

AGENDA

Cumberland Town Council Meeting

Town Council Chambers

Monday, March 13, 2023

6:00 P.M. Workshop

7:00 P.M. Call to Order

6:00 P.M. WORKSHOP with the Lands & Conservation Commission re: current and future projects

I. CALL TO ORDER

II. APPROVAL OF MINUTES

February 27, 2023

III. MANAGER'S REPORT

A. Swearing in of new Police Officer, Anthony Clukey and newly promoted Captain, Jacob Lachance

B. Chebeague Charging Station - CTC

IV. PUBLIC DISCUSSION

Public discussion is for comments on items that are not on the agenda. Comments are limited to 5 minutes per person. Rebuttal comments will be limited to 2 minutes. Public discussion topics may be brought up again under New Business for further Council discussion.

V. LEGISLATION AND POLICY

23 – 020. To consider and act on authorizing a purchase order for a new ambulance to be delivered in FY'25.

23 – 021. To reappoint William Longley as Code Enforcement Officer and Dan Small as alternate from April 1, 2023 to March 31, 2024.

23 – 022. To hold a Public Hearing to consider and act on a Mass Gathering Permit for the Garden Brothers Circus to be held at the Cumberland Fairgrounds July 13th – 16th. ***TABLED***

23 – 023. To set a Public Hearing date of March 27th to consider and act on a liquor license renewal for Louie's Grille LLC.

23 – 024. To set a Public Hearing date of March 27th to consider and act on amending TIF 8 to construct new affordable housing.

VI. NEW BUSINESS

- Town Council Budget Workshop Dates:
 - Monday, March 27th 5 – 7 p.m.
 - Monday, April 10th 5 – 7 p.m.
 - Monday, April 24th 5 – 7 p.m.
 - Saturday, April 29th 8 a.m. to completion
- Nomination Papers are available now and must be returned by April 13th

VII. BUDGET REPORT

VIII. ADJOURNMENT

MINUTES

Cumberland Town Council Meeting

Town Council Chambers

Monday, February 27, 2023

6:00 P.M. Call to Order

Present: Councilors Copp, Edes, Filson, Foster, Storey-King and Vail

Excused: Councilor Segrist

- I. **EXECUTIVE SESSION** pursuant to Title 36 M.R.S.A. Section 405 (6)(E) consultation with the Town Attorney.

Motion by Councilor Vail, seconded by Councilor Storey-King, to recess to Executive Session pursuant to Title 36 M.R.S.A. Section 405 (6)(E) consultation with the Town Attorney.

VOTE: 6-0 UNANIMOUS

TIME: 6:03 P.M.

Reconvene to regular session at 7:02 P.M.

II. **APPROVAL OF MINUTES**

Motion by Councilor Copp, seconded by Councilor Vail, to accept the February 13, 2023 meeting minutes as presented.

VOTE: 6-0 UNANIMOUS

Councilor Edes recognized the passing of Harland Storey and recalled Harland's long service to our Town, what a great man he was, and the legacy that he left.

Councilor Storey-King said that her dad led an amazing life and left an amazing legacy. She will have more comments under New Business.

III. **MANAGER'S REPORT**

Town Manager Shane extended a huge thank you to our outstanding Public Works crew. We have had a lot of success with the molasses and salt mixture to treat the roads. There are three more storms forecasted this week. We have been short-handed in Public Works and the crew have all pulled together to do a great job in keeping our roads clear.

IV. **PUBLIC DISCUSSION**

Chris Neagle of 76 Orchard Road said that he has lived in Cumberland for 35 years and served 12 years on the Planning Board. He came to the Town Council in 2015 to request that the stop sign at the intersection of Blanchard and Skillin Road be removed. In 2015, the Town hired an engineer to look into this and the engineer recommended that the stop sign be removed, because it did not comply with national and state standards. The Town Council made a political decision (in his opinion) to disagree with the engineer and leave the stop sign in place. Mr. Neagle requested that this be put back on a future agenda for the Council to reconsider.

Chairman Foster said that the engineering report is almost 8 years old, and a lot has changed in terms of commuting patterns. She asked the Town Manager how expensive and time intensive it would be to get a more current view of that intersection today.

Town Manager Shane said that getting the traffic counts today would be valuable information in order to compare the two. He recommended that we get through the winter season and do the study again in the spring. Then, we can get this on the first Council agenda in May.

V. LEGISLATION AND POLICY

23 – 015 To hold a Public Hearing to consider and act on the formation of an Affordable Housing TIF District, as recommended by the TIF Committee. *TABLED*

Motion by Councilor Edes, seconded by Councilor Copp, to table.

VOTE: 6-0 UNANIMOUS

23 – 016 To forward to the Planning Board for a Public Hearing and recommendation, the re-adoption of the February 22, 2016 version of the Route One Design Standards, as recommended by the Town Attorney.

Town Manager Shane explained that in 2014 the Council adopted a set of guidelines for Route One. Then, in 2016 those guidelines were condensed to become design standards, which were required to be adhered to.

Unfortunately, the design standards were never codified. This was only recently realized and on the advice of our Town Attorney, the 2016 version of the Route One design standards should be re-adopted and codified.

Chairman Foster asked for any public comment.

No public comment.

Motion by Councilor Storey-King, seconded by Councilor Filson, to forward to the Planning Board for a Public Hearing and recommendation, the re-adoption of the February 22, 2016 version of the Route One Design Standards, as recommended by the Town Attorney.

VOTE: 6-0 UNANIMOUS

23 – 017 To forward to the Planning Board for a Public Hearing and recommendation, amendments to Chapter 315 (Zoning), Article IV (Lot Regulations), to add Section 33.1 (Effect of Demolition of Dwelling Units), and update lot densities 315-10, 315-11, 315-16, 315-17, 315-18, 315-20 (these will clarify minimum lot area per dwelling unit), and add 315-17E (LDR) to include design standards for multiplexes, and 315-14 (definition for shed), and 315-45 (section for conversions) A, A(3), and A(4b), as recommended by the Ordinance Committee.

Councilor Storey-King explained that the Ordinance Committee discussed this and the purpose of it is to match up with the proposed LD2003 legislation on zoning reform so we can get it to the Planning Board for their feedback and have it ready for adoption.

No public present for public comment.

Motion by Councilor Storey-King, seconded by Councilor Edes, to forward to the Planning Board for a Public Hearing and recommendation, amendments to Chapter 315 (Zoning), Article IV (Lot Regulations), to add Section 33.1 (Effect of Demolition of Dwelling Units), and update lot densities 315-10, 315-11, 315-16, 315-17, 315-18, 315-20 (these will clarify minimum lot area per dwelling unit), and add 315-17E (LDR) to include design standards for multiplexes, and 315-14 (definition for shed), and 315-45 (section for conversions) A, A(3), and A(4b), as recommended by the Ordinance Committee.

VOTE: 6-0 UNANIMOUS

23 – 018 To consider and act on approval of a use policy for the Val Halla Recreation Center.

Assistant Recreation Director, Patty Murphy, presented the following:

Town of Cumberland RECREATION CENTER



A multi-use indoor recreation facility for residents of all ages.

Recreation Center Use



Town of Cumberland Functions & Meetings

- Town Council and Regional Community Meetings
- Town Boards and Committee Meetings
- Town Staff trainings and Council Workshops
- Possible future staff office space
- MSAD 51 functions



Recreation Department Programming:

- Youth Enrichment Programs
- Expansion of Winter Indoor/Outdoor Family Programming
- Adult Enrichment/Socialization Programs
- Summer Camp staff training
- Community Centered Events/Celebrations



Active Living Cumberland 55+:

- Mornings with Friends
- Luncheons and Tea & Talk
- Cribbage and Bingo
- Social hour Mix & Mingle
- Singing group and Movie matinees
- "Adult Prom"



Val Halla Golf Course:

- Golf Outings/Tournaments exceeding 80 guests
- \$5 per-person surcharge built into outing fee
- 12 Outings (exceeding 80+) anticipated for 2023 Golf season
- Val Halla staff responsible for facility clean-up after Outings



Event Rentals:

- Max occupancy for facility is 150 people.
- No weekday Event Rentals from May-October 15. Summer rentals Fri/Sat/Sun only after 5pm (Max of 50).
- Rental Application required. If approved, a signed Lease Agreement required.
- Recreation Department will coordinate all bookings.

Event Rental Fee Structure:

Fee Structure (Pricing is for 2 hour block of time):

- Up to 50 People:
Cumberland/North Yarmouth Residents \$350. \$100 additional hour.
Non-Residents \$550. \$200 each additional hour.
- 50-100 People:
Cumberland/North Yarmouth Residents \$500. \$175 each additional hour.
Non-Residents \$700. \$250 each additional hour.
- 100-150 People:
Cumberland/North Yarmouth Residents \$1000. \$250 additional hour.
Non-Residents \$1500. \$350 each additional hour.
- Security Deposit Up to 50 People \$200. 50-100 People \$350. 100-150 People \$500.

Other Items to Note:

- Recreation Center event fees will be placed in a special purpose account dedicated to facility specific expenses.
- Recreation Center renovations are anticipated to be completed by early April.
- Examples of acceptable rentals of Recreation Center: Birthdays, parties, baby showers, Greely class reunions and sports banquets, fundraisers/auctions, etc.

Questions?



Councilor Storey-King said that the difference in the rental amounts is in three categories. She thinks that maybe two categories could be better. She said that something to think about would be changing the fee structure for residents to \$250, \$500 and \$750, based on the maximum numbers and a \$5.00 per person charge, which is what the charge is per golfer for a golf outing or tournament.

Councilor Vail suggested approving the fee structure as presented and revisit it in a year to see how it is going.

No public present for public comment.

Motion by Councilor Copp, seconded by Councilor Vail, to approve the use policy and fee structure for the Val Halla Recreation Center.

VOTE: 6-0 UNANIMOUS

23 – 019 To authorize the Town Manager to accept payment for delinquent FY'19 taxes in the amount of \$300.00 on property identified as Map U19/Lot 18.

Town Manager Shane said that we will continue to work with this resident as they chip away at paying their back taxes. Since the property is in foreclosure, any acceptance of tax payment must be approved by the Town Council.

No public present for public comment.

Motion by Councilor Edes, seconded by Councilor Copp, to authorize the Town Manager to accept payment for delinquent FY'19 taxes in the amount of \$300.00 on property identified as Map U19/Lot 18.

VOTE: 6-0 UNANIMOUS

VI. NEW BUSINESS

Councilor Copp – he attended Harland Storey’s celebration of life and learned some interesting history. Harland quit school when he was in high school to go to work to support his family. His great uncle, Philip, was in Harland’s class and also quit school the same time Harland did to go to work in the woods. He remembers hearing stories from his uncle about him and Harland over the years. Harland truly was an icon, and he will be missed, but not forgotten.

He donated \$20 to the 4-H fund that benefits the food pantry, as he does at every meeting.

Councilor Filson – no new business.

Councilor Vail – he was thinking about the passing of Harland Storey and Harland’s age, and two other residents who were a similar age when they passed, were Dick Sweetser and Dick Peterson. The number of people who live to be in their 90’s is few, and the number of people who serve their community for 90 years is even fewer. Harland left the bar high.

Councilor Edes – condolences to the Calder family on the passing of Tom and the Daigle family on the passing of Dolly.

Councilor Storey-King – a sincere and heartfelt thank you to Bill Shane, Town staff, Chris Bolduc and all the people who helped get Val Halla ready for her dad’s celebration of his life. Val Halla was such a fitting place to hold his celebration because he was the first person to swing a golf club when the course became a public facility. If she ever writes his biography, the title will be “Large and In Charge”. He was such a presence, not only in her life, but also in the community. People have been reaching out to share stories about Harland and how much he meant to them. Thank you to Rachel’s for catering and to Don Foster for setting up the chairs in the middle school gym.

Chairman Foster – Budget workshops will be held:

- Monday, March 27th 5 – 7 p.m.
- Monday, April 10th 5 – 7 p.m.
- Monday, April 24th 5 – 7 p.m.
- Saturday, April 29th 8 a.m. to completion

Nomination Papers are available on March 2nd and must be returned by April 13th. There are 2 Town Council and 2 School Board seats open.

On March 9th at 5:00 p.m. in the Town Council Chambers, we will hold another session regarding what it means to run for public office. She and Councilor Storey-King will speak from the Town Council perspective, and Peter Bingham will speak regarding the School Board.

VII. ADJOURNMENT

Motion by Councilor Vail, seconded by Councilor Edes, to adjourn.

VOTE: 6-0 UNANIMOUS

TIME: 8:09 P.M.

Respectfully submitted by,

Brenda L. Moore
Council Secretary

ITEM 23-020

To consider and act on authorizing the purchase order for a new ambulance
to be delivered in FY'25

Cumberland Fire Department

366 Tuttle Road, Cumberland Center, Maine 04021

Emergency 911

Business 829-5421

Fax 829-4256

Email dsmall@cumberlandmaine.com

Daniel R. Small
Chief

March 13, 2023

Ambulance Purchase

The proposal is to request funding to replace our 2013 ambulance. The patient compartment will have a similar design to our 2017 ambulance while the cab style will change. An important safety feature will be an automated lift for the patient stretcher. This system will allow one person to raise the stretcher both into and out of the ambulance. This will prevent both long and short term injuries to our employees.

Upon signing of the purchasing contract the delivery of the truck is estimated to be two years. The truck being proposed is a Ford pickup style chassis which will be replacing our present van style. This change will provide more cab space and will offer better repair space in the engine compartment.

The manufacturer is Braun Industries which is the same company that built our 2017 ambulance, as well as several of our mutual aid communities.

The truck overview:

- Replaces our 2013 vehicle
- Change from a van style to a pick up style chassis
- Change to 4-wheel drive
- Change from diesel fuel to gasoline
- Stretcher lift that will prevent long and short term back injuries
- The equipment and supplies will be relocated from the replaced ambulance
- Two year delivery time after the contract is signed.

The total vehicle cost for the ambulance will be \$425,000. We will have a vehicle committee work to design the exterior compartments and the interior portions of the ambulance.

Replace 2013 Ambulance

Change to 4-wheel drive pickup style chassis

Change to gasoline from diesel fuel

Stretcher lift to reduce short and long-term injuries

Equipment will be relocated from replaced unit

Two-year delivery time after contract is signed

\$425,000

**Ambulance
Purchase**



Van



Design
Change



Pick up truck

Stretcher Power Lift

- Prevents back injuries
- System will match other ambulance
- Allows safe lifting with minimal crew



Maine Departments with Braun Manufacturer

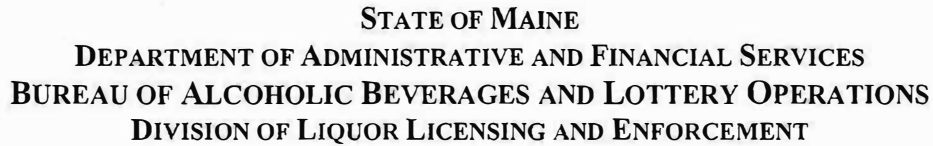


- Cumberland
- Yarmouth
- Gray
- Windham
- Freeport
- Gorham
- South Portland
- Scarborough
- Old Orchard Beach
- Kennebunk
- Augusta
- Stockton Springs
- Madawaska
- Sanford
- East Millinocket
- Kennebunk
- Naples
- Caribou
- Ashland
- Sacopee Valley
- Gardiner
- Poland
- Oxford
- Albion
- Union
- Pace (Private Service)

ITEM

23-023

To set a Public Hearing date of March 27th to consider and act on a
liquor license renewal for Louie's Grille LLC



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"/>	

1. New license or renewal of existing license? ☐ New Expected Start date: _____
☒ Renewal Expiration Date: 4/8/2023

2. The dollar amount of gross income for the licensure period that will end on the expiration date above: (2022)
Food: \$460,212 Beer, Wine or Spirits: 118,050 Guest Rooms: 8

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:

319 Main St Cumberland 04021

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
James G. Gault	11/15/1965	Portland Me

Residence address on all the above for previous 5 years	
Name James G. Gault	Address: 100 N. Yarmouth Me 04097
Name	Address:
Name	Address:
Name	Address:

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

☐ Yes ☒ No

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

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

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

Flash Island Inn 220 Maine Mill Rd
Portland Me 04108

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

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)

48 Seat dining room
u/ 34 bar stools

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: Greely H.S.

Distance: 1200 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: 2/23/23


Signature of Duly Authorized Person

Signature of Duly Authorized Person

Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

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

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

Dated: _____

Who is approving this application? ☐ Municipal Officers of _____

☐ County Commissioners of _____ County

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

Signature of Officials	Printed Name and Title

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

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

§653. Hearings; bureau review; appeal

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

A. The bureau shall prepare and supply application forms.

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

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

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

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

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

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

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

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

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

E. A violation of any provision of this Title;

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

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

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

A. Repealed

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

4. Repealed

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

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

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

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

Section V: Fee Schedule

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

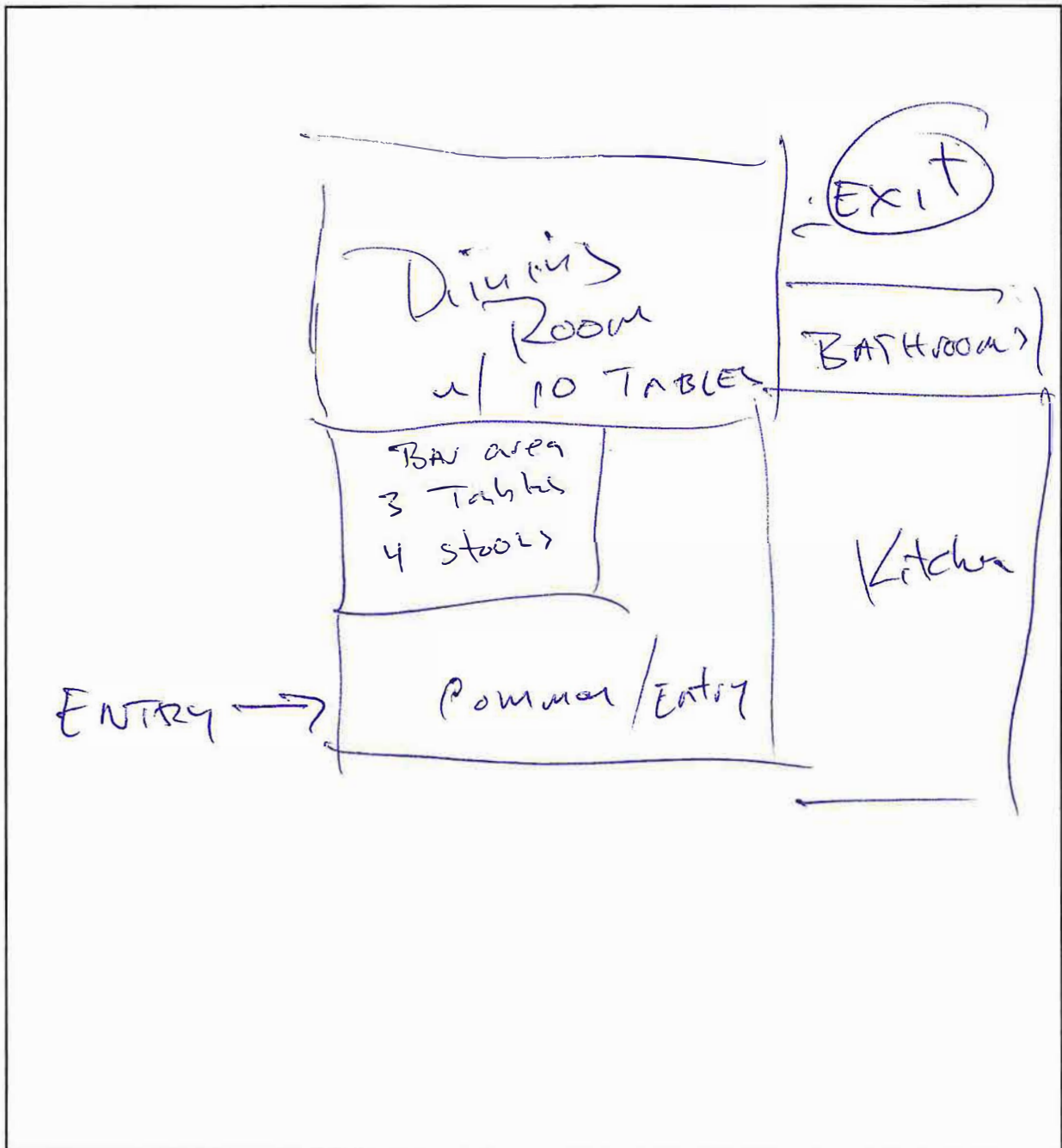
Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together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

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

Section VI Premises Floor Plan

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

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



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

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

All Questions Must Be Answered Completely. Please print legibly.

1. Exact legal name: LOUIES GRILLE LLC
2. Doing Business As, if any: LOUIES GRILLE
3. Date of filing with Secretary of State: 4/5/2013 State in which you are formed: Maine
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

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
James G. L.	W. Haverhill 04097			100%

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

Revenues

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TOWN OF CUMBERLAND HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 09 OF 2023

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
<hr/>					
0011 Other Tax Revenues					
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0011 0303 Motor Vehicle Excise Tax	-1,600,179.62	-1,785,088.63	-1,697,302.31	-1,600,216.53	-2,003,000.00
0011 0304 Boat Excise Tax	-4,117.30	-6,914.40	-5,907.70	-4,756.70	-17,000.00
0011 0325 Supplemental Taxes	-38,940.00	.00	-1,212.60	.00	.00
0011 0328 Outer Islands Property Tax	-23,513.74	-22,947.69	-22,947.68	-22,947.68	-46,000.00
0011 0329 Payment in Lieu of Taxes	-16,061.48	-18,903.00	-38,079.00	-19,483.50	-33,000.00
TOTAL Other Tax Revenues	-1,682,812.14	-1,833,853.72	-1,765,449.29	-1,647,404.41	-2,099,000.00
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0012 License & Permit Revenues					
<hr/>					
0012 0311 Hunting/Fishing Lic Agent Fees	-288.75	-273.00	-789.18	-204.00	-541.00
0012 0312 Marriage Lic & Vital Records	-1,943.60	-2,095.80	-2,227.40	-1,953.00	-2,400.00
0012 0313 Birth Certificates	-1,138.20	-1,099.00	-1,580.80	-1,198.00	-1,400.00
0012 0314 Death Certificates	-1,344.20	-1,262.00	-816.60	-1,515.60	-1,500.00
0012 0315 Clerk Licenses	-1,785.00	-1,730.00	-2,739.64	-1,855.00	-4,608.00
0012 0316 Shellfish Licenses	-511.82	-760.53	-879.53	-609.19	-600.00
0012 0317 Conservation Fees	-88.18	-179.47	-210.47	-140.81	-100.00
0012 0334 Snowmobile Reg. Agent Fees	-225.00	-268.00	-257.00	-181.00	.00
0012 0361 Motor Vehicle Reg. Agent Fees	-20,263.00	-24,970.00	-23,911.00	-21,681.00	-21,406.00
0012 0362 Boat Reg. Agent Fees	-207.00	-243.00	-218.25	-133.00	-500.00
0012 0366 Building Permits	-52,520.60	-98,445.95	-118,490.93	-121,475.05	-75,000.00
0012 0367 Electrical Permits	-15,843.10	-26,096.31	-25,364.31	-27,930.31	-21,634.00
0012 0368 Plumbing Permits	-10,660.00	-18,517.50	-18,438.75	-16,341.25	-18,789.00
0012 0369 Other Permits	-446.00	-465.00	-1,438.00	-311.00	-1,751.00
0012 0383 ATV Reg. Agent Fees	-72.00	-69.00	-52.00	-117.00	-60.00
0012 0390 Misc. Revenue	.00	-100.00	-80.00	-100.00	.00
0012 0398 Application Fee	-1,250.00	-1,350.00	-1,200.00	-1,800.00	-1,300.00
0012 0401 Dog Reg. Clerk Fees	-816.00	-651.00	-774.00	-1,241.00	-900.00
0012 0404 Commercial Haulers License	.00	-100.00	-100.00	.00	-500.00
TOTAL License & Permit Revenue	-109,402.45	-178,675.56	-199,567.86	-198,786.21	-152,989.00
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0013 Intergovernmental Revenues					
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0013 0331 State Revenue Sharing	-544,007.63	-748,256.30	-1,080,644.22	-1,223,729.18	-1,300,000.00
0013 0335 Local Rd Asst Prog	-71,480.00	-66,876.00	-72,636.00	-72,216.00	-67,000.00

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TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT
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ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
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0013 0341 North Yarmouth Recreation Shar	1,742.50	-4,546.00	-64,608.00	-40,528.00	-82,230.00
0013 0342 North Yarmouth Library Share	-84,680.42	-45,848.25	-96,217.50	-95,078.00	-192,900.00
0013 0390 Misc. Revenue	.00	.00	-11,206.25	.00	.00
TOTAL Intergovernmental Revenue	-698,425.55	-865,526.55	-1,325,311.97	-1,431,551.18	-1,642,130.00
 0015 Other Revenues					
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0015 0305 Interest & Penalties	-25,649.11	-16,466.02	-7,163.38	-6,503.93	-30,000.00
0015 0306 Over/Short	311.06	473.69	-1,431.53	267.96	-100.00
0015 0364 Growth Permits	-2,000.00	-2,700.00	-1,900.00	-5,000.00	-2,000.00
0015 0365 Board of Appeals	-200.00	.00	.00	-100.00	.00
0015 0390 Misc. Revenue	-31,988.27	-32,588.66	-44,312.55	-44,272.89	-25,000.00
0015 0399 Staff Review Fee	-9,025.00	-5,100.00	-4,100.00	-7,100.00	-9,700.00
0015 0403 Mooring Fees	-5,448.00	-4,262.00	-12,872.00	-826.00	-5,000.00
0015 0410 Private Ways	.00	-400.00	.00	-400.00	-400.00
0015 0508 Impact Fees	-59,728.20	-78,621.20	-86,312.80	-122,718.40	-60,000.00
TOTAL Other Revenues	-133,727.52	-139,664.19	-158,092.26	-186,653.26	-132,200.00
 0021 Police Related Revenues					
<hr/>					
0021 0337 State Grant revenue	-1,846.00	-951.30	.00	.00	.00
0021 0351 Police Issued Permits	-8,389.00	-820.00	-457.00	-3,097.00	-2,000.00
0021 0353 Police Insurance Reports	-400.00	-260.00	-852.00	-322.00	-500.00
0021 0390 Miscellaneous Police Revenue	-192.00	-51.00	-215.00	-920.00	-648.00
0021 0427 Parking Tickets	-575.00	-225.00	-25.00	.00	-100.00
0021 0536 Dog Licenses ACO Revenue	-3,000.00	-1,355.00	-2,112.00	-2,390.00	-1,800.00
0021 0546 Court Reimbursements	-4,346.72	-119.02	-932.88	-972.08	-2,200.00
0021 0620 Federal Grant revenue	.00	.00	.00	-1,252.79	.00
TOTAL Police Related Revenues	-18,748.72	-3,781.32	-4,593.88	-8,953.87	-7,248.00
 0022 Fire Related Revenues					
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0022 0390 Misc. Revenue	-15.00	-15.00	.00	.00	.00
0022 0504 Rescue Billing	-109,209.30	-95,591.36	-121,195.87	-115,377.69	-160,000.00
0022 0507 Paramedic Intercepts	.00	-300.00	.00	.00	.00

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TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT

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FOR PERIOD 09 OF 2023

ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
0022 0617 Donations Received	-1,000.00	-3,877.48	.00	.00	.00
0022 0617 COVID Donations Received	.00	8.99	.00	.00	.00
TOTAL Fire Related Revenues	-110,224.30	-99,774.85	-121,195.87	-115,377.69	-160,000.00
0031 Public Services Revenues					
0031 0390 Misc. Revenue	-5,983.00	-3,619.00	-28.00	.00	-20,500.00
0031 0391 Field Usage Fees	-4,031.80	.00	-60.00	-3,518.40	-5,000.00
0031 0431 Outside Details	-852.16	.00	.00	.00	.00
0031 0517 Bags/Universal Waste	-203,211.50	-203,890.00	-160,045.00	-180,181.66	-295,015.00
0031 0539 Brush Passes	-2,319.00	-11,541.00	-7,522.00	-3,366.00	-8,277.00
0031 0617 Twin Brooks Donations	-100.00	-1,885.00	-2,908.60	-505.00	.00
TOTAL Public Services Revenues	-216,497.46	-220,935.00	-170,563.60	-187,571.06	-328,792.00
0035 VH Other Revenues					
0035 0329 Payment in Lieu of Taxes	-9,000.00	.00	.00	.00	.00
0035 0378 Soda Sales	-1,594.40	-2,085.40	-2,745.00	-3,175.00	-2,500.00
0035 0560 Rental Income	-6,750.00	-6,750.00	-7,500.00	-6,750.00	-9,000.00
0035 0565 Cell Tower Land Lease	-16,200.00	-19,620.00	-20,700.00	-16,560.00	-24,840.00
TOTAL VH Other Revenues	-33,544.40	-28,455.40	-30,945.00	-26,485.00	-36,340.00
0037 VH Golf Revenues					
0037 0306 Over/Short	506.47	-3.89	-.64	-13.85	.00
0037 0357 Golf Memberships	-93,154.48	-177,320.30	-222,202.60	-268,648.29	-315,094.00
0037 0358 Greens Fees	-80,082.44	-125,836.61	-158,234.50	-199,901.50	-241,174.00
0037 0359 Golf Cart Rentals	-52,915.45	-73,486.19	-89,243.00	-108,611.00	-124,391.00
0037 0416 Practice Range	-1,248.25	-6,478.97	-4,888.00	-7,023.00	-9,006.00
0037 0417 VH Program Revenues	-45,943.00	-73,920.63	-83,654.00	-97,989.00	-86,100.00
0037 0419 Advertising Sales	.00	-5,000.00	-3,600.00	-3,200.00	-24,600.00
0037 0522 Outing Golf	-66,487.00	-36,038.00	-64,708.00	-70,166.00	-55,775.00
0037 0617 Donations Received	.00	.00	.00	-240.00	.00
TOTAL VH Golf Revenues	-339,324.15	-498,084.59	-626,530.74	-755,792.64	-856,140.00
0041 Recreation Related Revenues					

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**TOWN OF CUMBERLAND
HISTORICAL ACTUALS COMPARISON REPORT**

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FOR PERIOD 09 OF 2023

ACCOUNTS FOR:		PRIOR YR3 ACTUALS	PRIOR YR2 ACTUALS	LAST YR ACTUALS	CURRENT YR ACTUALS	CY REV BUDGET
001	General Fund					
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0041	0440 41100 After School Programs	-254,980.50	-244,031.50	-271,442.00	-239,871.00	-320,000.00
0041	0441 41110 Youth Enrichment Programs	-120,708.82	-19,972.50	-82,080.50	-103,721.10	-165,000.00
0041	0441 41180 Youth Summer Enrichment Re	.00	.00	-71,435.00	-101,715.25	.00
0041	0442 41120 Youth Sports Programs	-67,718.00	-13,458.50	-108,719.75	-155,923.50	-127,000.00
0041	0443 41130 Skiing Programs	-57,274.00	-14,282.50	-39,685.00	-29,076.00	-41,510.00
0041	0444 41140 Day Camps	-30,108.43	-71,445.50	-211,997.90	-313,882.00	-215,000.00
0041	0445 41150 Swimming Programs	-20,271.00	-1,155.00	18,538.80	-61,603.00	-50,200.00
0041	0446 41160 Adult Enrichment Revenue	-34,729.60	-8,230.00	-14,493.40	-21,182.20	-15,000.00
0041	0447 41170 Adult Fitness Revenue	-43,582.20	-22,088.00	-61,890.80	-43,184.00	-29,000.00
0041	0448 41190 Special Events/Trips Reven	-4,415.00	.00	-10,856.00	-3,272.00	-7,200.00
0041	0449 41190 Recreation Programs	-6,042.28	.00	.00	.00	-1,995.00
0041	0570 41190 Rec Soccer Revenue	-20,190.00	-9,123.00	-29,827.00	-37,771.00	-28,300.00
0041	0571 41190 Rec Ultimate Frisbee Reven	-12,035.00	-5,465.00	-13,465.00	-8,490.00	-14,100.00
0041	0606 41190 CPR/First Aid Revenues	-630.00	-240.00	-1,265.00	-1,595.00	-250.00
	TOTAL Recreation Related Reven	-672,684.83	-409,491.50	-898,618.55	-1,121,286.05	-1,014,555.00
0044	W Cumberland Hall Revenues					
<hr/>						
0044	0377 Hall Rental	.00	.00	-830.00	-975.00	.00
	TOTAL W Cumberland Hall Revenu	.00	.00	-830.00	-975.00	.00
0045	Library Related Revenues					
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0045	0392 Library Fines	-3,177.22	-687.59	-49.15	.00	.00
0045	0394 Misc. Library Revenue	-995.20	-523.65	-304.83	-644.13	.00
	TOTAL Library Related Revenues	-4,172.42	-1,211.24	-353.98	-644.13	.00
	TOTAL General Fund	-4,019,563.94	-4,279,453.92	-5,302,053.00	-5,681,480.50	-6,429,394.00
	TOTAL REVENUES	-4,019,563.94	-4,279,453.92	-5,302,053.00	-5,681,480.50	-6,429,394.00
	GRAND TOTAL	-4,019,563.94	-4,279,453.92	-5,302,053.00	-5,681,480.50	-6,429,394.00

Expenses



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TOWN OF CUMBERLAND HISTORICAL ACTUALS COMPARISON REPORT

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ACCOUNTS FOR:	PRIOR YR3	PRIOR YR2	LAST YR	CURRENT YR	CY REV
001 General Fund	ACTUALS	ACTUALS	ACTUALS	ACTUALS	BUDGET
130 Administration	474,841.95	421,617.32	462,099.61	449,986.50	686,862.00
140 Assessor	78,890.12	82,676.33	84,507.91	79,627.71	124,953.00
150 Town Clerk	197,817.86	171,675.28	214,868.85	239,391.12	345,946.00
160 Technology	199,332.59	243,383.86	219,059.74	198,710.62	288,730.00
165 Elections	7,982.18	7,395.39	25,347.82	30,953.39	42,124.00
170 Planning	45,532.95	43,110.10	49,747.91	47,715.25	80,481.00
190 Legal	38,266.83	39,969.65	43,941.41	27,081.17	47,500.00
210 Police	1,045,590.87	1,047,409.55	1,084,114.99	1,095,142.83	1,706,834.00
220 Fire	712,544.14	722,767.32	703,433.20	734,156.83	1,219,397.00
240 Code Enforcement	104,385.10	112,915.19	117,879.93	106,680.17	157,112.00
250 Harbor Master	14,676.21	14,652.14	14,468.45	8,968.26	21,033.00
260 Animal Control	28,904.60	42,031.70	37,542.41	35,420.90	40,820.00
310 Public Works	914,530.81	871,546.06	1,025,081.42	891,835.82	1,416,439.00
320 Waste Disposal	392,968.58	406,275.65	470,602.27	483,535.88	724,904.00
350 Valhalla-Club	18,785.15	20,533.15	19,500.75	27,975.18	27,231.00
360 Valhalla-Course	377,561.84	409,033.97	436,761.48	425,799.85	617,981.00
370 Valhalla-Pro Shop	157,631.37	145,483.33	147,880.41	186,314.10	277,102.00
410 Recreation	857,882.31	555,092.67	774,972.31	890,771.87	1,083,459.00
420 Aging in Place	65,194.15	63,932.38	76,264.46	33,072.88	41,458.00
430 Parks	222,066.01	234,070.55	230,521.32	277,415.73	340,014.00
440 West Cumberland Rec	4,973.64	4,000.96	5,679.05	5,826.46	8,920.00
450 Library	375,619.90	373,421.72	404,883.61	413,498.91	619,070.00
470 Historical Society Building	4,317.30	204.00	2,205.76	6,300.51	11,364.00
580 General Assistance	31,736.36	23,975.31	13,861.11	5,947.91	34,971.00
590 Health Services	16,831.95	298.10	2,863.25	2,554.71	3,875.00
620 Cemetery Association	26,700.00	27,575.00	26,700.00	28,035.00	28,035.00
630 Conservation	2,327.69	9,903.45	20,359.10	41,075.84	80,000.00
650 Debt Service	717,415.94	300,580.47	755,716.25	289,619.86	1,279,933.00
750 Insurance	265,807.24	296,865.49	305,719.81	434,918.61	354,103.00
800 Fire Hydrants	61,490.98	55,909.20	63,757.96	51,773.77	87,675.00
810 Street Lighting	31,754.21	45,000.00	45,000.00	49,500.00	49,500.00
830 Contingent	2,747.15	7,486.37	11,684.62	2,427.55	10,000.00
840 Municipal Building	64,158.29	78,363.09	116,618.77	85,855.71	130,234.00
850 Abatements	35,285.20	10,555.87	9,605.08	25,004.56	1.00
TOTAL General Fund	7,596,551.47	6,889,710.62	8,023,251.02	7,712,895.46	11,988,061.00
TOTAL EXPENSES	7,596,551.47	6,889,710.62	8,023,251.02	7,712,895.46	11,988,061.00
GRAND TOTAL	7,596,551.47	6,889,710.62	8,023,251.02	7,712,895.46	11,988,061.00