

NOTICE OF PUBLIC HEARING
MUNICIPAL OFFICERS OF THE TOWN OF
OLD ORCHARD BEACH

The Municipal Officers of the Town of Old Orchard Beach, Maine hereby give Public Notice that there will be a Public Hearing held at the Town Hall, Council Chambers, on April 21, 2015, at 7:00 p.m. to consider the following:

Be it hereby ordained, by the Town Council of the Town of Old Orchard Beach, Maine, in Town Council assembled, that Chapter 6, Alcoholic Beverages, of the Old Orchard Beach Code of Ordinances, is amended by adding the underscored language, as outlined below, to the Table of Contents and Sections 6-26, 6-27, 6-30, 6-61 and 6-67:

Special Amusement Ordinance Amendments

Amendment to Table of Contents – Part II, Code of Ordinances, Chapter 6 Alcoholic Beverages

1. Table of Contents – Part II, Code of Ordinances, Chapter 6 Alcoholic Beverages shall be amended by adding the underscore language as follows:

Special Amusement and Alcoholic Beverages

Amendment to Chapter 6 – Alcoholic Beverages

2. Title of Chapter 6 – Alcoholic Beverages, shall be amended by adding the underscore language as follows:

Special Amusement and Alcoholic Beverages

Amendment to Chapter 6 – Alcoholic Beverages, Article II – Special Amusement, Division 1 – Generally, Section 6-26 – Definitions

3. Section 6-26 shall be amended by adding the underscore language as follows:

Licensee includes the holder of a Business License for Victualer use or a holder of a license issued under the state alcoholic beverages statutes, 28-A M.R.S.A. § 1 et seq., or any other person or any agent or employee of any such licensee.

Victualer means a person who serves food or drink prepared for consumption by the public.

Amendment to Chapter 6 – Alcoholic Beverages, Article II – Special Amusement, Division 1 – Generally, Section 6-27 – Purpose

4. Section 6-27 shall be amended by adding the underscore language as follows:

Sec. 6-27. - Purpose.

The purpose of this article is to control the issuance of special permits for music, dancing, or entertainment in facilities licensed by the state to sell liquor as required by 28-A M.R.S.A. § 1054 and facilities that hold a Business License for Victualer use issued by the town of Old Orchard Beach but do not sell liquor.

Amendment to Chapter 6 – Alcoholic Beverages, Article II – Special Amusement, Division 1 – Generally, Section 6-30 – Admission Charge

5. Section 6-30 shall be amended by adding the underscore and deleting the ~~striketrough~~ language as follows:

Sec. 6-30. - Admission charge.

A facility that holds a Business License for Victualer use, A a licensed hotel, class A restaurant, class A tavern, or restaurant malt liquor licensee who has been issued a special amusement permit may charge admission in designated areas approved by the special amusement permit.

Amendment to Chapter 6 – Alcoholic Beverages, Article II – Special Amusement, Division 2 – Permit, Section 6-61 – Admission Charge

6. Section 6-61 shall be amended by adding the underscore language as follows:

Sec. 6-61. - Required.

No licensee for a Business License for Victualer use or a licensee for the sale of liquor to be consumed on the licensed premises shall permit, on his licensed premises, any music except a radio or other mechanical device, any dancing or entertainment of any sort unless the licensee shall have first obtained from the town a special amusement permit signed by at least a majority of the municipal officers.

Amendment to Chapter 6 – Alcoholic Beverages, Article II – Special Amusement, Division 2 – Permit, Section 6-67 – Term

7. Section 6-67 shall be amended by adding the underscore language as follows:

Sec. 6-67. - Term.

A special amusement permit shall be valid only for the license year of the applicant's existing liquor license or, for a licensee that holds a Business License for Victualer use, the license years of the Business License.

Per Order of the Municipal Officers this 7th day of April, 2015.

A True Copy

Attest:

s/Kim M. McLaughlin
Kim M. McLaughlin, Town Clerk