

FESTIVAL & PUBIC ENTERTAINMENT LICENSING INFORMATION

The following information is from Chapter 6 of the Bucksport Town Code, effective as of February 11, 2017. This information is applicable to festival and public entertainment licenses. Please refer to Chapter 6 for complete information about the administration and enforcement of business licensing in the Town of Bucksport.

FROM SECTION 5 LICENSE & PERMIT FEES

Festivals	\$20.00
Public Entertainment	\$20.00

FROM SECTION 1 ADMINISTRATION

1.6 Administrative Procedures: First Time Municipal Licenses and Permits

- 1.6.1 The Town Clerk shall receive and process applications for a first time municipal license or permit in accordance with the procedures identified in this section.
- 1.6.1.1 Applications shall be submitted on forms provided by the town.
- 1.6.2 Upon receipt of an application for a first time municipal license or permit, the Town Clerk shall determine if the following requirements have been met:
 - 1. The application has been completed and signed by the applicant.
 - 2. The required fee identified in Section 5 has been submitted.
 - 3. All required land use permits have been issued, if applicable.
 - 4. Written permission from the property owner, if other than the applicant, has been submitted.
- 1.6.3 The Town Clerk shall notify the applicant of any applicable requirement in Section 1.6.2 that has not been met. In the event all applicable requirements are not met, the Town Clerk shall note the deficiencies in the record for subsequent review.
- 1.6.4 The Town Clerk shall request a CFP Review to be conducted in accordance with the requirements of Section 1.9 for all first-time municipal license and permit applications.
- 1.6.5 The Town Council may require a public hearing for any first time municipal license application or permit subject to Town Council approval if deemed necessary to support the purposes of this chapter. The applicant or authorized agent must be present at a public hearing on their application.
- 1.6.6 The Town Council or Town Clerk, as applicable, shall consider the CFP Review recommendations, any deficiencies noted in the record, any public comments, and the applicable requirements identified in Section 2, and approve or deny an application for a first time municipal license or permit.
- 1.6.7 The Town Council or Town Clerk, as applicable, may grant approval of a first time municipal license or permit with any condition of approval deemed necessary to support the purposes of this chapter.
- 1.6.8 If a first time municipal license or permit is approved, the Town Clerk shall issue the license within 10 days of the approval.
- 1.6.9 If a first time municipal license or permit is denied, the applicant shall be provided with a written decision within 10 days of the decision. The applicant shall also be provided with information about the right to appeal the decision in accordance with Section 7.
- 1.6.9.1 All fees submitted by the applicant shall be retained by the town.

1.9 Administrative Procedures: CFP Reviews

- 1.9.1 A Code, Fire and Police (CFP) Review shall be conducted in accordance with the procedures identified in this section. The review shall be conducted by the Code Enforcement Office, Fire Department and Police Department for applications for first time municipal licenses and permits, municipal license and permit renewals, and applications for municipal approval of state licenses, permits and registrations. A CFP Review shall conclude with a recommendation to approve or deny a license, permit or registration.
- 1.9.2 A recommendation from the Code Enforcement Office shall be based on a review of local land use and zoning regulations, building standards, property maintenance regulations, and plumbing and subsurface wastewater disposal regulations enforced by the town.
- 1.9.3 A recommendation from the Fire Department shall be based on a review of life safety and fire prevention regulations enforced by the town.
- 1.9.4 A recommendation from the Police Department shall be based on a review of local public safety regulations and state laws enforced by the town.
- 1.9.5 A CFP Review shall include an inspection of the premises to the extent deemed necessary by the reviewing authorities.
- 1.9.6 A recommendation for approval shall be made upon finding that the applicant is in compliance with all applicable provisions of this chapter.
- 1.9.7 A recommendation for conditional approval may be made to address any compliance issue identified during a CFP Review.
- 1.9.8 A recommendation for denial must be based on any of the following conditions, as applicable:
 - 1. The applicant has been convicted of any Class A, B, or C crime.

2. The premises or its use is noncompliant with any municipal zoning or other land use ordinance not directly related to liquor control, or any applicable provision of Section 2 of this chapter.
3. There are conditions of record such as waste disposal violations, health or safety violations, or repeated traffic or parking violations on or in the vicinity of the premises and caused by persons patronizing or employed by the premises.
4. There are conditions of record caused by persons patronizing or employed by the premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the premises to use their property in a reasonable manner.
5. There are repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law in the vicinity of the premises and caused by persons patronizing or employed by the premises.
6. There is a violation of any applicable provision of Title 28-A M.R.S.A.
7. Server training in a program certified by the State of Maine has not been completed by individuals who serve alcoholic beverages.
8. There is a violation of any applicable provision of the Bucksport Town Code.

FROM SECTION 2 MUNICIPAL LICENSE STANDARDS

2.3 Festivals

- 2.3.1 A municipal license shall be required for a Festival.
- 2.3.2 The Town Council shall approve or deny the licensing of festivals in accordance with the requirements of this chapter.
- 2.3.3 A Festival license shall expire upon conclusion of the festival, and is not a renewable license. A new application review in accordance with the requirements identified in Section 1.6 shall be required for previously licensed festivals.
- 2.3.4 Adequate provisions must be made for parking, traffic movement and pedestrian safety.
- 2.3.5 Adequate provision must be made for the disposal of sanitary and solid wastes.
- 2.3.6 Live or recorded entertainment may not involve nudity.
- 2.3.7 A Festival license may not be issued to anyone who has been convicted of a violation of any provision of Title 28-A M.R.S.A., if the sale of alcohol is included in the festival.
- 2.3.8 A Festival license authorizes any approved activity that takes place at the festival and which is not otherwise licensed in accordance with the requirements of this chapter, except any activity involving the sale or consumption of alcoholic beverages.
- 2.3.9 A Festival license is not required for the following types of festivals:
 1. A festival conducted by a school and which is related to an educational curriculum or fund-raising objective. The exception is limited to festivals conducted on school property.
 2. A festival conducted by a place of worship and which is related to a religious observance or fund-raising objective. The exception is limited to festivals conducted on the place of worship's property.
 3. A festival conducted by a nonprofit, charitable or fraternal organization. The exception is limited to festivals conducted on the organization's property.

2.4 Public Entertainment

- 2.8.1 A municipal license shall be required for Public Entertainment.
- 2.8.2 The Town Council shall approve or deny the licensing of Public Entertainment in accordance with the requirements of this chapter.
- 2.8.3 A Public Entertainment license expires at the end of the entertainment event and is not a renewable license. A new application review in accordance with the requirements identified in Section 1.6 shall be required for previously licensed Public Entertainment.
- 2.8.4 A Public Entertainment license may include more than one location and event, subject to approval by the Town Council.
- 2.8.5 Adequate provisions must be made for parking, traffic movement and pedestrian safety.
- 2.8.6 Public Entertainment may not involve nudity.
- 2.8.7 A Public Entertainment license is not required for any charitable, educational, religious or fraternal organization.
- 2.8.8 A Public Entertainment license is not required for a parade. Notice of any parade must be given to the Public Safety Director at least one week before the date of the parade. All parades must comply with the public safety requirements of the Public Safety Department.
- 2.8.9 No Public Entertainment may be conducted on or along the Waterfront Walkway, except as approved by the Bucksport Town Council.
- 2.8.10 A Public Entertainment license is not required for the following activities:
 1. Any entertainment permitted as Special Amusements in accordance with Section 3.5.
 2. Any entertainment conducted at a place of assembly intended for entertainment events.
 3. Street performers or buskers performing without any advance notice to the public.

FROM SECTION 8 DEFINITIONS

Festival: An organized event providing an opportunity for the public to gather and celebrate or participate in activities based on a common theme, such as the arts, music, food or drink, notable events, sports, trades, hobbies, the seasons, harvests, community, traditions, folklore, charity, clubs, organizations, religion or other themes that may inspire an interest for celebration or a coming together. A festival may take place indoors or outdoors and may include, but is not limited to, live or recorded entertainment, exhibits, demonstrations, workshops, food, drink, merchandise, animals, parades, amusement rides, fireworks, competitions, games of chance, recreation and other organized activities.

Public Entertainment: Shows, performances, concerts, acts, parades, circuses, amusements or similar activities conducted for the assembled public.

Chapter 6 may be viewed at the Bucksport Town Office during regular business hours. Copies may be obtained for a fee. Chapter 6 may also be viewed on the town's website, bucksportmaine.gov.

Please direct your questions to Jacob Gran, Town Clerk (jgran@bucksportmaine.gov)