

TOWN OF KENNEBUNKPORT, MAINE

- INCORPORATED 1653 -
MAINE'S FINEST RESORT

Board of Selectmen Agenda Village Fire Station – 32 North Street January 08, 2015 – 7 PM

1. Call to Order.
2. Approve the December 10, 11, and 23, 2014, selectmen meeting minutes.
3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).
4. Consider a renewal application for a liquor license submitted by Leigh O. Blood, DBA Captain Fairfield Inn, 8 Pleasant Street.
5. Public comment on horse and wagon permits.
6. Goose Rocks Beach Advisory Committee recommendations to fund the Beach Profile Monitoring Program for \$700 in fiscal year 2016 from the Goose Rocks Beach maintenance fund.
7. Award the 2015 waste hauling permits.
8. Accept third installment from the estate of Marjorie C. Picavet for the purpose of purchasing needed equipment for the Police Department, Public Health and Nursing Services.
9. Accept donations to Kennebunkport accounts.
 - a. Church on the Cape—\$670 to be directed to the emergency fuel assistance account.
 - b. Geraldine C. Serreze—\$50 to be directed to the public health account.
 - c. Kennebunkport Fire Department—\$937.00 to be directed to the emergency fuel assistance account.

**Town of Kennebunkport
Board of Selectmen's Meeting
Town Hall-6 Elm Street
December 10, 2014 – 11:30 AM**

Minutes of the Selectmen Meeting of December 10, 2014

Selectmen present: Stuart E. Barwise, Patrick A. Briggs, Allen A. Daggett, Edward W. Hutchins, and Sheila Matthews-Bull

Others present: Amy Tchao, Laurie Smith

1. Call to Order.

Chair Daggett called the meeting to order at 11:30 AM.

2. Executive session per 1 MRSA § 405 (6) (E) to discuss litigation.

Motion by Selectman Barwise, seconded by Selectman Briggs, to go into executive session per 1 MRSA § 405 (6) (E) to discuss litigation. **Vote:** 5-0.

The Board went into executive session at 11:30 AM and came out at 1:20 PM. There was no action taken

3. Adjournment.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to adjourn. **Vote:** 5-0.

The meeting adjourned at 1:20 PM.

Submitted by

Laurie Smith
Town Manager

**Town of Kennebunkport
Board of Selectmen's Meeting
Village Fire Station-32 North Street
December 11, 2014 – 7 PM**

Minutes of the Selectmen Meeting of December 11, 2014

Selectmen present: Stuart E. Barwise, Patrick A. Briggs, Allen A. Daggett, Edward W. Hutchins and Sheila Matthews-Bull

Others present: Melinda Anderson, Barbara Barwise, Dan Beard, Hank Bonser, Carol Cook, April Dufoe, Michael Davis, Richard Driver, April Dufoe, Werner Gilliam, Duke Harrington, David James, Regina Leonard, Jennifer Lord, Crystal McCurdy, Lee McCurdy, Arlene McMurray, Bob Sherman, Susan Morse, Chris Perry, Robin Phillips, Craig Sanford, Roger Seavey, Laurie Smith and others

1. Call to Order.

Chair Daggett called the meeting to order at 7 PM.

2. Approve the November 13, and 25, 2014, selectmen meeting minutes.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to approve the November 13, 2014, selectmen meeting minutes. **Vote:** 5-0.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to approve the November 25, 2014, selectmen meeting minutes. **Vote:** 4-0. Selectman Matthews-Bull abstained because she was not present at that meeting.

3. Public Forum (This is an opportunity for anyone who wants to address the Board of Selectmen with any issue that is not on the agenda.).

David James asked if any action was taken in executive session at the December 10 Selectmen's Meeting.

Selectman Barwise responded that no action was taken and discussed the outcome of the Goose Rocks Beach litigation.

4. Appoint April Dufoe to a two-year term as Registrar of Voters.

Motion by Selectman Matthews-Bull, seconded by Selectman Hutchins, to appoint April Dufoe to a two-year term as Registrar of Voters. **Vote:** 5-0.

5. Silas Perkins Park presentation by Regina Leonard, landscape architect.

Town Manager Laurie Smith said the Town has been working on a landscape plan for Silas Perkins Park since before she came to Kennebunkport. A previous plan was not approved by the Planning Board because the ordinance is not

written for parks in the shoreland zone and did not meet the zoning requirements.

At a Selectmen's Meeting this past June, there was public discussion to gather input and ideas. Landscape Architect Regina Leonard presented a new plan at this meeting incorporating this feedback. She said she designed a space that is inviting and where people can enjoy the river views. She explained that Silas Perkins was a revered local poet and read excerpts from his poems. She said they would include his poem "Common Man" in the granite pavers. Since he was born on a clipper ship, they would also like to place a rustic post with a ship's bell on top and include stanzas from his poem "Maine" on a plaque below the bell. She said the town staff will be doing a lot of the work such as plantings, but some work will require soliciting bids. The base bid estimate is approximately \$22,000 to \$24,000 plus additional costs for the ship's bell and a sign. She said this plan will not require Planning Board review.

The Board liked this plan.

6. Proposed Dog Ordinance presentation by Barbara Barwise.

Barbara Barwise mentioned that for full disclosure, she is related to a member of the Board of Selectmen. She said as a dog owner, she and a small group of interested parties attempted to write a Dog Ordinance incorporating Scarborough's Dog Ordinance. She mentioned it was hard to delineate Colony Beach because part of it is owned by the Colony Hotel. She asked the Board for guidance on what beaches should be included. She would like to get this ordinance on the Town Meeting ballot in June.

Bob Sherman, chair of the Beach Advisory Committee, said they have been working on this ordinance since October and will bring something to the Board in time for the June town meeting deadline.

7. Consider mooring fees for 2015.

Harbormaster Lee McCurdy worked with the Cape Porpoise Pier Committee to institute a mooring fee system. The fee will be used to offset the cost of patrolling and regulating moorings in Cape Porpoise, Goose Rocks, Turbats Creek, Paddy's Creek, Lands End, and other areas between Goose Rocks Beach and Walkers Point. The Committee voted to recommend the annual fee of \$30 for tidal water permit and \$60 for a deep water mooring permit.

Hank Bonser said he never saw a problem and asked what a \$30 fee will change.

Selectman Hutchins responded that the fee is necessary to protect everyone's interests.

Chair Daggett commented that 40 or 50 years ago, there were only 20 moorings, and now there are 130.

Selectman Barwise added that each year there are more and more boats.

Dan Beard, who lives at Paddy Creek, said that his boats are strictly within his property and asked if he would be charged a mooring fee. He said all of the land surrounding Paddy Creek is owned by private owners and the Waterfront Ordinance will not protect them.

Mr. McCurdy responded that his boat is still in the water subject to oil spills, etc.

Barbara Mazeika said she agrees with Dan Beard and that the Board is micro-managing. She explained that they all help each other and are seasonal. She said her family has been doing this since the 1940s, and it is not fair limiting them to one mooring. She stated they will need to define tidal water.

John Larrabee said he's had a mooring for 25 years and does not see the value in instituting these fees. He sees these fees as another tax.

Roger Seavey, who grew up in Paddy Creek but has no boat, said he thinks it is ridiculous to make them pay fees because they don't get any services like the commercial fishermen at Cape Porpoise harbor.

Dan Beard said he has no objections to paying fees for Cape Porpoise harbor.

The Board will address this item at another meeting.

8. Consider permit fee schedule for 2015.

Ms. Smith said that Town Clerk April Dufoe researched other communities' license fees. The Board was given a chart showing the different fee schedules in surrounding communities and another showing the history of the fees in Kennebunkport.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to leave the permit fees as is. **Vote:** 5-0.

9. Discussion of parking machines for Dock Square Parking Lot.

Ms. Smith said she received two proposals for automated parking systems and the discounts she received would only be valid until December 31. She said the Town has two options to choose from:

1. Magstripe, which would accept credit card and debit cards only. It is older technology and would allow them to continue with discount coupons. The cost is \$61,941.
2. Barcode, which is new chip technology. They would not be able to offer free vouchers with this one. The cost is \$61,786.00.

These two options do not include a camera system. The estimate for a four-camera system that would view the parking lot, read the license plates, and view the entry and exit gates is \$6,400. Ms. Smith said the funds are available through the Dock Square Parking Lot fund.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to move forward with the automated parking lot system using the magstripe, not to exceed \$70,000. **Vote:** 5-0.

10. Consider shellfish licenses for 2015.

Town Clerk April Dufoe presented the fee recommendations from the Shellfish Warden and Shellfish Conservation Committee:

Resident Recreational	75 licenses
Nonresident Recreational	8 licenses
Resident Commercial	2 licenses
Nonresident Commercial	0 licenses
Daily Licenses	0 licenses

The Committee also recommended:

- The flats will only be open from April 15 through October 15.
- Digging will only be allowed on Friday, Saturday, and Sunday.
- Recreational diggers may only take 1 peck per week.
- Commercial diggers may only take 2 pecks per day.

Ms. Dufoe said the only change is increasing resident commercial licenses from

0 to 2.

Motion by Selectman Barwise, seconded by Selectman Briggs, to accept the recommendations above from the Shellfish Warden and Shellfish Conservation Committee for the Shellfish licenses mentioned. **Vote:** 5-0.

11. Authorize the Town Manager to sign an agreement with H.M. Payson for investment management services.

Ms. Smith reported that the Town solicited proposals for investment services and received six responses. The Investment Subcommittee, which consists of Ms. Smith, Allen Daggett, Patrick Briggs, and Jen Lord, recommended awarding the bid to H.M. Payson.

Motion by Selectman Briggs, seconded by Selectman Barwise, to award the bid for investment management services to H.H. Payson. **Vote:** 5-0.

12. Consider waivers for tax-acquired foreclosures.

Treasurer Jen Lord said that Elizabeth Neathery is now deceased.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to allow for foreclosure proceedings on property owned by Elizabeth Neathery (Map 9, Block, 4, Lot 82). **Vote:** 5-0.

Ms. Lord said the Board has waived foreclosure in the past for Ann Seavey.

Selectman Briggs said the building has been abandoned for six years and is probably dilapidated. He suggested moving forward with foreclosure proceedings.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to continue to waive foreclosure for property owned by Ann Seavey (Map 22, Block 3, Lot3). **Vote:** 4-1. Selectman Briggs opposed.

13. Consider Fund Balance Policy.

Ms. Smith recommended a target level of keeping 16% or the equivalent of two months operating budget in the general fund and putting excess funds in the capital reserve account. She said a more conservative option would be to keep 18%. Another option is to split the excess funds between a capital reserve account and tax stabilization account.

Motion by Selectman Daggett, seconded by Selectman Briggs, to approve a Fund Balance Policy of from 16% to 18% with excess funds going into the capital reserve account. **Vote:** 5-0.

14. Accept donations to the Kennebunkport emergency fuel, food or public health services account.

a. United Way-\$150 toward fuel.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept a \$150 donation from United Way to be directed to the emergency fuel account. **Vote:** 5-0.

b. St. Ann's Episcopal Church -\$1,000 toward fuel and visiting nursing services account.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept a \$1,000 donation from St. Ann's Episcopal Church to be directed to the emergency fuel account and visiting nurses' services account. **Vote:** 5-0.

c. Kennebunkport Residents Association - \$1,000 toward food and fuel assistance accounts.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept a \$1,000 donation from the Kennebunkport Residents Association to be directed toward the emergency fuel and food assistance accounts. **Vote:** 5-0.

d. Anonymous donor - \$25,000 toward fuel assistance and other public health services accounts.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept a \$25,000 donation from an anonymous donor to be directed to the emergency fuel assistance account and other public health services accounts. **Vote:** 5-0.

e. John and Agnes Lehane-\$50 toward public health services account.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept a \$50 donation from John and Agnes Lehane to be directed toward the public health services account. **Vote:** 5-0.

f. Goose Rocks Beach Fire Company - \$1,000 toward the fuel assistance account.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to accept a \$1,000 donation from Goose Rocks Beach Fire Company to be directed

to the emergency fuel assistance account. **Vote:** 5-0.

15. Consider appointment of Karen Schlegel to the Zoning Board of Appeals.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to appoint Karen Schlegel to a term expiring in July 2017, to the Zoning Board of Appeals. **Vote:** 5-0.

16. Consider the following abatement:

Property Owner	Location	Map	Blk	Lot(s)	Tax Abatements 2014
Herman E. Turner, Jr. & Dawn Girroir	131 Main Street	22	3	10	\$65.62
Total Abatements					\$65.62

Motion by Selectmen Barwise, seconded by Selectman Matthews-Bull, to follow the recommendations of Assessors' Agent Donna Moore Hayes to approve the tax abatement of Herman E. Turner, Jr. and Dawn Girroir in the amount of \$65.62. **Vote:** 5-0.

17. Discussion of FY 16 Budget priorities.

Ms. Smith asked the Board for items it would like to include in the next budget. Some suggestions were:

To continue in the direction they have been going.

- To add more monies for the Piers and Harbors fund for things to be done at Cape Porpoise.
- To move forward with the police/communications building.

18. Other business.

- a. Reminder-Town Offices closing from noon to 2 PM for employee holiday function.**

The Board was agreeable to closing the town offices from 12 to 2PM on December 17.

- b. Reminder-next Selectmen's Meeting is December 23, 9 AM, at Town Hall.**

Ms. Smith reminded the Board of this meeting to sign the Treasurer's Warrants. She asked if it was alright to put donations on that agenda. The Board

said it was fine to add them.

c. Request from Barbara Moon to accept public comment regarding horse drawn wagon permit.

Ms. Smith said the Board received a request from Barbara Moon who is concerned about the health and welfare of horses doing the summer months. She feels that the traffic has changed in the past couple of years and asked if the Board would consider taking public comments prior to the next time a permit is issued for the horse drawn wagon.

Town Clerk April Dufoe said the permits get issued in January.

Chair Daggett asked for comments from the audience.

Roger Seavey suggested that in the interest of safety, that maybe the carriage should have a flashing light.

Selectman Matthews-Bull thanked all of those involved in the successful Christmas Prelude, especially the police department.

Selectman Daggett said he would like to have the drinking water turned off after Prelude.

19. Approve the December 11, 2014, Treasurer's Warrant.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to approve the December 11, 2014, Treasurer's Warrant. **Vote:** 5-0.

18d. Executive session per MRSA 1, §405-6D regarding union negotiations.

Chair Daggett wished everyone a Merry Christmas and a Happy New Year.

Motion by Selectman Hutchins, seconded by Selectman Matthews-Bull, to go into executive session per MRSA 1, §405-6D regarding union negotiations.

Vote: 5-0.

The Board went into executive session at 8:36 PM and came out at 9:15 PM.

No action was taken.

20. Adjournment.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to adjourn.

Vote: 5-0.

Selectmen's Meeting

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December 11, 2014

The meeting adjourned at 9:15 PM.

Submitted by

Arlene McMurray

Administrative Assistant

**Town of Kennebunkport
Board of Selectmen's Meeting
Town Hall-6 Elm Street
December 23, 2014 – 9:00 AM**

Minutes of the Selectmen Meeting of December 23, 2014

Selectmen present: Stuart E. Barwise, Patrick A. Briggs, Allen A. Daggett, Edward W. Hutchins, and Sheila Matthews-Bull

Others present: Arlene McMurray, Laurie Smith

1. Call to Order.

Chair Daggett called the meeting to order at 9:01 AM.

2. Accept donations to the following Kennebunkport accounts:

a. Mary Z. Bryant - \$100 toward Public Health Services account.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to accept the \$100 from Mary Z. Bryant to be directed to the Public Health Services account.

Vote: 5-0.

b. William J.J. Gordon Family Foundation -\$4,500 toward fuel assistance account.

Motion by Selectman Barwise, seconded by Selectman Matthews-Bull, to accept the \$4,500 donation from the William J.J. Gordon Family Foundation to be directed to the fuel assistance account. **Vote:** 5-0.

c. South Congregational Church - \$350 toward fuel assistance account.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to accept the \$350 donation from the South Congregational Church to be directed to the fuel assistance account. **Vote:** 5-0.

3. Approve the December 23, 2014, Treasurer's Warrant.

Motion by Selectman Barwise, seconded by Selectman Hutchins, to approve the December 23, 2014, Treasurer's Warrant. **Vote:** 5-0.

4. Adjournment.

Motion by Selectman Barwise, seconded by Selectman Briggs, to adjourn.

Vote: 5-0.

The meeting adjourned at 9:05 AM.

Selectmen's Meeting

Submitted by

- 2 -

December 23, 2014

Arlene McMurray

Administrative Assistant

4

Captain Fairfield Inn

This application has been reviewed and approved by the following Municipal Officials,
whose signatures are on file with the Town Clerk:

✓

Police Chief

✓

Fire Inspector

✓

Code Enforcement Officer

Laprie Dufour, Town Clerk

(4)

**BUREAU OF ALCOHOLIC BEVERAGES
DIVISION OF LIQUOR LICENSING & ENFORCEMENT
164 STATE HOUSE STATION
AUGUSTA, ME 04333-0164**



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.

DEPARTMENT USE ONLY

LICENSE NUMBER:

CLASS:

DEPOSIT DATE

AMT. DEPOSITED:

BY:

CK/MO/CASH:

PRESENT LICENSE EXPIRES

1/26/15

INDICATE TYPE OF PRIVILEGE: ☒ MALT ☒ SPIRITUOUS ☒ VINOUS

INDICATE TYPE OF LICENSE:

☐ RESTAURANT (Class I,II,III,IV)

☐ HOTEL-OPTINONAL FOOD (Class I-A)

☐ CLASS A LOUNGE (Class X)

☐ CLUB (Class V)

☐ TAVERN (Class IV)

☐ RESTAURANT/LOUNGE (Class XI)

☐ HOTEL (Class I,II,III,IV)

☐ CLUB-ON PREMISE CATERING (Class I)

☐ GOLF CLUB (Class I,II,III,IV)

☒ OTHER: Bed & Breakfast

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>Leigh O. Blood</u> DOB: <u>5/14/77</u>			2. Business Name (D/B/A) <u>Captain Fairfield Inn</u>		
DOB:			Location (Street Address) <u>8 Pleasant St.</u>		
DOB:			City/Town <u>Kennebunkport</u> State <u>ME</u> Zip Code <u>04046</u>		
Address <u>P.O. Box 3089</u>			Mailing Address <u>P.O. Box 3089</u>		
City/Town <u>Kennebunkport</u> State <u>ME</u> Zip Code <u>04046</u>		City/Town <u>Kennebunkport</u> State <u>ME</u> Zip Code <u>04046</u>		Telephone Number <u>(207) 967-4454</u> Fax Number <u>N/A</u>	
Federal I.D. # <u>26-0084503</u>			Seller Certificate # <u>1077584</u>		

3. If premises is a hotel, indicate number of rooms available for transient guests: 9

4. State amount of gross income from period of last license: ROOMS \$490,000.00 FOOD \$ 0 LIQUOR \$ 5800.00

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

If YES, complete Supplementary Questionnaire

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

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

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

Requested inspection date: _____ Business hours: _____

9. Business records are located at: 123 Old Town Rd New Brunswick, NJ 08901 (residence of)

10. Is/are applicant(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
Leigh O. Blood	5/14/77	Melrose, MA

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

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) _____
Please see attached diagram

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? 1/2 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 with Bangor 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: Kennebunkport, ME on November 28, 2014
Town/City, State Date

Leigh O. Blood
Signature of Applicant or Corporate Officer(s)

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

Leigh O. Blood
Print Name

Print Name

Addresses of Applicants for Previous 5 Years

Leigh O. Blood

133 Old Ferry Rd. Newburyport, MA 01950 (current)

22 Liberty St. Newport, RI 02840

133 Old Ferry Rd. Newburyport, MA 01950

56 Rogers St. West Newbury, MA 01985

7 Summit Ave. Salem, MA 01970



State of Maine
Bureau of Alcoholic Beverages
Division of Liquor Licensing and Enforcement

**Supplemental Information Required for
Business Entities Who Are Licensees**

For Office Use Only:

License #: _____

Date Filed: _____

For information required for Questions 1 to 4, this information is on file with the Maine Secretary of State's office and must match their record information. Please clearly complete this form in its entirety.

1. Exact legal name:

R.E. Blood Company, Inc.

2. Other business name for your entity (DBA), if any:

Captain Fairfield Inn

3. Date of filing with the Secretary of State: June 2004

4. State in which you are formed: Maine

5. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine: _____

6. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percentage ownership: (attached additional sheets as needed)

Name	Address for Previous 5 years	Date of Birth	Ownership %
L Leigh O. Blood	see attached sheet	5/14/77	100%

7. Is any principal person involved with the entity a law enforcement official?

Yes ☐ No ☒

8. If Yes to Question 7, please provide the name and law enforcement agency:

Name: _____ Agency: _____

9. Has any principal person involved in the entity ever been convicted of any violation of the law, other than minor traffic violations, in the United States?

Yes ☐ No ☒

10. If Yes to Question 9, please complete the following: (attached additional sheets as needed)

Name: _____

Date of Conviction: _____

Offense: _____

Location of Conviction: _____

Disposition: _____

Signature:

Leigh O. Blood
Signature of Duly Authorized Person

11/28/14
Date

Leigh O. Blood
Print Name of Duly Authorized Person

If you have questions regarding the legal name or assumed (DBA) name on file with the Secretary of State's office, please call (207) 624-7752. The SOS can only speak to the information on file with their office, not the filing of this supplemental information – please direct any questions about this form to our office at the number below.

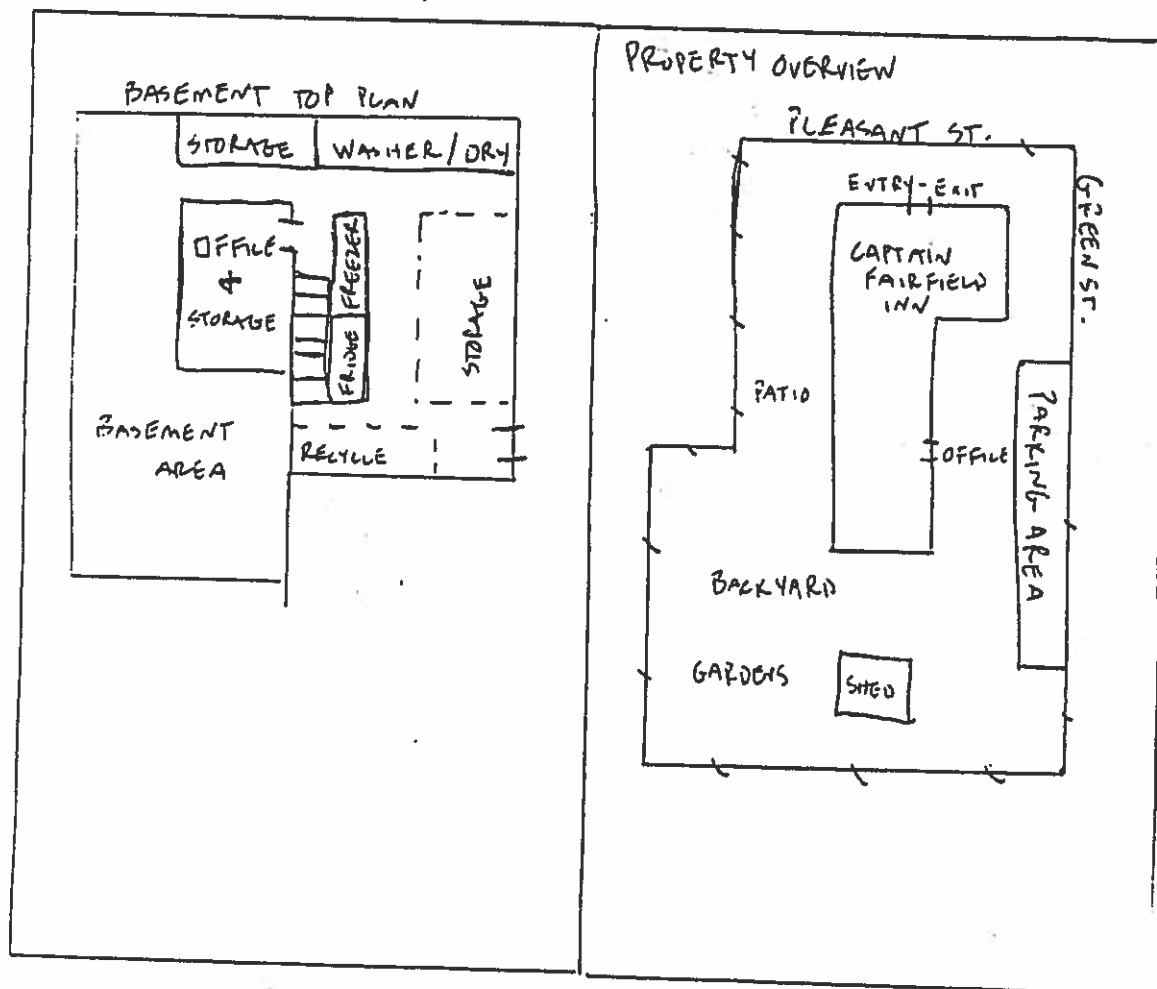
Submit Completed Forms To: Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing and Enforcement
164 State House Station
Augusta, Me 04333-0101
Telephone Inquiries: (207) 624-7220
Fax: (207) 287-3424
Email Inquiries: MaineLiquor@Maine.gov



SUPPLEMENTAL APPLICATION FORM ON-PREMISE DIAGRAM

In an effort to clearly define your license premise and the areas that consumption and storage of liquor is allowed, The Liquor Licensing & Inspection Division 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 Department for liquor consumption.



MAINE DEPT OF
PUBLIC SAFETY

STATE OF MAINE
Liquor Licensing & Inspection Division
164 State House Station
Augusta ME 04333-0164

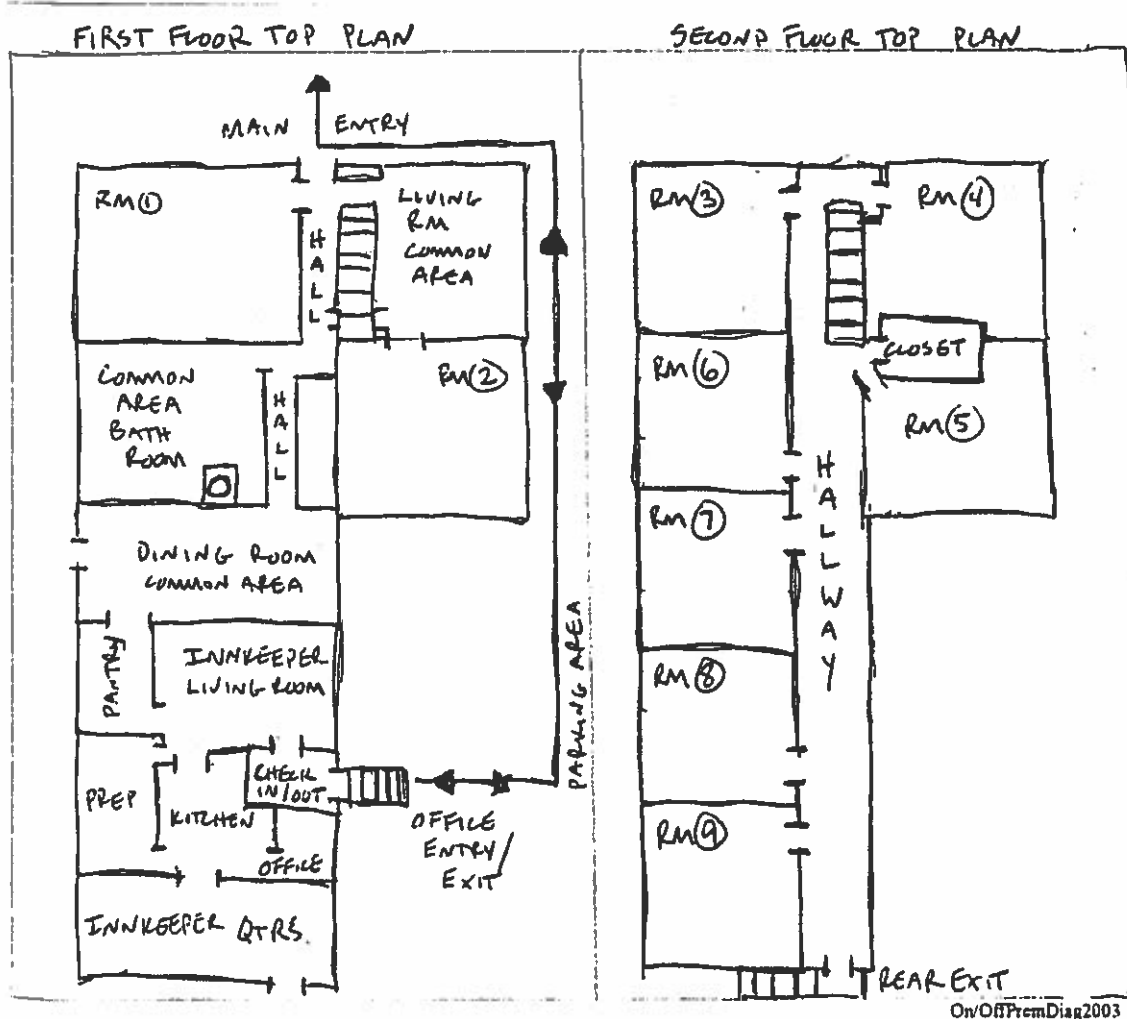
Tel: (207) 624-7220 Fax: (207) 287-3424



SUPPLEMENTAL APPLICATION FORM
ON-PREMISE DIAGRAM

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

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On/Off Prem Diag 2003

NOTICE – SPECIAL ATTENTION

All applications for NEW or RENEWAL liquor licenses must contact their Municipal Officials or the County Commissioners 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: Kennebunkport, Maine York ss
City/Town (County)

On:

Date January 8, 2015

The undersigned being: ☒ Municipal Officers ☐ County Commissioners of the
☐ City ☒ Town ☐ Plantation ☐ Unincorporated Place of: Kennebunkport, 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 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, 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.

6



SOUTHERN MAINE Beach Profile MONITORING PROGRAM



342 Laudholm Farm Road

Wells, Maine 04090

207-646-1555 x115

Paul Anderson
Maine Sea Grant

Paul Dest
Wells National
Estuarine
Research Reserve

Stephen Dickson
Maine Geological
Survey

James Doane
Scarborough
Middle School

Robert Foley
S.O.S. Maine

Kristen Grant
Maine Sea Grant

David Hardy
Laudholm Beach
Monitoring Volunteer

Kathleen Leyden
Maine Coastal Program

Thomas Long
Southern Maine
Community College

Jacob Aman
Maine Sea Grant

Representative
Peggy Pendleton

October 23, 2014

Laurie Smith, Town Manager
Town of Kennebunkport

Dear Ms. Smith,

On behalf of the Southern Maine Beach Profile Monitoring Program Steering Committee, I want to thank the Town of Kennebunkport for supporting the monitoring program in 2014. The Town's contribution to the funding of this regional program has been truly appreciated.

The program's data for Goose Rocks beach 2012 – 2013 was most recently interpreted by Maine Geological Survey (MGS) in *The State of Maine's Beaches in 2013* report, which can be viewed at <http://www.maine.gov/dacf/mgs/explore/marine/beaches13/contents.htm>.

The report indicates that generally over winter months, three of the monitored sites have shown progressive erosion since 2010, which is a reversal of the previous trend identified in 2009. Overall, the profiles at Goose Rocks beach continued to show dramatic variations in profile shape at the two sites monitored at the ends of the beach due to influence of the two rivers, especially during the summer months. These same sites also have massive swings in terms of profile shapes from year to year. MGS drafts this report in alternating years. Therefore the current data will be shared in the 2015 report, which will be presented at the Maine Beaches Conference on July 17, 2015.

Additionally, you, your staff, and Kennebunkport community members can view and graph beach profiling data directly at www.seagrant.umaine.edu/extension/beach-profile-monitoring/data.

In addition to the data use in the development of *The State of Maine's Beaches* report, the data are also routinely used in beach management applications such as:

- the design of dune restoration plans,
- evaluation of replacement seawall options and beach nourishment efforts,

- in the assessment of accelerated erosion and investigations of new erosion mitigation technologies,
- during review of Natural Resource Protection Act permit applications,
- and referenced as one of the few data sources that could be used to monitor proposed beach nourishment by the Army Corps of Engineers, to name a few.

Thanks to the Town's backing, Maine Sea Grant has been able to provide data oversight as well as volunteer management services to roughly twenty beach monitors working on Goose Rocks beach. With hopes to continue this long tradition of beach profile monitoring in Kennebunkport, we respectfully request a contribution of \$700 from the Town of Kennebunkport for monitoring at the beach in FY16. In an effort to align with the Town's fiscal year schedule, an invoice will be sent under separate cover, directly from the University of Maine's bursar's office.

Across Southern Maine, beach profile monitoring can help us relate localized erosion to large-scale processes taking place along the coast, thereby helping us to make informed beach management decisions. We hope the Town of Kennebunkport will view the municipal expenditure of \$700 for profiling services for the upcoming year at Goose Rocks beach as a sound investment in the future. Contributions by the Town of Kennebunkport will help ensure that high quality data are available to enable critical beach management decisions to be backed with a clear understanding of the natural variability of beaches and recent erosion trends. Thank you for joining with us to make beach profile monitoring a lasting effort.

Please contact me with any further questions or comments and thank you again for your consideration.

Sincerely,



Kristen Grant, Maine

Sea Grant and
University of Maine Cooperative Extension
Profiling Program Coordinator

⑦

APPLICATION FOR WASTE HAULING PERMIT

Applicant: WASTE MANAGEMENT MAINE

Address: 2070 FOREST AVE

PORTLAND, ME. 04103

Telephone: 207-797-2406 X 126

Authorized Representative: GEOFF HART

Attach: 1. Current vehicle registration
 2. Customer List

Driver(s) of Vehicle: SEE ATTACHED

Name: _____ Lic #: _____

Name: _____ Lic #: _____

Name: _____ Lic #: _____

Name: _____ Lic #: _____

I have read the Solid Waste Ordinance and the Rules and Regulations for solid waste. I agree to abide by these regulations.

Signed: [Signature]

paid CN#
11882413

12/12/14
\$800-

Signed: _____

Approved by Selectmen: _____

Permit No.: _____ Date: _____

By granting a waste-hauling permit, the selectmen and the Town of Kennebunkport do not assume and liability with respect to the operations of the licensees.

The issuance of a waste hauling permit does not in any way constitute and endorsement by the Town or recommendation as to the adequacy or reliability of the services provided by the licensee. The Solid Waste Ordinance and Rules and Regulations of the Town do not require proof of vehicle insurance or financial responsibility in order for a person to obtain a waste hauling permit.

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APPLICATION FOR WASTE HAULING PERMIT

Applicant: OCEANSIDE RUBBISH INC

Address: Box 39

WELLS, ME 04090

Telephone: 207-646-3230

Authorized Representative: HARL EKSTEDT

Attach: 1. Current vehicle registration
2. Customer List

Driver(s) of Vehicle:

Name: _____ Lic #: _____

Name: _____ Lic #: _____

Name: _____ Lic #: _____

Name: _____ Lic #: _____

I have read the Solid Waste Ordinance and the Rules and Regulations for solid waste. I agree to abide by these regulations.

Signed: Harl Ekstedt paid \$300-
11/20/14 ch # 1815

Signed: _____

Approved by Selectmen: _____

Permit No.: _____ Date: _____

By granting a waste-hauling permit, the selectmen and the Town of Kennebunkport do not assume and liability with respect to the operations of the licensees.

The issuance of a waste hauling permit does not in any way constitute and endorsement by the Town or recommendation as to the adequacy or reliability of the services provided by the licensee. The Solid Waste Ordinance and Rules and Regulations of the Town do not require proof of vehicle insurance or financial responsibility in order for a person to obtain a waste hauling permit.

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APPLICATION FOR WASTE HAULING PERMIT

Applicant: Casella Waste Systems
DBA Pine Tree Waste Services
DBA BBI Waste

Address: Physical - 87 Pleasant Hill Rd. Scarborough ME 04074
Mailing - 13 Gibson Rd. Scarborough ME 04074

Telephone: (207)-510-4831

Authorized Representative: Jason Brown

Attach: 1. Current vehicle registration
2. Customer List

Driver(s) of Vehicle:

Name: Pete Bergeron Lic #: ME 8628147

Name: John Patterson Lic #: ME 4830140

Name: _____ Lic #: _____

Name: _____ Lic #: _____

I have read the Solid Waste Ordinance and the Rules and Regulations for solid waste. I agree to abide by these regulations.

paid 11/20/14
cn# 1531414 \$200-

Signed: [Signature]

Signed: _____

Approved by Selectmen: _____

Permit No.: _____ Date: _____

By granting a waste-hauling permit, the selectmen and the Town of Kennebunkport do not assume and liability with respect to the operations of the licensees.

The issuance of a waste hauling permit does not in any way constitute and endorsement by the Town or recommendation as to the adequacy or reliability of the services provided by the licensee. The Solid Waste Ordinance and Rules and Regulations of the Town do not require proof of vehicle insurance or financial responsibility in order for a person to obtain a waste hauling permit.

8

ESTATE OF MARJORIE C. PICALET
DEVISEE'S RECEIPT, RELEASE AND REFUNDING AGREEMENT

Received of Wayne T. Adams, Personal Representative of the Estate of Marjorie C. Picavet, final payment of the bequest to me under Article THIRD of the Last Will and Testament of Marjorie C. Picavet, dated May 24, 2011, as follows; and I do, for myself, successors and assigns, remise, release and forever discharge the Personal Representative of and from any and all claims and demands which I may now or hereafter have against the Personal Representative in respect thereof:

Check in the amount of Three Thousand One Hundred Seventeen Dollars :
and twenty four cents (\$3,117.24)

I hereby represent to the Personal Representative that I have not assigned, transferred or in any way alienated or encumbered my interest in said decedent's Estate, or in the property receipted for hereby. In consideration of this distribution being made to the undersigned prior to the expiration of all applicable statutes of limitations, including those relating to tax liabilities, the undersigned hereby agree to repay to the said Personal Representative, on demand, such part or all of the value of the above-described property as shall be required to pay the undersigned's proportionate share of any debt, expense, expense of administration or other liability, tax or other charge for which said Personal Representative, in his/her said capacity, shall be or become liable, and the undersigned agrees to save said Personal Representative harmless from any such claim to the extent of said distribution made.

Dated: _____

Town of Kennebunkport

Employer Identification Number

By:
Its:

**ESTATE OF MARJORIE C. PICALET
PLAN OF DISTRIBUTION**

Balance on Hand, as of November 25, 2014:	\$4,423.50
Federal tax refund	\$2,811.00
Less Estimated Final Legal Fees:	<u>(\$1,000.00)</u>
Less Estimated Final Accounting Fees:	<u>paid</u>
Balance to be Distributed:	\$6,234.50

<u>Devisee</u>	<u>PerCent</u>	<u>Amount</u>
Animal Welfare Society	25%	\$1,558.63
Kennebunkport EMS	25%	\$1,558.63
Town of Kennebunkport	50%	\$3,117.24

Date: 12-4-14

Wayne T. Adams
Wayne T. Adams, Personal Representative

Consent of Devisee

The undersigned devisee hereby consents to the implementation of the above Plan of Distribution as of this _____ day of December, 2014.

Devisee

UNDER THE MAINE PROBATE CODE, 18-A MRS §3-906(b), YOU HAVE THIRTY DAYS (UNTIL _____, 2014) TO SUBMIT YOUR WRITTEN OBJECTIONS TO THIS DISTRIBUTION PLAN. THOSE OBJECTIONS MAY BE BASED ON THE NATURE OR THE VALUE OF THE ASSETS PROPOSED TO BE DISTRIBUTED TO YOU. YOUR RIGHT TO OBJECT TO EITHER THE NATURE OR THE VALUE OF ASSETS PROPOSED TO BE DISTRIBUTED TO YOU EXPIRES 30 DAYS AFTER THE DATE THIS PLAN OF DISTRIBUTION IS MAILED.



TOWN OF KENNEBUNKPORT, MAINE

~ INCORPORATED 1653 ~

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 22, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

The Town of Kennebunkport has received a donation of \$670.00 from the Church on the Cape, to be put towards the Town's Fuel Assistance Account.

I have attached a copy of the letter and check.

If you have any questions, please let me know.

Thank you,


Becky Nolette



TOWN OF KENNEBUNKPORT, MAINE

~ INCORPORATED 1653 ~

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 22, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

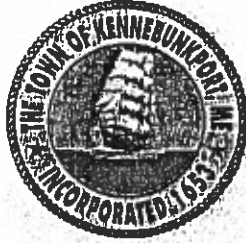
The Town of Kennebunkport has received a donation of \$50.00 from Geraldine C. Serreze, to be put towards the Public Health Account.

I have attached a copy of the card and check.

If you have any questions, please let me know.

Thank you,

Becky Nolette
Becky Nolette



TOWN OF KENNEBUNKPORT, MAINE

~ INCORPORATED 1653 ~

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 29, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

The Town of Kennebunkport has received a donation of \$937.00 from the Kennebunkport Village Fire Co., to be put towards the Town's Fuel Assistance account.
DEPT,

I have attached a copy of the check. - Total of check is \$1437⁰⁰ however \$500 is for Secret Santa

If you have any questions, please let me know.

Thank you

Becky Nolette



TOWN OF KENNEBUNKPORT, MAINE

- INCORPORATED 1653 -

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 29, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

The Town of Kennebunkport has received a donation of \$100.00 from Jenifer Stewart, to be put towards the Town's Nursing Account.

I have attached a copy of the check.

If you have any questions, please let me know.

Thank you,

Becky Nolette



TOWN OF KENNEBUNKPORT, MAINE

- INCORPORATED 1653 -

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 29, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

The Town of Kennebunkport has received a donation of \$1000.00 from Betsy Ames-Fitzgerald, Sold on Betsy & Jim LLC, to be put towards the Town's Fuel Assistance account

I have attached a copy of the check and letter.

If you have any questions, please let me know.

Thank you,


Becky Nolette



TOWN OF KENNEBUNKPORT, MAINE

~ INCORPORATED 1653 ~

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 29, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

The Town of Kennebunkport has received a donation of \$200.00 from Leo & Anne Famolare, to be put towards the Town's Nursing Account.

I have attached a copy of the check and Christmas card.

If you have any questions, please let me know.

Thank you.


Becky Nolette



TOWN OF KENNEBUNKPORT, MAINE

~ INCORPORATED 1653 ~

MAINE'S FINEST RESORT

KENNEBUNKPORT PUBLIC HEALTH

December 30, 2014

Attn: Kennebunkport Board of Selectmen
Laurie Smith, Town Manager
Jennifer Lord, Bookkeeper

The Town of Kennebunkport has received a donation of \$1,000.00 from Denis Scott, to be put towards the Town's food bank.

I have attached a copy of the check and letter.

If you have any questions, please let me know.

Thank you,


Becky Nolette