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WISCASSET SELECT BOARD,
TAX ASSESSORS AND OVERSEERS OF THE POOR
JUNE 17, 2020

Preliminary Minutes

Present: Kim Andersson, Chair Judy Colby, Kathy Martin-Savage, Vice Chair Ben Rines, Jr., Jeff Slack, Town Manager John O'Connell, Administrative Assistant Kathy Onorato, Public Works Director Ted Snowden and representatives from Wiscasset Newspaper and Lincoln County News

Chair Judy Colby called the meeting to order at 4:34 p.m. via video conferencing

1. Pledge of Allegiance – none

2. Approval of Treasurer's Warrants

a. **Kathy Martin-Savage moved to approve the payroll warrants of June 5 and June 12, 2020. Vote 5-0-0.**

b. **Kathy Martin-Savage moved to approve the accounts payable warrants of June 9 and June 16, 2020. Vote 5-0-0.**

3. Approval of Minutes

Ben Rines, Jr., asked that the minutes be changed to indicate under the Town Clerk's report that those elected in September for a one-year term will serve until June 2021, those elected for a two-year term in September will serve until June 2022 and those elected in September for a three-year term will serve until 2023. **Kim Andersson move to approve minutes as amended. Vote 5-0-0.**

4. Special Presentations or Awards – none

5. Committee Appointments – none

6. Public Hearing – none

7. Public Comment on non-agenda items – none

8. Department head or committee chair

a. Town Clerk, Linda Perry-Registrar's Hours: John O'Connell said the request is made annually to avoid having the clerk work evening hours. **Kathy Martin-Savage moved to change the hours for the registrar for all 2020 elections to be consistent with the normal hours of operation on the five days prior to Election Day and not require the additional hours between 5 and 9 p.m. Vote 5-0-0.**

b. Department Head Monthly Reports – see submitted reports: Jeff Slack said the reports were well done and he appreciated the information. Kathy Martin-Savage said she was impressed with the reports which were outstanding. Kathy Onorato said the Wastewater Treatment Plant report will be available on the 19th.

c. Public Works Director, Theodore Snowden – Downtown maintenance/benches: Snowden said there are two benches on each side of the road beneath the trees and one in front of the bakery; as soon as the quarantine lets up, the rest of the benches will be installed.

9. Unfinished Business

a. Middle Street flag issue (see minutes of March 17, 2020): John O'Connell said the board may want to refer the issue to the Ordinance Review Committee because if the ordinance were to be enforced for one particular flag, it would have to be enforced for all flags with lettering, such as "Open" signs. He said an ordinance change could be on the November election if the matter was considered to be important enough. In response to Jeff Slack's question, O'Connell said that Mr. Davis could display his flag until or unless there was an ordinance change, as the ordinance cannot be enforced for just one individual. Kim Andersson supported a change in the ordinance and advocated citing violations for both the individual with the political flag and others with wording which are in violation of the ordinance. State regulations for political signs do not apply in this case, as they are limited to a particular election and removal immediately after the election is required. It was suggested that the selectmen grant permission for the flag to be flown, noting that the selectmen were aware of the violation and have ordered the ORC to review the ordinance. Ben Rines, Jr., said that there is nothing in the ordinance that gives the selectmen the ability to grant an exception and that if one person can disregard the ordinance, all should be able to disregard the ordinance. **Judy Colby moved to send the matter to the Ordinance Review Committee for review. Vote 5-0-0.**

The board discussed at length allowing the flag at 21 Middle Street and a motion to that effect failed. It was the consensus of the board that the matter be sent to the Ordinance Review Committee and that the Code Enforcement Officer should enforce the ordinance. O'Connell was asked to check with MMA on the issue.

10. New Business

a. Transfer Station furnace replacement: O'Connell said the furnace at the Transfer Station has failed and needs to be replaced as soon as possible. Two quotes have been received: Clean Burn Energy Systems, Greenfield Mass. - \$10,050; Dirigo Waste Oil, LLC, Waterville, ME - \$9033.35. O'Connell said there is \$9200 in contingency which could be used, or the cost could be taken out of equipment reserve. In response to Ben Rines, Jr.'s question if the cost could come out of next year's budget, O'Connell said the furnace has to be ordered soon in order for it to be installed in the next couple of months. Rines said it was the policy for the manager to put the furnace out for bids and he (Rines) objected to receiving only quotes. **Kathy Martin-Savage moved to let them do what they have to do, and we will pay for it out of equipment reserve or contingency.** Ben Rines, Jr., said the board had no authority to take the funds out of reserves. Vote 4-1-0 (Rines opposed). (See motion under 10b)

b. Monthly Financials:

- H.M. Payson Statement of Account: O'Connell noted the volatility of the market and reported that the town's account had increased from \$11.2 million to \$11.6 million as of the end of May.

- Department year to date expense report. O'Connell pointed out the accounts that were under budget because of closures due to Covid-19. The Waterfront figure does not include installation of electric meters.

Ben Rines, Jr., moved to not take funds for the Transfer Station furnace from contingency but include it in the 2021 budget. Vote 5-0-0.

c. Request for half day closure on June 30th for fiscal year end procedures. **Judy Colby moved to close the office for half a day on June 30 for fiscal year-end procedures. Vote 5-0-0.**

d. Water pipe repair at Wastewater Treatment Plant: O'Connell said the repair of a pipe on Town property involved the Water Department and Crooker because the break was too deep for town equipment and it was necessary to patch and pave after the repair. Bills from Crooker and the Water District are expected.

e. Judy Colby announced that an Executive Session would not be on the night's agenda; it will follow the workshop on the 18th.

11. Town Manager's Report

a. Morse High School Graduation: O'Connor reported that the ceremony was well done, and everyone was pleased with the celebration.

b. Annual Town Meeting

- Budget workshops will be held on June 18 and 23 and if necessary, on June 25 in the hearingroom. The workshops will be the first time for live meetings, and social distancing and wearing masks will be requested. For future live meetings O'Connell said windows will be opened and an extractor fan in the ceiling will be used. He said the board will have to limit the length of discussion and no public comment will be allowed. If there is a reason for a public hearing and the room count is too high, some will be asked to leave the room. The board has no enforcement authority to insist that masks be worn, it can only encourage them. Budget workshops will be attended by only the selectmen and the press. There will be no questioning from anyone including the press. The July 7 board meeting will be the first selectmen's meeting at town hall and attendance will be limited to 15 people. The meeting will begin at 5 p.m.

c. Appearance of the Town Committee request to reconsider Sunken Garden Shed: O'Connell said that Beth Maxwell and Terry Heller had contacted him regarding the shed on the Sunken Garden property which the board had voted to remove. Maxwell and Heller had consulted Attorney Ben Logan who contended that the shed was not a structure. The deed requires that no building shall be erected, and the property should look the same as it did when the deed was written. The board asked that Maxwell and Heller obtain a written opinion from their attorney and that the town then contact its attorney. Also to be considered are the plans for a pergola at the Sunken Garden. Ben Rines, Jr., recommended getting advice from the town's attorney regarding the shed and pergola

d. Economic Development Administration Grant: O'Connell has contacted Maryellen Barnes and Steve Dyer regarding the development of a plan to stimulate planning money for working on the brownfields at the Mason Station property.

e. O'Connell has received a contract from Lincoln County Animal Control with the same terms and conditions as the previous year. **Ben Rines moved to authorize O'Connell to sign contract with Lincoln County Animal Control. Vote 5-0-0.**

f. O'Connell reported that Midcoast Humane Society which bills on a per capita basis had increased its contract 11% to \$5,300. **Kathy Martin-Savage moved to authorize John O'Connell to sign the contract with Midcoast Humand Society. Vote 5-0-0.**

g. Water Street Kitchen and Bar and Sea Basket license renewals will be on the July 7 agenda at 5 p.m.

12. Other Board Business

Jeff Slack asked if the town had ever done something for a business similar to Sarah's that was affected by the recent construction and disruption of access. O'Connell said he approached Ernie Martin but had not received a response; however, he (O'Connell) will come up with a suggestion.

13. Adjournment

Kathy Martin Savage moved to adjourn the meeting at 5:50 p.m. Vote 5-0-0.

WISCASSET SELECT BOARD,
TAX ASSESSORS AND OVERSEERS OF THE POOR
JUNE 25, 2020

3b

Preliminary Minutes

Present: Kim Andersson, Chair Judy Colby, Kathy Martin-Savage, Vice Chair Ben Rines, Jr., Jeff Slack and Town Manager John O'Connell

Chair Judy Colby called the meeting to order at 5:15 p.m.

1. Pledge of Allegiance

2. Vote on Town Meeting Budgetary Articles

John O'Connell presented the \$5,866,459 2020-2021 municipal budget which is an increase of 2.1% over last year's budget. He said that caution was used in estimating revenues and some assumptions had been made. Following extensive discussion on the budget amounts in the Estimated Tax Calculation form which had been given to the board members, **Jeff Slack moved to approve the budget. Vote 5-0-0.**

3. Adjournment

At 6 p.m. **Jeff Slack moved to adjourn the meeting. Vote 5-0-0.**

5a

Town of Wiscasset
Board/Committee Membership Application

Full Name: DONALD E. DAVIS

Street Address: 21 MIDWINTER ST

Mailing Address: PO Box 45 Home Phone: 207-687-2099

Town of Legal Residence: WISCASSET

Work Phone: _____ Cell Phone: 508-8266355 E-mail: d.e.davis@hotmail.com

I wish to be considered for the appointment to the: Waterfront Committee

Term Of Appointment: 1 year

Full member: Reappointment: _____ Alternate member: _____

Do you currently serve or have you ever served on any Town Board? No

If yes, please state which Board or Committee/term exp. _____

List civic organizations to which you belong now: WYC

Prior experience, knowledge, or abilities that you have which would contribute to the activities of the Board or Committee: BOARD OF SELECTMEN (2 TERMS)
WATERFRONT BOARD (2 TERMS)

Signature: [Signature] Date: 6-15-2020

Additional comments can be made on the reverse side of this form.

Please return to the Selectmen's Office, 51 Bath Road, Wiscasset, ME 04578, by fax 882-8228 or e-mail at clerk@wiscasset.org

For Office Use: _____

Date received: _____ Date Appointed: _____ Term: _____

Kathleen Onorato

From: Susan Robson <susanrobson1@gmail.com>
Sent: Friday, June 5, 2020 8:02 PM
To: manager@wiscasset.org
Cc: Margo Rafter Strong; Kathy Onorato
Subject: hi from the Waterfront

Hi John,

May I request that the next Board meeting Don Davis' Waterfront Committee Member Application be reviewed... Margo Strong (I have copied) I believe wished to resign... before the pandemic.

Looking Forward,

and Many Thanks!

Susan



Town of Wiscasset

ba

TOWN OF WISCASSET PUBLIC HEARING

The Board of Selectmen will hold a public hearing on Tuesday, July 7, 2020 at 5:00 p.m. in the Municipal Building Hearing Room. The purpose of the hearing is as follows:

To act on a request for a Liquor License Renewals for the following businesses:

- Louis Rylant, Seabasket LLC at 303 Bath Road
- Edward D. Colburn, EDCRS LLC, DBA Water Street Kitchen & Bar

Rec 6/8/20

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): SEABASKET LLC	Business Name (D/B/A): SEABASKET
Individual or Sole Proprietor Applicant Name(s): LOUIS RYLAND	Physical Location: 303 BATH RD WISCASSET ME
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different: 12 ATHERSTONE LANE BEDFORD NH 03110
Mailing address, if different from DBA address: 12 ATHERSTONE LANE BEDFORD NH	Email Address: LOUIS.RYLAND@YAHOO.COM
Telephone # Fax #: 603 674-6466 03110	Business Telephone # Fax #: (207) 882 6581 N/A
Federal Tax Identification Number: 814131978	Maine Seller Certificate # or Sales Tax #:
Retail Beverage Alcohol Dealers Permit: RES-2018-11017	Website address: SEABASKET.COM

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

2. The dollar amount of gross income for the licensure period that will end on the expiration date above:
Food: 350K for 2020 est. Beer, Wine or Spirits: 1500 est. for 2020 Guest Rooms: 55 seats INSIDE

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:

12 Atherton Rd Bedford NH 03110

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
Louis Rylant	6/24/77	Prov. RI
Residence address on all the above for previous 5 years		
Name	Address:	
Louis Rylant	12 Atherstone Bedford NH 03110	
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

Renewal SAME RESTAURANT

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)

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: Wiscasset Middle School

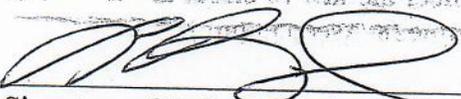
Distance: 2.5

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: 6-1-20



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.

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: LOUIS RYLIANT (PERSONAL) (RESTAURANT) SEA BASKET LLC
2. Doing Business As, if any: SEABASKET
3. Date of filing with Secretary of State: MAY 27, 2020 State in which you are formed: NH
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine: FEB 25, 2020
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
LOUIS RYLIANT	12 ATHERSTONE LANE BEDFORD NH 03110	06/24/77	owner	100%

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

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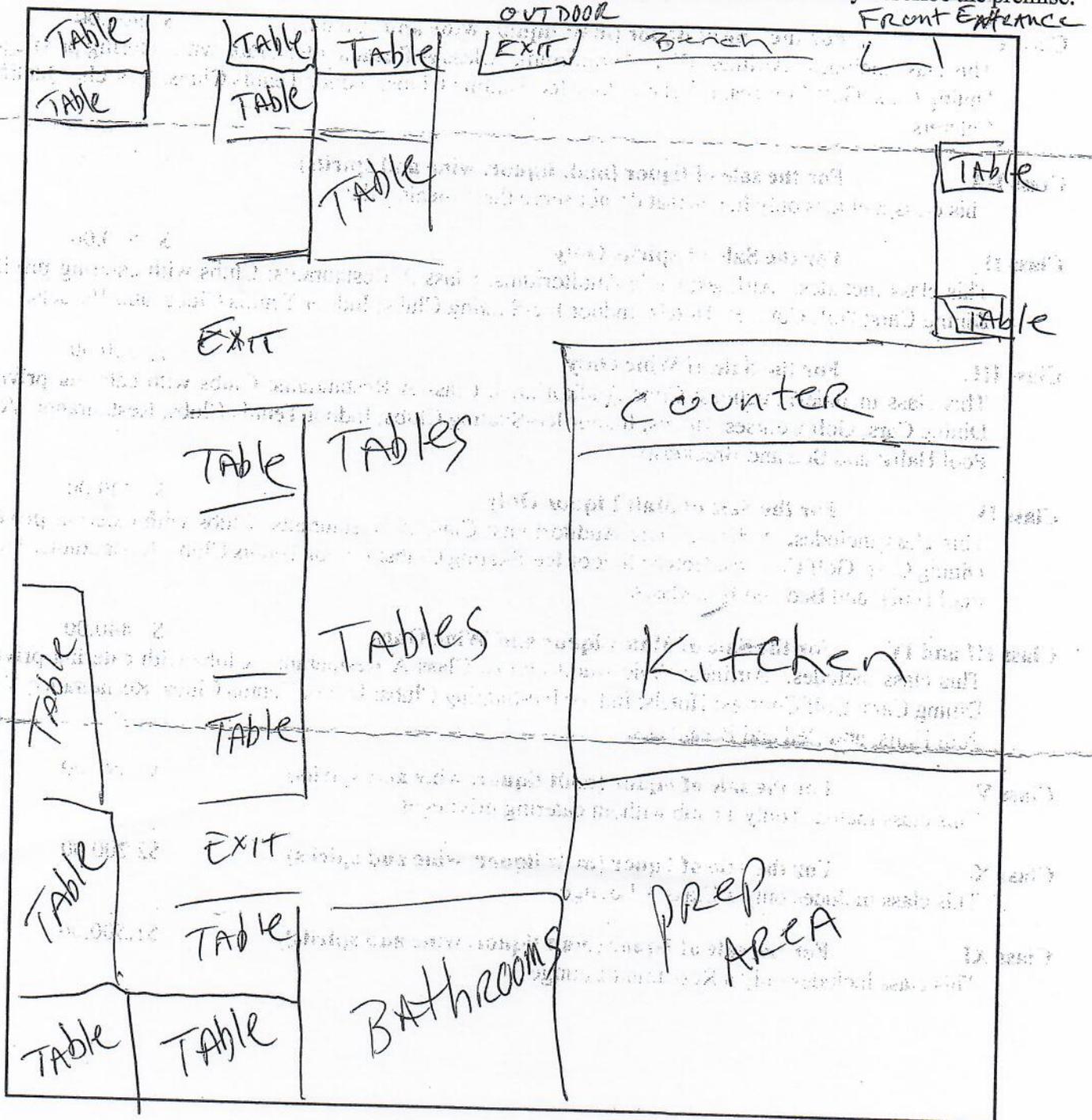
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Section VI Premises Floor Plan

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 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

LIQUOR LICENSE-RENEWAL

Liquor licenses held by the same owner at the same location for five (5) or more years and have had no complaints within that time may be approved or denied by the Wiscasset Town Clerk, after advice and consent from the Wiscasset Code Enforcement Officer and the Wiscasset Police Department.

Business Requesting Renewal: Seabasket LLC

Code Enforcement Officer:

Comments: NO CONCERNS

Signed: [Signature] Dated: 6-25-2020

Wiscasset Police:

Comments: NO CONCERNS

Signed: [Signature] Dated: 6-24-2020

Public Hearing Required: Yes: No:

If public hearing required:

Date of public hearing: 7/7/2020 Date public hearing posted: 6/23/2020

Date of newspaper ad for public hearing: 6/26/2020

License Approved: _____ Dated: _____



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): EDCRS, LLC	Business Name (D/B/A): Water Street Kitchen & Bar
Individual or Sole Proprietor Applicant Name(s): Edward D. Colburn (owner)	Physical Location: 15 Water Street, Wiscasset, ME 04578
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different: PO Box 268, Wiscasset, ME 04578
Mailing address, if different from DBA address: 838 Hendricks Hill Road, Southport, ME 04578	Email Address: ed@waterstreetmaine.com
Telephone # Fax #: 617-780-9567	Business Telephone # Fax #: 207-687-8076
Federal Tax Identification Number: 83-3453929	Maine Seller Certificate # or Sales Tax #: 1198258
Retail Beverage Alcohol Dealers Permit: Applied For	Website address: www.waterstreetmaine.com

1. New license or renewal of existing license? New Renewal

If a renewal, please provide the following information:

Your current license expiration date: 06/23/2020

The dollar amount of gross income for the licensure period that will end on the expiration date above:

Food: \$ 700,000.00 Beer, Wine or Spirits: \$ 275,000.00 Guest Rooms: \$ 0.00

2. Please indicate the type of alcoholic beverage to be sold: (check all that apply)

Malt Liquor (beer) Wine Spirits

3. 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 with auxiliary and mobile cart options (Class I, II, III, IV)
 Tavern (Class IV)
- Qualified Caterer
 Self-Sponsored Events (Qualified Caterers Only)
- Other: _____

Refer to Section V for the License Fee Schedule

4. If application is for a **new** license or the business is under new ownership, indicate starting date:

5. Business records are located at the following address:

15 Water Street, Wiscasset, ME 04578

6. 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

7. 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

8. 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
Edward D. Colburn (owner)	09/21/1986	Greenwich, CT
Shane C. McCarthy (manager - non owner)	08/13/1988	Stoneham, MA

Residence address on all the above for previous 5 years

Name	Address:
Edward D. Colburn	838 Hendricks Hill Road, Southport, ME 04576
Name	Address:
Edward D. Colburn	165 Tremont Street, Boston, MA and 57 Commonwealth Ave, Boston, MA
Name	Address:
Shane C. McCarthy	6 Church Street, York, ME 03909
Name	Address:
Shane C. McCarthy	343 Broadway, Cambridge, MA 02139

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

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

11. 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

12. Is the licensee/applicant(s) directly or indirectly giving aid or assistance in the form of money, property, credit, or financial assistance of any sort, to any person or business entity holding a liquor license granted by the State of Maine? Yes No

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:

Owner is EDCRE, LLC - 838 Hendricks Hill Road, Southport, ME 04576 (Edward Colburn owner)

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: 0

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)

Two story restaurant and bar in a detached building

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: First Congregational Church, Wiscasset, ME 0.4 miles

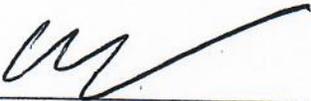
Distance: 0.4 miles away

Section II: Signature; Fee; Delivery of application

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: 4-1-20



Signature of Duly Authorized Person*

Signature of Duly Authorized Person*

Edward D. Colburn
Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

*The person signing this application must appear in Section VII on this application.

Section III: For use by Municipal Officers and County Commissioners only
Approval of an application for an on-premises liquor license

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 on this date: _____

Check only one: City Town Unorganized Territory

Name of City/Town/Unorganized Territory: _____

Who is approving this application? Municipal Officers
 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 Approval Expires in 60 Days

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.

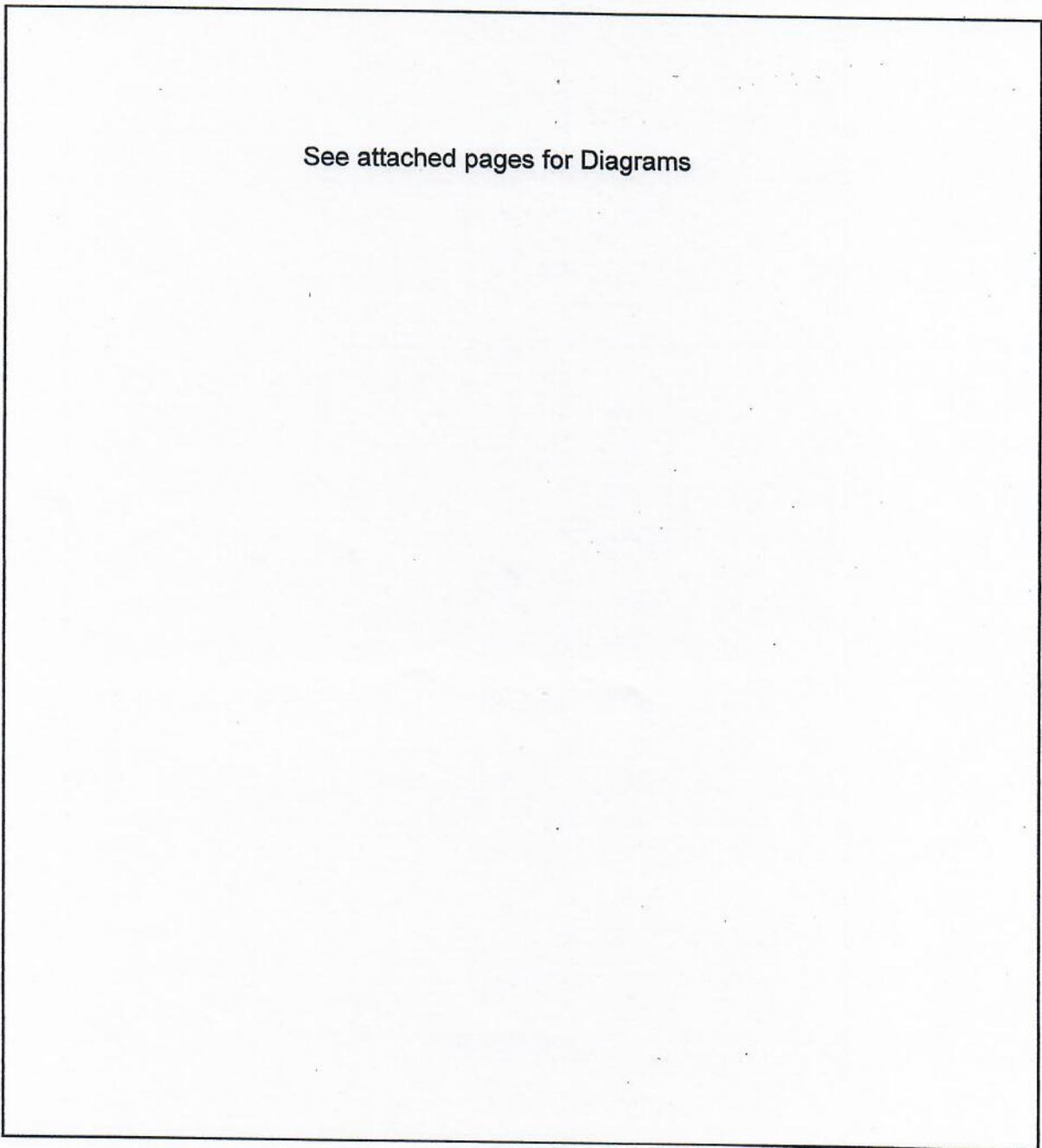
Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together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

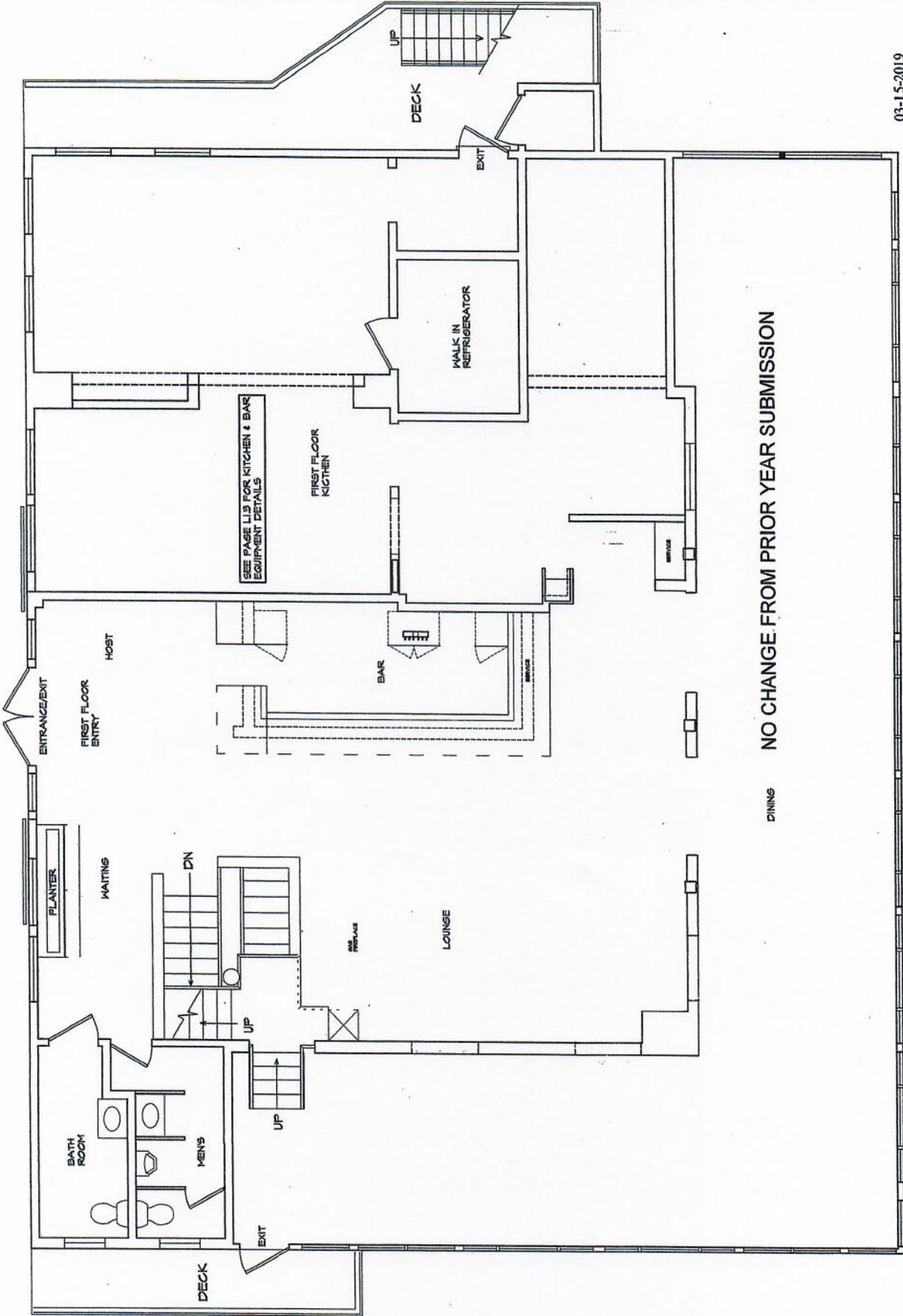
Class of License	Type of liquor/Establishments included	Fee
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis 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
Self-Sponsored Events	This class is for Qualified Caterers Only	\$ 700.00

Section VII 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.





NO CHANGE FROM PRIOR YEAR SUBMISSION

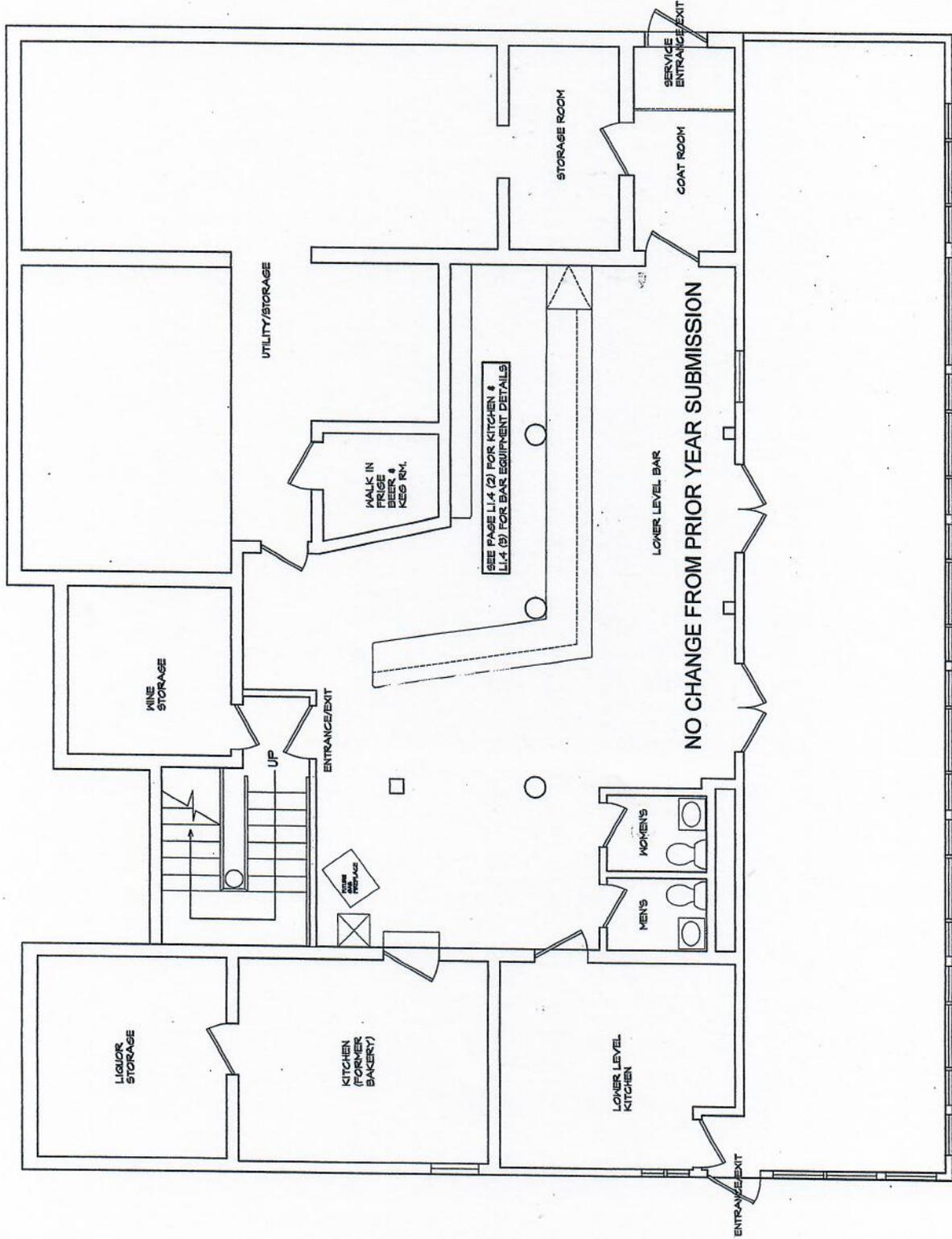
DINING

03-15-2019

ISSUED FOR REVIEW
 NOT FOR CONSTRUCTION

1 MAIN FLOOR PLAN
 SCALE = 3/16" = 1'-0"

	KNICKERBOCKER GROUP 27 1/2 Bldg Sq. Ft. 1st Flr. 1st Floor 207.633.8818 www.knickerbockergroup.com	CONSULTANTS	WATER STREET KITCHEN & BAR BRUNSWICK, MAINE	REVISIONS	JOB NO. 2018-01 DATE 03-15-2019 SCALE 3/16" = 1'-0"	
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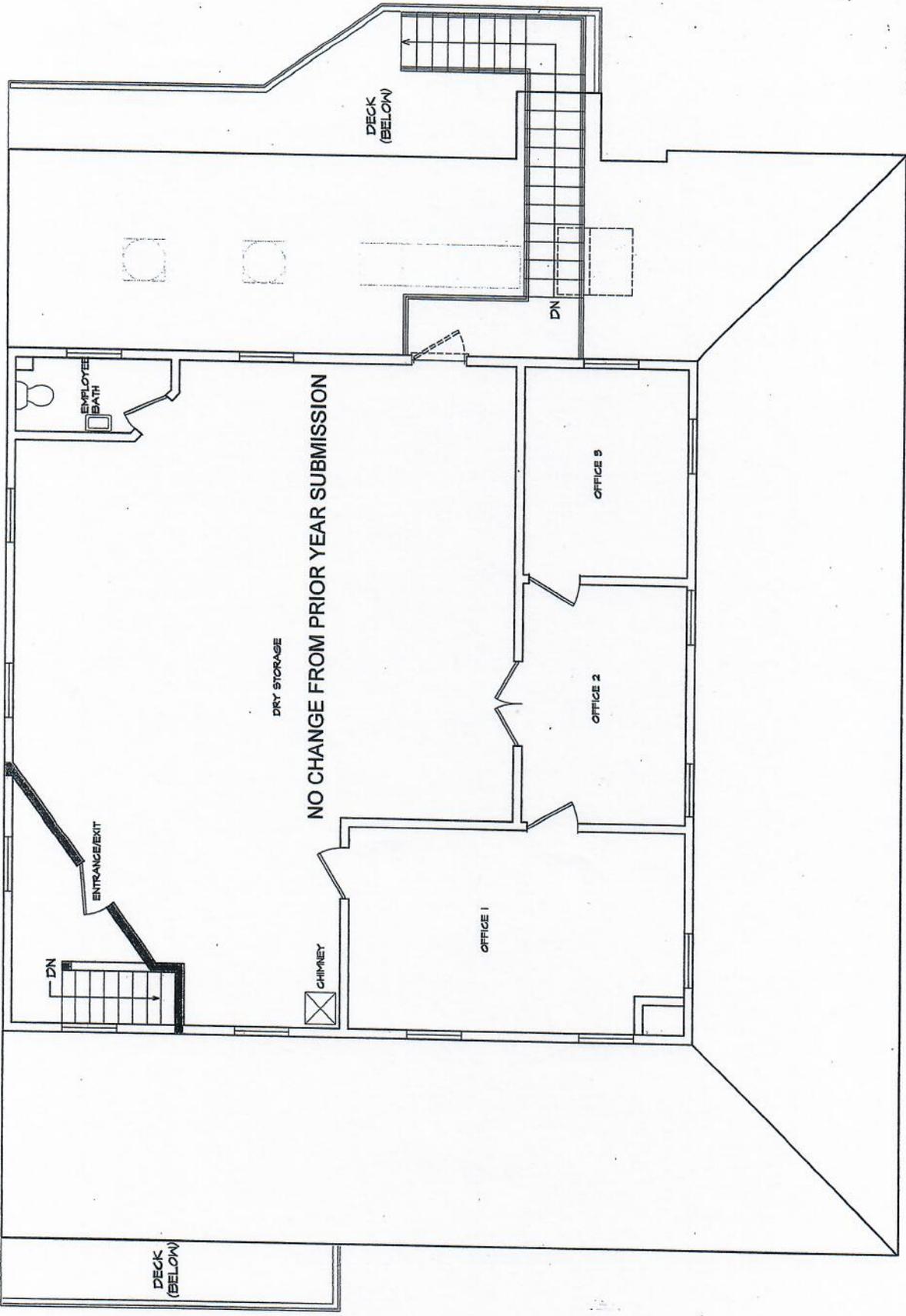


NO CHANGE FROM PRIOR YEAR SUBMISSION

03-15-2019
ISSUED FOR REVIEW
NOT FOR CONSTRUCTION

① LOWER LEVEL FLOOR PLAN
SCALE = 3/16" = 1'-0"

	KNICKERBOCKER Group <small>16 27 300 Main St. P.O. Box 100 02073-0318 www.knickerbockergroup.com</small>	CONSULTANTS	2ND FLOOR PLAN KITCHEN & BAR <small>WICASSETT, MAINT</small>	REVISIONS	<small>DATE: 03-15-2019</small> <small>SCALE: 3/16" = 1'-0"</small> <small>10000</small>
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NO CHANGE FROM PRIOR YEAR SUBMISSION

03-15-2019
ISSUED FOR REVIEW
NOT FOR CONSTRUCTION

1 2ND FLOOR PLAN
 SCALE = 3/16" = 1'-0"

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: EDCRS, LLC
2. Doing Business As, if any: Water Street Kitchen & Bar
3. Date of filing with Secretary of State: 01/22/2019 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
Edward D. Colburn (owner)	838 Hendricks Hill Road,	09/21/1986	Managing	
	Southport, ME 04576		Member	100.0000
Edward D. Colburn (owner)	165 Tremont Street, Unit 1801			
	Boston, MA 02111			
Edward D. Colburn (owner)	57 Commonwealth Avenue, #11			
	Boston, MA 02116			

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

Division of Liquor Licensing & Enforcement
 8 State House Station, Augusta, ME 04333-0008 (Regular Mail)
 10 Water Street, Hallowell, ME 04347 (Overnight Mail)
 Telephone (207) 624-7220 Fax: (207) 287-3434
 Email Inquiries: MaineLiquor@maine.gov



REQUEST FOR EXTENSION OF LICENSE ON PREMISE

Legal Name: EDIRS LLC License Number: CARL-2019-11717
 DBA Name: Water Street Kitchen + Bar Expiration Date: 6-23-20
 Physical Address: 15 Water Street City, State, Zip Wiscasset, ME 04578
 Mailing address: P.O. Box 268 Wiscasset ME 04578
Street / PO Box City State Zip
 Phone: 207-687-8076 Fax: _____ Email address: ed@waterstreetmaine.com

Name, address, telephone number of Property Owner (if property is rented or leased, need copy of rental agreement / lease):

Edward Colburn 838 Hendricks Hill Road Southport, ME 04578

Temporary Permanent Inside Outside Live Entertainment: Yes No

Start Date: 6-18-20 End Date (if applicable): _____

Reason for this request: COVID-19 / Expanded / spaced out seating

This request for an extension of service area for on premise license location **MUST** have Town / County Commission approval and **MUST** have a diagram submitted with this form.

Outdoor Restrictions:

There must be a stanchion or fence completely enclosing the area. Signs must be posted, stating "no alcohol beyond this point". There must be sufficient employees at the extension of premise, which would be able to control and monitor the area.

[Signature]
 Signature of Owner / Corporate Officer

Edward Colburn
 Printed Name of Owner / Corporate Officer

For Municipal Approval Only

TO STATE OF MAINE MUNICIPAL OFFICERS & COUNTY COMMISSIONERS:
 Hereby certify that we have complied with Section 653 of Title 28-A Maine Revised Statutes and hereby approve said application.

Dated at: _____, Maine _____

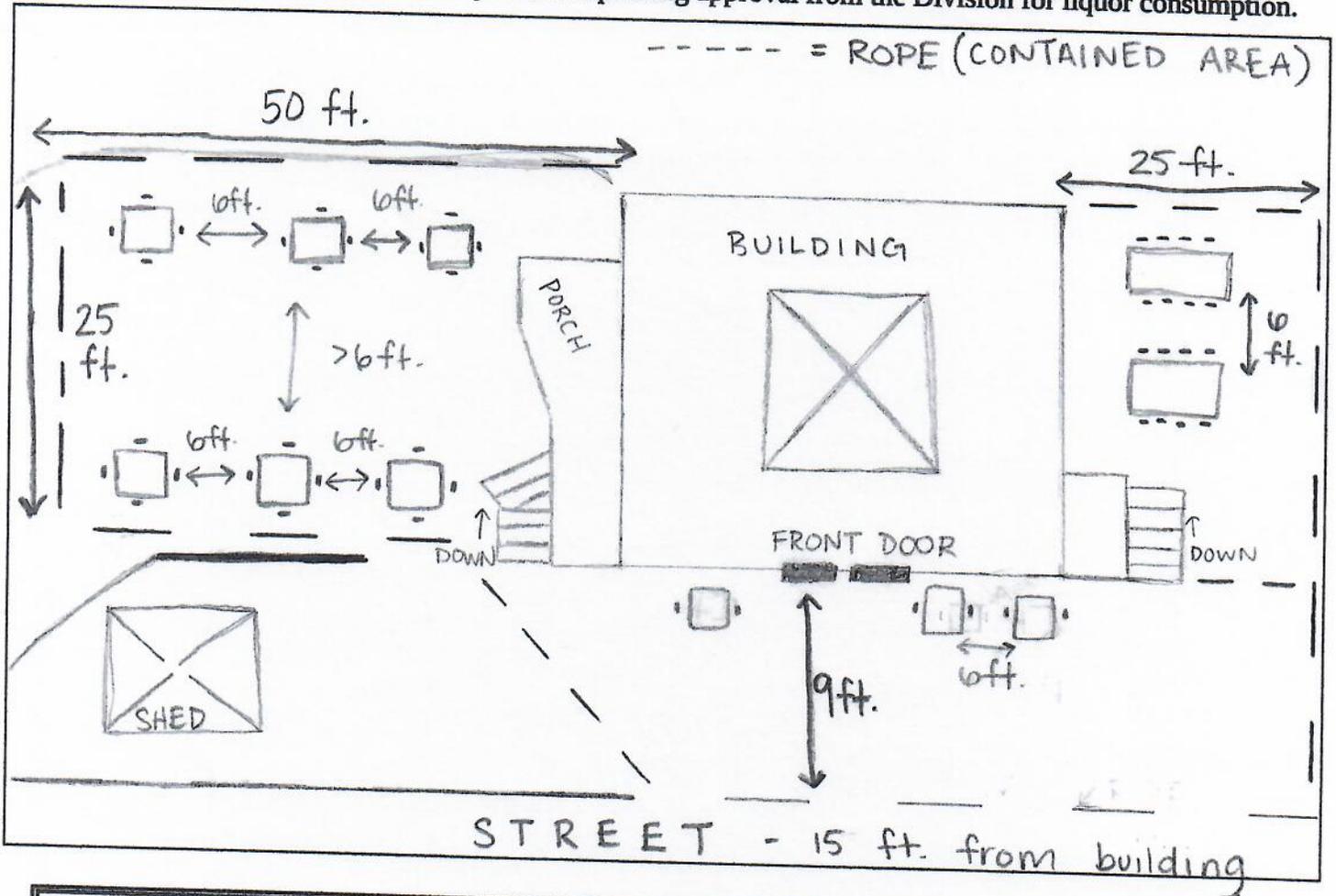
On: _____ (County)

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

Signature of Officials	Printed Name	Title

EXTENSION AREA PREMISE DIAGRAM

In an effort to clearly define your extension please draw a diagram below that will include the area you want for a temporary / permanent license premise. Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the areas of your diagram including methods of monitoring and containment of certain area which you are requesting approval from the Division for liquor consumption.



For Office Use Only:

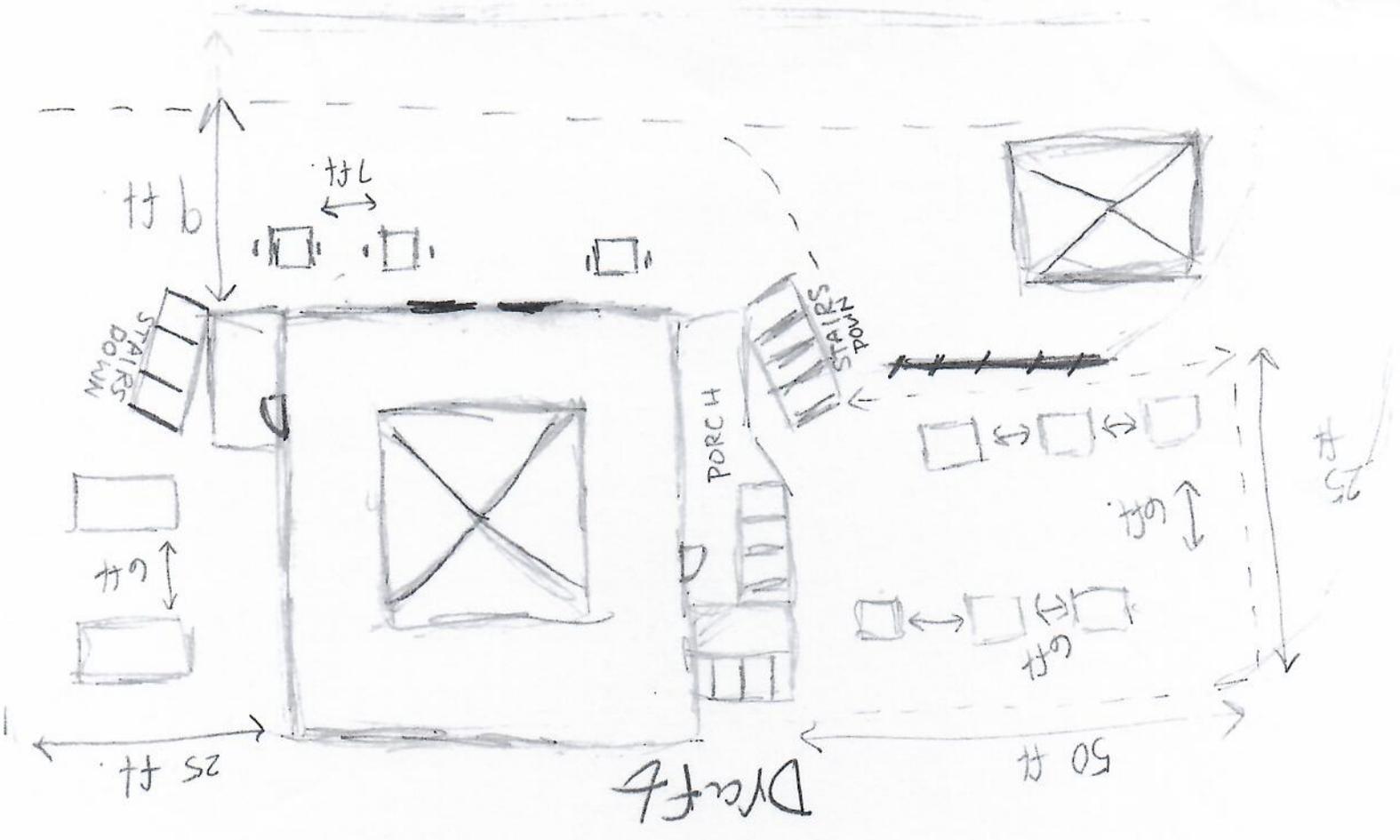
Date Filed: _____ Date Issued: _____ Issued By: _____

Approved Not Approved

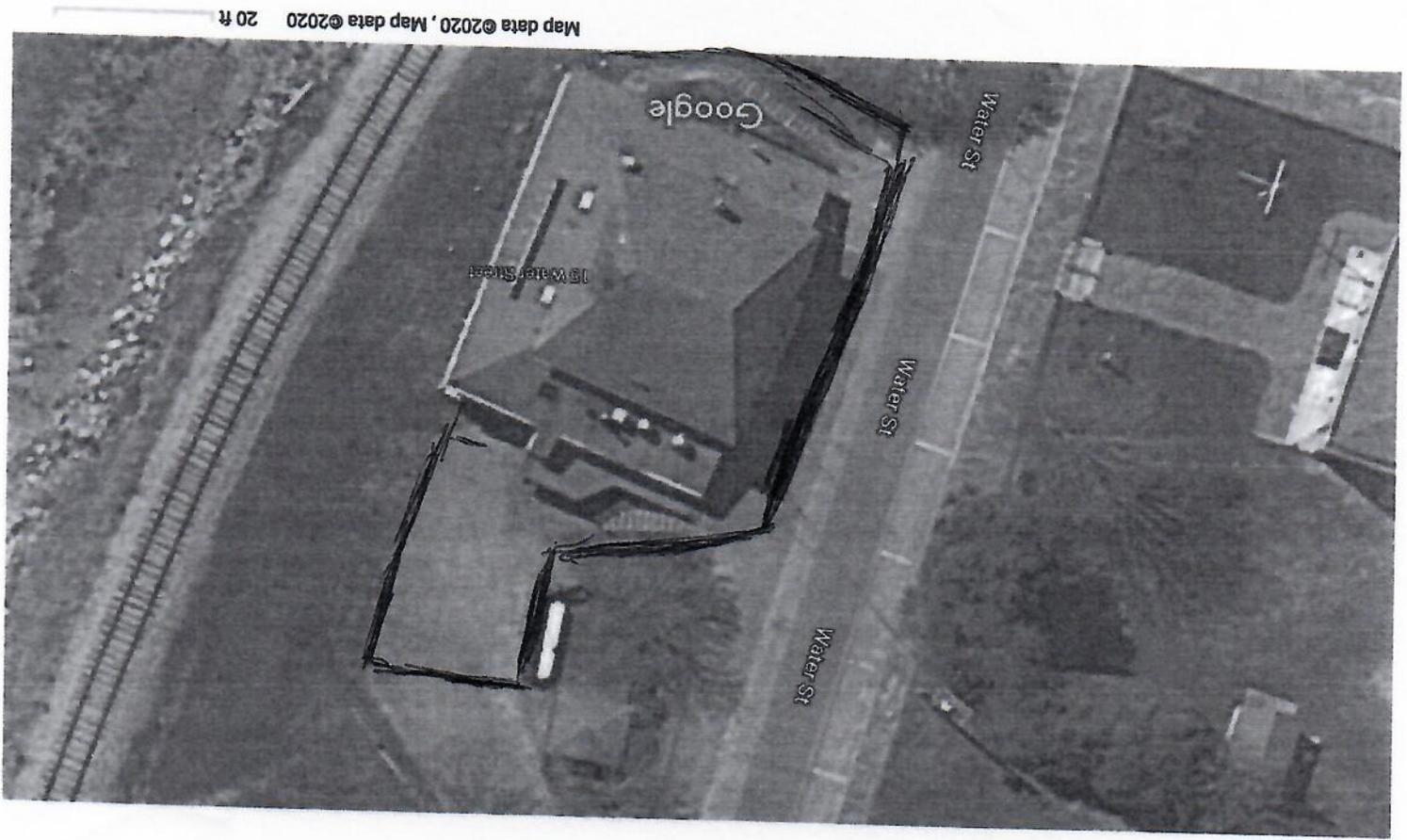
Subchapter 1: GENERAL CONDITIONS

§1051. LICENSES GENERALLY

3. Liquor not to be consumed elsewhere. Except as provided in paragraphs A and B and in section 1207, no licensee for the sale of liquor to be consumed on the premises where sold may personally or by an agent or employee, sell, give, furnish or deliver any liquor to be consumed elsewhere than upon the licensed premises. The service and consumption of liquor must be limited to areas that are clearly defined and approved in the application process by the bureau as appropriate for the consumption of liquor. Outside areas must be controlled by barriers and by signs prohibiting consumption beyond the barriers.



Draft



Map data ©2020, Map data ©2020 20 ft

Google Maps 15 Water St

LIQUOR LICENSE-RENEWAL

Liquor licenses held by the same owner at the same location for five (5) or more years and have had no complaints within that time may be approved or denied by the Wiscasset Town Clerk, after advice and consent from the Wiscasset Code Enforcement Officer and the Wiscasset Police Department.

Business Requesting Renewal: Waders Street Kitchen + Bar

Code Enforcement Officer:

Comments: NO CONCERNS

Signed: [Signature] Dated: 6-1-2020

Wiscasset Police:

Comments: NO CONCERNS

Signed: [Signature] Dated: 6-1-2020

Public Hearing Required: Yes: No:

If public hearing required:

Date of public hearing: TBD July 7 Date public hearing posted: yes 6/23/20

Date of newspaper ad for public hearing: 6/26/2020

License Approved: _____ Dated: _____



Town of Wiscasset^{10b}

Surplus Item Policy

In all cases, the Department Heads/Division Supervisors will provide the Town Manager a written list of items no longer deemed necessary for operational use in the department/division. The Department Head/Division Supervisor will attempt to estimate market value of each item with the assistance of the Town Manager if needed. Every attempt will be made to accurately estimate value through research via the Internet, vendors, publications and/or other resources.

The Town Manager will review lists of items and:

1. Distribute list(s) of potential surplus items to all municipal departments and divisions;
2. Approve any request for the exchange of potential surplus items between Departments/Divisions; that identify a need for said items;
3. Distribute list(s) of all potential surplus items not requested by another municipal department/division to the school department for potential use; and,
4. Approve any request for the exchange of potential surplus items from the municipal operations to the School Department except for items of \$500 or greater estimated market value. Only the Board of Selectmen can approve the exchange of items greater than \$500 in estimated market value to the School Department.

For all potential surplus items not requested for use by another municipal department/division or the school system, the Town Manager will make a determination as to the category of estimated value. All equipment owned by the Town of Wiscasset will fall within one of three categories listed below:

- Negative, Zero or Negligible Estimated Market Value (less than \$50)
- Between \$50 and \$500 in Estimated Market Value
- \$501 or Greater Estimated Market Value

Negative, Zero or Negligible Estimated Market Value (Less than \$50)

The Board of Selectmen authorize the Town Manager to make a determination as to the disposal of any items that have less than \$50 in estimated market value. Options may include:

- Storage of items for periodic “yard sale” events sponsored by the Town;
- gifting said items to other municipalities or non-profit organizations; or,
- properly discarding said items that have little to no practical use.

Potential Surplus Items Between \$51 and \$500 in Estimated Market Value

Potential surplus items that have an estimated market value between \$50 and \$500 will be presented to the Board of Selectmen to be deemed as a surplus item. Items in this category will be grouped together for one of two options:

1. Offered for sale at a Town-sponsored “yard sale” event; or,
 2. Advertised and offered by solicitation of sealed bid
- A minimum bid amount determined by the Town Manager may be attached to a specified item as determined by the Town Manager.

- Items that do not receive bids at or above the minimum bid may be presented to the Selectmen for consideration of waiving the minimum or offered for the solicitation of sealed bids at a future date.

\$501 or Greater Estimated Market Value

Potential surplus items having \$501 or greater estimated market value will be presented to the Board of Selectmen to be deemed as a surplus item. Items in this category will be offered for sale by sealed bid solicitation only. Through advertisement and other notification (i.e. website, handouts, etc.) a time will be established so potential bidders may inspect items for sale prior to bidding.

- A minimum bid amount determined by the Town Manager shall be attached to a specified item as determined by the Town Manager.
- Items that do not receive bids at or above the minimum bid may be presented to the Selectmen for consideration of waiving the minimum or offered for the solicitation of sealed bids at a future date.

Exceptions to this Policy

The Board of Selectmen may exempt specific items from this policy for any reason whatsoever if it is determined by a majority vote of the Board of Selectmen that it is in the best interest of the Town to do so.

Opening of Bids

Bid openings will be advertised and performed publicly by the Board of Selectmen. All bids will be opened at the specified date, place and time. The Board of Selectmen may or may not instruct the Town Manager to execute a sale of the surplus item(s) to the highest bidder during the same meeting in which the bids are opened. The choice to, and time of, award is at the discretion of the Board upon a majority vote of the members.

Indemnification, Representations and Warranties.

Buyers of Town-owned equipment may be required to sign an indemnification/hold-harmless agreement with the Town as a condition of sale that stipulates that the Town is released from any and all potential liability associated with the item for sale. The agreement will also stipulate that all sales will be “as-is, where-is” without any stated or implied representation or warranty for the piece of equipment with regard to condition, life expectancy or any other representation.

The requirement to sign the aforementioned agreement will be determined by the Town Manager contingent upon the nature of the specific piece of equipment sold.

Acceptance/ Rejection of Bids – The Board of Selectmen may accept any bid and reject any or all bids for any reason whatsoever, should a majority vote of the Board of Selectmen deem it in the best interest of the Town to do so.