P.O. BOX 1039
YORK BEACH, MAINE 03910

BOARD OF TRUSTEES:
THOMAS FARNON, CHAIRMAN
ARTHUR BERGER, VICE CHAIRMAN
ROBERT HOYT, TREASURER
FREDERICK BOARDMAN, CLERK
WAYNE MCINTIRE, TRUSTEE

FAX 207-363-6701

ADMINISTRATION OFFICE
21 BAY HAVEN ROAD
207-363-4232
TREATMENT PLANT OPERATIONS
363-5581

JANUARY 9, 2012

IN ACCOUNT WITH

JOANNE COITE
6 EASTERN AVE
YORK, MAINE 03909

MAP 36, LOT 73A

561

CURRENT SEWER BILL 7/1/2011 THRU 3/31/2012 \$ 329.83

2007 SEWER LIEN	283.97
INTEREST	178.92
ADMINISTRATIVE COSTS	120.00
THIS LIEN WILL MATURE 1/01/2010	\$ 912.72

Post-it® Fax Note	7671	Date	1/9/12	# of pages	2
To	Tracy Roy	From	Charlotte Courcy		
Co./Dept	Town of York	Co./Dept	York Sewer Dist		
Phone #		Phone #	363-4232		
Fax #	363-1019	Fax #	363-6701		

THE DISTRICT CHARTER GRANTS US THE RIGHT TO CLAIM ALL PROPERTIES UPON MATURITY OF SEWER LIENS, WHICH IS 18 MONTHS. SUCH PROPERTIES MAY BE ADVERTISED FOR SALE AND SOLD AT PUBLIC AUCTION.

State of Maine
Tax Lien Certificate
2009

Doc# 2010023373
Bk 15879 Pg 482
Received York SS
06/15/2010 9:21AM
Debra L. Anderson
Register of Deeds

002868

COITE JOANNE M
6 EASTERN AVE
YORK, ME 03909

I, MARY-ANNE SZENIAWSKI, Collector of Taxes for the Town of York, a municipal corporation located in the County of York, State of Maine, hereby give you notice that a tax in the amount of \$2,728.44 has been assessed, and was committed to me for collection on August 4, 2009, against real estate in said Town of York, and against COITE JOANNE M as owner(s) thereof, said real estate being described as follows:

Real Estate located at: 6 EASTERN AVENUE

Map Lot Description: 0036-0073-A

Registry of Deeds reference: B13994P265

Map and Lot numbers refer to such numbers as found on tax maps of the Town of York, prepared by: Town of York Maine and dated April 2009, on file at the Town of York municipal office.

I give you further notice that said tax, together with interest in the amount of \$136.42, which has been added to and has become part of said tax, remains unpaid; That a lien is claimed on said real estate, above described, to secure the payment of said tax; that proper demand for payment of said tax has been made in accordance with Title 36, Section 942, revised statutes of 1964, as amended.

Costs to be paid by taxpayer:
Statutory Fees and
Mailing Costs : \$34.54
Principal : \$2,728.44
Interest : \$136.42

Total : \$2,899.40



MARY-ANNE SZENIAWSKI
Tax Collector
Town of York

NOTICE: The municipality has policy under 36 M.R.S.A. Section 906 to apply all payments to the oldest outstanding tax obligation. If you are uncertain of the status on this property, contact the Tax Collector.

NOTICE: Partial payments do not waive a lien.

York, SS. State of Maine York, Maine June 15, 2010

Then personally appeared the above named MARY-ANNE SZENIAWSKI, Collector of Taxes, and acknowledged the foregoing instrument to be her free act and deed in her said capacity.

Before Me, 
Melissa A. Avery
Notary Public
December 29, 2012

STATE OF MAINE
NOTICE OF IMPENDING AUTOMATIC FORECLOSURE
Title 36, M.R.S.A. Section 943

IMPORTANT: DO NOT DISREGARD THIS NOTICE. YOU WILL LOSE YOUR PROPERTY UNLESS YOU PAY YOUR REAL ESTATE LIEN, INTEREST AND COSTS.

COITE JOANNE M
6 EASTERN AVE
YORK ME 03909

November 02, 2011

MAP: 0036 0073 A

Account No. RE

LOCATION: 6 EASTERN AVENUE

AR_ID: 47005

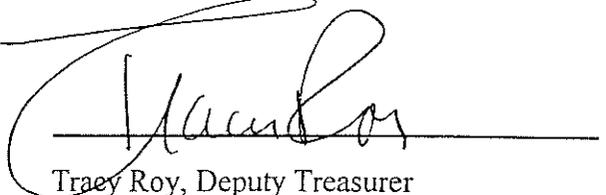
You are the party named on a Real Estate Lien certificate filed on June 15, 2010 and recorded in Book 13994 , Page 265 in the York County Registry of Deeds. This filing has created a Real Estate lien Mortgage on the real estate described therein.

On , 12/15/2011, the Real Estate lien mortgage will be foreclosed and your right to recover your property by paying the taxes, interest and costs that are owed will expire.

**IF THE REAL ESTATE LIEN FORECLOSES,
THE TOWN OF YORK WILL
OWN YOUR PROPERTY.**

If you cannot pay the property taxes you owe, please contact me to discuss this notice.

IF YOU ARE A DEBTOR IN BANKRUPTCY,
THIS NOTICE DOES NOT APPLY TO YOU.


Tracy Roy, Deputy Treasurer
Town of York
11/2/2011 12:00:00AM

NOTICE: The municipality has a policy, pursuant to 36 M.R.S.A. § 906, to apply all payments to the oldest outstanding tax obligation. Contact the Treasurer if you are uncertain of the status of the taxes on the property referred to in the tax lien certificate described above.

December 30, 2011

Dear Mr. Yandow,

My name is Joanne Coite and I live at 6 Eastern Avenue here in York. I have been a resident of this town for 41 years and I have lived on Eastern Avenue for the last 6 years.

I am writing this letter because the town has foreclosed on my property, due to non-payment of back taxes.

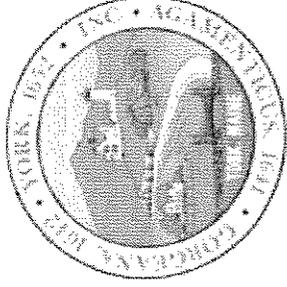
The last ten years have not been easy for me. I lost my father, mother, sister, father-in-law and my mother-in-law. My husband also walked out after 32 years of marriage. After the divorce I had to sell my home. After selling the house, I needed a place to live so I converted my parent's cottage, that was left to me, to a year round residence.

I do work and get a small social security check but I have no retirement or medical benefits.

I am blessed to have both my children and their families, living right here in York. I have five beautiful grandchildren who are the little loves of my life. I would be devastated if I should loose my home and have to move.

I am asking for your help in working out a payment arrangement for my taxes. I would be so grateful for any help you could give me.

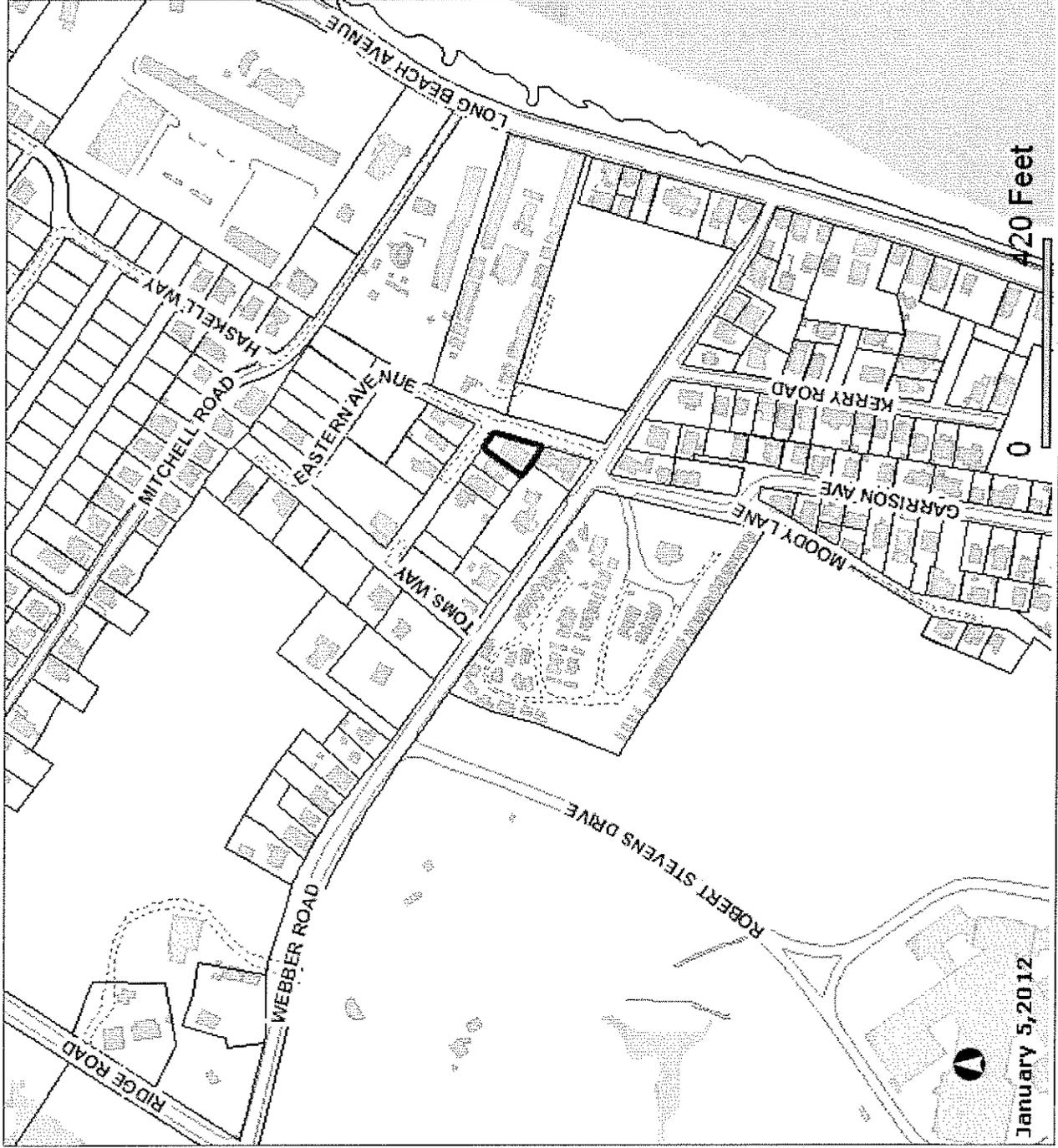
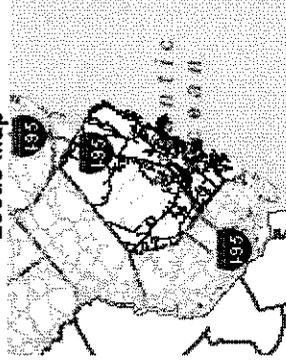
Sincerely,
Joanne Coite



REDEMPTION REQUEST

6 Eastern Avenue

Locus Map



January 5, 2012

420 Feet

Disclaimer

Town of York, ME makes no warranty or representation as to the accuracy, timeliness or completeness of any of the data. The Town of York, ME shall have no liability for the data or lack thereof, or any decision made or action taken or not taken in reliance upon any of the data.

Susan Scott

From: Mary-Anne Szeniaewski
Sent: Tuesday, January 10, 2012 8:01 AM
To: Susan Scott
Subject: RE: Redemption Request - 6 Eastern Avenue

I have no issues.

Mary-Anne Szeniaewski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniaewski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Monday, January 09, 2012 5:57 PM
To: Richard C. Mace; Mary-Anne Szeniaewski; Stephen H. Burns; Tracy Roy
Subject: Redemption Request - 6 Eastern Avenue

Hello All,

Resident Joanne M. Coite has requested to redeem her property at 6 Eastern Ave. (Map 36, Lot 73-A).

Please let me know if you have any concerns, conditions, or if you are all set with this redemption request.

Thank you, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Stephen H. Burns
Sent: Tuesday, January 10, 2012 8:08 AM
To: Susan Scott; Richard C. Mace; Mary-Anne Szeniewski; Tracy Roy
Subject: RE: Redemption Request - 6 Eastern Avenue

Greetings,

I have no issues with allowing 6 Eastern Ave to be redeemed. There are no outstanding code issues.

Steve

Stephen Burns
Community Development Director
Town of York, Maine
186 York Street, York, ME 03909
i: www.yorkmaine.org
e: sburns@yorkmaine.org
p: (207) 363-1007

From: Susan Scott
Sent: Monday, January 09, 2012 5:57 PM
To: Richard C. Mace; Mary-Anne Szeniewski; Stephen H. Burns; Tracy Roy
Subject: Redemption Request - 6 Eastern Avenue

Hello All,

Resident Joanne M. Coite has requested to redeem her property at 6 Eastern Ave. (Map 36, Lot 73-A).

Please let me know if you have any concerns, conditions, or if you are all set with this redemption request.

Thank you, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

 Please consider the environment before printing this email.

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AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 10, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session _____	
Subject: Redemption Request: Tax Map 0002, Lot 0029 – 8 Raccoon Ridge	

TO: BOARD OF SELECTMEN
FROM: Susan H. Scott
RECOMMENDATION: To allow the redemption of Tax Map 0002, Lot 0029, 8 Raccoon Ridge the former property owner.
PROPOSED MOTION: I move to approve the redemption of Tax Map 0002, Lot 0029, 8 Raccoon Ridge, as requested, subject to the attached conditions being met, and that all taxes, interest and administrative costs are paid in full with the first installment of \$3,000 due by February 17, 2012, and the remaining balance due by no later than August 13, 2012.

Discussion: Please see attached memo for details.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Susan H. Scott

Reviewed By: Robert B. Yarrow



TO: Board of Selectmen

FROM: Susan H. Scott

DATE: February 10, 2012

RE: Tax Foreclosure Redemption: Map 0002, Lot 0029 – 8 Raccoon Ridge

Jay Harriman Grey, son of Geraldine Grey and the late Harvey Grey, former owners of property identified as Tax Map 0002, Lot 0029, located at 8 Raccoon Ridge in York, Maine, requests to redeem this property, on behalf of his parents, for which the Town has a tax lien for Fiscal Year 2010. The Town foreclosed on this property as of December 15, 2011 for non-payment of the FY10 tax lien.

Please note that the Town previously foreclosed on this property in 2003, and that the Board of Selectmen approved a redemption request for Mrs. Geraldine Grey at the July 15, 2004 meeting.

We are recommending to the Selectmen that Jay Harriman Grey be allowed to redeem this property, on behalf of his parents, providing the following conditions are met:

Condition #1 – Jay Harriman Grey, on behalf of his parents, pays all current taxes, interest and lien costs owed, which totals \$6,721.59 as of February 13, 2012.

Condition #2 – Jay Harriman Grey, on behalf of his parents, pay Town Administrative costs involved with the processing of the foreclosure disposition, a total of \$200.00. This amount covers the cost of issuing a Quit Claim Deed and the administrative costs in processing this redemption.

Condition #3 – Jay Harriman Grey, on behalf of his parents, shall pay in full, to the Town of York, all current taxes, interest, administrative costs and lien costs, which total **\$6,921.59** with the First Installment of \$3,000 due by February 17, 2012, and the remaining balance due no later than **August 13, 2012**. (Please note this figure may have added interest due on the date payment is made.)

PARCEL INFORMATION

MAP/LOT/UNIT

Map 0002, Lot 0029

OWNER(S)

Owners listed as Harvey A. and Geraldine Grey.

PARTY REQUESTING REDEMPTION

Jay Harriman Grey has requested, on behalf of his parents, to redeem the property.

SIZE OF LOT

.23 Acres

ASSESSED VALUE

\$219,400

DESCRIPTION OF FORECLOSURE ACTION

The Town has filed a tax lien on this property for the Fiscal Year 2010. The FY10 lien matured and was foreclosed on December 15, 2011.

TAXES OWED/PAID

The Tax Collector has confirmed taxes have been outstanding on this property since FY10. The total amount of taxes, interest and lien costs owed is \$6,721.59 as of February 13, 2012 which breaks down as follows:

FY2012	\$ 2,080.11
FY2011	\$ 2,217.05
FY2010	\$ 2,424.43

-----Original Message-----

From: jgrey08@comcast.net [mailto:jgrey08@comcast.net]

Sent: Friday, February 10, 2012 2:23 PM

To: Susan Scott

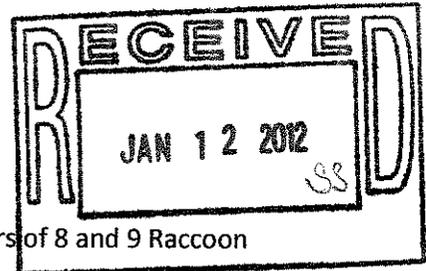
Subject: Re: FW: Redemption Request - Raccoon Ridge Properties

To whom it may concern,

In regard to the matter of redeeming said property at 8 and 9 raccoon ridge, I, Jay-Grey can pay \$3000 total towards the total of 7836.03 on the date of February 13th, at the town meeting. The remaining balance I will need 6 additional months to make payments to bring the property up to date. Unfortunately, I would love to pay the full amount, however in this current economy; I do not have the necessary funds to do so. I am asking that a deadline of August 13th be set, for the total amount to be satisfied. I hope that this arrangement will be satisfactory to the board; as I do not want to lose my father's house, however do not have the means to pay the total amount in question. I will be in attendance at the meeting on February 13th, and hope that We can resolve this matter at that time.

Thank you for your understanding

Jay Grey



Dear Board of Selectmen

My name is Jay Grey, son of Harvey and Geraldine Grey, property owners of 8 and 9 Raccoon Ridge in Cape Neddick, Me. I have recently become aware of the foreclosure proceedings that began in December of 2011, and thus left said properties in question currently in the Town of York's control. I am writing this letter in assistance to my mother Geraldine Grey in order to redeem assets in question and pay said back taxes in order to return the properties to their ownership. My mother and father spent many wonderful summers in the house residing on this property, as well as have been members of the community for over 30 years. I too have enjoyed being a part of the community and truly enjoy the privilege the Town of York has bestowed upon me for the ability to even be heard in this matter. My father, Harvey Grey has since passed away from Alzheimer's disease and my mother, Geraldine Grey, is currently undergoing treatment for complications from Multiple Sclerosis, therefore I am handling this matter on their behalf. I have a rigorous work schedule and often travel most weekdays, however I am hoping to have this matter brought before you as soon as possible and will gladly make the necessary arrangements to be at your meeting in person to show good faith. I implore you to help me make this situation right and apologize for any stress this might have caused on behalf of the tax payers and residents of the Town of York.

My best mode of communication is via email, as again I do travel very often. Let me know when a meeting of the board on this matter can be scheduled and I promise provided a proper notice I will be in attendance. I truly do appreciate your consideration in this matter, as the house is of great significance to my family and myself, and it would mean allot to my father if one day I to could enjoy the summers he so often spoke about.

Sincerely,

Jay-Harriman-Grey

Cell: 617-820-2917,

Email: jgrey@harr.com

100 Gold Star Blvd.

Worcester, MA 01606

9 Raccoon Ridge Map 2, Lot 29A
8 Raccoon Ridge Map 2, Lot 24

Town of York
Tax Map # 0002 0029
Parcel Id 9232
8 RACCOON RIDGE
GREY HARVEY A/GERALDINE Since Jan 1920
19 BRIMMER ST
BOSTON MA 02108

Class	1010 Single Fam MDLO	Property Type	1 Residential
Tax Code	4144 4144	Size Total	10019 Square Feet
FY	2012		

Owner (Current)

GREY HARVEY A/GERALDINE
 19 BRIMMER ST
 BOSTON MA 02108

Tax Assessment

CURRENT YEAR INFO 2012

Land Value	Improvements	Total Value	Tax Rate	True Taxes	Total Taxes
\$118,900	\$100,500	\$219,400	9.35000	\$2,051.39	\$2,051.39

PRIOR YEAR INFO 2011

Land Value	Improvements	Total Value	Total Taxes
\$118,900	\$100,500	\$219,400	\$1,996.54

Tax Title/Lien

Taking Date	Redemption Date	Petition Date	Foreclosure Date	Disclaimer Date	Title Redemption
7/16/2009					
Title Court	Title Court No				

A/R Inquiry

Bill Number	Sub System								
2012 RE4016	Real Property Tax								
Install	Billed	Adjst Bill	Int/Pen	Fee(s)	Refunded	Adjst.	Abated	Paid	Balance
1 st	\$1,025.70								\$1,025.70
2 nd	\$1,025.69								\$1,025.69
	\$2,051.39								\$2,051.39
									2/13/2012 - Late Charges:
									\$28.72
									Total Due:
									\$2,080.11

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
8/16/2011	1 st	Billed	\$1,025.70	\$1,025.70		Posted
8/16/2011	2 nd	Billed	\$1,025.69	\$2,051.39	\$2,051.39	Posted

A/R Inquiry

Bill Number	Sub System								
2011 RE4012	Tax Title								
Install	Billed	Adjst Bill	Int/Pen	Fee(s)	Refunded	Adjst.	Abated	Paid	Balance
1 st	\$2,136.64								\$2,136.64
									2/13/2012 - Late Charges:
									\$80.41
									Total Due:
									\$2,217.05

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/18/2011		Transferred Principal	\$1,996.54	\$1,996.54		Posted
7/18/2011		Transferred Principal	\$140.10	\$2,136.64		Posted

Town of York

Tax Map # 0002 0029

Parcel Id 9232

8 RACCOON RIDGE

GREY HARVEY A/GERALDINE Since Jan 1920

19 BRIMMER ST

BOSTON MA 02108

Class	1010 Single Fam MDLO	Property Type	1 Residential
Tax Code	4144 4144	Size Total	10019 Square Feet
FY	2012		

Bill Number	Sub System								
2010 TT122731	Tax Title								
Install	Billed	Adjst Bill	Int/Pen	Fee(s)	Refunded	Adjst.	Abated	Paid	Balance
1 st	\$1,984.55		\$133.77	\$8.59					\$2,126.91
									2/13/2012 - Late Charges:
									\$297.52
									Total Due:
									\$2,424.43

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
6/14/2010	1 st	Transferred Principal	\$1,984.55	\$1,984.55		Posted
6/14/2010	1 st	Transferred (Int./Pen.)	\$34.54	\$2,019.09		Posted
6/14/2010	1 st	Transferred (Int./Pen.)	\$99.23	\$2,118.32		Posted
10/25/2011		Fee	\$5.59	\$2,123.91		Posted
10/25/2011		Fee	\$3.00	\$2,126.91		Posted

Bill Number	Sub System								
2009 TT111817	Tax Title								
Install	Billed	Adjst Bill	Int/Pen	Fee(s)	Refunded	Adjst.	Abated	Paid	Balance
1 st	\$1,952.66		\$488.35	\$8.54				\$2,449.55	\$0.00
									2/13/2012 - Late Charges:
									\$0.00
									Total Due:
									\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/16/2009	1 st	Transferred Principal	\$1,952.66	\$1,952.66		Posted
7/16/2009	1 st	Transferred (Int./Pen.)	\$40.08	\$1,992.74		Posted
7/16/2009	1 st	Transferred (Int./Pen.)	\$139.32	\$2,132.06		Posted
12/13/2010		Fee	\$5.54	\$2,137.60		Posted
12/13/2010		Fee	\$3.00	\$2,140.60		Posted
12/23/2010		Interest	\$308.95	\$2,449.55		Posted
12/23/2010		Payment	(\$2,449.55)	\$0.00		Posted

Bill Number	Sub System								
2008 TT100582	Tax Title								
Install	Billed	Adjst Bill	Int/Pen	Fee(s)	Refunded	Adjst.	Abated	Paid	Balance
1 st	\$1,935.90		\$501.93					\$2,437.83	\$0.00
									2/13/2012 - Late Charges:
									\$0.00
									Total Due:
									\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
8/12/2008	1 st	Transferred Principal	\$1,935.90	\$1,935.90		Posted
8/12/2008	1 st	Transferred (Int./Pen.)	\$26.64	\$1,962.54		Posted
8/12/2008	1 st	Transferred (Int./Pen.)	\$150.54	\$2,113.08		Posted
3/1/2010	1 st	Interest	\$324.75	\$2,437.83		Posted
3/1/2010	1 st	Payment	(\$1,935.90)	\$501.93		Posted
3/1/2010	1 st	Payment	(\$150.54)	\$351.39		Posted
3/1/2010	1 st	Payment	(\$324.75)	\$26.64		Posted
3/1/2010	1 st	Payment	(\$26.64)	\$0.00		Posted

Bill Number	Sub System								
2002 TT20571	Tax Title								
Install	Billed	Adjst Bill	Int/Pen	Fee(s)	Refunded	Adjst.	Abated	Paid	Balance
1 st	\$2,082.40		\$206.65					\$2,289.05	\$0.00
									2/13/2012 - Late Charges:
									\$0.00
									Total Due:
									\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/26/2002	1 st	Interest	\$6.65	\$6.65		Posted
7/26/2002	1 st	Transferred Principal	\$2,082.40	\$2,089.05		Posted
7/26/2002	1 st	Transferred (Int./Pen.)	\$37.36	\$2,126.41		Posted
7/26/2002	1 st	Transferred (Int./Pen.)	\$162.64	\$2,289.05		Posted
7/26/2002	1 st	Payment	(\$2,082.40)	\$206.65		Posted
7/26/2002	1 st	Payment	(\$162.64)	\$44.01		Posted
7/26/2002	1 st	Payment	(\$6.65)	\$37.36		Posted

Town of York
Tax Map # 0002 0029
Parcel Id 9232
8 RACCOON RIDGE
GREY HARVEY A/GERALDINE Since Jan 1920
19 BRIMMER ST
BOSTON MA 02108

Class	1010 Single Fam MDLO	Property Type	1 Residential
Tax Code	4144 4144	Size Total	10019 Square Feet
FY	2012		

7/26/2002	1 st	Payment	(\$37.36)	\$0.00	Posted
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Bill Number	Sub System	Tax Title	Int/Pen	Fee(s)	Refunded	Adjt.	Abated	Paid	Balance
2001 TT20570			\$380.80					\$2,244.00	\$0.00
Install	Billed	Adjt Bill							
1 st	\$1,863.20								
								2/13/2012 - Late Charges:	\$0.00
								Total Due:	\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/26/2001	1 st	Interest	\$208.64	\$208.64		Posted
7/26/2001	1 st	Transferred Principal	\$1,863.20	\$2,071.84		Posted
7/26/2001	1 st	Transferred (Int./Pen.)	\$36.68	\$2,108.52		Posted
7/26/2001	1 st	Transferred (Int./Pen.)	\$135.48	\$2,244.00		Posted
7/26/2001	1 st	Payment	(\$1,863.20)	\$380.80		Posted
7/26/2001	1 st	Payment	(\$135.48)	\$245.32		Posted
7/26/2001	1 st	Payment	(\$208.64)	\$36.68		Posted
7/26/2001	1 st	Payment	(\$36.68)	\$0.00		Posted

Bill Number	Sub System	Tax Title	Int/Pen	Fee(s)	Refunded	Adjt.	Abated	Paid	Balance
2000 TT20569			\$517.91	\$3.94		(\$8.94)		\$2,233.63	\$0.00
Install	Billed	Adjt Bill							
1 st	\$1,720.72								
								2/13/2012 - Late Charges:	\$0.00
								Total Due:	\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/14/2000	1 st	Fee	\$3.94	\$3.94		Posted
7/14/2000	1 st	Interest	\$359.44	\$363.38		Posted
7/14/2000	1 st	Transferred Principal	\$1,720.72	\$2,084.10		Posted
7/14/2000	1 st	Transferred (Int./Pen.)	\$52.84	\$2,136.94		Posted
7/14/2000	1 st	Transferred (Int./Pen.)	\$105.63	\$2,242.57		Posted
7/14/2000	1 st	Payment	(\$1,720.72)	\$521.85		Posted
7/14/2000	1 st	Payment	(\$105.63)	\$416.22		Posted
7/14/2000	1 st	Payment	(\$359.44)	\$56.78		Posted
7/14/2000	1 st	Payment	(\$47.84)	\$8.94		Posted
7/14/2000	1 st	Adjustment	(\$8.94)	\$0.00		Posted

Bill Number	Sub System	Tax Title	Int/Pen	Fee(s)	Refunded	Adjt.	Abated	Paid	Balance
1999 TT20568			\$250.76			\$465.74		\$1,605.08	\$0.00
Install	Billed	Adjt Bill							
1 st	\$888.58								
								2/13/2012 - Late Charges:	\$0.00
								Total Due:	\$0.00

Entry Date	Install	Trans Type	Amount	Balance Due	Amount Billed	Posted Flag
7/15/1999	1 st	Adjustment	\$232.87	\$232.87		Posted
7/15/1999	1 st	Adjustment	\$67.13	\$300.00		Posted
7/15/1999	1 st	Adjustment	\$300.00	\$600.00		Posted
7/15/1999	1 st	Interest	\$201.41	\$801.41		Posted
7/15/1999	1 st	Transferred Principal	\$888.58	\$1,689.99		Posted
7/15/1999	1 st	Transferred (Int./Pen.)	\$34.75	\$1,724.74		Posted
7/15/1999	1 st	Transferred (Int./Pen.)	\$14.60	\$1,739.34		Posted
7/15/1999	1 st	Payment	(\$232.87)	\$1,506.47		Posted
7/15/1999	1 st	Payment	(\$32.38)	\$1,474.09		Posted
7/15/1999	1 st	Payment	(\$34.75)	\$1,439.34		Posted
7/15/1999	1 st	Payment	(\$300.00)	\$1,139.34		Posted
7/15/1999	1 st	Payment	(\$189.89)	\$949.45		Posted
7/15/1999	1 st	Payment	(\$110.11)	\$839.34		Posted
7/15/1999	1 st	Payment	(\$294.58)	\$544.76		Posted
7/15/1999	1 st	Payment	(\$5.42)	\$539.34		Posted
7/15/1999	1 st	Payment	(\$404.11)	\$135.23		Posted
7/15/1999	1 st	Payment	(\$0.97)	\$134.26		Posted

Town of York
Tax Map # 0002 0029
Parcel Id 9232
8 RACCOON RIDGE
GREY HARVEY A/GERALDINE Since Jan 1920
19 BRIMMER ST
BOSTON MA 02108

Class	1010 Single Fam MDL0		Property Type		1 Residential
Tax Code	4144 4144		Size Total		10019 Square Feet
FY	2012				
7/15/1999	1 st	Adjustment	(\$9.18)	\$125.08	Posted
7/15/1999	1 st	Adjustment	(\$125.08)	\$0.00	Posted

Balance:	\$4,263.55
2/13/2012 - Total Late Charges:	\$377.93
Total Due:	\$4,641.48

State of Maine
Tax Lien Certificate
2009

Doc# 2010023458
Bk 15879 Pg 567
Received York SS
06/15/2010 9:21AM
Debra L. Anderson
Register of Deeds

003003

GREY HARVEY A/GERALDINE
19 BRIMMER ST
BOSTON, MA 02108

I, MARY-ANNE SZENIAWSKI, Collector of Taxes for the Town of York, a municipal corporation located in the County of York, State of Maine, hereby give you notice that a tax in the amount of \$1,984.55 has been assessed, and was committed to me for collection on August 4, 2009, against real estate in said Town of York, and against GREY HARVEY A/GERALDINE as owner(s) thereof, said real estate being described as follows:

Real Estate located at: 8 RACCOON RIDGE

Map Lot Description: 0002-0029

Registry of Deeds reference: B10158P338

Map and Lot numbers refer to such numbers as found on tax maps of the Town of York, prepared by: Town of York Maine and dated April 2009, on file at the Town of York municipal office.

I give you further notice that said tax, together with interest in the amount of \$99.23, which has been added to and has become part of said tax, remains unpaid; That a lien is claimed on said real estate, above described, to secure the payment of said tax; that proper demand for payment of said tax has been made in accordance with Title 36, Section 942, revised statutes of 1964, as amended.

Costs to be paid by taxpayer:

Statutory Fees and	
Mailing Costs	: \$34.54
Principal	: \$1,984.55
Interest	: \$99.23

Total	: \$2,118.32

Mary Anne Szeniaowski
MARY-ANNE SZENIAWSKI
Tax Collector
Town of York

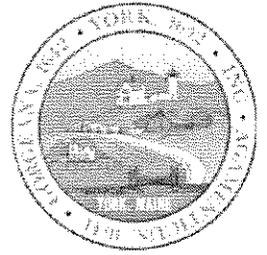
NOTICE: The municipality has policy under 36 M.R.S.A. Section 906 to apply all payments to the oldest outstanding tax obligation. If you are uncertain of the status on this property, contact the Tax Collector.

NOTICE: Partial payments do not waive a lien.

York, SS. State of Maine York, Maine June 15, 2010

Then personally appeared the above named MARY-ANNE SZENIAWSKI, Collector of Taxes, and acknowledged the foregoing instrument to be her free act and deed in her said capacity.

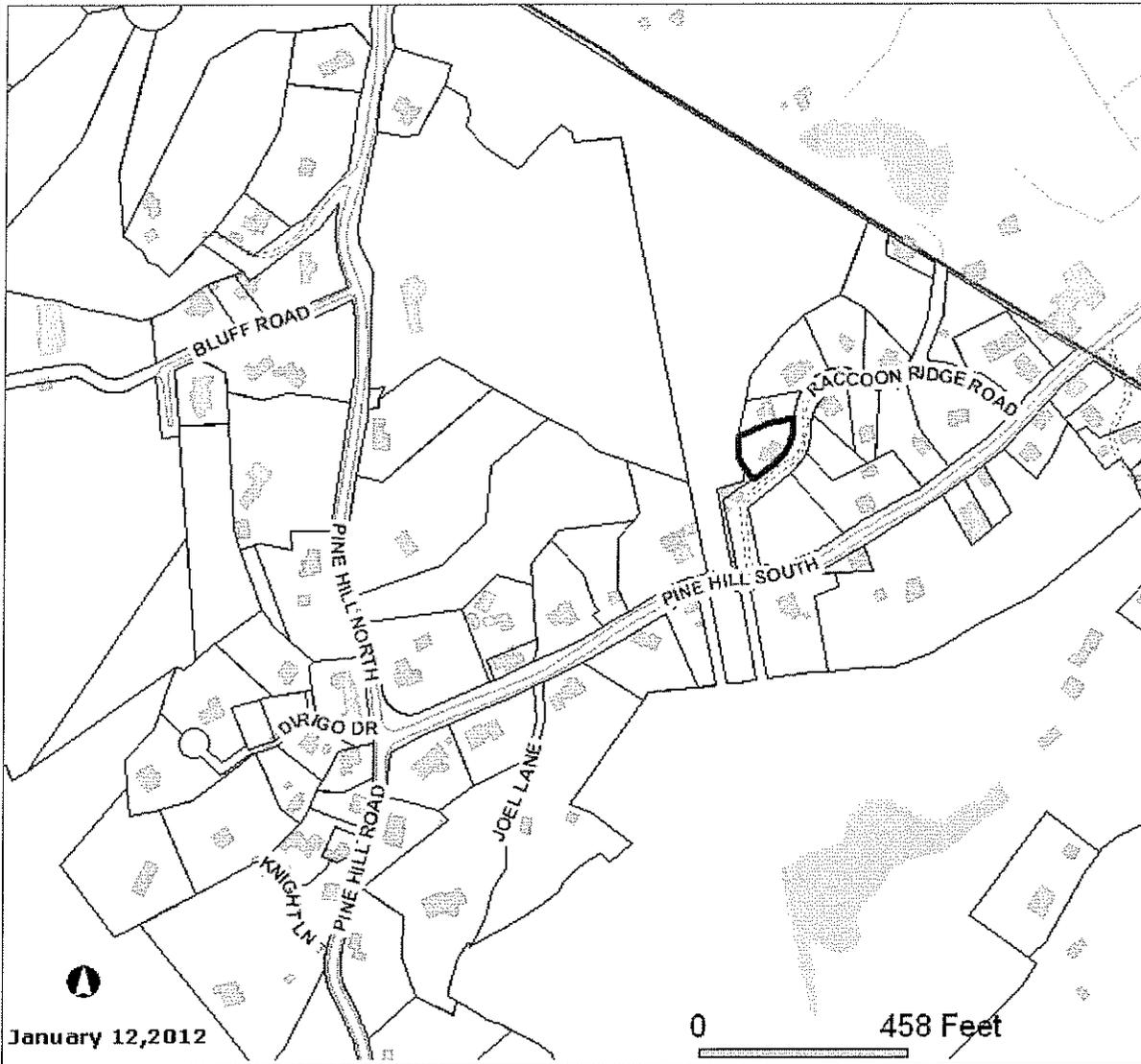
Before Me, *Melissa A. Avery*
Melissa A. Avery
Notary Public
December 29, 2012



REDEMPTION REQUEST
8 Raccoon Ridge

Subject Property Data

Parcel ID	158-049
Old Parcel ID	0002-0029
Owner Name	GREY HARVEY A/GERALDINE
Prop Location	8 RACCOON RIDGE
Co-Owner	
Owner Addr	19 BRIMMER ST
Owner City	BOSTON, MA 02108
Land Area (Acres)	0.23000459
Land Value	118900
Building Value	100500
Total Value	219400



January 12, 2012

0 458 Feet

Disclaimer

Town of York, ME makes no warranty or representation as to the accuracy, timeliness or completeness of any of the data. The Town of York, ME shall have no liability for the data or lack thereof, or any decision made or action taken or not taken in reliance upon any of the data.

Susan Scott

From: Mary-Anne Szeniaowski
Sent: Thursday, January 12, 2012 2:10 PM
To: Susan Scott
Subject: RE: Redemption Request - 8 & 9 Raccoon Ridge

No problem for me.

Mary-Anne Szeniaowski
Town Clerk/Tax Collector
Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: mszeniaowski@yorkmaine.org
p: (207) 363-1003, Ext. 272
f: (207) 363-1009

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From: Susan Scott
Sent: Thursday, January 12, 2012 2:06 PM
To: Richard C. Mace; Mary-Anne Szeniaowski; Stephen H. Burns; Tracy Roy
Subject: Redemption Request - 8 & 9 Raccoon Ridge

Hello All,

Jay-Harriman-Grey is requesting to redeem 2 properties formerly owned by his parents: 8 Raccoon Ridge (Map 2, Lot 29) and 9 Raccoon Ridge (Map 2, Lot 29A) which is land only.

Please let me know if you have any concerns, conditions, or if you are all set with this redemption request.

Tracy – could you provide me the total outstanding taxes and lien notices for the above 2 properties?

Thank you, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Richard C. Mace
Sent: Monday, January 23, 2012 10:03 AM
To: Susan Scott
Subject: RE: Redemption Request - 8 & 9 Raccoon Ridge

Go for it!

Richard C. Mace

Tax Assessor

Town of York, Maine
186 York Street, York, ME 03909-1314
i: www.yorkmaine.org
e: rmace@yorkmaine.org
p: (207) 363-1005, Ext. 261
f: (207) 363-1009

 Please consider the environment before printing this email.

From: Susan Scott
Sent: Monday, January 23, 2012 9:58 AM
To: Tracy Roy; Richard C. Mace; Stephen H. Burns
Subject: FW: Redemption Request - 8 & 9 Raccoon Ridge

Hi again,

Haven't heard back on this redemption request.

If possible, can you all respond in the next few days.

Thanks, Susie.

Susan Scott

Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

 Please consider the environment before printing this email.

From: Susan Scott
Sent: Thursday, January 12, 2012 2:06 PM
To: Richard C. Mace; Mary-Anne Szeniawski; Stephen H. Burns; Tracy Roy
Subject: Redemption Request - 8 & 9 Raccoon Ridge

Hello All,

Susan Scott

From: Stephen H. Burns
Sent: Tuesday, January 24, 2012 4:41 PM
To: Susan Scott; Tracy Roy; Richard C. Mace
Subject: RE: Redemption Request - 8 & 9 Raccoon Ridge

Hi Susie,

I have no issues with these redemptions.

Steve

Stephen Burns
Community Development Director
Town of York, Maine
186 York Street, York, ME 03909
i: www.yorkmaine.org
e: sburns@yorkmaine.org
p: (207) 363-1007

From: Susan Scott
Sent: Monday, January 23, 2012 9:58 AM
To: Tracy Roy; Richard C. Mace; Stephen H. Burns
Subject: FW: Redemption Request - 8 & 9 Raccoon Ridge

Hi again,

Haven't heard back on this redemption request.

If possible, can you all respond in the next few days.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

 Please consider the environment before printing this email.

From: Susan Scott
Sent: Thursday, January 12, 2012 2:06 PM
To: Richard C. Mace; Mary-Anne Szeniawski; Stephen H. Burns; Tracy Roy
Subject: Redemption Request - 8 & 9 Raccoon Ridge

Susan Scott

From: Susan Scott
Sent: Monday, January 23, 2012 10:48 AM
To: 'jgrey@harr.com'
Subject: Town of York - Property Redemption

Hello Mr. Grey,

We are in receipt of your request to redeem both 8 and 9 Raccoon Ridge on behalf of your mother, Geraldine Grey and your late father.

I have started to prepare paperwork with intent to complete it this week. Once complete, I will send you a copy for your review including amounts due the Town, and will schedule it for an upcoming Board of Selectmen meeting, most likely for their Monday, February 13, 2012 meeting at 7:00pm. The Board of Selectmen will review and consider approving your request. There is no need on your part to appear at the Selectmen's meeting but you are most welcome to attend should you choose to do so.

Please feel free to contact me if you have further questions or concerns. I will be contacting you shortly.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

 Please consider the environment before printing this email.

Susan Scott

From: jgrey@harr.com
Sent: Tuesday, January 24, 2012 10:25 AM
To: Susan Scott
Subject: Re: Town of York - Property Redemption

please forward all mail concerning this matter to 100 gold star blvd, worcester ma, 01606,

thank you,

Jay Grey
Business Manager
Harr Motor Company
6178202917
jgrey@harr.com

From: Susan Scott
Sent: Monday, January 23, 2012 11:36 AM
To: jgrey@harr.com
Subject: RE: Town of York - Property Redemption

I will email you the paperwork but will need an actual physical address as well if you could please provide one.

Thanks, Susie

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

 Please consider the environment before printing this email.

From: jgrey@harr.com [<mailto:jgrey@harr.com>]
Sent: Monday, January 23, 2012 11:30 AM
To: Susan Scott
Subject: Re: Town of York - Property Redemption

Thank you very much, keep me updated and I will do whatever I have to do to rectify the situation, please email me the paperwork,

and if it must be sent in the mail, let me know and I will provide an appropriate mailing address for you.

thank you again,



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: January 26, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session _____	
Subject: Application for License for Incorporated Civic Organization: Old York Historical Society	

TO: BOARD OF SELECTMEN
FROM: Susan Scott
RECOMMENDATION: Approve Permit Application
PROPOSED MOTION: I move to approve the Application for License for Incorporated Civic Organization for the Old York Historical Society event, "Tap Tap Tap Jefferds Tavern Dinner", to be held on March 31, 2012 from 6:30PM to 9:00PM.

Discussion: This application will allow Old York Historical Society to serve alcohol at this fundraising event. This is a one-time license that will solely cover this event.

FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Susan H. Scott

Reviewed By: Robert H. Gandon

**MAINE DEPT OF
PUBLIC SAFETY**

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164
Tel: (207) 624-7220 Fax: (207) 287-3424



**APPLICATION FOR LICENSE FOR
INCORPORATED CIVIC ORGANIZATION**
\$50.00 Fee / \$10.00 Filing Fee
Check Payable: Treasurer State of Maine

1. (a) Full Name of Applicant: Old York Historical Society
(Corporate Name)
- (b) Corporate Address: 207 York Street, P.O. Box 312, York, ME 03909
Street Address City/Town State Zip Code
- (c) Authorized Corporate Office: _____
- (d) Address: _____
Street Address Town/City State Zip Code
- (e) Telephone Number: Sawa (207) 363-4974 Fax: (207) 363-4021

INFORMATION PERTAINING TO SPECIAL EVENTS OR GATHERINGS

2. (a) Title and Purpose of Event: Tap Tap Tap Jefferds Tavern Dinner (Fundraiser)
- (b) Date of Event: Saturday, March 31, 2012 Time – From: 6:30 p.m. AM/PM To: 9:00 p.m. AM/PM
- (c) **Inside** **Outside** Event (If **Outside**, attach diagram of area)
- (d) Location of Event: 3 Lindsay Road, York, ME 03909
- (e) Number of Persons Attending: 125
- (f) Name and Address of Sponsor: same as applicant
Address: _____ Town/City: _____ State: _____
- (g) Name and Address of Caterer: Mountain Caterers
Address: PO Box 1762 Town/City: Wells State: ME
- (If other than licensee): Museums of Old York will be serving the alcohol.
- (If food is to be served): Mountain Caterers will be serving the food.
- (h) Type of building to be occupied: Museum Visitor Center and adjoining buildings

(i) Area to be licensed: 3 Lindsay Road, York, ME 03909

Dated at: York, Maine on July 20, 2011
Town/City, State Month/Day

NOTE:

This application must be signed by a duly authorized officer of the corporation executing the application and approved by the Municipal Officer/Country Commissioners and filed with the Liquor Licensing & Inspection Division.

Old York Historical Society

NAME OF CORPORATION

BY: [Signature]
CORPORATE OFFICER'S SIGNATURE - TITLE

Scott Stevens, Executive Director
PRINTED NAME & TITLE

STATE OF MAINE

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

On: _____
Date

The undersigned being: Municipal Offices County Commissioners of the

City Town Plantation Unincorporated Place of: York, Maine

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

Signature	Print

**72 Hours in Advance of Said Event or Gathering
REQUESTED**

N.B. If said event or gathering is located in an unincorporated place, the application must be approved by the County Commissioners of the County wherein the event or gathering is to take place and the above approval form may be changed in accordance with the fact.



AGENDA ITEM NUMBER: _____

REQUEST FOR ACTION BY BOARD OF SELECTMEN

Date Submitted: February 3, 2012	Type of Action: <input type="checkbox"/> Procedural <input checked="" type="checkbox"/> Formal Action <input type="checkbox"/> Other: _____
Date Action Requested: February 13, 2012	
Regular <input checked="" type="checkbox"/> Work Session _____	
Subject: Special Event Permit Application: Dawn Firespin	

TO: BOARD OF SELECTMEN
FROM: Susan H. Scott
RECOMMENDATION: Approve Permit Application
PROPOSED MOTION: I move to approve the Special Event Permit for the Dawn Firespin that will be held on Sunday, March 4, 2012 from approximately 5:00 AM to 7:00 AM.

Discussion: All appropriate departments have been notified and given approval, see attached.

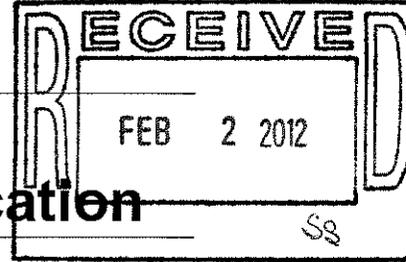
FISCAL IMPACT:
DEPARTMENT LINE ITEM ACCOUNT:
BALANCE IN LINE ITEM IF APPROVED:

Prepared By: Susan H. Scott

Reviewed By: Robert B. Gannon



Town of York, Maine Special Event Permit Application



This application for a special event permit is hereby presented to the York Town Manager, 186 York Street, York, ME 03909.

Date: 1/31/2012

Name of Event: Dawn Firespin

Type of Event: Performance

Organization Name: None. This is a small gathering of friends. Phone #: (603) 781-4318

Organization Address: N/A City N/A State: N/A Zip: N/A

Applicant Name: Jeremy Day Phone #: (603) 781-4318

Applicant Address: 4 Monument Terrace City: Medford State: MA Zip: 02155

Contact Name for Day of Event: Jeremy Day Contact Phone # (603) 781-4318

Date of Event: March 4th, 2012 Day of Week: Sunday

Starting Time: 5AM Ending Time: 7 AM

Assembly Area: Long Sands Beach (near intersection of Long Beach Ave and Oceanside Ave)

Dispersal Area: N/A. This is a stationary event

Event Route: N/A. This is a stationary event

Approximate Number of Persons Attending (If more than 500, Insurance coverage needed) 20-25

Describe number of bands, vehicles, signs, floats, or other articles carried or displayed along with method of participation (walking, bicycles, motorcycles etc): One or two at a time the participants will engage in the art of fire spinning or a supervisory safety position.

Describe how group is organized and supervised to insure order : I've enclosed my original submission to the York Beach Fire Department below. It does the best job of highlighting who we are, what we do, and how we keep the performance organized and safe. As an addendum to this, I would specify that for this event in particular, there will be two people (myself included) overseeing the performance space to ensure smooth and safe activities. This includes, but is not limited to, organizing whom is performing next as to minimize crowding, ensuring that proper safety precautions have been observed including the presence of one safety observer for each performer, and making sure the space is respected.

Purpose of the Event: Watching the sunrise while doing something we love doing. There's no financial gain and no political or social agenda. Just friends performing for each other in a beautiful place.

The above information is true to the best of my knowledge and belief.

Signature of Applicant:

James B. [Signature]

For Town Use Only:

Email: 2/2/12

Reviewed by:

Department

Initials

Police Department

✓ 2/2/12

Public Works

✓ 2/2/12

Parks/Recreation

✓ 2/2/12

Village Fire

✓ 2/2/12

York Beach Fire

✓ 2/2/12

Code Enforcement

✓ 2/3/12

Special Conditions Set up barrier line for spectators to stay behind.

Town Manager

Date

Hello,

My name is Jeremy Day and I'm a fire performer that grew up in southern Maine (Berwick). Around sunrise on March 4th, I'm hoping to have a few fellow performers to Long Sands for a sort of dawn fire spin. I'm curious as to what permits, if any, we would require to do this. I know it's probably an odd request, so I think the best way to pitch this would be to first explain what we do as fire performers and the safety precautions we take.

Fire performance is typically the lighting of fuel-soaked Kevlar wicks on fire and spinning them around in some way. A few props we use are poi, staff, rope dart, hula hoop, and fans. I've provided links to some images of the aforementioned props at the bottom of this email. It's an art form, but for many of us it's also a therapeutic pastime that's beautiful and relaxing.

I have personally been performing with fire for two years in a variety of locations around New England. I've taught classes at the premier east coast fire performance workshop, Wildfire, alongside some of the best performers from all over the US and the rest of the world. Safety is of paramount importance to me in these endeavors. Due to a nearby water supply and a lack of combustible items in the landscape, a beach is one of the safest to work with fire. However, we still adhere to strict safety guidelines. I've attached our Fire Safety Guide (The Jumbo Jugglers is the official Tufts student group we work with) for your review. It's largely based on the North American Fire Arts Association's guidelines that can be found at http://www.nafaa.org/nafaa_safety.html

I'd also like to emphasize the fact that we have worked with other fire departments in the past to ensure that all activities are safe and compliant with local laws. We have a working relationship with the Tufts University fire department, which allows us to perform in their quad on a weekly basis during the warmer months. If you'd like references in that respect, I'd be happy to provide them.

So yes, we're very cautious. A number of us perform professionally, and MANY of us travel to instructional seminars and bootcamps on a regular basis. We're perfectly safe on our own, but if someone in an observational role would be preferred, we'd welcome your presence there. If you have any questions, please contact me either at this email address or via phone: (603) 781-4318. I'd be happy to answer any questions you have or demonstrate our safety and performance procedures in person at your convenience.

Thank you for your time,
Jeremy Day

Props:

- Poi: http://www.homeofpoi.com/shop/showLargePhoto.php?ID=fire_poi/4-inch-oval-link-weka-silver.jpg
- Staff: http://www.homeofpoi.com/shop/showLargePhoto.php?ID=staff/staff_alu_4_white.gif
- Rope Dart: http://fire-toys.com/images/ropedart_by_fire-toys.jpg
- Hula Hoop: <http://firebytrickconcepts.com/images/stories/product-photos/hoops/fire/fire-hoop-300.jpg>
- Fans: <http://www.homeofpoi.com/shop/showLargePhoto.php?ID=fans/lotus-fan-frame-wicked-2.jpg>

Susan Scott

From: David K. Bridges
Sent: Thursday, February 02, 2012 8:15 PM
To: Susan Scott; David Apgar; Christopher Balentine; Charles J. Szeniewski; Kevin M. LeConte; Stephen H. Burns; Michael J. Sullivan; Dean Lessard
Subject: RE: Special Event Permit - Dawn Firespin 3-4-12

It seems that the only people in danger are the performers. At that time of the day and year I don't think many people will be viewing this. I would ask the host to set up a barrier line for the spectators to stay behind. If this is done, I have no problem with this event. Dave

Condition

From: Susan Scott
Sent: Thursday, February 02, 2012 3:33 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniewski; Kevin M. LeConte; Stephen H. Burns; Michael J. Sullivan; Dean Lessard
Subject: Special Event Permit - Dawn Firespin 3-4-12

Hello,

Could you please review the attached request.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: David Apgar
Sent: Thursday, February 02, 2012 7:43 PM
To: Susan Scott
Subject: RE: Special Event Permit - Dawn Firespin 3-4-12

Village Fire Approval

David Apgar
Deputy Fire Chief
York Village Fire Dept
Fire Inspector
207-451-8258

From: Susan Scott
Sent: Thursday, February 02, 2012 3:32 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniawski; Kevin M. LeConte; Stephen H. Burns; Michael J. Sullivan; Dean Lessard
Subject: Special Event Permit - Dawn Firespin 3-4-12

Hello,

Could you please review the attached request.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Dean Lessard
Sent: Thursday, February 02, 2012 5:46 PM
To: Susan Scott
Subject: Re: Special Event Permit - Dawn Firespin 3-4-12

Susie
DPW does not have any problems with this event.

On Feb 2, 2012, at 3:32 PM, "Susan Scott" <sscott@yorkmaine.org> wrote:

Hello,

Could you please review the attached request.

Thanks, Susie.

Susan Scott

Administrative Assistant to the Town Manager

Town of York, Maine

186 York Street, York, Maine 03909-1314

i: www.yorkmaine.org

e: sscott@yorkmaine.org

p: (207) 363-1000, Ext. 222

f: (207) 363-1019



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<Dawn Firespin 3-4-12.pdf>

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Susan Scott

From: Michael J. Sullivan
Sent: Thursday, February 02, 2012 4:08 PM
To: Susan Scott; David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniaowski; Kevin M. LeConte; Stephen H. Burns; Dean Lessard
Subject: RE: Special Event Permit - Dawn Firespin 3-4-12

I will defer to Dave. Not sure what this is, sounds like a bunch of people playing with torches. Probably won't be that many people around on March 4th at 5:00 am. If the fire dept is ok with it I guess I am.

*Michael J. Sullivan, Director
Parks and Recreation*

*Town of York, Maine
186 York Street
York, Maine 03909
(207) 363-1040
msullivan@yorkmaine.org*

From: Susan Scott
Sent: Thursday, February 02, 2012 3:33 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniaowski; Kevin M. LeConte; Stephen H. Burns; Michael J. Sullivan; Dean Lessard
Subject: Special Event Permit - Dawn Firespin 3-4-12

Hello,

Could you please review the attached request.

Thanks, Susie.

*Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019*

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Susan Scott

From: Stephen H. Burns
Sent: Friday, February 03, 2012 8:47 AM
To: Susan Scott
Subject: RE: Special Event Permit - Dawn Firespin 3-4-12

Susie,

I don't have any code issues with this request.

Steve

Stephen Burns
Community Development Director
Town of York, Maine
186 York Street, York, ME 03909
i: www.yorkmaine.org
e: sburns@yorkmaine.org
p: (207) 363-1007

From: Susan Scott
Sent: Thursday, February 02, 2012 3:33 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniawski; Kevin M. LeConte; Stephen H. Burns; Michael J. Sullivan; Dean Lessard
Subject: Special Event Permit - Dawn Firespin 3-4-12

Hello,

Could you please review the attached request.

Thanks, Susie.

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Charles J. Szeniaowski
Sent: Thursday, February 02, 2012 4:23 PM
To: Michael J. Sullivan; Susan Scott; David K. Bridges; David Apgar; Christopher Balentine; Kevin M. LeConte; Stephen H. Burns; Dean Lessard
Subject: RE: Special Event Permit - Dawn Firespin 3-4-12

I would defer to Chief Bridges there are not enough people involved for us to warrant attendance parking will not be a problem and at that hour I do not anticipate a lot of spectators. If Fire dept is ok with it we would be .

Lieutenant Charles J. Szeniaowski
Commander, Patrol Division
Town of York, Maine Police Department
36 Main Street, York, ME 03909-6244
i: www.yorkpolice.org
e: cszeniaowski@yorkpolice.org
p: (207) 363-1031, Ext. 104
f: (207) 363-1033

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From: Michael J. Sullivan
Sent: Thursday, February 02, 2012 4:08 PM
To: Susan Scott; David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniaowski; Kevin M. LeConte; Stephen H. Burns; Dean Lessard
Subject: RE: Special Event Permit - Dawn Firespin 3-4-12

I will defer to Dave. Not sure what this is, sounds like a bunch of people playing with torches. Probably won't be that many people around on March 4th at 5:00 am. If the fire dept is ok with it I guess I am.

Michael J. Sullivan, Director
Parks and Recreation

Town of York, Maine
186 York Street
York, Maine 03909
(207) 363-1040
msullivan@yorkmaine.org

From: Susan Scott
Sent: Thursday, February 02, 2012 3:33 PM
To: David K. Bridges; David Apgar; Christopher Balentine; Charles J. Szeniaowski; Kevin M. LeConte; Stephen H. Burns; Michael J. Sullivan; Dean Lessard
Subject: Special Event Permit - Dawn Firespin 3-4-12

Hello,

Could you please review the attached request.

For Town Use Only:

Reviewed by:

<u>Department</u>	<u>Initials</u>
Police Department	✓ 1/25/12
Public Works	✓ 1/18/12
Parks/Recreation	✓ 2/3/12
Village Fire	✓ 1/18/12 Email
York Beach Fire	✓ 2/3/12 Email
Code Enforcement	✓ 2/3/12 Email

Special Conditions _____

- 1) Public parking restricted from Harmon Park Rd. and handicap parking will not block road. (DPW)
- 2) If food or alcohol is to be served at any of the events at the Show House, an Off-Premise Catering License must be obtained from the Town prior to the events.

Town Manager

Date

Susan Scott

From: David Apgar
Sent: Wednesday, January 18, 2012 8:08 AM
To: Susan Scott
Subject: RE: Special Event Permit - 23rd Annual Decorator Show House

Village Fire Approval.

David Apgar
Deputy Fire Chief
York Village Fire Dept
Fire Inspector
207-451-8258

From: Susan Scott
Sent: Tuesday, January 17, 2012 4:33 PM
To: Christopher Balentine; David K. Bridges; David Apgar; Charles J. Szeniawski; Stephen H. Burns; Kevin M. LeConte; Michael J. Sullivan; Dean Lessard
Subject: Special Event Permit - 23rd Annual Decorator Show House

Hello All,

Please find attached an application for Departmental review for Annual Decorator Show House starting next July 14th.

Thanks,

Susie

Susan Scott
Administrative Assistant to the Town Manager Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org<<mailto:sscott@yorkmaine.org>>
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Dean Lessard
Sent: Wednesday, January 18, 2012 5:39 PM
To: Susan Scott
Cc: Christopher Balentine; David K. Bridges; David Apgar; Charles J. Szeniawski; Stephen H. Burns; Kevin M. LeConte; Michael J. Sullivan
Subject: Re: Special Event Permit - 23rd Annual Decorator Show House

DPW doesn't have any problems with this event as long as public parking is restricted from Harmon Park Rd and the handicap parking doesn't block the road.

On Jan 17, 2012, at 4:33 PM, "Susan Scott" <sscott@yorkmaine.org> wrote:

Hello All,

Please find attached an application for Departmental review for Annual Decorator Show House starting next July 14th.

Thanks,

Susie

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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<Decorator Show House 7-14-12.pdf>

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Susan Scott

From: Kevin M. LeConte
Sent: Wednesday, January 25, 2012 1:38 PM
To: Susan Scott
Subject: RE: Special Event Permit - 23rd Annual Decorator Show House

Susan

I was out on leave . The show house is fine with the police. I work with them each year when the time gets closer.



Kevin M. LeConte

Captain

Town of York, ME Police Department
36 Main Street, York, ME 03909-6244

i: www.yorkpolice.org

e: kleconte@yorkpolice.org

p: (207) 363-1031, Ext. 102

f: (207) 363-1033

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From: Susan Scott

Sent: Tuesday, January 17, 2012 4:33 PM

To: Christopher Balentine; David K. Bridges; David Apgar; Charles J. Szeniawski; Stephen H. Burns; Kevin M. LeConte; Michael J. Sullivan; Dean Lessard

Subject: Special Event Permit - 23rd Annual Decorator Show House

Hello All,

Please find attached an application for Departmental review for Annual Decorator Show House starting next July 14th.

Thanks,

Susie

Susan Scott

Administrative Assistant to the Town Manager

Town of York, Maine

186 York Street, York, Maine 03909-1314

i: www.yorkmaine.org

e: sscott@yorkmaine.org

p: (207) 363-1000, Ext. 222

f: (207) 363-1019

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Susan Scott

From: Michael J. Sullivan
Sent: Friday, February 03, 2012 10:48 AM
To: Susan Scott
Subject: RE: Special Event Permit - Annual Decorator Show House

Yep, fine with me.

*Michael J. Sullivan, Director
Parks and Recreation*

*Town of York, Maine
186 York Street
York, Maine 03909
(207) 363-1040
msullivan@yorkmaine.org*

From: Susan Scott
Sent: Friday, February 03, 2012 8:23 AM
To: Michael J. Sullivan
Subject: Special Event Permit - Annual Decorator Show House

Hi Mike,

Have you had a chance to review the following Special Event Permit?

- Annual Decorator Show House

Thanks, Susie

Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: Stephen H. Burns
Sent: Friday, February 03, 2012 12:51 PM
To: Susan Scott
Subject: RE: Special Event permits

Susie,

Condition

The only code issue I'd have for the OYHS application is the need for an off-premise catering license if food or alcohol is served as part of any of their events at the Show House. Otherwise it looks OK to me.

Steve

Stephen Burns
Community Development Director
Town of York, Maine
186 York Street, York, ME 03909
i: www.yorkmaine.org
e: sburns@yorkmaine.org
p: (207) 363-1007

From: Susan Scott
Sent: Friday, February 03, 2012 8:21 AM
To: Stephen H. Burns
Subject: Special Event permits

Hi Steve,

Have you had a chance to review the following Special Event Permits?

- Annual Decorator Show House
- Art in the Park (September 15, 2012)

Thanks, Susie
Susan Scott
Administrative Assistant to the Town Manager
Town of York, Maine
186 York Street, York, Maine 03909-1314
i: www.yorkmaine.org
e: sscott@yorkmaine.org
p: (207) 363-1000, Ext. 222
f: (207) 363-1019

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Susan Scott

From: David K. Bridges
Sent: Friday, February 03, 2012 2:00 PM
To: Susan Scott

23rd Annual Decorator Show House

Both of those events are in the Village district so I have no problem Dave

Sent from my iPhone

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