

SOUTH PORTLAND CITY COUNCIL

POSITION PAPER OF THE CITY CLERK

SUBJECT:

PORTLAND ARCADE DBA PORTLAND ARCADE, 22 COTTAGE ROAD FOR A COIN-OPERATED GAMES MACHINES LICENSE.

POSITION:

This is a new business in South Portland.

The application was submitted and signed off by the Police and Fire Departments, as is required. A legal notice was placed in the Sentry. There have been no objections from the public.

REQUESTED ACTION:

Approval by Council for a Coin-Operated Games Machine License.


CITY CLERK

City of South Portland
Office of the City Clerk
P.O. Box 9422
South Portland, ME 04116-9422
207-767-7628

Coin-Operated Game Machines Application
FROM: Apr 23, 2014 to June 30, 2014
Ch.14, §401-§500

Type of License:

Coin-Operated Game Machine: Those machines including but not limited to so-called pinball, video or electronic games which, upon the insertion of a coin, slug, token, plate or disc may be operated by the public generally for use as a game or amusement, whether or not registering a score. (Jukeboxes are excluded).

Fee: \$130.00 per machine
License Fee: <u>1040.00</u>
Processing Fee: \$20.00
Total: <u>\$ 1060.00</u>

Circle One: Individual Corporation Association Partnership

Attach attested copies of the Articles of Incorporation and Bylaws, (new applications only) or Articles of Association and Bylaws

Parent Company Name (If applicable): Portland Arcade

Address: _____ City: _____ State: _____ Zip: _____

Telephone: 207-432-3198 Contact Person: DAVID DEMERS

South Portland Business Name: PORTLAND ARCADE Telephone: 207-450-2612

South Portland Business Address: 22 COTTAGE RD Owner of Business: DAVID DEMERS

Address of Business Owner: 79 DIXON RD LEBANON ME 04027

Owner of Premises: LRE/MELISSA LINSLOTT Address of Premises Owner: 22 COTTAGE RD

Name and Address of Manager at Establishment:
DAVID DEMERS 79 DIXON RD LEBANON 04027

Number of machines to be licensed: 8

Number of machines licensed last year: 0 Are machines visible from the street? NO

Location of machines in business: MAIN ROOMS

Days of operation: Mon-Sun Hours: M-R 10a-10p
F-Sat 10a-1145p
Su 11a-9p.

...

Has applicant, owner, officer, manager or partner been convicted of any violation of the law, other than minor traffic violations, of any state of the United States within the past 5 years? NO If yes, state particulars and disposition: _____

Applicant by signature below agrees to abide by all laws, orders, ordinances, rules and regulations covering the above license and any misstatements of material facts will result in refusal of license or revocation of license if one has been granted. Applicant agrees that all taxes and accounts pertaining to the premises and applicant will be paid prior to issuance of license.


Authorized Signature

DAVID DEMERS, OWNER
Print Name and Title

*Background Check Fee: \$25.00/per name
(New Applicants ONLY)

*New Applicants: Distance from the premises to the nearest school or church (Measured from the main entrance of licensed premises by the ordinary course of travel): Holy Cross .2 mile / 1236 feet
Distance from the premise to the nearest area zoned residential (Measured from the edge of the residential zoning boundary line): abutting the nearest residential zone

NOTE: A background check and public hearing are required on all new licenses. Notices will also be sent to all property owners within 500' of the proposed location at the applicant's expense.

Municipal Use Only

Date of Application: 4/16 Date Paid: 4/16 Receipt #: _____

New*: _____ Renewal: _____ Map and Lot #: _____ RE Taxes Paid: _____

Personal Property Taxes: Acct. #: _____ Paid: _____

Building Inspector (New Only)
Approved _____
Disapproved _____
Comment _____

Fire Chief
Approved _____
Disapproved _____
Comment _____

City Clerk
Approved _____
Disapproved _____
Comment _____

Police Chief
Approved _____
Disapproved _____
Comment _____

DOMESTIC
BUSINESS CORPORATION

STATE OF MAINE

ARTICLES OF INCORPORATION

Fee Paid \$ 145
DCN 2140851700001 ARTI
---FILED---
03/25/2014

Julia R. Flynn
Deputy Secretary of State

A True Copy When Attested By Signature

Deputy Secretary of State

Pursuant to 13-C MRSA §202, the undersigned executes and delivers the following Articles of Incorporation:

FIRST: The name of the corporation is PORTLAND ARCADE

SECOND: ("X" only if applicable)

This is a professional corporation**formed pursuant to 13 MRSA Chapter 22-A to provide the following professional services:

(type of professional services)

THIRD: The Clerk is a: (select either a Commercial or Noncommercial Clerk – Person must be a Maine resident)

Commercial Clerk CRA Public Number: _____

(name of commercial clerk)

Noncommercial Clerk

CHRISTOPHER PERKS
(name of noncommercial clerk)

22 COTTAGE RD SOUTH PORTLAND, ME
(physical location, not P.O. Box – street, city, state and zip code) 04106

(mailing address if different from above)

FOURTH: Pursuant to 5 MRSA §108.3, the clerk as listed above has consented to serve as the clerk for this corporation.

FIFTH: ("X" one box only)

There shall be only one class of shares. The number of authorized shares is 100

(Optional) Name of class: _____

There shall be two or more classes or series of shares. The information required by 13-C MRSA §601 concerning each such class and series is set forth in Exhibit _____ attached hereto and made a part hereof.

The corporation will have a board of directors.

There will be no directors; the business of the Corporation will be managed by shareholders. (13-C MRSA §743)

SEVENTH: (For corporations with directors, each of the following provisions is optional - "X" only if applicable)

The liability of a director for damages shall be limited to the extent permitted by 13-C MRSA §603.

To the extent permitted by 13-C MRSA §707 2 D, a director shall have no liability to the Corporation or its shareholders for money damaged for an action taken or a failure to take an action as a director.

Except as otherwise provided by or under the laws of the State, the corporation shall to the fullest extent permitted by law, indemnify (including advances of expenses) to its directors and officers to the fullest extent permitted by law.

EIGHTH: ("X" only if applicable)

The Corporation elects to have preemptive rights as defined in 13-C MRSA §201.

NINTH: ("X" only if applicable)

Additional provisions of these Articles of Incorporation are set forth in Exhibit attached hereto and made a part hereof. (13-C MRSA §202)

TENTH: Name and address of each Incorporator is set forth below or on Exhibit attached hereto.

DAVID T. DEMEELS
(type or print name)

22 COTTAGE RD
(street or mailing address)

S. PORTLAND, ME 04106
(city, state and zip code)

(type or print name)

(street or mailing address)

(city, state and zip code)

Dated 3/24/2014

By [Signature]
(signature of incorporator)

DAVID T. DEMEELS
(type or print name)

**The professional corporation name must contain one of the following: "chartered," "professional corporation," "professional corporation or service corporation" or the abbreviation "P.C.," "P.A." or "S.C.". Examples of professional service corporations are accountants, attorneys, chiropractors, dentists, registered nurses and veterinarians. (This is not an inclusive list - see 13 MRSA §723.7.)

*These articles must be dated and executed by an incorporator pursuant to the provisions of 13-C MRSA §121.5.

Please remit your payment made payable to the Maine Secretary of State.

Submit completed form to: **Secretary of State
Division of Corporations, UCC and Commissions
101 State House Station, Augusta, ME 04333-0101
Telephone Inquiries: (207) 624-7752 Email Inquiries: CEC.Corporations@Maine.gov**