



**Town of Boothbay
Board of Selectmen Meeting
Wednesday, June 10th, 2020
7:00 PM
Agenda**

Board of Selectmen

Steven C. Lewis, Chairman
Dale C. Harmon, Vice Chairman
Kristina Ford
Michael Tomacelli
Desiree Scorgia

Town Manager

Daniel Bryer Jr

1. **Open meeting**

2. **Public Hearing-** 1. 1820 House Restaurant, Inc., (formerly Smuggler's Cove Inn), Map U06, Lot 11, located at 727 Ocean Point Rd, East Boothbay, Maine for approval of: A Hotel- Food Optional (Class I-A) license.

2. D.W. Moore, dba Cabbage Island Clambake, Map R-09, Lot 15, located at Cabbage Island, Boothbay, Maine for renewal of a Restaurant Liquor (Class I, II, III, IV) license and a seasonal Special Amusement Permit.

3. Boothbay Craft Brewery, Inc., applicants Edwin Jr. and Lori Mitchell, Map R06, Lot 009, located at 301 Adams Pond Rd, Boothbay Maine for renewal of a restaurant Liquor license (Class I, II, III, IV).

4. Wharf and Weir- Merrill and Maria Liteplo at 30 Ridge Road, Boothbay Map R04, Lot 41/B to consider the application to construct and maintain a 3'x 40' ramp leading to two floats are 12'x 24' float below the Mean High Water, and rebuild an 80' x 4' pier.

5. Wharf and Weir- Elizabeth Bengis at 30 Edgewater Way, Boothbay Map U7, Lot 03 to consider the application to construct and maintain 6'x 60' pier with a 3'x 36' ramp and add two floats that are 10'x 20'.

6. Wharf and Weir- Bradford Collins at 57 Delano Drive, Boothbay Map R1, Lot 71 to consider the application to extend an existing pier by 4'x 15' and add two 12'x 20' floats.

7. Wharf and Weir- Peter Branch and Paula Carreiro at 5 Bufflehead Way, Boothbay Map R04, Lot 116/A to consider the application to construct and maintain 6'x 6' pier with a 3'x 30' ramp and a 10' x 20' float.

3. **Public Comment**

4. **Approve Minutes-** April 22nd 2020, May 13th 2020

5. **Reports-** Town Office Reports



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6. **Old Business**

7. **New Business-** 1. Broadband discussion- Brian Lippold
2. L.E.D. street light bids

8. **Public Comment**

9. **Review Warrants**

10. **Adjourn Meeting**

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

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

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

5. Business records are located at the following address:

727 Ocean Point Rd, East Boothbay, Maine 04544

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

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

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

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

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

Yes No

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

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

Yes No

If yes, please provide details: _____

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

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

Name of Business	License Number	Complete Physical Address
1820 House Restaurant	CAR-2017-10253	727 Ocean Point Rd., East Boothbay, Me

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

Full Name	DOB	Place of Birth
Alan R Firpo	05/28/2055	Ramey AFB, Puerto Rico
Marjorie D Firpo	08/01/2056	W.P.B., Florida
Residence address on all the above for previous 5 years		
Name	Address:	
Alan & Marjorie Firpo	727 Ocean Point Rd, East Boothbay, Me 04544	
Name	Address:	
Alan & Marjorie Firpo	721 South Beach Street- A307, Daytona Beach, Fla.32114	
Name	Address:	
Name	Address:	

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

Yes No

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

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

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

Kim Swan, 43 Cottage Street, Bar Harbor, Maine 04609

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: 54.00

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

Front office

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

Name: Church

Distance: 1.5 MILES

Section II: Signature of Applicant(s)

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

Please sign and date in blue ink.

Dated: 05/05/2020

Marjorie D. Firpo
Signature of Duly Authorized Person

Marjorie D. Firpo
Printed Name Duly Authorized Person

Alan R. Firpo
Signature of Duly Authorized Person

Alan R. Firpo
Printed Name of Duly Authorized Person

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

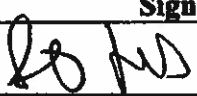
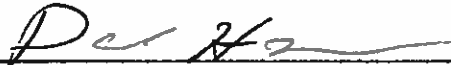
The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: _____

Who is approving this application? Municipal Officers of Boothbay, Maine

County Commissioners of _____ County

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

Signature of Officials	Printed Name and Title
	Steven Lewis
	DARLE HARMON

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

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

§653. Hearings; bureau review; appeal

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

A. The bureau shall prepare and supply application forms.



LEARN2SERVE FOOD PROTECTION MANAGER CERTIFICATION

This certifies that

Alan Firpo

has achieved the title of

**Certified Food Protection Manager
with Online Proctor**

Issue Date: **05/06/2020**

Certificate number: **L2SC-3-001473**

Test Name: **Form B21**



A handwritten signature in black ink, appearing to read 'Samantha Montalbano'.

Samantha Montalbano, Chief Operating Officer

*THIS CERTIFICATE IS NON-TRANSFERABLE & VALID UPTO 5 YEARS FROM THE ISSUE DATE
DEPENDING ON YOUR LOCAL HEALTH DEPARTMENT'S REQUIREMENTS.*

6801 N Capital of Texas Hwy, Bldg 1, Suite 250 | Austin, TX 78731 | 877.881.2235 | www.360training.com

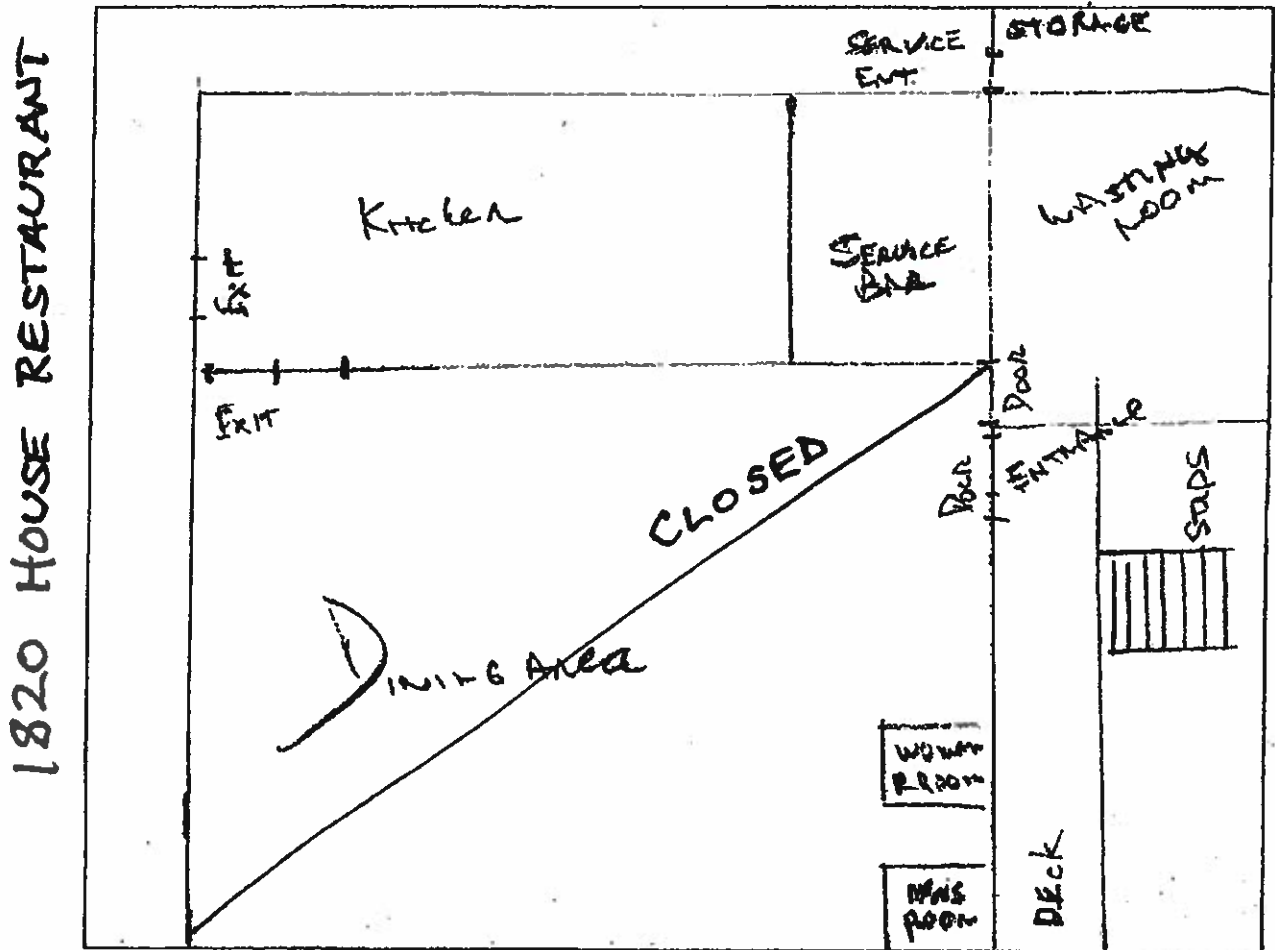
Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing & Enforcement
8 State House Station, Augusta, ME 04333-0008
10 Water Street, Hallowell, ME 04347 (overnight)
Tel: (207) 624-7220 Fax: (207) 287-3434
Email Inquiries: MaineLiquor@maine.gov



ON PREMISE DIAGRAM (Facility Drawing/ Floor Plan)

In an effort to clearly define your license premise and the area that consumption and storage of liquor is allowed. The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas with the following: • Entrances • Office area • Kitchen • Storage Areas • Dining Rooms • Lounges • Function Rooms • Restrooms • Decks • All Inside and Outside areas that you are requesting approval.



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

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

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: _____
2. Doing Business As, if any: _____
3. Date of filing with Secretary of State: _____ State in which you are formed: _____
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

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

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership

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



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

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Payment Type:	
OK with SOS: Yes <input type="checkbox"/> No <input type="checkbox"/>	

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

Legal Business Entity Applicant Name (corporation, LLC): <u>D. W. MOORE LTD</u>	Business Name (D/B/A): <u>CABBAGE ISLAND CLAMBAKES</u>
Individual or Sole Proprietor Applicant Name(s):	Physical Location: <u>CABBAGE ISLAND</u>
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different: <u>PO BOX 21 F. BORTON ME 04544</u>
Mailing address, if different from DBA address:	Email Address: <u>DWMOORE@GWF.NET</u>
Telephone # Fax #: <u>633 7200</u> <u>N/A</u>	Business Telephone # Fax #: <u>633 7200</u> <u>N/A</u>
Federal Tax Identification Number: <u>01 043 9799</u>	Maine Seller Certificate # or Sales Tax #: <u>235426</u>
Retail Beverage Alcohol Dealers Permit: <u>CAR-1990-5739</u>	Website address: <u>CABBAGEISLANDCLAMBAKES.COM</u>

1. New license or renewal of existing license? New Expected Start date: 6/23/20
 Renewal Expiration Date: 9/27/20

2. The dollar amount of gross income for the licensure period that will end on the expiration date above:
 Food: 425000 Beer, Wine or Spirits: 35000 Guest Rooms: N/A

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

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

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

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

5. Business records are located at the following address:

CABBAGE ISLAND

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

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

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

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

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

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

Yes No

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

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

Yes No

If yes, please provide details: _____

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

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

Name of Business	License Number	Complete Physical Address
CADDER LSCANC CLUBHOUSE / BEANIE ALICE		BOAT

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

Full Name	DOB	Place of Birth
DOUGLAS WAYNE MOORE	11/22/1943	INDIANAPOLIS IN
ROBERT LINDSAY MOORE	2/23/1949	BROCKTON, MA

Residence address on all the above for previous 5 years

Name	Address:
DOUGLAS WAYNE MOORE	P.O. BOX 21 E BOSTON, ME 04544
Name	Address:
ROBERT LINDSAY MOORE	304 PARKER DRIVE NEWARK OHIO 43055
Name	Address:
Name	Address:

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

Yes No

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

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

Name: DOUGLAS MORRIS Date of Conviction: 2000

Offense: FALSE TESTIMONY BEFORE A JURY Location: NH

Disposition: FINE

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

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

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

INDEPENDENCE ISLAND CO BOX 21 E BOSTON RD, ME 04524

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: 210

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

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

Name: CHURCH

Distance: 2 MILES

Section II: Signature of Applicant(s)

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

Please sign and date in blue ink.

Dated: 5/4/20

D Wayne Moore
Signature of Duly Authorized Person

Signature of Duly Authorized Person

D. WAYNE MOORE
Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

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

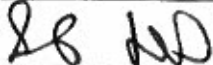

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: _____

Who is approving this application? Municipal Officers of Boothbay, Maine

County Commissioners of _____ County

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

Signature of Officials	Printed Name and Title
	STEVEN LEWIS
	DALE HARMON

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

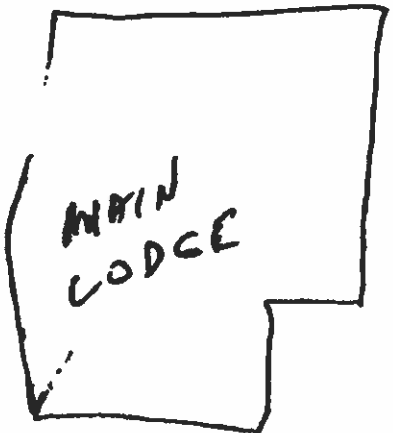
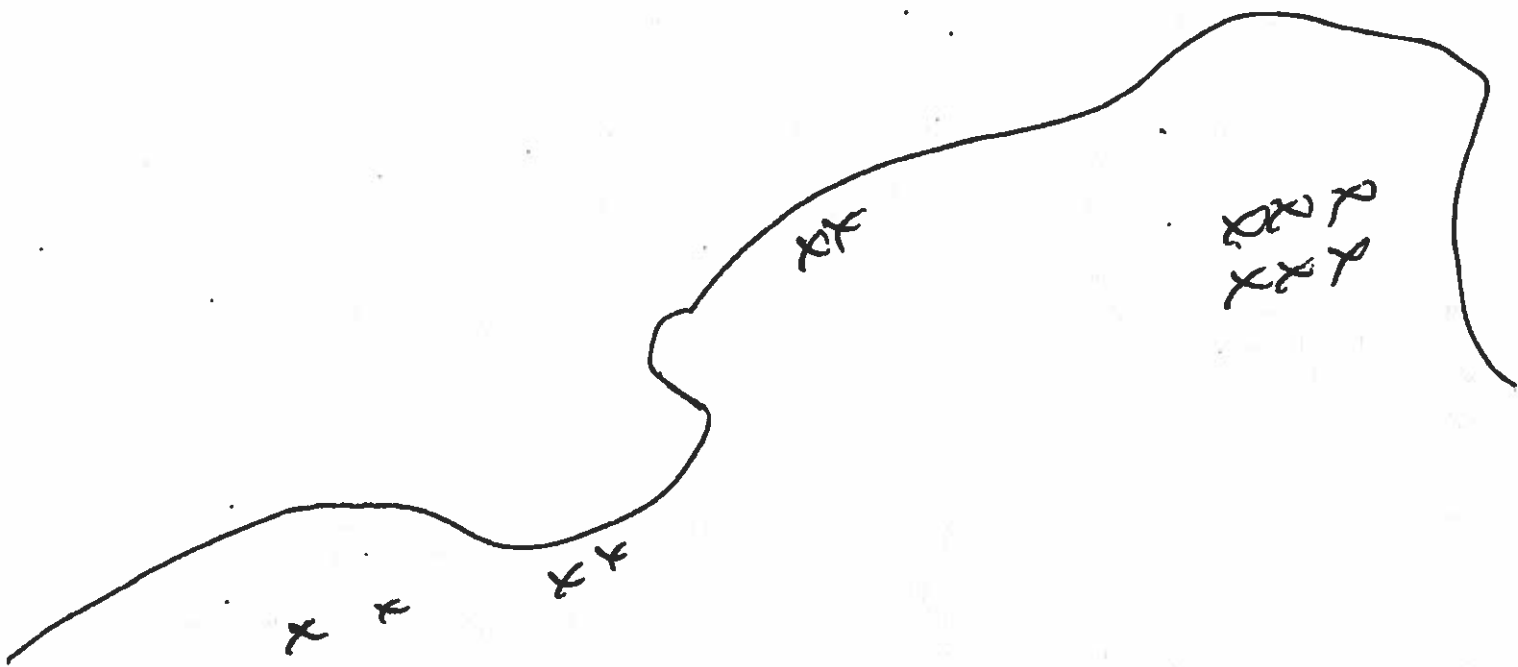
Included below is the section of Maine’s liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

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

A. The bureau shall prepare and supply application forms.

PREMISE DIAGRAM



CABBAGE ISLAND



X = PICNIC TABLES
(56 M²)

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

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

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

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

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

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

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

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

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

E. A violation of any provision of this Title;

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

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

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

A. Repealed

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

4. Repealed

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

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

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

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

Section V: Fee Schedule

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

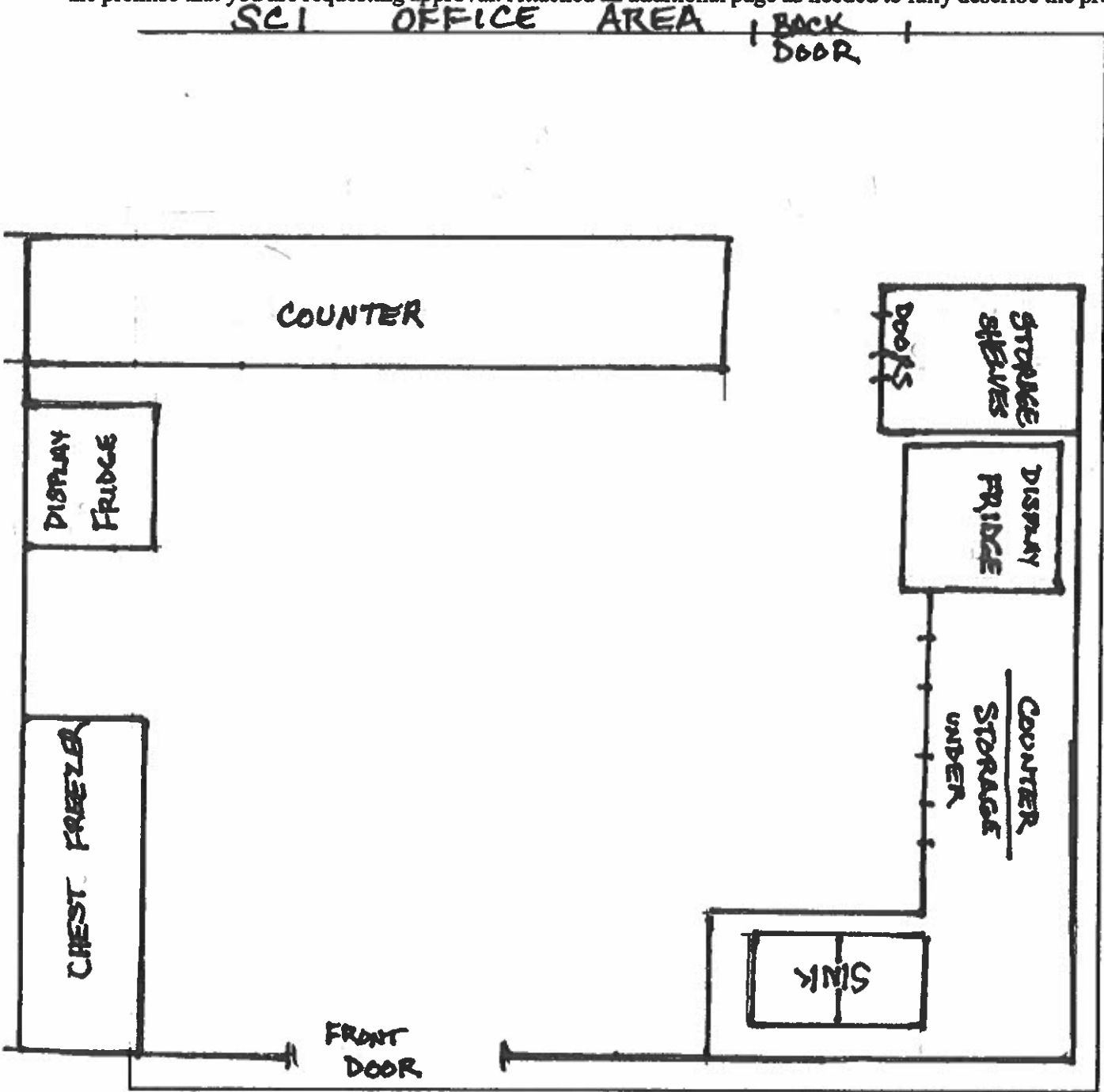
Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together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

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

Section VI Premises Floor Plan

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

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



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

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

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: D W MOORE LTD
2. Doing Business As, if any: CABBAGE ISLAND CLAM BAYES
3. Date of filing with Secretary of State: 1989 State in which you are formed: ME
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

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

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
D WAYNE MOORE	PO BOX 21 E BOSTON ME	12/22/43	PRESIDENT	50
ROBERT C MOORE	304 PARKER DRIVE NEWARK OHIO	2/23/45	TREASURER	50

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

\$50.00 permit fee, \$60-advertising fee

Map R 9 Lot 15

TOWN OF BOOTHBAY

SPECIAL AMUSEMENT PERMIT APPLICATION

Corporation or Business Names: CABBAGE ISLAND CLAM BAYES

Address of establishment: CABBAGE ISLAND

Mailing address: PO BOX 21, E. BOOTHBAY, ME 04574

Name of Application/Owner: D WAYNE MOORE

Other owners of Business: ROBERT L. MOORE

Is Application: New: Renewal: Telephone #: 633-7200

CLASS OF LICENSE APPLIED FOR:

- Class A - Unamplified vocal or instrumental music
- Class B - Entertainment other than music
- Class C - Amplified vocal or instrumental music
- Class D - Dancing

Will admission fee be charged: Yes No

Specifically described area to be used for entertainment purposes: MAIN DINING ROOM + LAWN

Schedule of Planned Entertainment: (days of the week, hours): N/A

I certify that I am familiar with the SPECIAL AMUSEMENT ORDINANCE of the Town of Boothbay as adopted on August 29, 1979, and I agree to abide with all of the conditions and regulations contained therein.

Date of application 5/6/20

Receipt _____

Applicant's signature [Signature]

Board of Selectmen - Licensing Board

Conditions or Restrictions:

Date of Hearing: 5-27-2020

Pd \$110.00 ck # 11234

By way of clarification, nothing in this permit shall deprive any person of any right he/she might otherwise have to cause the permittee to abate a nuisance that might be caused by activities carried out pursuant to this permit

TOWN OF BOOTHBAY

PUBLIC HEARING NOTICE

The Boothbay Board of Selectmen will hold public hearings at their regular Board of Selectmen's meeting on June 10, 2020 at 7:00 p.m. at the Boothbay town offices located at 7 Corey Lane, Boothbay, Maine for the following:

Boothbay Craft Brewery, Inc., applicants Edwin Jr. & Lori Mitchell, Map R06, Lot 009, located at 301 Adams Pond Rd, Boothbay, Maine for renewal of a Restaurant Liquor license (Class I, II, III, IV).

To Register 5/20/20 Run 5/28/20





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

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Payment Type:	
OK with SOS: Yes <input type="checkbox"/> No <input type="checkbox"/>	

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

Legal Business Entity Applicant Name (corporation, LLC): THE BOOTHBAY CRAFT BREWERY, INC	Business Name (D/B/A): BOOTHBAY CRAFT BREWERY
Individual or Sole Proprietor Applicant Name(s): Edwin M. Mitchell Jr	Physical Location: 301 ADAMS PD RD, BOOTHBAY
Individual or Sole Proprietor Applicant Name(s): Keri A. Mitchell	Mailing address, if different:
Mailing address, if different from DBA address: Same	Email Address: win@boothbaycraft.com
Telephone # Fax #: 633-3411	Business Telephone # Fax #: 633-3411
Federal Tax Identification Number: 26-1769472	Maine Seller Certificate # or Sales Tax #: 1156793
Retail Beverage Alcohol Dealers Permit:	Website address: www.boothbaycraftbrewery.com

1. New license or renewal of existing license? New Expected Start date: _____
 Renewal Expiration Date: 5/15/20

2. The dollar amount of gross income for the licensure period that will end on the expiration date above:
Food: 125K Beer, Wine or Spirits: 80K Guest Rooms: 0

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



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

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

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

5. Business records are located at the following address:

301 ADAMS RD RD, BOOTHBAY

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

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

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

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

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

Yes No

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



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

Yes No

If yes, please provide details: _____

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

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

Name of Business	License Number	Complete Physical Address

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

Full Name	DOB	Place of Birth
Edwin M. Mitchell Jr.	06/10/66	Boothbay, Me
Lori A. Mitchell	09/18/66	Danvers, MA

Residence address on all the above for previous 5 years	
Name: Edwin Mitchell	Address: 301 Adams Rd Rd
Name: Lori A Mitchell	Address: Boothbay, Me 04537
Name: _____	Address: _____
Name: _____	Address: _____



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

Yes No

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

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

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



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

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

see attached diagram

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

Name: Baptist Church

Distance: 2000 ft.

Section II: Signature of Applicant(s)

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

Please sign and date in blue ink.

Dated: 5/10/20

Ed Mally

Signature of Duly Authorized Person

Edwin M. Mitchell

Signature of Duly Authorized Person

Edwin M. Mitchell

Printed Name Duly Authorized Person

Lori A. Mitchell

Printed Name of Duly Authorized Person

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

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

Dated: _____

Who is approving this application? Municipal Officers of _____

County Commissioners of _____ County

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

Signature of Officials	Printed Name and Title

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

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

§653. Hearings; bureau review; appeal

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

A. The bureau shall prepare and supply application forms.



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

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

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

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

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

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

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

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

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

E. A violation of any provision of this Title;

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

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

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

A. Repealed

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

4. Repealed

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

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

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

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

Section V: Fee Schedule

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

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

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

Section VI Premises Floor Plan

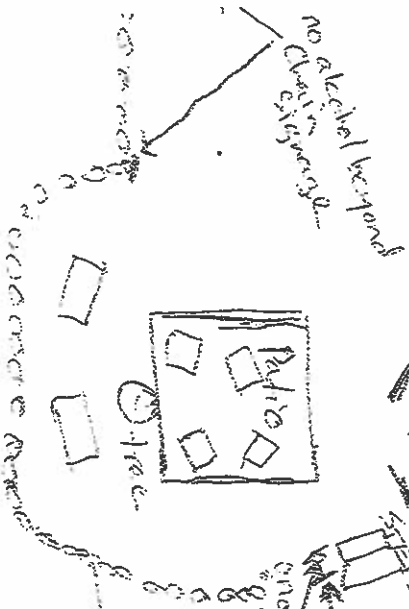
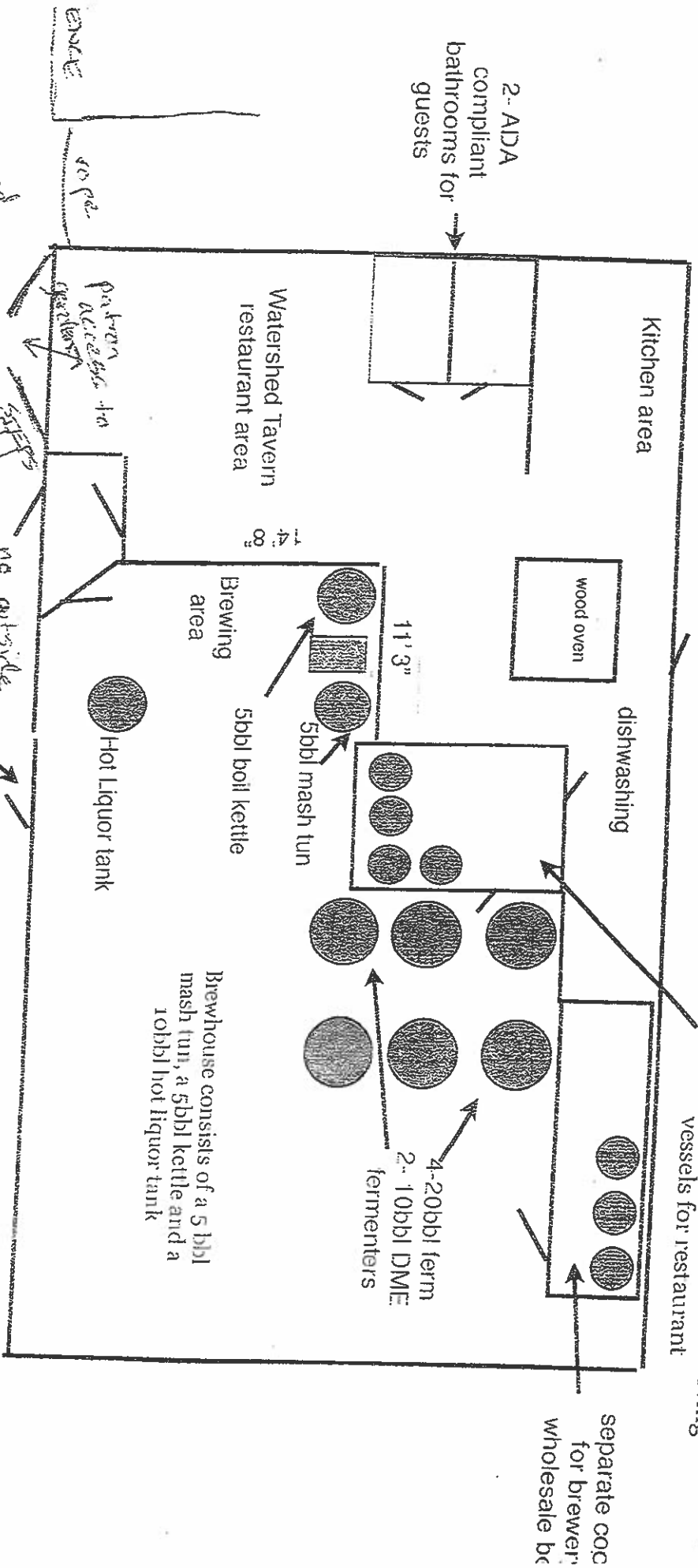
In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

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

See attached diagram

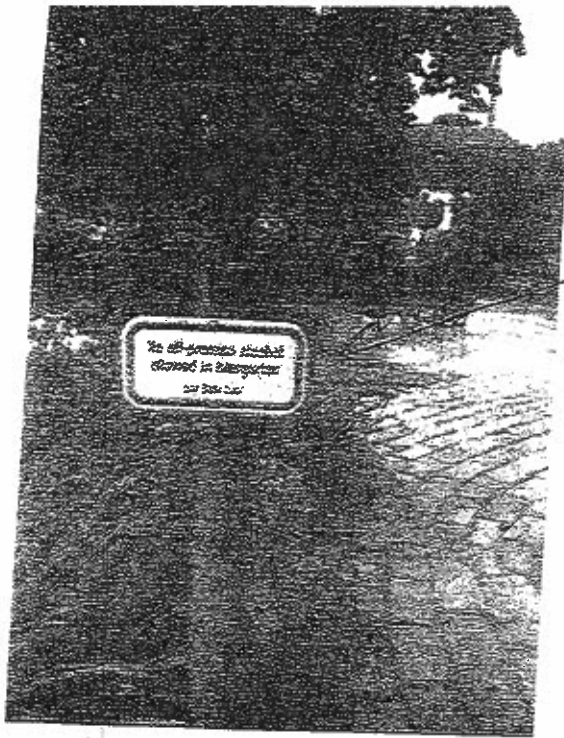
Brewery layout sketch and description

36' x 60' timber framed building
 secured with two locked entry door front
 and back.

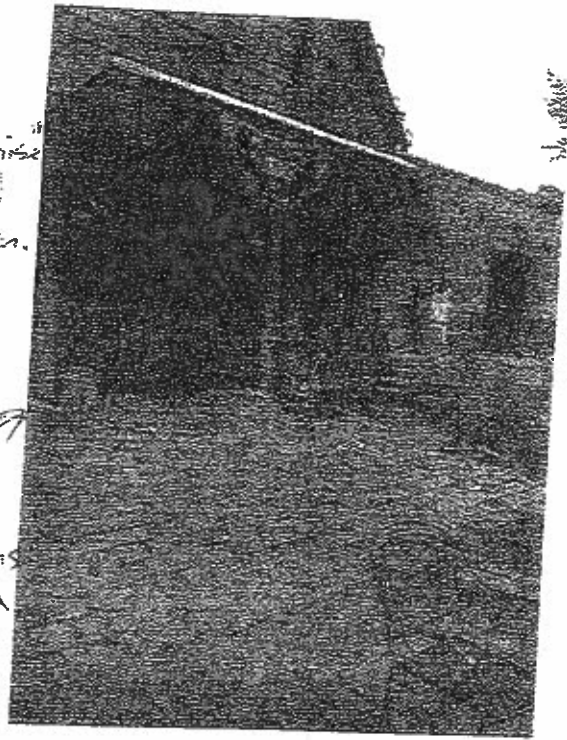


no alcohol beyond
 no alcohol signage
 heavy chain
 devices control area
 completely separated
 entrance to Brewery

* SEE PICTURES ATTACHED OF
 OUTSIDE SERVING & CONTROL
 AREA FOR RESTAURANT



No off-premise alcohol allowed in this area.



access for patrons to garden through swing doors.

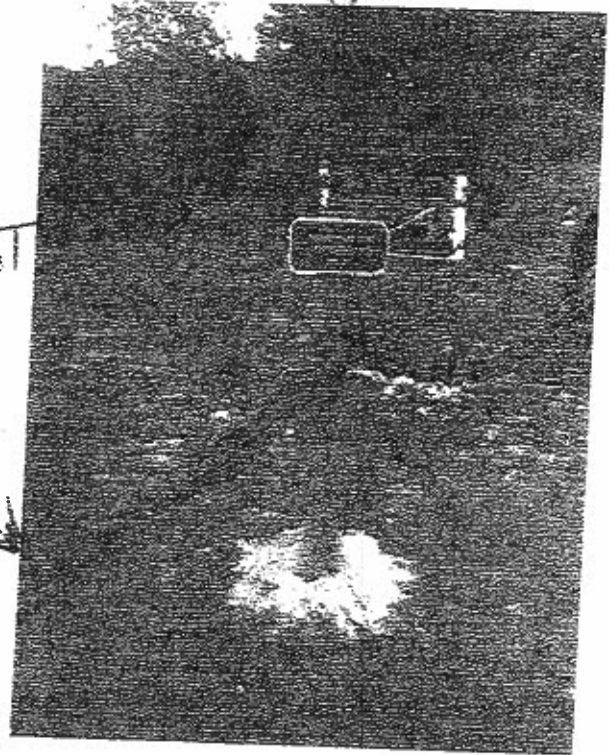


Clear signage about where alcohol is allowed/not allowed

"No alcohol allowed beyond this point"



Chain of signage to denote control area.





Division of Alcoholic Beverages and Lottery
Operations
Division of Liquor Licensing and Enforcement

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

For Office Use Only:	
License #:	_____
SOS Checked:	_____
100% Yes	<input type="checkbox"/> No <input type="checkbox"/>

Questions 1 to 4 must match information on file with the Maine Secretary of State's office. If you have questions regarding this information, please call the Secretary of State's office at (207) 624-7752.

Please clearly complete this form in its entirety.

- Exact legal name: BOUTBURY CRAFT BREWERY, INC
- Doing Business As, if any: _____
- Date of filing with Secretary of State: 2009 State in which you are formed: MAINE
- If not a Maine business entity, date on which you were authorized to transact business in the State of Maine: _____
- List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percentage ownership: (attach additional sheets as needed)

NAME	ADDRESS (5 YEARS)	Date of Birth	TITLE	Ownership %
EDWIN MITCHELL JR	301 ADAMS RD RD	06/10/66	owner PRES	50
LORI A. MITCHELL JR	" " " "	09/12/66	owner	50

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

- If Co-Op # of members: _____ (list primary officers in the above boxes)

**Findings of Fact
Town of Boothbay Planning Board
Wharves and Weirs Zoning Permit Application**

May 20, 2020

Merrill & Maria Liteplo
2016 NW Laurel Oak Lane
Palm City, FL 34990

RE: Property Located at 30 Ridge Road, Tax Map R04, Lot 041/B.

Dear Mr. & Mrs. Liteplo,

On May 20, 2020, the Town of Boothbay Planning Board acted on your Wharves and Weirs Zoning Permit application and made the following findings and conclusions.

Findings of Fact:

1. The applicants are Merrill & Maria Liteplo, represented by Stockwell Environmental. Property taxes on account of the premises for which the approval is requested have been paid in full.
2. The property is located at 30 Ridge Road. The deed for the proposed project can be seen at the Lincoln County Registry of Deeds in Book #1359 on Page #112. The property is in the Special Residential Zone with the Shoreland Zone Overlay. The property is further identified as Assessor's Tax Map R04, Lot 041/B. It contains 0.91 acres.
3. Town has received copies of the NRPA and the Army Corp. of Engineers permit applications. The Harbormaster has inspected the site and given his approval.
4. Applicant seeks approval to rebuild an existing pier, making the runway and float larger.

Conclusions

Based on the above stated facts, the Planning Board makes the following conclusions:

Right, Title or Interest in the Property

The applicant has demonstrated Right, Title or Interest in the property in question.

Motion made by Bruce, seconded by Dinsie

Vote 5-0 In Favor Against

Review Criteria

General The Code Enforcement Officer and Planning Board shall consider the following criteria and, before granting approval, must determine that the application is in conformance with the land use goals and objectives of Section 1.8, the standards of Section 3 and that the proposed development or use:

- A. Will maintain safe and healthful conditions;
- B. Will not result in water pollution, erosion or sedimentation to surface waters;
- C. Will adequately provide for the disposal of wastewater;
- D. Will not have an adverse impact on spawning grounds, fish, aquatic life, bird or other wildlife habitat;
- E. Will conserve shore cover and visual, as well as actual, points of access to inland and coastal waters; {38 § 440-A}
- F. Will protect archaeological and historic resources as designated in the Comprehensive Plan;
- G. Will not adversely affect existing commercial fishing or maritime activities in the Maritime Commercial District; and
- H. Will avoid problems associated with floodplain development and use. {DEP § 16 D}

The applicant *has* / *has not* demonstrated that this proposal meets the criteria set forth in Section 3.6, Review Criteria, of the Town of Boothbay Zoning Ordinance.

Motion made by Bruce, seconded by Dinsie

Vote 5-0 In Favor Against

Additional Review Criteria

3.10.9 Docks, Piers, Wharves, Bridges and other structures and uses extending over or below the highwater line of a great pond, stream, and outlet stream or within a wetland shall meet the following standards:

- A. Access from shore shall be developed on soils appropriate for such use and constructed so that erosion is controlled by employing Best Management Practices;
- B. The location shall not interfere with existing developed or natural beach areas;
- C. The facility shall be located so as to minimize adverse effects on fisheries;
- D. The facility shall be no larger in dimension than necessary to carry on the activity and be consistent with the surrounding character and uses of the area. Non-commercial docks, piers and wharves shall not exceed 6 feet in width and commercial docks, piers and wharves shall not exceed 12 feet in width;
- E. The structure/use shall not have an unreasonable adverse effect on the value or enjoyment of abutting property owners;
- F. The structure/use shall not be a threat to public safety, health or welfare;
- G. The structure shall conform to all local, state and federal regulations in existence at the time of construction or change. {DEP § 15 C}

The applicant *has*/ *has not* demonstrated that this proposal meets the criteria set forth in Section 3.10.9, Docks, Piers, Wharves, Bridges, of the Town of Boothbay Zoning Ordinance.

Motion made by Bruce, seconded by DIMSIE
Vote 5-0 In Favor Against

1.8.5 Shoreland The Town should adopt, administer, and enforce land use regulations consistent with the Department of Environmental Protection's guidelines for municipal shoreland zoning ordinances to:

- A. Provide the required zoning and subdivision standards while at the same time preserving those activities, within the zoned areas, that are indigenous to the region;
- B. Further the maintenance of safe and healthful conditions;
- C. Prevent and control water pollution;
- D. Protect fish spawning grounds, aquatic life, bird and other wildlife habitat;
- E. Protect buildings and lands from flooding and erosion caused by development and use;
- F. Protect archaeological and historic sites;
- G. Protect commercial fishing and maritime industries;
- H. Protect freshwater and coastal wetlands;
- I. Control building sites, placement of structures and land uses;
- J. Conserve shore cover, and visual as well as actual points of access to inland and coastal waters;
- K. Conserve natural beauty and open space; and
- L. Anticipate and respond to the impacts of development in shoreland areas. {DEP § 1}

The applicant *has*/ *has not* demonstrated that this proposal meets the criteria set forth in Section 1.8.5, Shoreland, of the Town of Boothbay Zoning Ordinance.

Motion made by Bruce, seconded by DIMSIE
Vote 5-0 In Favor Against

Decision

Based on the above findings of fact and conclusions, the plans and supporting information submitted, testimony and evidence submitted at the Planning Board meetings on the application, on motion made by Bruce and seconded by Bob, the Planning Board **approved**/ **denied** the wharves and weirs/shoreland zoning permit application subject to the conditions of approval set forth below, all for the reasons set forth in the findings and conclusions.

Vote 5-0 In Favor Against


Conditions of Approval

None. This application was approved as presented.

Appeal


Any appeal from this decision must be made to the Board of Appeals within 30 days after the date of the decision of the Planning Board, in accordance with the Section V of the Zoning Ordinance.

Date: May 20, 2020

by: 
Sam Morris


Rob Ham


Bruce Bowler


Dimsie McBride


Peggy Kotin


William Wright

cc: Board of Selectmen
Code Enforcement Officer



Office of the
Harbor Master

March 31, 2020

Dear; Town Manager, Board of Selectmen & Planning Board;

The public on-site hearing for the Wharves and Weirs application for Merrill & Maria Liteplo; ramp, float and pier project was held as advertised on Tuesday March 31st at 11:00 A.M.. The project is located at 30 Ridge Road, Boothbay.

The project is located in Ebenecook Harbor. Lauren Stockwell explained the project.

There does not seem to be any effect of diminished or restricted ingress or egress by riparian owners. There is no evidence that this project will cause injury to others that use this area of Back River. I have received no objections written or oral about this project.

This project will not interfere with navigation in Ebenecook Harbor.

I see no problems with this project as submitted by Merrill & Maria Liteplo.

Respectfully submitted,

Peter B. Ripley
Harbormaster-Boothbay

FILE COPY

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harbormaster@townofboothbay.org • www.townofboothbay.com



**Findings of Fact
Town of Boothbay Planning Board
Wharves and Weirs Zoning Permit Application**

May 20, 2020

Elizabeth Bengis
4 Perceval Ave.
London, UK, NW3 APY

RE: Property Located at 30 Edgewater Way, Tax Map U07, Lot 003.

Dear Mrs. Bengis,

On May 20, 2020, the Town of Boothbay Planning Board acted on your Wharves and Weirs Zoning Permit application and made the following findings and conclusions.

Findings of Fact:

1. The applicant is Elizabeth Bengis, represented by Stockwell Environmental. Property taxes on account of the premises for which the approval is requested have been paid in full.
2. The property is located at 30 Edgewater Way. The deed for the proposed project can be seen at the Lincoln County Registry of Deeds in Book #5332 on Page #1. The property is in the Special Residential Zone with the Shoreland Zone Overlay. The property is further identified as Assessor's Tax Map U07, Lot 0003. It contains 3.92 acres.
3. Town has received copies of the NRPA and the Army Corp. of Engineers permit applications. The Harbormaster has inspected the site and given his approval.
4. Applicant seeks approval to widen an existing pier to 6', leaving the last 10' 7" in width, lengthening the runway to 36' and replacing the 9.5' x 14' float with two 20' x 10' floats.

Conclusions

Based on the above stated facts, the Planning Board makes the following conclusions:

Right, Title or Interest in the Property

The applicant has demonstrated Right, Title or Interest in the property in question.

Motion made by Rob, seconded by Bruce

Vote 5-0 In Favor Against

Review Criteria

General The Code Enforcement Officer and Planning Board shall consider the following criteria and, before granting approval, must determine that the application is in conformance with the land use goals and objectives of Section 1.8, the standards of Section 3 and that the proposed development or use:

- A. Will maintain safe and healthful conditions;
- B. Will not result in water pollution, erosion or sedimentation to surface waters;
- C. Will adequately provide for the disposal of wastewater;
- D. Will not have an adverse impact on spawning grounds, fish, aquatic life, bird or other wildlife habitat;
- E. Will conserve shore cover and visual, as well as actual, points of access to inland and coastal waters; {38 § 440-A}
- F. Will protect archaeological and historic resources as designated in the Comprehensive Plan;
- G. Will not adversely affect existing commercial fishing or maritime activities in the Maritime Commercial District; and
- H. Will avoid problems associated with floodplain development and use. {DEP § 16 D}

The applicant *has* / *has not* demonstrated that this proposal meets the criteria set forth in Section 3.6, Review Criteria, of the Town of Boothbay Zoning Ordinance.

Motion made by Rob, seconded by Bruce

Vote 5-0 In Favor Against

Additional Review Criteria

3.10.9 Docks, Piers, Wharves, Bridges and other structures and uses extending over or below the highwater line of a great pond, stream, and outlet stream or within a wetland shall meet the following standards:

- A. Access from shore shall be developed on soils appropriate for such use and constructed so that erosion is controlled by employing Best Management Practices;
- B. The location shall not interfere with existing developed or natural beach areas;
- C. The facility shall be located so as to minimize adverse effects on fisheries;
- D. The facility shall be no larger in dimension than necessary to carry on the activity and be consistent with the surrounding character and uses of the area. Non-commercial docks, piers and wharves shall not exceed 6 feet in width and commercial docks, piers and wharves shall not exceed 12 feet in width;
- E. The structure/use shall not have an unreasonable adverse effect on the value or enjoyment of abutting property owners;
- F. The structure/use shall not be a threat to public safety, health or welfare;
- G. The structure shall conform to all local, state and federal regulations in existence at the time of construction or change. {DEP § 15 C}

The applicant has/ has not demonstrated that this proposal meets the criteria set forth in Section 3.10.9, Docks, Piers, Wharves, Bridges, of the Town of Boothbay Zoning Ordinance. 7' at end of wharf is grandfathered - SM

Motion made by Bob, seconded by Bruce

Vote 5-0 In Favor Against

1.8.5 Shoreland The Town should adopt, administer, and enforce land use regulations consistent with the Department of Environmental Protection's guidelines for municipal shoreland zoning ordinances to:

- A. Provide the required zoning and subdivision standards while at the same time preserving those activities, within the zoned areas, that are indigenous to the region;
- B. Further the maintenance of safe and healthful conditions;
- C. Prevent and control water pollution;
- D. Protect fish spawning grounds, aquatic life, bird and other wildlife habitat;
- E. Protect buildings and lands from flooding and erosion caused by development and use;
- F. Protect archaeological and historic sites;
- G. Protect commercial fishing and maritime industries;
- H. Protect freshwater and coastal wetlands;
- I. Control building sites, placement of structures and land uses;
- J. Conserve shore cover, and visual as well as actual points of access to inland and coastal waters;
- K. Conserve natural beauty and open space; and
- L. Anticipate and respond to the impacts of development in shoreland areas. {DEP § 1}

The applicant has/ has not demonstrated that this proposal meets the criteria set forth in Section 1.8.5, Shoreland, of the Town of Boothbay Zoning Ordinance.

Motion made by Bob, seconded by Bruce

Vote 5-0 In Favor Against

Decision

Based on the above findings of fact and conclusions, the plans and supporting information submitted, testimony and evidence submitted at the Planning Board meetings on the application, on motion made by Bob and seconded by Bruce, the Planning Board approved/ denied the wharves and weirs/shoreland zoning permit application subject to the conditions of approval set forth below, all for the reasons set forth in the findings and conclusions.

Vote 5-0 In Favor Against


Conditions of Approval

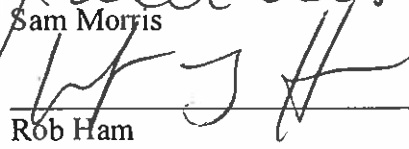
None. This application was approved as presented.

Appeal

Any appeal from this decision must be made to the Board of Appeals within 30 days after the date of the decision of the Planning Board, in accordance with the Section V of the Zoning Ordinance.

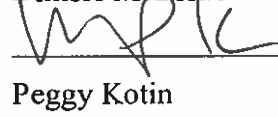
Date: May 20, 2020

by: 
Sam Morris


Rob Ham


Bruce Bowler


Dimsie McBride


Peggy Kotin

William Wright

cc: Board of Selectmen
Code Enforcement Officer



Office of the
Harbor Master

March 31, 2020

Dear; Town Manager, Board of Selectmen & Planning Board;

The public on-site hearing for the Wharves and Weirs application for Elizabeth Bengis; ramp, float and pier project was held as advertised on Monday March 30th at 9:00 A.M.. The project is located at 30 Edgewater Drive, East Boothbay.

The project is located on Linekin Bay. Lauren Stockwell explained the project.

There does not seem to be any effect of diminished or restricted ingress or egress by riparian owners. There is no evidence that this project will cause injury to others that use this area of Linekin Bay. I have received no objections written or oral about this project.

This project will not interfere with navigation in the Linekin Bay.

I see no problems with this project as submitted by Elizabeth Bengis.

Respectfully submitted,

Peter B. Ripley
Harbormaster-Boothbay

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**Findings of Fact
Town of Boothbay Planning Board
Wharves and Weirs Zoning Permit Application**

May 20, 2020

Bradford Collins
18292 Cutlass Drive
Fort Myers Beach, FL 33931

RE: Property Located at 57 Delano Drive, Tax Map R-01, Lot 71-K.

Dear Mr. Collins,

On May 20, 2020, the Town of Boothbay Planning Board acted on your Wharves and Weirs Zoning Permit application and made the following findings and conclusions.

Findings of Fact:

1. The applicant is Bradford Collins, represented by Stockwell Environmental. Property taxes on account of the premises for which the approval is requested have been paid in full.
2. The property is located at 57 Delano Drive. The deed for the proposed project can be seen at the Lincoln County Registry of Deeds in Book #3818 on Page #94. The property is in the Special Residential Zone with the Shoreland Zone Overlay. The property is further identified as Assessor's Tax Map R01, Lot 71-k. It contains 0.82 acres.
3. Town has received copies of the NRPA and the Army Corp. of Engineers permit applications. The Harbormaster has inspected the site and given his approval.
4. Applicant seeks approval to lengthen an existing pier by 15' and add 2 floats, each 12' x 20' in size.

Conclusions

Based on the above stated facts, the Planning Board makes the following conclusions:

Right, Title or Interest in the Property

The applicant has demonstrated Right, Title or Interest in the property in question.

Motion made by Sam, seconded by Dimsie

Vote 5-0 In Favor _____ Against _____

Review Criteria

General The Code Enforcement Officer and Planning Board shall consider the following criteria and, before granting approval, must determine that the application is in conformance with the land use goals and objectives of Section 1.8, the standards of Section 3 and that the proposed development or use:

- A. Will maintain safe and healthful conditions;
- B. Will not result in water pollution, erosion or sedimentation to surface waters;
- C. Will adequately provide for the disposal of wastewater;
- D. Will not have an adverse impact on spawning grounds, fish, aquatic life, bird or other wildlife habitat;
- E. Will conserve shore cover and visual, as well as actual, points of access to inland and coastal waters; {38 § 440-A}
- F. Will protect archaeological and historic resources as designated in the Comprehensive Plan;
- G. Will not adversely affect existing commercial fishing or maritime activities in the Maritime Commercial District; and
- H. Will avoid problems associated with floodplain development and use. {DEP § 16 D}

The applicant *has* / *has not* demonstrated that this proposal meets the criteria set forth in Section 3.6, Review Criteria, of the Town of Boothbay Zoning Ordinance.

Motion made by *Sau* , seconded by *Bruce*

Vote *5-0* In Favor Against

Additional Review Criteria

3.10.9 Docks, Piers, Wharves, Bridges and other structures and uses extending over or below the highwater line of a great pond, stream, and outlet stream or within a wetland shall meet the following standards:

- A. Access from shore shall be developed on soils appropriate for such use and constructed so that erosion is controlled by employing Best Management Practices;
- B. The location shall not interfere with existing developed or natural beach areas;
- C. The facility shall be located so as to minimize adverse effects on fisheries;
- D. The facility shall be no larger in dimension than necessary to carry on the activity and be consistent with the surrounding character and uses of the area. Non-commercial docks, piers and wharves shall not exceed 6 feet in width and commercial docks, piers and wharves shall not exceed 12 feet in width;
- E. The structure/use shall not have an unreasonable adverse effect on the value or enjoyment of abutting property owners;
- F. The structure/use shall not be a threat to public safety, health or welfare;
- G. The structure shall conform to all local, state and federal regulations in existence at the time of construction or change. {DEP § 15 C}

The applicant *has*/ *has not* demonstrated that this proposal meets the criteria set forth in Section 3.10.9, Docks, Piers, Wharves, Bridges, of the Town of Boothbay Zoning Ordinance.

Motion made by Sam, seconded by Bob

Vote 5-0 In Favor Against

1.8.5 Shoreland The Town should adopt, administer, and enforce land use regulations consistent with the Department of Environmental Protection's guidelines for municipal shoreland zoning ordinances to:

- A. Provide the required zoning and subdivision standards while at the same time preserving those activities, within the zoned areas, that are indigenous to the region;
- B. Further the maintenance of safe and healthful conditions;
- C. Prevent and control water pollution;
- D. Protect fish spawning grounds, aquatic life, bird and other wildlife habitat;
- E. Protect buildings and lands from flooding and erosion caused by development and use;
- F. Protect archaeological and historic sites;
- G. Protect commercial fishing and maritime industries;
- H. Protect freshwater and coastal wetlands;
- I. Control building sites, placement of structures and land uses;
- J. Conserve shore cover, and visual as well as actual points of access to inland and coastal waters;
- K. Conserve natural beauty and open space; and
- L. Anticipate and respond to the impacts of development in shoreland areas. {DEP § 1}

The applicant *has*/ *has not* demonstrated that this proposal meets the criteria set forth in Section 1.8.5, Shoreland, of the Town of Boothbay Zoning Ordinance.

Motion made by Sam, seconded by Bob

Vote 5-0 In Favor Against

Decision

Based on the above findings of fact and conclusions, the plans and supporting information submitted, testimony and evidence submitted at the Planning Board meetings on the application, on motion made by Sam and seconded by Dinsie, the Planning Board **approved**/ **denied** the wharves and weirs/shoreland zoning permit application subject to the conditions of approval set forth below, all for the reasons set forth in the findings and conclusions.

Vote 5-0 In Favor Against

Conditions of Approval

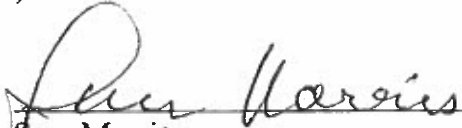
None. This application was approved as presented.

Appeal

Any appeal from this decision must be made to the Board of Appeals within 30 days after the date of the decision of the Planning Board, in accordance with the Section V of the Zoning Ordinance.

Date: May 20, 2020

by:



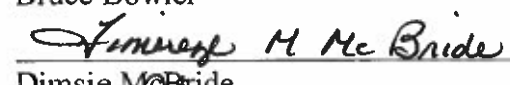
Sam Morris



Rob Ham



Bruce Bowler



Dimsie McBride



Peggy Kotin

William Wright

cc: Board of Selectmen
Code Enforcement Officer



Office of the
Harbor Master

March 31, 2020

Dear; Town Manager, Board of Selectmen & Planning Board;

The public on-site hearing for the Wharves and Weirs application for Bradford Collins; ramp, float and pier project was held as advertised on Tuesday March 31st at 10:00 A.M.. The project is located at 57 Delano Drive, Boothbay.

The project is located on the Sheepscot River. Lauren Stockwell explained the project.

There does not seem to be any effect of diminished or restricted ingress or egress by riparian owners. There is no evidence that this project will cause injury to others that use this area of Back River. I have received no objections written or oral about this project.

This project will not interfere with navigation on the Sheepscot River.

I see no problems with this project as submitted by Bradford Collins.

Respectfully submitted,

Peter B. Ripley
Harbormaster-Boothbay

FILE COPY

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harbormaster@townofboothbay.org • www.townofboothbay.com



Findings of Fact
Town of Boothbay Planning Board
Wharves and Weirs Zoning Permit Application

May 20, 2020

Peter Branch & Paula Carreiro
1603 Rabbit Foot Clover Court
Annapolis, MD 21401

RE: Property Located at 5 Bufflehead Cove Road, Tax Map R04, Lot 116/A.

Dear Mr. Branch & Ms. Carreiro,

On May 20, 2020, the Town of Boothbay Planning Board acted on your Wharves and Weirs Zoning Permit application and made the following findings and conclusions.

Findings of Fact:

1. The applicants are Peter Branch & Paula Carreiro, represented by Stockwell Environmental. Property taxes on account of the premises for which the approval is requested have been paid in full.
2. The property is located at 5 Bufflehead Cove Road. The deed for the proposed project can be seen at the Lincoln County Registry of Deeds in Book #3370 on Page #196. The property is in the General Residential Zone with the Shoreland Zone Overlay. The property is further identified as Assessor's Tax Map R04, Lot 116/A. It contains 1.51 acres.
3. Town has received copies of the NRPA and the Army Corp. of Engineers permit applications. The Harbormaster has inspected the site and given his approval.
4. Applicant seeks approval to construct a new pier, runway, and float system.

Conclusions

Based on the above stated facts, the Planning Board makes the following conclusions:

Right, Title or Interest in the Property

The applicant has demonstrated Right, Title or Interest in the property in question.

Motion made by Dimsie, seconded by Bruce

Vote 5-0 In Favor Against

Review Criteria

General The Code Enforcement Officer and Planning Board shall consider the following criteria and, before granting approval, must determine that the application is in conformance with the land use goals and objectives of Section 1.8, the standards of Section 3 and that the proposed development or use:

- A. Will maintain safe and healthful conditions;
- B. Will not result in water pollution, erosion or sedimentation to surface waters;
- C. Will adequately provide for the disposal of wastewater;
- D. Will not have an adverse impact on spawning grounds, fish, aquatic life, bird or other wildlife habitat;
- E. Will conserve shore cover and visual, as well as actual, points of access to inland and coastal waters; {38 § 440-A}
- F. Will protect archaeological and historic resources as designated in the Comprehensive Plan;
- G. Will not adversely affect existing commercial fishing or maritime activities in the Maritime Commercial District; and
- H. Will avoid problems associated with floodplain development and use. {DEP § 16 D}

The applicant *has* / *has not* demonstrated that this proposal meets the criteria set forth in Section 3.6, Review Criteria, of the Town of Boothbay Zoning Ordinance.

Motion made by Dimsie, seconded by Bruce

Vote 5-0 In Favor Against

Additional Review Criteria

3.10.9 Docks, Piers, Wharves, Bridges and other structures and uses extending over or below the highwater line of a great pond, stream, and outlet stream or within a wetland shall meet the following standards:

- A. Access from shore shall be developed on soils appropriate for such use and constructed so that erosion is controlled by employing Best Management Practices;
- B. The location shall not interfere with existing developed or natural beach areas;
- C. The facility shall be located so as to minimize adverse effects on fisheries;
- D. The facility shall be no larger in dimension than necessary to carry on the activity and be consistent with the surrounding character and uses of the area. Non-commercial docks, piers and wharves shall not exceed 6 feet in width and commercial docks, piers and wharves shall not exceed 12 feet in width;
- E. The structure/use shall not have an unreasonable adverse effect on the value or enjoyment of abutting property owners;
- F. The structure/use shall not be a threat to public safety, health or welfare;
- G. The structure shall conform to all local, state and federal regulations in existence at the time of construction or change. {DEP § 15 C}

The applicant *has*/ *has not* demonstrated that this proposal meets the criteria set forth in Section 3.10.9, Docks, Piers, Wharves, Bridges, of the Town of Boothbay Zoning Ordinance.

Motion made by Dimsie, seconded by Bruce

Vote 5-0 In Favor Against

1.8.5 Shoreland The Town should adopt, administer, and enforce land use regulations consistent with the Department of Environmental Protection's guidelines for municipal shoreland zoning ordinances to:

- A. Provide the required zoning and subdivision standards while at the same time preserving those activities, within the zoned areas, that are indigenous to the region;
- B. Further the maintenance of safe and healthful conditions;
- C. Prevent and control water pollution;
- D. Protect fish spawning grounds, aquatic life, bird and other wildlife habitat;
- E. Protect buildings and lands from flooding and erosion caused by development and use;
- F. Protect archaeological and historic sites;
- G. Protect commercial fishing and maritime industries;
- H. Protect freshwater and coastal wetlands;
- I. Control building sites, placement of structures and land uses;
- J. Conserve shore cover, and visual as well as actual points of access to inland and coastal waters;
- K. Conserve natural beauty and open space; and
- L. Anticipate and respond to the impacts of development in shoreland areas. {DEP § 1}

The applicant *has*/ *has not* demonstrated that this proposal meets the criteria set forth in Section 1.8.5, Shoreland, of the Town of Boothbay Zoning Ordinance.

Motion made by Dimsie, seconded by Bruce

Vote 5-0 In Favor Against

Decision

Based on the above findings of fact and conclusions, the plans and supporting information submitted, testimony and evidence submitted at the Planning Board meetings on the application, on motion made by Dimsie and seconded by Bob, the Planning Board **approved**/ **denied** the wharves and weirs/shoreland zoning permit application subject to the conditions of approval set forth below, all for the reasons set forth in the findings and conclusions.

Vote 5-0 In Favor Against


Conditions of Approval

None. This application was approved as presented.

Appeal

Any appeal from this decision must be made to the Board of Appeals within 30 days after the date of the decision of the Planning Board, in accordance with the Section V of the Zoning Ordinance.

Date: May 20, 2020

by: 
Sam Morris


Rob Ham


Bruce Bowler


Dimsie McBride


Peggy Kotin

William Wright

cc: Board of Selectmen
Code Enforcement Officer



Office of the
Harbor Master

March 31, 2020

Dear, Town Manager, Board of Selectmen & Planning Board;

The public on-site hearing for the Wharves and Weirs application for Peter Branch & Paula Carreiro; ramp, float and pier project was held as advertised on Monday March 30th at 10:00 A.M.. The project is located at 5 Bufflehead Cove, Boothbay.

The project is located on Back River. Lauren Stockwell explained the project.

There does not seem to be any effect of diminished or restricted ingress or egress by riparian owners. There is no evidence that this project will cause injury to others that use this area of Back River. I have received no objections written or oral about this project.

This project will not interfere with navigation in Back River.

I see no problems with this project as submitted by Peter Branch & Paula Carreiro.

Respectfully submitted,

Peter B. Ripley
Harbormaster-Boothbay

ET 03 00 31

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harbormaster@townofboothbay.org • www.townofboothbay.com





**Town of Boothbay
Board of Selectmen Meeting
Wednesday, April 22nd, 2020
7:00 PM
MINUTES**

Board of Selectmen

Steven Lewis – Chairman
Dale Harmon – Vice Chairman
Kristina Ford
Michael Tomacelli
Desiree Scordia

Town Manager

Daniel Bryer Jr.

Present: Steven Lewis, Dale Harmon, Michael Tomacelli, Desiree Scordia, Town Manager Dan Bryer

Pledge of Allegiance:

Public Hearing:

Public Comment: no comment

Approve Minutes:

Reports:

Town Office Reports:

Old Business:

New Business: 1. Appoint new regional EMA director (Mike Ciccarelli)- Dale Harmon made the motion to appoint Mike Ciccarelli Regional EMA director, Mike Tomacelli seconded.

Vote: 4-0 in favor.

2. Approve postponement of May town meeting and April special meeting- Dale Harmon made the motion to postpone the May Town meeting and the April special town meeting, Mike Tomacelli seconded the motion. Vote: 4-0 in favor.

3. Two-year appointments for election clerks- Desiree Scordia made the motion to appoint for a two year term the list of election clerks, Mike Tomacelli seconded. Vote 4-0 in favor

Public Comment: no comment

Review Warrants and sign: Dale Harmon made the motion to allow Dan Bryer to approve Warrants during the pandemic Mike Tomacelli seconded the motion. Vote: 4-0 in favor.

Adjourn meeting: At 7:23 Dale Harmon made a motion to adjourn the meeting and Mike Tomacelli seconded the motion. Vote: 4-0 in favor.



Town of Boothbay
Board of Selectmen Meeting
Wednesday, May 13th, 2020
7:00 PM
MINUTES

Board of Selectmen

Steven Lewis – Chairman
Dale Harmon – Vice Chairman
Kristina Ford
Michael Tomacelli
Desiree Scordia

Town Manager

Daniel Bryer Jr.

Present: Steven Lewis, Dale Harmon, Michael Tomacelli, Kristina Ford, Town Manager Dan Bryer

Pledge of Allegiance:

Public Hearing: 1. Coastal Maine Botanical Gardens, application for a renewal of liquor license (restaurant Class I, II, III, IV) Map R04, Lot 109 located at 132 Botanical Gardens Drive, Boothbay. Also, a Special Amusement Permit. Dale Harmon made the motion to approve, Mike Tomacelli seconded. Vote 4-0.

2. PGC2, LLC, dba Boothbay Country Club Wellness Center, application for a renewal of liquor license (restaurant Class I, II, III, IV) Map R07, Lot 002-B located at 40 White Birch Lane, Boothbay. Also, a Special Amusement Permit. Dale Harmon made the motion to approve, Mike Tomacelli seconded. Vote 4-0.

3. 2. PGC2, LLC, dba Boothbay Country Club, application for a renewal of liquor license (restaurant Class I, II, III, IV) Map R07, Lot 002-B located at 40 Sugar Maple Lane, Boothbay. Dale Harmon made the motion to approve, Mike Tomacelli seconded. Vote 4-0.

4. Ocean Point Inn, LLC, owner Tony Krason, application for a renewal of liquor license (restaurant Class I, II, III, IV) and and a Hotel , Food Optional (Class IA) Map R07, Lot 002-B located at 40 White Birch Lane, Boothbay. Dale Harmon made the motion to approve, Kristina Ford seconded. Vote 4-0.

5. Deckz LLC, dba Lobsterman's Wharf, application for a renewal of liquor license (restaurant Class I, II, III, IV) Map U16, Lot 01 located at 224 Ocean Point Road, Boothbay. Also, a Special Amusement Permit. Dale Harmon made the motion to approve, Kristina Ford seconded. Vote 4-0.

6. Deckz LLC, dba Ocean Point Marina, application for renewal of a Special Amusement Permit, located at 216 Ocean Point Road, Map U17, Lot 44, East Boothbay, Maine. Dale Harmon made the motion to approve, Mike Tomacelli seconded. Vote 4-0.

Public Comment: no comment

Approve Minutes:

Reports:

Town Office Reports:

Old Business:

New Business: Landscape Committee proposal for the gazebo on the Common

Public Comment: no comment

Review Warrants and sign:

Adjourn meeting: At 7:46 Dale Harmon made a motion to adjourn the meeting and Kristina Ford seconded the motion. Vote: 4-0 in favor.

