

PART II - MUNICIPAL CODE OF ORDINANCES
Chapter 10 - LICENSES AND BUSINESS REGULATIONS
ARTICLE II. LICENSES, GENERALLY

Adopted on April 7, 2025

Effective May 7, 2025

Ordinance Amendments related to Peddlers and Special Amusement Licenses

Sec. 10-26. Required; fees.

- (a) *License required.* A person or organization may not engage in any of the businesses or occupations listed below without first obtaining a license from the town according to the provisions stated below, with fees paid in accordance with the master schedule of revenues, charges, fees and fines, Appendix B to this Code. In addition, the applicant is responsible for compliance with all pertinent town ordinances and state laws. Except as otherwise stated, the license shall expire on June 30 annually. Applicants shall not qualify for licenses hereunder if the applicant is in arrears for any tax, fee, or other obligation to the town unless the applicant can provide evidence that written and binding payment arrangements have been made with the town. Any person or organization operating without the required license shall be subject to enforcement action by the town, including fine and/or order to cease and desist.
- (b) *Application and license fees.* Application fees are not refundable nor proratable. Unless specifically prohibited by the provisions governing the licensed activity, or another method is prescribed by those provisions, the initial license fee(s) may be prorated in accordance with this paragraph. Initial licenses issued in the first quarter of the license term shall pay one hundred (100) percent of the license fee. Initial licenses issued in the second quarter of the license term shall pay seventy-five (75) percent of the license fee. Initial licenses issued in the third quarter of the license term, shall pay fifty (50) percent of the license fee. Initial licenses issued in the fourth quarter of the license term, shall pay twenty-five (25) percent of the license fee. The fee for all renewal licenses, regardless of when issued, shall be one hundred (100) percent of the license fee. The town clerk shall determine whether a license is an initial license or a renewal license. A late fee shall be assessed, in accordance with the master schedule of revenues, charges, fees and fines, Appendix B to this Code on all licenses renewed after their expiration date. The late fee shall double if the renewal is issued more than thirty (30) days following expiration. With six (6) votes, the town council, after finding that it is in the public interest, may waive or reduce fees for a period of up to one year. Such reduction or waiver may be voted for a class of licenses, not individual licenses. Subsequent reductions or waivers shall require another
- (3) *Peddlers.* A person who seeks to peddle merchandise or services at retail shall obtain a license for a fee in accordance with the master schedule of revenues, charges, fees and fines, Appendix B to this Code. A peddler who has no permanent business location within the state must obtain a seller's permit from the state before this license is granted. ~~A person need not obtain license to sell merchandise by sample, list, or catalog for future delivery (but shall register this activity with the town police and the~~

~~town clerk); Peddlers need not obtain a license for farm, dairy, orchard, fish, or forest products of their own production on their own property; or newspapers or religious literature. A peddler who is not on their own property must provide written permission from the property owner at time of application. Peddlers will be required to obtain permission from the property manager/owner if they wish to peddle in an apartment complex, condo complex, or mobile home park.~~ Peddlers are not allowed to set up and sell on town property. The license fee shall not be prorated. ~~This section shall not apply to sales by registered government or nonprofit entities in relation to an organized fundraiser.~~

Sec. 10-28. Penalties.

The following penalties apply to this article:

- (1) *Violation.* A person or an organization who violates any of the provisions of this article shall be punished by a fine in accordance with the Master Schedule of Revenues, Charges, Fees and Fines, Appendix B to this Municipal Code of Ordinances.
- (2) *False information.* A person who gives false information in obtaining a license under this article shall be punished by a fine in accordance with the Master Schedule of Revenues, Charges, Fees and Fines, Appendix B to this Municipal Code of Ordinances.

ARTICLE IV. SPECIAL AMUSEMENT PERMITS¹

Sec. 10-66. Purpose.

The purpose of this article is to regulate the issuance of special amusement permits for music, dancing, or entertainment in facilities licensed by the state to sell liquor as authorized by 28-A M.R.S.A. § 1054.

Sec. 10-67. Definition.

For the purposes of this article, the word "entertainment" means any amusement, performance, exhibition, or diversion for customers of the licensed premises whether provided by professional entertainers or by employees of the operator of the licensed premises.

Sec. 10-68. Permit required.

- (a) A licensee for the sale of liquor to be consumed on the licensed premises shall not permit any live music, dancing, or entertainment of any kind on the premises until the licensee has first obtained a special amusement permit issued by the town council.
- (b) The licensee must file a written application for the permit with the council including the name, date and place of birth, and residence address of the applicant; the name, address and nature of the business; and any additional information required by the council necessary to the processing of the application.

Sec. 10-69. Inspection.

As soon as an application for a special amusement permit has been received by the town council, the codes enforcement officer shall inspect the licensed premises to determine whether they are in compliance with all pertinent law. He shall make a written report to the town council with his findings in that regard.

Sec. 10-70. Public hearing.

~~Before granting a permit, and after seven (7) days' notice published in a newspaper having general circulation in the town, the town council shall hold a public hearing to determine whether issuance of the permit would be detrimental to the health, safety, or general welfare of the public, or would be in violation of any provision of this Code or town ordinance. After the hearing, the council shall issue the permit unless it finds that to do so would be detrimental to the health, safety, or general welfare of the public, or would be in violation of a municipal ordinance.~~

Sec. 10-71. Denial of permit.

If the application for a special amusement permit is denied, the town council shall give the applicant a written statement of the reasons for the denial.

Sec. 10-72. Conditional issuance.

The town council may attach conditions to any special amusement permit which are necessary for the protection of the health, safety, or general welfare of the public.

Sec. 10-73. Permit fee.

The fee for a special amusement permit is charged in accordance with the Master Schedule of Revenues, Charges, Fees and Fines, Appendix B to this Municipal Code of Ordinances. This fee includes an application fee which is nonrefundable if the application for the permit is denied.

Sec. 10-74. Term of permit.

A special amusement permit is coterminous with the license year of the applicant's existing liquor license.

Sec. 10-75. Periodic inspection.

Whenever an inspection of the premises used for the operation of a business by the holder of a special amusement permit is provided for by law, or is reasonably necessary in order to determine whether there is compliance with any pertinent law, the licensee shall permit the health officer or any official or employee of the codes enforcement office to make the inspection at any reasonable time, on written request.

Sec. 10-76. Suspension or revocation of a permit.

After seven (7) days' notice published in a newspaper having general circulation in the town, and public hearing, the town council may suspend or revoke a special amusement permit if it determines that the music, dancing, or entertainment being provided at the licensed premises constitutes a detriment to the public health, safety, or welfare; or violates any law; or if the health

officer or any official or employee of the codes enforcement office has been refused admission to make an inspection of the premises after written request.

Sec. 10-77. Penalty.

A person who violates any of the provisions of this article shall be punished by a fine in accordance with the Master Schedule of Revenues, Charges, Fees and Fines, Appendix B to this Municipal Code of Ordinances.

Sec. 10-78. Qualifications.

In order to be eligible for any license, an applicant shall meet any qualifications established by law and shall pay any arrearages for taxes, fees, or any other obligation to the town.

APPENDIX B - MASTER SCHEDULE OF REVENUES, CHARGES, FEES AND FINES

Reference	Date	Description	Amount
Chapter 10—Licenses and Business Regulations			
Sec. 10-1	5/15/2017	Violation of the provisions of section 10-1, minimum/maximum	\$125.00/\$300.00
Sec. 10-26(3)	5/15/2017	Peddler's license: Weekly	\$30.00
		Up to 3 months	\$60.00
		Up to 6 months	\$90.00
		Up to 12 months	\$125.00