

**South Berwick  
Town Council Meeting  
February 13, 2024**

Chair Mallory Cook called the meeting to order at 6:30pm. Councilors present included John James, Jeff Minihan, Jessica Cyr, and Melissa Costella. Town Manager Tim Pellerin and Assistant Town Manager Jennifer Janelle were also in attendance.

**Approval of Minutes**

1. Town Council 12-24-23: On a motion by John James, seconded by Melissa Costella, it was unanimously voted 5-0 to adopt the minutes with the correction of Tim to Tin under presentations.

**Treasurer's Warrant**

1. On a motion by John James, seconded by Mallory Cook, it was unanimously voted 5-0 to sign the warrant dated February 8, 2024 in the amount of \$983,044.33.

**Reports & Presentations**

1. Robin Kerr and Ben Jankowski shared a slideshow about the conservation efforts around Mount Agamenticus over the years up to present time. The presentation started with the history of Mount Agamenticus and the all the groups that make up the Mount Agamenticus Steering Committee. They explained what preservations efforts and updates to Mount Agamenticus have been done already and future plans. Mount Agamenticus is also looking for help and invites anyone to apply to work and/or volunteer. More information can be found at <https://agamenticus.org>

**Unfinished Business**

1. On a motion by Mallory Cook, seconded by John James, it was unanimously voted 5-0 to adopt the changes made to Chapter 130 Section 33
2. The council discussed the answer received by the Towns Attorney regarding the Warrant Questions approving funds for GWRLT. John James requested to see a new plan with a solid number and details. There is a need for a new request for an updated warrant question(s) to be voted on at Town Meeting. This item has been tabled.

**New Business**

1. Tim Pellerin gave the council an update on the proposed LD 646 and the amount of revenues received and not received from the Property Tax Stabilization for Seniors Program. Tim will give another update at the next meeting.
2. Tim Pellerin received the approved work plan from Maine DOT and updated the council as to where this project stands. Currently the Traffic Lights project is in the planning and engineering stage. \$520,000 the total cost of this project is sponsored by KACTS.
3. On a motion by Mallory Cook, seconded by John James, it was voted 4-1 to approve \$225 for childcare and \$350 for food from TIF funds for the 2 downtown revitalization meetings that have already occurred.

**Town Manager's Report**

- Town Manager: 7 Business meetings and 33 Staff Meetings. Held Police Lieutenant interviews on 1/30. Met with 2 citizens regarding 161 Ogunquit Rd. All employee evaluations are completed and filed. conducted 3 interviews for a Transfer Station Director. Police negotiation contract process has started and hope to have draft by next meeting. Thank you note from a couple citizens to Jeni McCabe for being so helpful with long time Historic Commission business. Attended the retirement party of 3 officers.
- Finance: Budget- Appointments will be sent out by the end of the week for round 3 of budget meetings 28 business meetings and 18 staff meetings. Back from a week's vacation. Gathering quotes for new windows in the auditorium.
- Police Department: 3 Accidents, 2 Arrests, and 127 Traffic Stops. Lt. Jeff Upton retired, and Scott Stephens has been promoted to Lt. Tim Niehoff was promoted to Detective Sergeant. Anthony Dilisio has been reassigned from part time patrol to full time. ACO Harris will be having a

meet and greet in the training room at the Police Department. Lt. Stephens has started a Community contacts program (Project Mayberry), officers will be stopping by the downtown businesses to introduce themselves so the community can get to know the officers. The PD Facebook page will highlight an officer of the week.

- Fire Department: 2 Outside Fire, 1 gas Odor/leak, 6 Mutual Aid, 3 Medical Assist, 5 Vehicle Accidents, and 1 Odor Investigation. Period 18 Total YTD 42. Chief has been visiting local businesses to verify the information they have is up to date.

- Economic Development: First day back from being out. Thanked Jessica Cyr for keeping the Downtown Revitalization Plan Advisory Committee going.

- Human Resources: Group Dynamics (Health Insurance Plan- deductibles and reimbursements) There are issues with 2024 not being set up. This should be up and running by the end of the week. Tax reminder notices will be in the mail next week.

- Public Works: 950 tons of salt used which is below normal use. The average is 2200 tons. 4500 gallons of liquid has been used. This is spread on top of the salt. Great Hill Road, new subdivision, has a wash out from the storm. Hooper Sands Road will be fixed in the spring. It needs to be stabilized and it will take getting into the riverbed. Belle Marsh Bridge- exploration of the stringers, which look good. The deck has been worn down by 2" (23 years old). The deck will be replaced in July or August once school is out.

- Transfer Station: Thanked Jay and the Public Works crew for keeping the Transfer Station well sanded and salted. The morale is good. Working on educating the citizens on mixed paper. Chief states there will be a police presence on some Saturdays at the Transfer Station to help enforce proper disposal. This is theft of services and an arrestable offense.

- Code Enforcement: 3 Building Permits, 2 Plumbing Permits, 2 Open Violations.

- Planning: 2 Projects for final plan in front of the Planning Board. Samville Estates and automotive repair shop.

- Library: Visitor and borrowing has increased. 4 new public computers were set up by an IT volunteer who worked 6 hours on Saturday. Starting lunch with a town employee on 3/19 through December. This will take place on the 3rd Tuesday of the month at 12:00.

- Recreation/Senior Center: Senior Center- Seniors have a valentines luncheon this Wednesday. Started a new chair yoga class at noon on Thursdays and the instructor is fabulous.

Rec Programming- Lots of programs going on, after school and evening. The chair yoga instructor is also doing an evening vinyasa yoga class (exercise type yoga). Powderhouse Area- Sadly, no activity at Powderhouse. Community Center- AARP Tax-aide appointments started Friday, we are booking out to late March right now so expect appointments to fill within the next couple weeks. Community Center is closed February 19th – 22<sup>nd</sup>

- EMA: As reported previously, Charlie Carver, Ray Delcourt, Ryan Cormier, and Todd Hughes with assistance from YCEMA and MEMA submitted a \$965,000 dollar grant proposal to replace the aging emergency power generator at Marshwood High School. The Grant is now working through the state and federal review process. The Hazard Mitigation Grant Program, HMGP, application is next for the SBEMA and MSAD-35 Team to focus on. The Generator Team is submitting two FEMA Grant (BRIC & HMGP) proposals in hopes of being awarded one.

- Assessing: KRT is here today to start revaluations in the downtown area. They will be measuring and comparing real time vs property card information. Personal property notices are due 5/1. Updating tax maps and reviewing survey plans on town lines. All information of the contracted employees are posted with pictures on the Town's website. The police department has their information as well.

- Town Clerk: Absentee Ballots are now being issued, and the drop off box is outside and available. The Clerk's office is offering weddings in the office or on the 3rd floor auditorium details will be posted to the town's webpage under the clerk's section. Save the date November 23, 2024, Rabies Clinic open to York County to be held at the fire station more details to come. The Clerk's Office is more kid friendly with the new addition of a chalkboard wall, updated toolbox, and temporary tattoos for kids to take with them. While visiting be sure to request the chalk for use.

### **Councilor Comments**

1. Jessica Cyr: Please complete and return the Downtown Revitalization Survey found online or hard copies are available in the Clerk's Office or Library, deadline is 3/15. Attended a Planning Board meeting to talk about the Comprehensive Plan update which is coming along.

2. John James: Congratulations to Tyanne, awesome to have you on board and to hear about the tradition being kept of all the new improvements since taking office.

3. Jeffrey Minihan: Would like to see a Historic Commission Workshop on an upcoming agenda, Tim Pellerin suggests to place it on the agenda for the second meeting in April after budgets.

**Executive Session 1MRSA 405.6A**

On a motion by John James, seconded by Mallory Cook, it was unanimously voted 5-0 to go into Executive Session 1MRSA 405.6A – Personnel at 7:49pm

On a motion by John James, seconded by Melissa Costella, it was unanimously voted 5-0 to come out of Executive Session 1MRSA 405.6A – Personnel at 8:18pm

**Adjournment**

On a motion by John James, seconded by Melissa Costella, it was unanimously voted 5-0 to adjourn the meeting at 8:19pm.

Attest:

Tyanne Vasapoli, Town Clerk

DRAFT



**A / P Warrant**South Berwick  
11:08 AM

Bank: KENNEBUNK - Operating

02/22/2024  
Page 1

Type	Check	Amount	Date	Wrnt	Payee
P	47902	10,694.90	02/08/24	53	0132 BUREAU OF MOTOR VEHICLES
P	47903	41.90	02/08/24	53	0132 BUREAU OF MOTOR VEHICLES
P	47904	25,393.85	02/09/24	53	0132 BUREAU OF MOTOR VEHICLES
P	47905	174.84	02/12/24	53	1176 TREASURER STATE OF MAINE
P	47906	8,184.77	02/15/24	53	0182 CARD MEMBER SERVICE
P	47907	174.84	02/20/24	53	1176 TREASURER STATE OF MAINE
P	47908	858.45	02/20/24	53	0204 READY REFRESH
P	47909	23,881.13	02/21/24	53	0132 BUREAU OF MOTOR VEHICLES
P	47910	1,180.86	02/21/24	53	0867 HANNAFORD
R	47911	459.64	02/22/24	53	0891 2-Way Communications Services, Inc.
R	47912	2,508.25	02/22/24	53	0042 ADMIRAL FIRE & SAFETY
R	47913	216.56	02/22/24	53	0447 AIRGAS USA, LLC
R	47914	151.49	02/22/24	53	1288 ALLEGRA
R	47915	530.95	02/22/24	53	0002 ALLIED EQUIPMENT LLC
R	47916	891.16	02/22/24	53	0771 ATLANTIC FUELS
R	47917	335.71	02/22/24	53	0054 BAKER & TAYLOR
R	47918	8,388.13	02/22/24	53	0011 BERGERON PROTECTIVE CLOTHING LLC
V	47919	0.00	02/22/24	53	0012 BERNSTEIN, SHUR, SAWYER & NELSON
R	47920	16,623.50	02/22/24	53	0012 BERNSTEIN, SHUR, SAWYER & NELSON
R	47921	2,000.00	02/22/24	53	0018 BURKE'S TREE SERVICE LLC
R	47922	641.25	02/22/24	53	1302 CAI TECHNOLOGIES
R	47923	767.00	02/22/24	53	0399 CARDIO PARTNERS, INC.
R	47924	5,314.66	02/22/24	53	0183 CENTRAL MAINE POWER
R	47925	219.33	02/22/24	53	1150 CHAPPELL TRACTOR
R	47926	721.14	02/22/24	53	1158 CINTAS CORP
R	47927	255.00	02/22/24	53	0422 COLLINS SHEET METAL, INC.
R	47928	240.00	02/22/24	53	1121 CONVENIENTMD LLC
R	47929	2,075.00	02/22/24	53	1206 COYOTE CLUB WILDERNESS EDUCATION
R	47930	989.23	02/22/24	53	0021 CUMMINS NORTHEAST LLC
R	47931	825.00	02/22/24	53	1208 DB TREE
R	47932	675.00	02/22/24	53	0492 ELECTRIC LIGHT COMPANY, INC.
R	47933	97.16	02/22/24	53	0386 F.W. WEBB COMPANY
R	47934	12.50	02/22/24	53	0230 FARWELLS AUTO SERVICE
R	47935	300.00	02/22/24	53	0164 FASTENER WAREHOUSE
R	47936	50.00	02/22/24	53	1323 FBI-LEEDA
R	47937	26.95	02/22/24	53	0293 GALLS LLC
R	47938	1,033.20	02/22/24	53	1298 GOODYEAR TIRE & RUBBER CO
R	47939	777.00	02/22/24	53	1128 GREAT EAST CRUSHING
R	47940	570.50	02/22/24	53	0052 HAMEL, NICHOLAS
R	47941	312.08	02/22/24	53	0695 Howard P. Fairfield, LLC
R	47942	240.00	02/22/24	53	0452 KONE, BROOKLYN
R	47943	281.28	02/22/24	53	0251 LAWSON PRODUCTS
R	47944	215.00	02/22/24	53	0169 M W GRENIER ENTERPRISES LLC
R	47945	1,107.67	02/22/24	53	1216 MAINE AIR POWER, INC
R	47946	308.00	02/22/24	53	0659 Maine Battery
R	47947	392.50	02/22/24	53	0127 MAINE MUNICIPAL ASSOCIATION
R	47948	8,884.00	02/22/24	53	0139 MAINE MUNICIPAL ASSOCIATION
R	47949	6,608.03	02/22/24	53	0141 MAINE MUNICIPAL ASSOCIATION

# A / P Warrant

South Berwick  
11:08 AM

Bank: KENNEBUNK - Operating

02/22/2024  
Page 2

Type	Check	Amount	Date	Wrnt	Payee
R	47950	120.00	02/22/24	53	0396 MAINE TOWN & CITY CLERKS ASSOC MTCCA
R	47951	5.00	02/22/24	53	0081 MAINE TURNPIKE AUTHORITY
R	47952	25.00	02/22/24	53	1080 MAINE WELFARE DIRECTORS ASSOCIATION
R	47953	76.41	02/22/24	53	0044 OFFICE OF INFORMATION TECH A/P
R	47954	41.88	02/22/24	53	0944 O'REILLY FIRST CALL
R	47955	3,832.44	02/22/24	53	0088 P GAGNON & SONS INC
R	47956	63.35	02/22/24	53	0172 PERMA-LINE CORPORATION
R	47957	122.88	02/22/24	53	0089 PIKE INDUSTRIES INC
R	47958	14,912.38	02/22/24	53	0572 PINE TREE WASTE, INC
R	47959	175.83	02/22/24	53	0219 PITNEY BOWES GLOBAL FINACIAL SERVICES
R	47960	418.15	02/22/24	53	1132 PORTSMOUTH FORD
R	47961	642.50	02/22/24	53	0307 QUALITY FIRE PROTECTION
R	47962	363.00	02/22/24	53	1197 REVISION ENERGY, INC
R	47963	157.66	02/22/24	53	0531 ROCHE LOCKSMITH SERVICES INC.
R	47964	1,068.00	02/22/24	53	1287 SNAPOLOGY OF DOVER
R	47965	1,875.00	02/22/24	53	0195 SOUTHERN MAINE PLANNING & DEVLOPMENT, INC
R	47966	109.86	02/22/24	53	0936 STAPLES-LIBRARY ACCOUNT
R	47967	6,544.89	02/22/24	53	0095 STELLAR NETWORKS
R	47968	239.00	02/22/24	53	0594 TREASURER STATE OF MAINE
R	47969	12,000.00	02/22/24	53	0366 US BANK CORPORATE TRUST BOSTON
R	47970	56,082.50	02/22/24	53	0344 US BANK ST. PAUL
R	47971	358.22	02/22/24	53	0097 VERIZON WIRELESS
R	47972	167.76	02/22/24	53	1089 VILLAGE MOTORS
R	47973	1,550.53	02/22/24	53	0100 WEX BANK
R	47974	245.73	02/22/24	53	0480 WITMER PUBLIC SAFETY GROUP, INC.
<b>Total</b>		<b>237,827.38</b>			

## Count

Checks	72
Voids	1

Melissa Costella \_\_\_\_\_

John James \_\_\_\_\_

Jeff Minihan \_\_\_\_\_

Jessica Cyr \_\_\_\_\_

Mallory Cook \_\_\_\_\_

APPROVED \_\_\_\_\_

DATE \_\_\_\_\_

TOWN MANAGER \_\_\_\_\_



**TOWN COUNCIL**  
***Agenda Information Sheet***

<b>Meeting Date: 2/27/2024</b>	<b>UB # 1</b>
<b>Agenda Item:</b> Great Works Land Trust Land Update (TM)	
<b>Informational:</b>	
<p>We met with Tin on 2/21/2024, Tin will be meeting with the State and Federal officials responsible for the Grants on 2/27/2024.</p> <p>Tin was informed that if he is still wanted to request monies from the town that he will need to start the process again since the money is no longer needed to acquire the land, as stated in the Article that was passed by the Voters.</p> <p>To request the monies be spent in a different manner, he would have to give a detailed list of how the money would be spent down on this project, and presented to the Town Council for consideration.</p>	
<b>Town Manager's Recommendation:</b>	
<b>Requested Action:</b>	
N/A – Informational Only	
<b>Vote</b>	





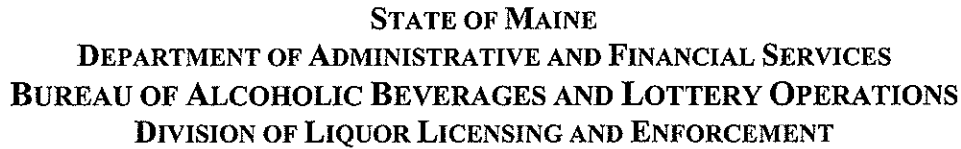
**TOWN COUNCIL**  
***Agenda Information Sheet***

<b>Meeting Date: 2/27/24</b>	<b>UB #2</b>
<b>Agenda Item:</b> Town Building Interviews – Discussion/award project.  -MC	
<b>Informational:</b>	
Met and interviewed with all four Architects on the short list.  Deadline for Project is July 30th. August 27 <sup>th</sup> deadline for warrant article to be approved if we decide to put it on the November Ballot.	
<b>Town Manager's Recommendation:</b>	
<b>Requested Action:</b>	
Council Wishes. To take action and vote today, or postpone vote until next meeting on 3/12/2024.	
<b>Vote</b>	



**TOWN COUNCIL**  
***Agenda Information Sheet***

<b>Meeting Date: February 27, 2024</b>	<b>NB #1</b>
<b>Agenda Item: Liquor License Renewal for Fogarty's Restaurant</b>	
<b>Department Head Recommendation:</b>	
There have been no issues reported.	
<b>Town Manager's Recommendation</b>	
<b>Requested Action</b>	
Motion and vote to approve the Liquor License Renewal for Fogarty's Restaurant	
<b>Vote</b>	



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): <i>Fogantys Restaurant Inc.</i>	Business Name (D/B/A): <i>Fogantys Restaurant and Bakery</i>
Individual or Sole Proprietor Applicant Name(s): <i>Larry Foganty</i>	Physical Location: <i>471 Main Street So. Berwick, ME 05908</i>
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different:
Mailing address, if different from DBA address:	Email Address: <i>larry.foganty@comcast.net</i>
Telephone #                      Fax #: <i>207-703-6475</i>	Business Telephone #                      Fax #: <i>207-384-8361                      207-384-2009</i>
Federal Tax Identification Number: <i>01-0469888</i>	Maine Seller Certificate # or Sales Tax #: <i>0253565</i>
Retail Beverage Alcohol Dealers Permit:	Website address: <i>fogantysrestaurant.net</i>

1. New license or renewal of existing license? ☐ New Expected Start date: \_\_\_\_\_  
☒ Renewal Expiration Date: 3/25/2025
2. The dollar amount of gross income for the licensure period that will end on the expiration date above:  
Food: 2,531,463, Beer, Wine or Spirits: 81,677, Guest Rooms:
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)

- |  |  |   |
|--|--|---|
| <input checked="" type="checkbox"/> Restaurant<br>(Class I, II, III, IV)   | <input type="checkbox"/> Class A Restaurant/Lounge<br>(Class XI)         | <input type="checkbox"/> Class A Lounge<br>(Class X)  |
| <input type="checkbox"/> Hotel<br>(Class I, II, III, IV)   | <input type="checkbox"/> Hotel – Food Optional<br>(Class I-A)            | <input type="checkbox"/> Bed & Breakfast<br>(Class V) |
| <input type="checkbox"/> Golf Course (included optional licenses, please check if apply)<br>(Class I, II, III, IV) | <input type="checkbox"/> Auxiliary                                       | <input type="checkbox"/> Mobile Cart                  |
| <input type="checkbox"/> Tavern<br>(Class IV)  | <input type="checkbox"/> Other: _____                                    |   |
| <input type="checkbox"/> Qualified Caterer   | <input type="checkbox"/> 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:

471 Main Street South Berwick, ME 03908

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
Lawrence A. Fogarty	10/17/1960	Dover, N.H.

Residence address on all the above for previous 5 years	
Name	Address:
Lawrence A. Fogarty	35 Beaver Dam Rd. So. Berwick, ME 03908
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

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: NA

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)

Inside ground floor dining room, upstairs mezzanine and  
outside patio.

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: Baptist Church

Distance: 1/4 mile.

## 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: 2/07/2024

  
Signature of Duly Authorized Person

Lawrence A. Fogarty  
Printed Name Duly Authorized Person

\_\_\_\_\_  
Signature of 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.

**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.

<b>Class of License</b>	<b>Type of liquor/Establishments included</b>	<b>Fee</b>
<b>Class I</b>	<b>For the sale of liquor (malt liquor, wine and spirits)</b> 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
<b>Class I-A</b>	<b>For the sale of liquor (malt liquor, wine and spirits)</b> This class includes only hotels that do not serve three meals a day.	\$1,100.00
<b>Class II</b>	<b>For the Sale of Spirits Only</b> 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
<b>Class III</b>	<b>For the Sale of Wine Only</b> 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
<b>Class IV</b>	<b>For the Sale of Malt Liquor Only</b> 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
<b>Class III and IV</b>	<b>For the Sale of Malt Liquor and Wine Only</b> 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
<b>Class V</b>	<b>For the sale of liquor (malt liquor, wine and spirits)</b> This class includes only a Club without catering privileges.	\$ 495.00
<b>Class X</b>	<b>For the sale of liquor (malt liquor, wine and spirits)</b> This class includes only a Class A Lounge	\$2,200.00
<b>Class XI</b>	<b>For the sale of liquor (malt liquor, wine and spirits)</b> This class includes only a Restaurant Lounge	\$1,500.00

**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: FOGARTY'S RESTAURANT INC
2. Doing Business As, if any: FOGARTY'S RESTAURANT AND BAKERY
3. Date of filing with Secretary of State: 07/91 State in which you are formed: ME
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
Lawrence A. Fogarty	35 Beaver Dam Rd.	10/17/1960	PRESIDENT	100%
	So. Berwick, ME 03908			

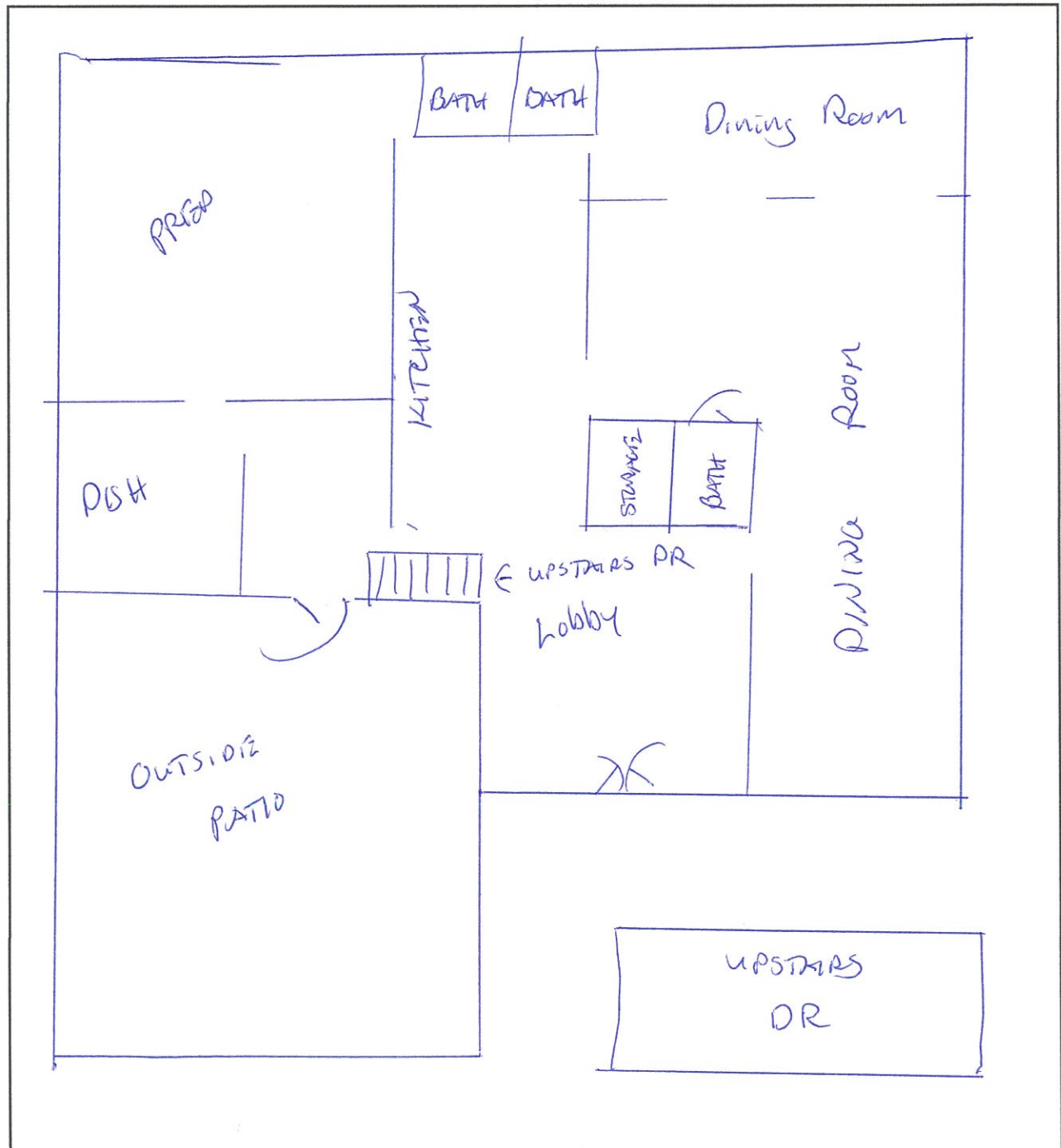
(Ownership in non-publicly traded companies must add up to 100%.)



## 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.







**TOWN COUNCIL**  
***Agenda Information Sheet***

<b>Meeting Date: February 27, 2024</b>	<b>NB #2</b>
<b>Agenda Item: Special Amusement Permit for Odd Fellows Tavern</b>	
<b>Department Head Recommendation:</b>	
There have been no issues reported.	
<b>Town Manager's Recommendation</b>	
<b>Requested Action</b>	
Motion and vote to approve the Special Amusement Permit for Odd Fellows Tavern.	
<b>Vote</b>	

## SPECIAL AMUSEMENT PERMIT APPLICATION

AS DEFINED IN SECTION 201 OF THE TOWN OF SOUTH BERWICK SPECIAL AMUSEMENT ORDINANCE, NO LICENSEE FOR THE SALE OF LIQUOR TO BE CONSUMED ON HIS LICENSED PREMISES SHALL PERMIT, ON HIS LICENSED PREMISES, ANY MUSIC, EXCEPT RADIO OR OTHER MECHANICAL DEVICE, ANY DANCING OR ENTERTAINMENT OF ANY SORT UNLESS THE LICENSEE SHALL HAVE FIRST OBTAINED FROM THE MUNICIPALITY IN WHICH THE LICENSED PREMISES ARE SITUATED A SPECIAL AMUSEMENT PERMIT SIGNED BY AT LEAST A MAJORITY OF THE MUNICIPAL OFFICERS.

YOUR APPLICATION FOR A SPECIAL AMUSEMENT PERMIT SHOULD BE FILED ON THIS FORM WITH THE TOWN COUNCIL OR ITS DESIGNATED AGENT. PAYMENT OF A \$35 FEE IS REQUIRED AT THE TIME THE APPLICATION IS FILED. A COPY OF THE SPECIAL AMUSEMENT PERMIT ORDINANCE IS AVAILABLE UPON REQUEST FROM THE SOUTH BERWICK TOWN CLERK.

THE TOWN COUNCIL SHALL, PRIOR TO GRANTING A PERMIT, HOLD A PUBLIC HEARING WITHIN 30 DAYS OF THE DATE YOU FILE YOUR COMPLETED APPLICATION AT WHICH TIME TESTIMONY WILL BE RECEIVED FROM YOU OR YOUR DESIGNATED AGENT AND/OR ANY INTERESTED MEMBER OF THE PUBLIC. FAILURE TO ATTEND THE PUBLIC HEARING MAY RESULT IN A DELAY IN ISSUING THE PERMIT.

\* \* \* \* \*

Name of Applicant for Permit: ODD FELLOWS TAVERN - Gregg Sessler

Address of Applicant: 18 Portland Street 38 Tamarack Drive South Berwick

Telephone # of Applicant: (B) 207 704 0382 (M) 415-637-8060

Name of Business to be Conducted: odd fellows Tavern

Address of Business: 18 Portland Street South Berwick

Telephone # of Business: 207 704 0382

Nature of Business: Restaurant

Is Business a Corporation, Partnership or Proprietorship? (Circle One) Partnership

Type of Entertainment Planned: Wine Tasting Event to benefit for Marshwood Education Foundation

Has Applicant ever had a license to conduct the Business described herein denied or revoked or has Applicant or any partner or corporate officer ever been convicted of a felony? NO

If yes, please provide full details on reverse side of this Application.

Current Liquor License #: CAR-2020-12368

Signature [Signature] Date 2-15-24

**SPECIAL AMUSEMENT PERMIT APPLICATION**

FOR OFFICE USE:

Date Fee Received: 2/15/2024

Public Hearing Held: \_\_\_\_\_

Date Permit Approved: \_\_\_\_\_



**State of Maine**  
**Bureau of Alcoholic Beverages and Lottery Operations**  
**Division of Liquor Licensing and Enforcement**

**Application for On-Premise Taste Tasting Event Permit**

Please complete this application in its entirety. This application must be signed by the licensee or an agent of the licensee.

Name of Licensee: Odd Fellows Tavern

Licensee Number: CAR-2020-12368 License Expiration: 5/13/24

Complete Mailing Address: 38 Tamarack Dr.

South Berwick, ME 03908

Daytime Telephone Number: 207-704-0382

Fax: \_\_\_\_\_

Contact Person: Gregg Sessler

Email Address: oddfellowsmaine@gmail.com

Location of Event: Odd Fellows Tavern

Physical Address: 18 Portland Street South Berwick, ME 03908

Street / Road

Town / City

Zip Code

Describe specific area to be licensed and attach a diagram: ☒ Inside Event

☐ Outside Event

Odd Fellows Tavern restaurant space

Date of Tasting: March 23, 2024

From: 6pm

To: 9 pm

(Note: By law, liquor can only be served from 5:00 am to 1:00 am of the next day, every day of the week, Sunday through Saturday. Function times cannot deviate from this statutory requirement.)

Type of Tasting to be Held: ☒ Wine

☐ Beer

☐ Spirits

Is this event: ☒ Private Only

☐ Open to the Public

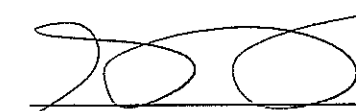
NOTE: If a licensed sales representative will be pouring beer, wine or spirits at the event, please list the name of the sales representative and verify the licensing and server training of the sales representative.

Name of Sales Representative: \_\_\_\_\_

Is the Sales Representative licensed: \_\_\_\_\_

Has Sales Representative completed training: \_\_\_\_\_

**On-premise taste-testing are limited to one (1) per month.**

  
Signature of Licensee

2-15-24  
Date

Gregg Sessler  
Printed Name of Licensee

oddfellowsmaine@gmail.com  
Email Address

In order to timely process your application, you must file this application at least 72 hour prior to the event. The Bureau reserves the right to reject an application not submitted by this time.

The Division of Liquor Licensing & Enforcement 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.

Once issued, this permit is not assignable and is valid only for use by the licensee named in this application and for the date, time, and location listed in this application. This permit is issued subject to Maine liquor laws, Title 28-A, and the Bureau's Administrative Rules. Penalties for failure to comply with the laws and rules are provided in Chapter 33 of Title 28-A.

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

**For Office Use Only:**

Date Filed: \_\_\_\_\_

☐ Approved ☐ Not Approved

Date Approved: \_\_\_\_\_

Approved By: \_\_\_\_\_

### **Requirements for an On-Premise Taste-testing Event:**

1. Liquor may not be served to persons who have not yet attained 21 years of age. For the purposes of this application, liquor is defined as malt liquor, wine and spirits;
2. Serving limitations:
  - A. Wine: A person may not be served more than a total of 5 ounces of wine having an alcohol content of 14% or less, or for wine having an alcohol content greater than 14%, a person may not be served more than a total of 3 ounces;
  - B. Malt liquor: A person may not be served more than a total of 12 ounces of malt liquor having an alcohol content of 6% or less; for malt liquor having an alcohol content greater than 6% but less than 12%, a person may not be served more than a total of 6 ounces; or, for malt liquor having an alcohol content of 12% or greater, a person may not be served more than a total of 3 ounces; and
  - C. Spirits: A person may not be served more than a total of 1 1/2 ounces in 1/2 ounce servings of spirits having an alcohol content of 80 proof or less; or, for spirits containing an alcohol content of greater than 80 proof, a person may not be served more than a total of 3/4 of an ounce in 1/4 ounce servings;
3. A person may not be charged a fee for any liquor served as part of a taste-testing event;
4. A person who is visibly intoxicated may not be served;
5. A taste-testing event must be conducted with the hours of retail sales established in Title 28-A which is every day, Sunday through Saturday from 5:00 am to 1:00 am of the following day;
6. An on premise licensee must obtain the written permission of the Bureau before conducting any taste-testing event by filing this application for a taste-testing event with the Bureau and declaring if a licensed sales representative will be pouring liquor at the event under this permit. The applicant must verify that the sales representative is licensed by the Bureau and has server education training;
7. An on premise licensee may not conduct more than one (1) taste-testing event per month;
8. A taste-testing event is not allowed in any municipality where on premise and off-premise liquor sales are not allowed;
9. A taste-testing event must be limited to a designated area as provided in the application;
10. An on premise licensee must purchase all malt liquor and/or wine served at a taste-testing event from a wholesale licensee. The applicant must keep a record of this purchase transaction;
11. An on premise licensee must purchase all spirits from an agency liquor store licensed as a reselling agent. The applicant must keep a record of this purchase transaction;

12. An on premise licensee, with prior approval from the Bureau, may conduct an invitation-only taste-testing event at the licensed premises in place of or to coincide with a taste-testing event that is open to the public;
13. After a taste-testing event is concluded, the on premise licensee may return any unused portion of liquor used to conduct the taste-testing event to the licensee's existing stock;
14. A certificate of approval holder, licensed sales representative or wholesale licensee who participates in a taste-testing event may provide and distribute food or snacks to be consumed in conjunction with the liquor to be tasted at no cost to the public or the on-premise licensee if the total cost for the food or snacks does not exceed \$200 per event. Any remaining food or snacks provided in conjunction with a taste-testing event must be removed by the certificate of approval holder, licensed sales representative or wholesale licensee from the licensed premises at the conclusion of the event;
15. A certificate of approval holder, licensed sales representative or wholesale licensee who participates in a taste-testing event may provide material to advertise the liquor being offered at the taste-testing event or for the promotion of responsible use of liquor. A certificate of approval holder, licensed sales representative or wholesale licensee may use the advertising material only for promotional display on the licensed premises. Advertising material related to the taste-testing event may include signs, coasters, napkins, table tents and items of like value and must be removed by the certificate of approval holder, licensed sales representative or wholesale licensee from the licensed premises at the conclusion of the event; and
16. A certificate of approval holder, licensed sales representative or wholesale licensee who participates in a taste-testing event may distribute novelties to the public during the event at a cost not to exceed \$3 per novelty. All remaining novelties under this paragraph must be removed by the certificate of approval holder, licensed sales representative or wholesale licensee from the licensed premises at the conclusion of the taste-testing event.





**TOWN COUNCIL**  
***Agenda Information Sheet***

<b>Meeting Date: 2/27/24</b>	<b>UB #3</b>
<b>Agenda Item:</b> LD646 (TM)	
<b>Informational:</b>	
LD646 Passed	
<b>Town Manager's Recommendation:</b>	
All Municipalities will be paid in Full for the one-year property stabilization program.  We currently are owed \$69,008 from the State.	
<b>Requested Action:</b>	
N/A – Informational Only	
<b>Vote</b>	

## APPROPRIATIONS AND FINANCIAL AFFAIRS

Public Hearing 2:00 p.m. Tuesday, February 13, 2024

### REVISED DRAFT PROPOSED COMMITTEE AMENDMENT

L.D. 646, "An Act to Provide Appropriations and Allocations for the Operations of State Government" (Concept Draft Carried over from 1<sup>st</sup> Special Session)

Amend the bill by striking out the title and substituting the following:

**"An Act to Fully Reimburse Municipalities for Lost Revenue Under the Property Tax Stabilization for Senior Citizens Program"**

Amend the bill by inserting before enacting clause the following:

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, certain municipalities have not been fully reimbursed for lost revenue resulting from underfunding of the property tax stabilization program established pursuant to Public Law 2021, chapter 751 and amended by Public Law 2023, chapter 412, section S-10 to apply only to the property tax year beginning April 1, 2023.

**Whereas**, the lost revenue may have an immediate and material effect on municipalities and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Amend the bill by striking out everything after the enacting clause and inserting the following:

**Sec. 1. Transfer to the Department of Administrative and Financial Services, Property Tax Stabilization Program.** Notwithstanding any provision of law to the contrary, on or before March 1, 2024, the State Controller shall transfer \$15,000,000 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, Property Tax Stabilization program, Other Special Revenue Funds account to fully reimburse municipalities for lost revenue under the Property Tax Stabilization program in the property tax year beginning April 1, 2023 only.

**Sec. 2. Transfer from General Fund unappropriated surplus; Property Tax Stabilization Mandate.** Notwithstanding any provision of law to the contrary, on or before June 30, 2024, the State Controller shall transfer \$50,000 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, Property Tax Stabilization - Mandate, Other Special Revenue Funds account for the purposes of funding the reimbursements to municipalities for the state mandated costs related to implementation and administration of the Property Tax Stabilization program enacted in Public Law 2021, chapter 751, An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years



**Sec. 3. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Property Tax Stabilization Z368**

Initiative: Provides a one-time allocation to fully reimburse municipalities for lost revenue under the property tax stabilization program established pursuant to Public Law 2021, chapter 751 as amended by Public Law 2023, chapter 412 sec. S-10.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2023-24</b>	<b>2024-25</b>
All Other	\$15,000,000	\$0
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$15,000,000</b>	<b>\$0</b>

**Property Tax Stabilization Mandate Z369**

Initiative: Provides a one-time allocation to reimburse municipalities for state mandated costs related to implementation and administration of the Property Tax Stabilization program enacted in Public Law 2021, chapter 751 and amended by Public Law 2023, chapter 412 sec. S-10.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2023-24</b>	<b>2024-25</b>
All Other	\$50,000	\$0
<b>OTHER SPECIAL REVENUE FUNDS TOTAL</b>	<b>\$50,000</b>	<b>\$0</b>

**Emergency Clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

**SUMMARY**

**SUMMARY**

This amendment replaces the original bill, which was a concept draft changes the title and adds an emergency preamble and emergency clause. It transfers \$15,000,000 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, Property Tax Stabilization program, Other Special Revenue Funds account to be used to fully reimburse municipalities for revenue lost under the program. It also transfers \$50,000 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, Property Tax Stabilization Mandate program to reimburse municipalities for implementation and administrative costs of the Property Tax Stabilization program. The Property Tax Stabilization program was established pursuant to Public Law 2021, chapter 751 and amended by Public Law 2023, chapter 412, section S-10 to apply only to the property tax year beginning April 1, 2023.