



<input type="checkbox"/> NEW <input type="checkbox"/> RENEW
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**CITY OF AUBURN
SPECIAL AMUSEMENT PERMIT APPLICATION**

LICENSE / APPLICATION FEE: \$125.00

BUSINESS NAME: _____
PHYSICAL ADDRESS: _____
MAILING ADDRESS: _____
BUSINESS TELEPHONE NUMBER(S): _____

NATURE OF BUSINESS:

- RESTAURANT WITH ENTERTAINMENT, WITHOUT DANCING.
- LOUNGE/BAR WITH ENTERTAINMENT, WITHOUT DANCING.
- RESTAURANT/LOUNGE/BAR WITH ENTERTAINMENT, INCLUDING DANCING.
- FUNCTION HALL WITH ENTERTAINMENT, INCLUDING DANCING.

EXACT ENTERTAINMENT TO BE PROVIDED AT ESTABLISHMENT: _____

DAYS AND HOURS OF ENTERTAINMENT:

- SUNDAY HOURS: _____
- MONDAY HOURS: _____
- TUESDAY HOURS: _____
- WEDNESDAY HOURS: _____
- THURSDAY HOURS: _____
- FRIDAY HOURS: _____
- SATURDAY HOURS: _____

DESCRIBE IN DETAIL THE ROOM(S) TO BE USED UNDER THE PERMIT:

ATTACH A DIAGRAM OR FLOOR PLAN OF YOUR BUSINESS. ON THE DIAGRAM PLEASE LIST THE FOLLOWING:

1. MAIN ENTRANCE
2. SECONDARY ENTRANCES
3. FIRE ESCAPES
4. FIRE EXTINGUISHERS
5. LOCATION OF STATIONARY SECURITY PERSONNEL
6. FOOD SERVING OR PREPARATION AREAS
7. THE DIRECTION OF ANY SPEAKERS
8. THE DANCING AREA
9. LOCATIONS WHERE ALCOHOL WILL BE SOLD

RENEWAL APPLICANTS: HAS ANY OR ALL OWNERSHIP CHANGED SINCE YOUR LAST APPLICATION? YES NO

OWNER(S): MUST LIST EVERY PERSON OR CORPORATION OFFICERS WHO HAS A FINANCIAL INTEREST IN THE BUSINESS. ATTACH SEPERATELY IF NECESSARY.

1. NAME: _____

DATE OF BIRTH: _____

ADDRESS: _____

PRIMARY TELEPHONE NUMBER: _____

SECONDARY TELEPHONE NUMBER: _____

2. NAME: _____

DATE OF BIRTH: _____

ADDRESS: _____

PRIMARY TELEPHONE NUMBER: _____

SECONDARY TELEPHONE: _____

3. NAME: _____

DATE OF BIRTH: _____

ADDRESS: _____

PRIMARY TELEPHONE NUMBER: _____

SECONDARY TELEPHONE NUMBER: _____

LESSOR OF REAL PROPERTY UPON WHICH THE BUSINESS IS TO BE CONDUCTED:

NAME (FULL): _____

STREET ADDRESS: _____ CITY/STATE: _____ ZIP: _____

HAVE ANY OF THE APPLICANTS, INCLUDING THE CORPORATION IF APPLICABLE, EVER HAD A SPECIAL AMUSEMENT LICENSE DENIED OR REVOKED?

YES NO IF YES, PLEASE EXPLAIN, (INCLUDE LOCATION AND TIMEFRAME):

HAVE ANY OF THE APPLICANTS, INCLUDING THE CORPORATION IF APPLICABLE, EVER HELD A BUSINESS LICENSE WITH THE CITY OF AUBURN?

YES NO IF YES, PLEASE LIST THE BUSINESS NAME(S) AND LOCATION(S):

HAVE OWNER(S), PARTNERS, AND/OR CORPORATION OFFICERS EVER BEEN ARRESTED, INDICTED, CHARGED WITH OR CONVICTED OF A CRIMINAL OR DISORDERLY OFFENSE IN THIS STATE OR ANY OTHER JURISDICTION?

YES NO IF YES, ANSWER THE FOLLOWING:

JURISDICTION: _____

CHARGE: _____ STATUE# _____

DATE OF CHARGE: _____

DISPOSITION: _____

JURISDICTION: _____

CHARGE: _____ STATUE# _____

DATE OF CHARGE: _____

DISPOSITION: _____

JURISDICTION: _____

CHARGE: _____ STATUE# _____

DATE OF CHARGE: _____

DISPOSITION: _____

PLEASE PROVIDE THE FOLLOWING, IF APPLICABLE:

- CURRENT LIQUOR LICENSE # _____ EXPIRATION DATE: _____
 CURRENT DANCE LICENSE # _____ EXPIRATION DATE: _____

PLEASE BE ADVISED THAT THE APPLICANT MAY BE REQUIRED TO COMPLY WITH THE FOLLOWING CONDITIONS:

1. APPLICANT AGREES TO HAVE TWO COUNTERS OR CLICKERS AT EACH ENTRANCE. ONE WILL BE USED TO DOCUMENT THE PATRONS THAT HAVE ENTERED THE ESTABLISHMENT. THE SECOND WILL BE USED TO DOCUMENT THE PATRONS THAT HAVE EXITED THE ESTABLISHMENT. THIS WILL GIVE THE STAFF AND PUBLIC SAFETY PERSONNEL AN ACCURATE COUNT OF PATRONS IN THE ESTABLISHMENT.
2. APPLICANT AGREES TO HAVE THE MAXIMUM SEATING AND OR OCCUPANCY CAPACITY CLEARLY LISTED IN EACH ROOM THAT IS OPEN TO THE PUBLIC.
3. APPLICANT AGREES TO HAVE SECURITY AND OR STAFF STATIONED AT ALL TIMES AT ALL ENTRANCES AND EXITS USED BY THE PUBLIC.
4. APPLICANT AGREES TO, IF SO ORDERED BY THE CHIEF OF POLICE, TO HIRE SWORN MEMBERS OF THE AUBURN POLICE DEPARTMENT FOR SECURITY. THE RATE WILL BE AT THE CURRENT CITY OF AUBURN DETAIL RATE. THESE OFFICERS WILL SUPPLEMENT THE EXISTING STAFF OR SECURITY. **THE BELOW CHART WILL BE USED AS A GUIDE IN DETERMINING THE NUMBER OF OFFICERS REQUIRED.**

Number of Attendees	Number of Police
1 - 200	2
201 - 400	4
401 - 600	6
601+	One supervisor and one additional officer for each 200 attendees or portion thereof in excess of 601

ALL REQUESTS FOR MODIFICATION(S) OF THE APPROVED SPECIAL AMUSEMENT PERMIT MUST BE SUBMITTED IN WRITING TO THE CITY OF AUBURN. ANY CHANGES MADE WITHOUT APPROVAL FROM THE CITY OF AUBURN MAY RESULT IN AN IMMEDIATE SUSPENSION OF THE SPECIAL AMUSEMENT PERMIT.

SIGNATURE BELOW RELEASES THE AUBURN POLICE DEPARTMENT, ITS AGENTS AND REPRESENTATIVES FROM ANY AND ALL LIABILITY OF EVERY NATURE AND KIND ARISING OUT OF THE FURNISHING, INSPECTION OR COLLECTION OF SUCH DOCUMENTS, RECORDS, AND OTHER INFORMATION OR THE INVESTIGATION MADE BY THE AUBURN POLICE DEPARTMENT.

I DO HEREBY AUTHORIZE AUBURN POLICE DEPARTMENT AND ITS AGENTS TO RECEIVE COPIES OF RECORDS AND/OR ANY INFORMATION CONCERNING MY BACKGROUND, CHARACTER, BANK ACCOUNTS, BUSINESSES, PLACES OF EMPLOYMENT, SCHOOLS AND ANY OTHER SOURCE NECESSARY FOR THE PURPOSE OF OBTAINING A SPECIAL AMUSMENT LICENSE.

I HAVE READ AND UNDERSTAND SECTION 14-600 TO 14-609, SPECIAL AMUSEMENT PERMITS, OF THE CITY OF AUBURN'S BUSINESS LICENSE ORDINANCE.

SIGNATURE OF APPLICANT: _____

PRINT NAME AND TITLE: _____

WITNESS: _____

DATE: _____

FOR INTERNAL USE ONLY

<p>DATE RECEIVED:</p> <p>PUBLIC HEARING DATE:</p> <p>APPROVALS:</p> <p><input type="checkbox"/> POLICE <input type="checkbox"/> FIRE <input type="checkbox"/> CODE <input type="checkbox"/> FINANCE <input type="checkbox"/> CITY COUNCIL</p>
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FOR INTERNAL USE ONLY

DIVISION 4. - SPECIAL AMUSEMENT PERMITS

Sec. 14-600. - Purpose and authority.

The purpose of this section is to control the issuance of special amusement permits for music, dancing, or entertainment in facilities licensed by the state to sell liquor. This section is adopted pursuant to 28-A M.R.S.A. § 1054 and 30-A M.R.S.A. § 3001.

(Ord. No. 38-02072011-05, att. § 24-450, 2-7-2011)

Sec. 14-601. - Special amusement permit required.

No licensee shall permit on the licensed premise and music, except radio or mechanical device, dancing, or entertainment of any sort unless that licensee has obtained from the city council a special amusement permit under this section.

(Ord. No. 38-02072011-05, att. § 24-451, 2-7-2011)

Sec. 14-602. - Applications.

Applications for special amusement permits and annual renewals thereof shall be made in writing to the city council and shall state the following:

- (1) Name of the applicant.
- (2) Business address.
- (3) The nature of the business, including a specific description of the entertainment to be offered.
- (4) The location to be used.
- (5) Whether the applicant has ever has a license to conduct the type of business therein described either denied or revoked and those circumstances specifically.
- (6) Whether the applicant, including all partners and corporate officers, has ever been convicted of a felony and, if so, the applicant shall describe those circumstances specifically.
- (7) Any additional information which may be required by the city council prior to the issuance of the permit, including but not limited to a copy of the applicant's current liquor license.

(Ord. No. 38-02072011-05, att. § 24-452, 2-7-2011)

Sec. 14-603. - Entertainment regulated.

No special amusement permit shall be issued for premises that will offer entertainment which includes:

- (1) Exposing to view the genitals, public hair, anus, vulva, or any portion of the female breasts at or below the areola area thereof. "Exposing to view" includes, without limitation, appearing without an opaque covering or appearing with only an opaque covering which adheres to the skin, such as body paint.
- (2) The actual or simulated touching, caressing, or fondling of the breasts, buttocks, or genitals.

(Ord. No. 38-02072011-05, att. § 24-453, 2-7-2011)

Sec. 14-604. - Public hearing on applications.

Prior to granting the initial special amusement permit, the city council shall hold a public hearing. Reasonable notice of the hearing shall be given by the city clerk or designee to the applicant and shall be published at least once in a newspaper having general circulation in the city. At the public hearing, testimony of the applicant and of any interested person shall be heard. Subsequent applications do not require a public hearing unless there is a substantive change in the original application materials.

(Ord. No. 38-02072011-05, att. § 24-454, 2-7-2011)

Sec. 14-605. - Issuance of permits.

After public hearing and within 15 days of the city council's receipt of the completed application, the city council shall grant the special amusement permit requested unless the issuance of the permit would violate any prohibition in this article or any state law or city ordinance or is otherwise contrary to public health, safety, or welfare. In granting a permit, the city council may impose reasonable restrictions to protect property owners in the vicinity of the licensed premises from any nuisance aspects of the proposed amusements including, without limitation, noise and hours of operation. The applicant shall be informed in writing of the decision on his application and of the reasons for the decision.

(Ord. No. 38-02072011-05, att. § 24-455, 2-7-2011)

Sec. 14-606. - Admission charges.

A licensed hotel, Class A restaurant, Class a restaurant malt liquor licensee, as defined in title 28-A of the Maine Revised Statutes, that has been issued a special amusement permit, may charge admission in designated areas as approved in the permit.

(Ord. No. 38-02072011-05, att. § 24-456, 2-7-2011)

Sec. 14-607. - Inspection of premises.

Each permit holder, by accepting a special amusement permit, agrees to allow inspection of his premises by representative of the city during business hours without prior notice and at other times with prior notice.

(Ord. No. 38-02072011-05, att. § 24-457, 2-7-2011)

Sec. 14-608. - Prohibited activities.

No permit holder shall allow on the permitted premises any prohibited activity described in this article, without regard to whether such activities are carried out by professional entertainers, employees, or any other person and without regard to whether any compensation is paid by the permit holder.

(Ord. No. 38-02072011-05, att. § 24-458, 2-7-2011)

Secs. 14-609—14-629. - Reserved.