



paid 4/6/2016 \$10.00

Town Clerk's Office
P.O. Box 6260
Cape Elizabeth, Maine 04107
799-7665

**APPLICATION FOR SPECIAL AMUSEMENT PERMIT FOR
DANCING AND ENTERTAINMENT**
A \$10.00 fee must accompany the completed application.

BUSINESS NAME Inn by the Sea LLC
ADDRESS 40 Bowenj Beach Rd
Cape Elizabeth ME 04107

Describe in detail the kind and nature of entertainment:
DJ for outdoor events, piano, jazz, classical, guitar, flut, harp and
classical string

Describe in detail the room or rooms that will be used under this permit:
(see attached diagram) meeting rooms, lounge, side lawn, front lawn,
outdoor terrace, and fire pit

Dated at Cape Elizabeth on April 6 2015

This permit includes all types of entertainment, dancing is inclusive only if you have a dancing license issued by the State Fire Marshall's Office, Department of Public Safety.

[Signature]
Signature of Individual If partnership, by members

Inn by the Sea LLC
Name of Corporation PLACE CORPORATE SEAL

By _____
If a Corporation, by a duly authorized officer

STATE OF MAINE

_____ ss

Dated at _____, Maine On _____ 20__

The undersigned being Municipal Officers of the Town of Cape Elizabeth hereby approve the application in accordance with the provisions of Section, 702 of Title 28, Maine Revised Statutes, 1964.

**BUREAU OF ALCOHOLIC BEVERAGES
DIVISION OF LIQUOR LICENSING & ENFORCEMENT
8 STATE HOUSE STATION
AUGUSTA, ME 04333-0008**



Promise by any person that he or she can expedite a liquor license through influence should be completely disregarded.

To avoid possible financial loss an applicant, or prospective applicant, should consult with the Division before making any substantial investment in an establishment that now is, or may be, attended by a liquor license.

DEPARTMENT USE ONLY	
LICENSE NUMBER:	CLASS:
DEPOSIT DATE	
AMT. DEPOSITED:	BY:
CK/MO/CASH:	

PRESENT LICENSE EXPIRES 06/02/2016

INDICATE TYPE OF PRIVILEGE: MALT SPIRITUOUS VINOUS

INDICATE TYPE OF LICENSE:

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

REFER TO PAGE 3 FOR FEE SCHEDULE

ALL QUESTIONS MUST BE ANSWERED IN FULL

1. APPLICANT(S) –(Sole Proprietor, Corporation, Limited Liability Co., etc.) <u>Inn by the Sea, LLC</u> DOB: _____			2. Business Name (D/B/A) <u>Inn by the Sea, LLC</u>		
DOB: _____			Location (Street Address) <u>40 Bowery Beach Rd</u>		
Address <u>40 Bowery Beach Rd</u>			City/Town <u>Cape Elizabeth</u> State <u>ME</u>		Zip Code <u>04107</u>
City/Town <u>Cape Elizabeth</u> State <u>ME</u> Zip Code <u>04107</u>			Mailing Address		
Telephone Number <u>207-799-3134</u>		Fax Number <u>207-799-4779</u>	Business Telephone Number		Fax Number
Federal I.D. # <u>20-834998</u>			Seller Certificate # <u>1097910</u>		

EMAIL ADDRESS: afarrell@innbythesea.com

3. If premises is a hotel, indicate number of rooms available for transient guests: 61
4. State amount of gross income from period of last license: ROOMS \$4,837,054 FOOD \$1,182,220 LIQUOR \$441,314
5. Is applicant a corporation, limited liability company or limited partnership? YES NO

complete Supplementary Questionnaire ,if YES

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

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

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

Requested inspection date: _____ Business hours: _____

9. Business records are located at: 40 Bowery Beach Rd Cape Elizabeth ME

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

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

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

Name in Full (Print Clearly)	DOB	Place of Birth
<u>Kerin Mahaney</u>		<u>Bangor ME</u>
<u>Sara C. Mastersen</u>		<u>Newton, MA</u>

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

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____

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

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

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

17. Describe in detail the premises to be licensed: (Supplemental Diagram Required) Hotel with 61 guest rooms, 48 seat restaurant, lounge & meeting space

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

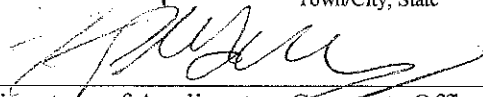
19. What is the distance from the premises to the NEAREST school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel? 1/2 mile Which of the above is nearest? Church

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

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

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

Dated at: Cape Elizabeth, ME on April 6, 2016
Town/City, State Date


Signature of Applicant or Corporate Officer(s)

Kevin Margaret
Print Name

Please sign in blue ink

Signature of Applicant or Corporate Officer(s)

Print Name

NOTICE – SPECIAL ATTENTION

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

THIS APPROVAL EXPIRES IN 60 DAYS.

FEE SCHEDULE

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

FILING FEE\$ 10.00

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

All fees must accompany application, made payable to the **Treasurer of Maine**. This application must be completed and mailed to Bureau of Alcoholic Beverages and Lottery Operations, Division of Liquor Licensing and Enforcement, 8 State House Station, Augusta ME 04333-0008. Payments by check subject to penalty provided by Title 28A, MRS, Section 3-B.



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

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

For Office Use Only:
License #: _____
Date Filed: _____

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

1. Exact legal name:

Inn by the Sea LLC

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

3. Date of filing with the Secretary of State: 01/03/2007

4. State in which you are formed: Delaware

5. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine: 01/03/2007

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

Name	Address for Previous 5 years	Date of Birth	Ownership %
Kevin Mahaney	30 Oneida rd Greenwich CT		69
Peter Attford	250 Bradley Pl Palm Beach FL		30
Greg Powell	2 Golden Ridge Cape Elizabeth ME		1

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

Yes No

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

Name: _____ Agency: _____

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

Yes No

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

Name: _____

Date of Conviction: _____

Offense: _____

Location of Conviction: _____

Disposition: _____

Signature:



Signature of Duly Authorized Person

4/6/16

Date

Kevin Mahoney

Print Name of Duly Authorized Person

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

Submit Completed Forms To: Bureau of Alcoholic Beverages and Lottery
Operations Division of Liquor Licensing Enforcement
8 State House Station Augusta, Me 04333-0008
Telephone Inquiries: (207) 624-7220
Fax: (207) 287-3434
Email Inquiries: MaineLiquor@Maine.gov

STATE OF MAINE

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

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

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

THIS APPROVAL EXPIRES IN 60 DAYS

NOTICE - SPECIAL ATTENTION

§ 653. Hearings; bureau review; appeal

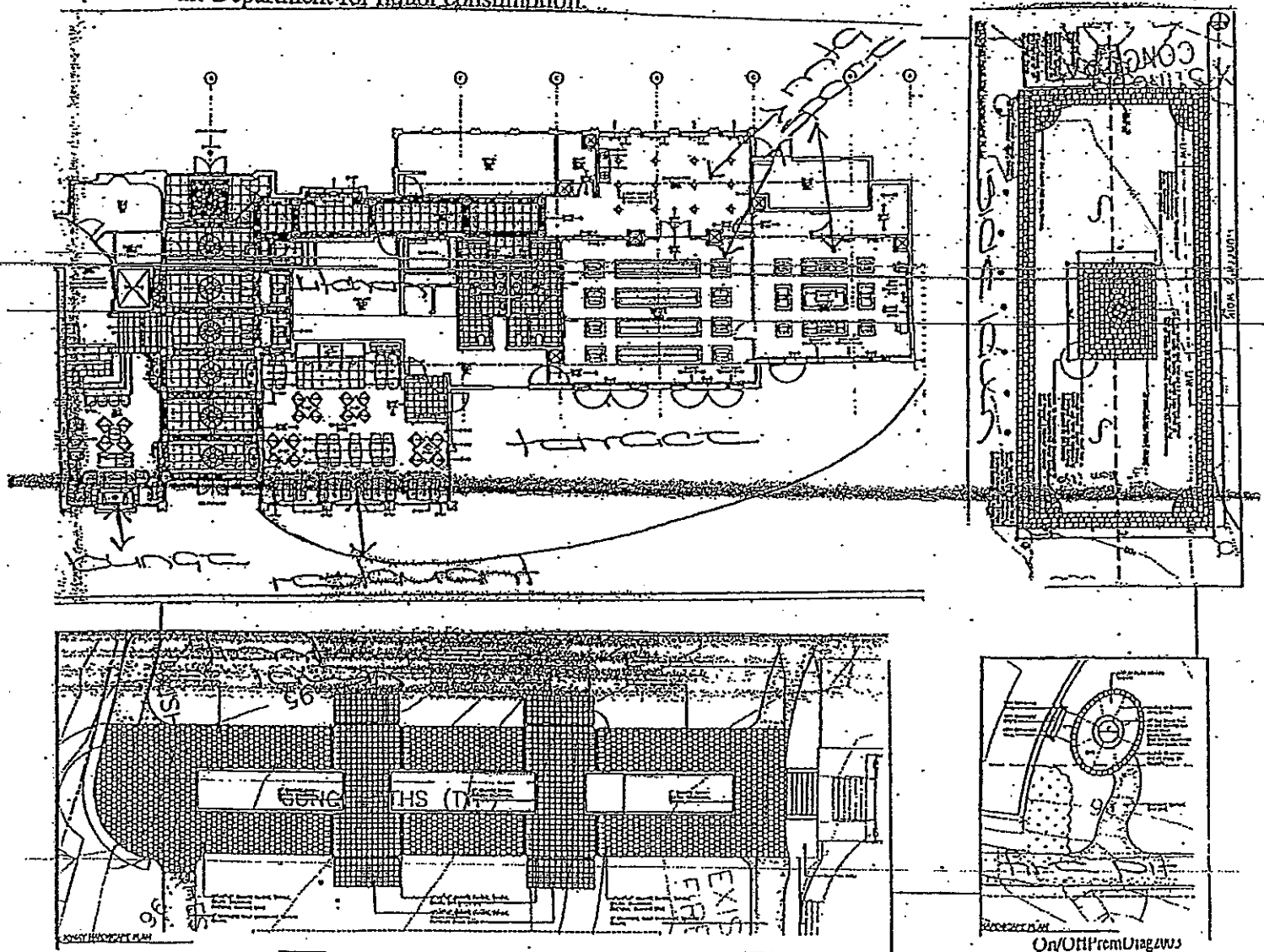
- 1. Hearing. The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated plac located, shall hold a public hearing for the consideration of applications for new on-premise licenses and applications for transfer of location of exist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



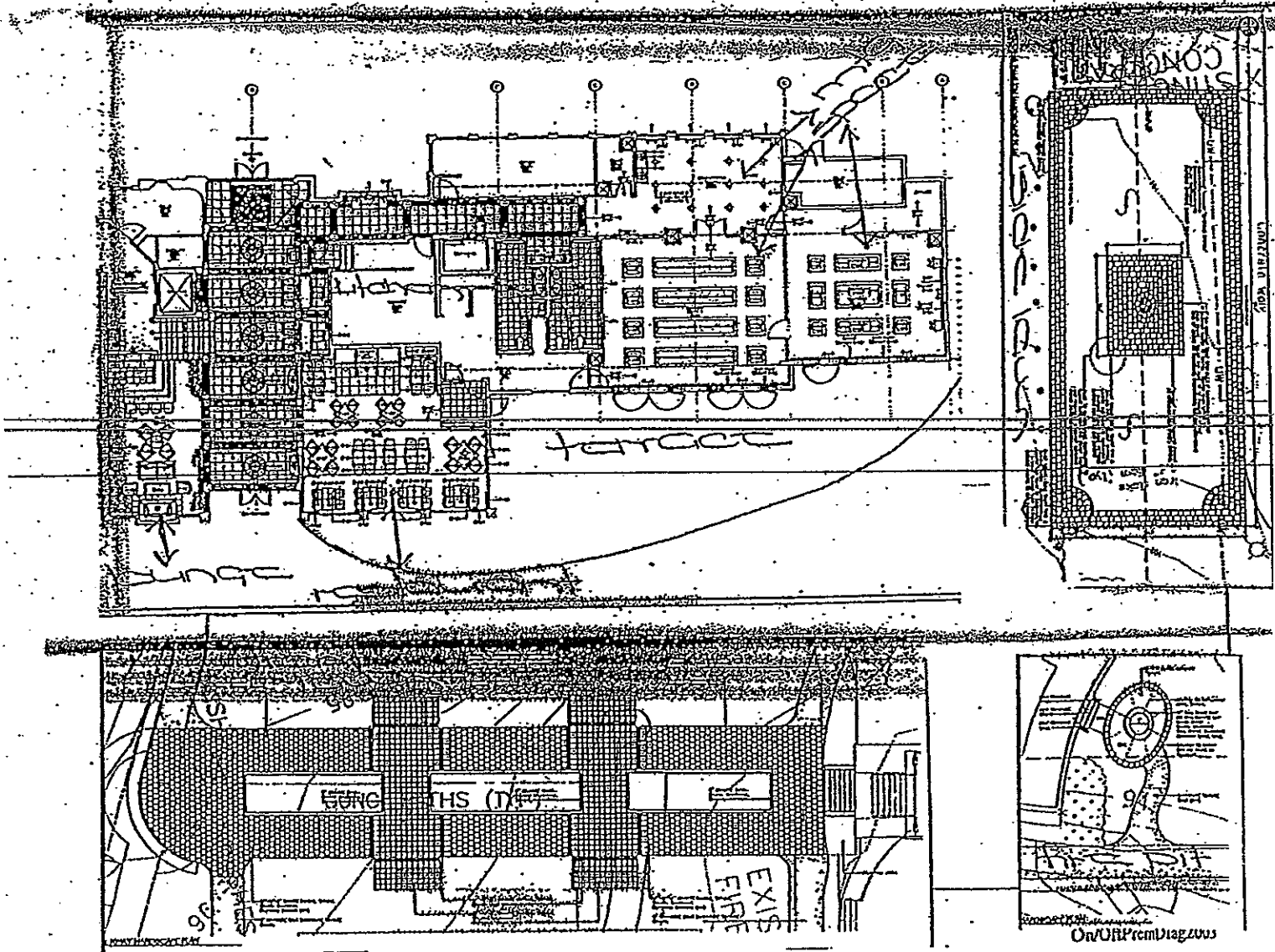
SUPPLEMENTAL APPLICATION FORM ON-PREMISE DIAGRAM

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

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



PREMISE DIAGRAM



Bar

Bar

Bar
+
RESTAURANT

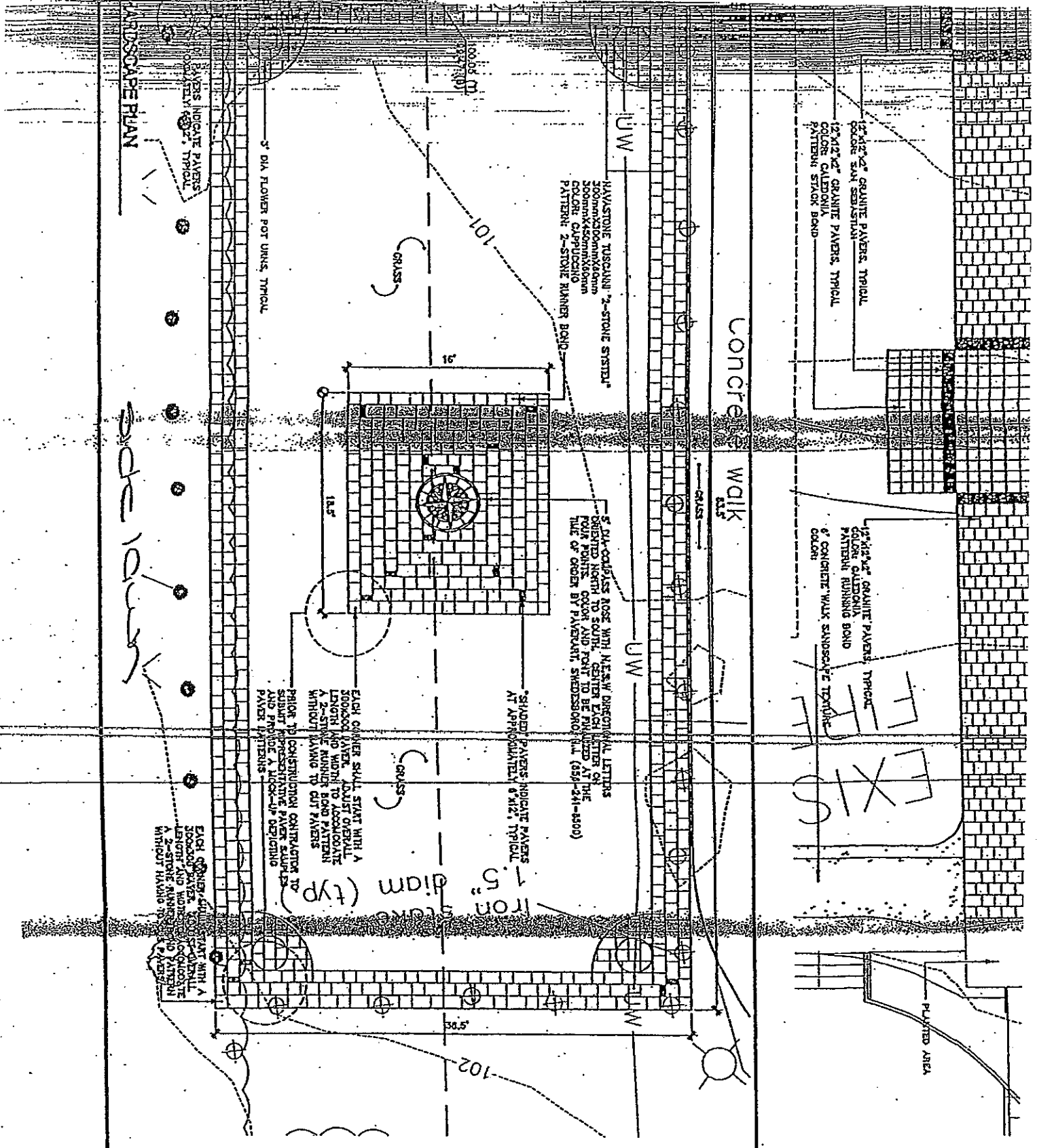
RESTAURANT

D/S

DESIGNED BY THE SEA
CONSTRUCTION
MADISON & BERTIN
RESTAURANT
PLAN

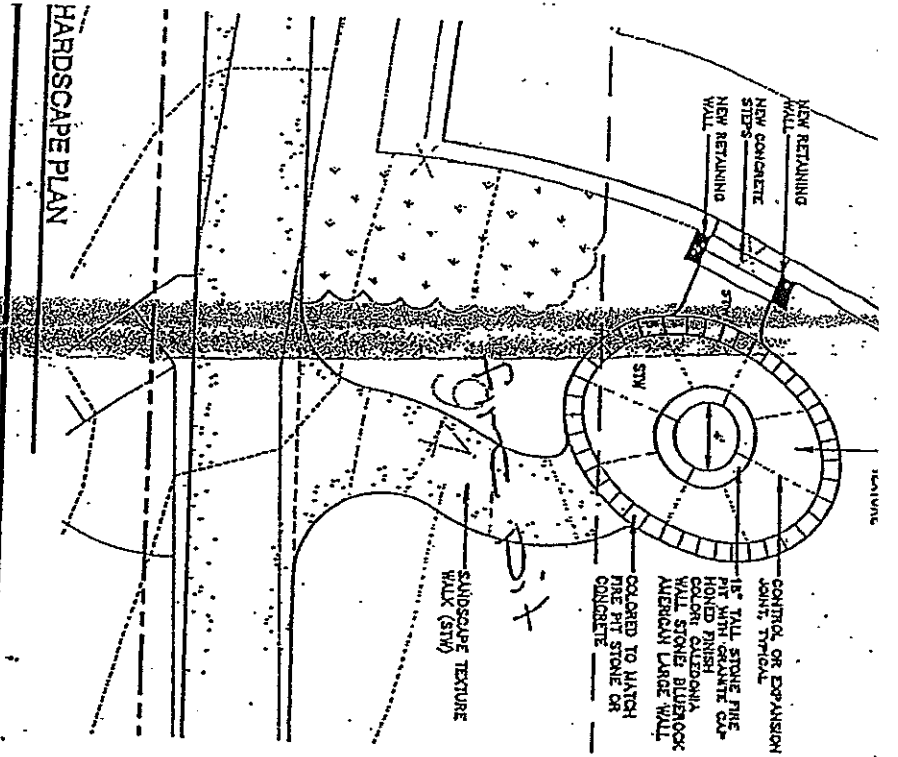
1. RESTAURANT
2. BAR
3. KITCHEN
4. BATH
5. HALL
6. STAIR
7. ELEVATOR
8. RECEPTION
9. OFFICE
10. STORAGE
11. MECHANICAL
12. ELECTRICAL
13. PLUMBING
14. PAINT
15. FLOORING
16. GLASS
17. METAL
18. WOOD
19. FABRIC
20. LIGHTING
21. SOUND
22. SECURITY
23. FURNITURE
24. DECORATION
25. SIGNAGE
26. ACCESSIBILITY
27. ENERGY EFFICIENCY
28. SUSTAINABILITY
29. SAFETY
30. COMFORT
31. FUNCTIONALITY
32. AESTHETICS
33. DURABILITY
34. MAINTENANCE
35. FLEXIBILITY
36. ADAPTABILITY
37. INNOVATION
38. CREATIVITY
39. IMAGINATION
40. INSPIRATION
41. PASSION
42. DEDICATION
43. COMMITMENT
44. INTEGRITY
45. HONESTY
46. RESPECT
47. EMPATHY
48. KINDNESS
49. PATIENCE
50. COURTESY
51. GRACE
52. COMFORT
53. SECURITY
54. PROTECTION
55. DEFENSE
56. RESISTANCE
57. ENDURANCE
58. PERSISTENCE
59. PERSEVERANCE
60. DETERMINATION
61. RESOLVE
62. COURAGE
63. BRAVERY
64. VALIANTNESS
65. HEROISM
66. GALLANTRY
67. VALOR
68. COURTESY
69. GRACE
70. COMFORT
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96. DETERMINATION
97. RESOLVE
98. COURAGE
99. BRAVERY
100. VALIANTNESS



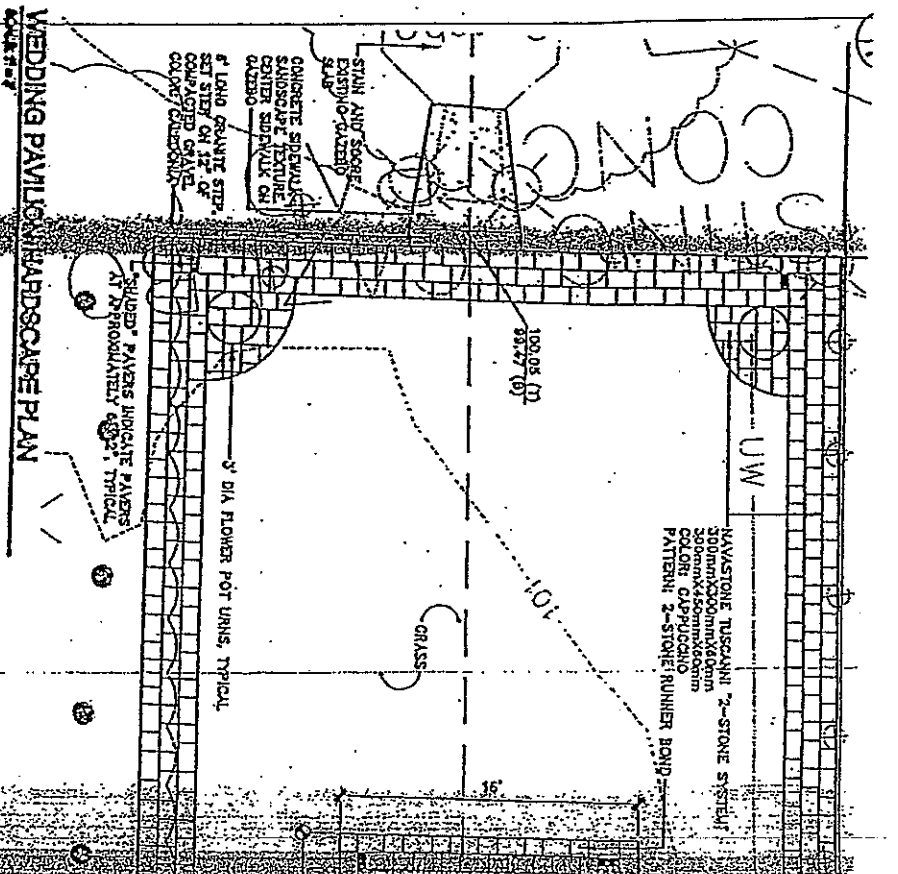


<p>PROF 40 BO</p>	<p>PLAN C-103</p>
	<p>DATE: 04.21.07</p>
	<p>PROJECT NO.: 07004</p>
	<p>DRAWN BY: JAK</p>
<p>CHECKED BY: LMB</p>	
<p>SCALE: AS NOTED</p>	
<p>SHEET TITLE: SITE DETAILS</p>	
<p>NOTATIONS: 10-4-07 CLIENT REVIEW</p>	
<p>CONTRACTOR: PAVEMENT, SWEDESORO, ILL. 101 W. 1ST ST. #101 PORTLAND, ME 04101 TEL: 603-887-8500</p>	
<p>ARCHITECT: THY ARCHITECTS 100 CORNWALL STREET PORTLAND, ME 04101 TEL: 603-887-8500</p>	
<p>OWNER: INN BY THE BEALIC, SUITE 202 250 FORE STREET PORTLAND, ME 04101 TEL: 603-887-8500</p>	

HARDSCAPE PLAN



WEDDING PAVILION HARDSCAPE PLAN



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FEE SCHEDULE

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

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