

SPECIAL AMUSEMENT APPLICATION

Name: _____ Contact: _____

Residence Address: _____

Business Name: _____ Phone: _____

Business Address: _____

E-Mail Address: _____

Class of Permit Requested (please check one)

I _____

Class I. Permit for live performances of music, provided nevertheless that the Class I permit shall limit the holder of same to three (3) live musicians or singers performing within the restaurant structure. No dancing or floor show entertainment shall be allowed on the premises holding a Class I permit.

II _____

Class II. All of the privileges allowed in a Class I permit plus dancing within the restaurant structure to recorded or live music with no limitation upon the number of live musicians or singers.

III _____

Class III. All of the privileges allowed in Class I and Class II permits plus a floor show type of entertainment within the restaurant structure.

Type of entertainment to be provided:

Specify days and times when entertainment would be provided:

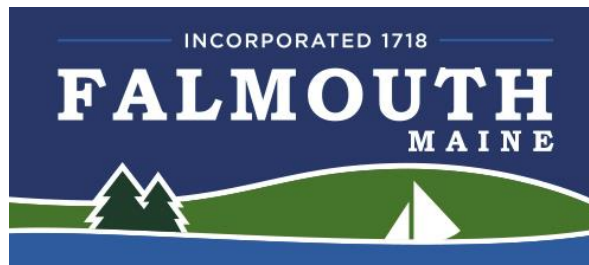
Location of entertainment: _____

Has the applicant ever had their license to conduct business either denied or revoked?

____ Yes ____ No If yes, describe specifically the
circumstances. _____

TOWN OF FALMOUTH

271 Falmouth Road • Falmouth, Maine 04105
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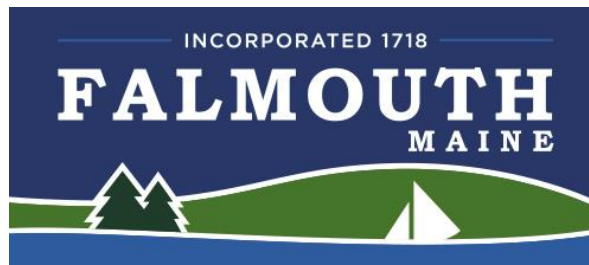
Has the applicant, partners, associates or corporate officers ever been convicted of a felony? ____ Yes ____ No If yes, the application must describe specifically the circumstances. _____

The fee for a Special Amusement Permit is \$10.00, non-refundable and payable when the application is made for the permit.

Applicant's Signature	Date
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Applicant's Signature	Date
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- No special amusement permit shall be issued for anything or act or premises, if the premises and buildings to be used do not fully comply with all ordinances, codes and regulations of the town.
- The fee for a special amusement permit shall be as set by order of the town council and on file in the town clerk's office and is nonrefundable and must be paid when application is made for the permit.
- A licensed hotel, Class A restaurant, Class A tavern or restaurant malt liquor licensee as defined in the Maine Revised Statutes who has been issued a special amusement permit may charge admission in designated areas approved in the permit.
- Prior to granting a special amusement permit, the town council shall hold a public hearing after receiving a completed application, at which hearing the testimony of the applicant and that of any interested members of the public shall be taken. Notice of the hearing shall be given a minimum of seven (7) days prior to such hearing to the general public by publication on the Town's website and in writing to the applicant and all abutters within 250 feet from the restaurant structure. The applicant shall pay the cost of the abutters notice. (Amended 04/28/2014)



- Prior to obtaining a permit, the applicant must show at the public hearing required in this section that:
 1. The issuance of the requested permit will not be detrimental to the public health, safety, or welfare;
 2. The proposed activity to be licensed will not create a traffic hazard;
 3. The applicant has ample parking to accommodate the proposed activity;
 4. The proposed activity will not, either by reason of its scope or noise, adversely affect surrounding or abutting property and that it will not unreasonably interfere with the use, enjoyment and value of surrounding and/or abutting property;
 5. The applicant is in conformance with all provisions of the town zoning ordinance, all applicable health codes, and other applicable municipal, state and federal codes, ordinances, regulations and statutes;
 6. In the case of a facility located in a residential A, B or C zone, that the activities will not tend to change the residential character of the neighborhood, nor will the activities require the addition of new restaurant dining or bar space, excluding food preparation and storage areas.
- In making the determination of whether the applicant has satisfied the criteria set forth in above, the town council shall consider, but shall not be bound by neighborhood opinion and sentiment.
- A special amusement permit shall be valid only for the license year of the applicant's existing liquor license.
- Whenever inspections of the premises used for or in connection with the operation of a licensed business which has obtained a special amusement permit are approved for or required by ordinance or state law or are reasonably necessary to secure compliance with any town ordinance, code or regulation or state law, it shall be the duty of the licensee, or the person in charge of the premises to be inspected, to admit any officer, official, or employee of the town authorized to make the inspection at any reasonable time that admission is requested.
- In addition to any other penalty which may be provided, the town council may revoke the special amusement permit of any licensee who refuses to permit any such officer, official or employee to make an inspection or who interferes with such officer, official or employee while in the performance of his duty, provided that no license or special amusement permit shall be revoked unless written demand for the inspection is made upon the licensee or person in charge of the premises at the time it is sought to make the inspection.