

SOUTH PORTLAND CITY COUNCIL

POSITION PAPER OF THE CITY CLERK

SUBJECT:

ORDER #90-17/18– Granting TriCorp Amusements, Inc., d/b/a Cinemagic, a Coin-Operated Game Machine License. Passage requires five (5) affirmative votes.

POSITION:

This is an existing business that is adding eight coin-operated game machines to their premises.

Pursuant to Ch. 14-410 of the Code, "There shall be no more than five (5) machines at a single business premises; provided, however, that based upon a showing by the applicant that an increase in the maximum number of pinball machines at a single business premises would not be detrimental to the public health, safety and general welfare and would not be inconsistent with the purposes of this article as stated in section 14-402, the City Council may increase the maximum number of pinball machines on a case by case basis; provided, further, at least five (5) affirmative votes shall be required for any such waiver."

The application was submitted and signed off by Police, Fire, and Code, as is required. A legal notice was placed in the South Portland-Cape Elizabeth Sentry. There have been no objections from the public and no concerns from staff on granting the waiver for additional game machines on the premise.

REQUESTED ACTION:

Passage of ORDER #90-17/18.

A handwritten signature in black ink, appearing to read "Emp. of Salary", is located at the bottom right of the page.



CITY OF SOUTH PORTLAND

PATRICIA SMITH
Mayor

SCOTT T. MORELLI
City Manager

EMILY F. SCULLY
City Clerk

SALLY J. DAGGETT
Jensen Baird Gardner & Henry

**In Council
Order #89-17/18**

District One
CLAUDE V.Z. MORGAN

District Two
PATRICIA SMITH

District Three
EBEN ROSE

District Four
LINDA C. COHEN

District Five
BRAD FOX

At Large
MAXINE BEECHER

At Large
SUSAN HENDERSON

ORDERED, that EDWARD H. BENJAMIN, doing business as BENJAMIN BUILDING WRECKING CO., of 41 Jackson Street, be granted an Automobile Graveyard/Automobile Recycling Business and/or Junkyard license. Passage requires majority vote.

Fiscal Note: Less than \$1,000

Dated: November 20, 2017

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: _____ to June 30, 20__
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>1,040.00</u>
Processing Fee: \$20.00
Total: <u>1,085-</u>

Circle One: Individual Corporation LLC 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): Tri Corp Amusements, Inc

Address: 5 Veronica Ave City: Somerset State: NJ Zip: 08873

Telephone: 805-328-2603 Contact Person: Renee Carney

South Portland Business Name: Cinemagic Telephone: 207-772-6023

South Portland Business Address: 333 Clarks Pond ^{way} Owner of Business: Zya Corp Entertainment

Address of Business Owner: 80 Palomino Lane # 204 Bedford, NH
03110

Owner of Premises: Same Address of Premises Owner: Same

Name and Address of Manager at Establishment: _____

Emergency Contact: Patrick Collins - 603-622-8879

Number of machines to be licensed: 8

Number of machines licensed last year: 6 Are machines visible from the street? no

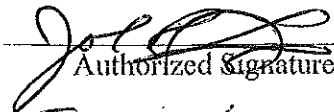
Location of machines in business: Lobby

Days of operation: 7 days a week Hours: 11:00 AM - 10:00 PM

Renee.carney@cinetkx.com Continued on back...

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

John R. Lemieux - VP
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): 1000 FT
Distance from the premise to the nearest area zoned residential (Measured from the edge of the residential zoning boundary line): MILES

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: 10/30/17 Date Paid: 10/30/17 Receipt #: _____

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

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

Building Inspector (New Only)

Approved emul
Disapproved _____
Comment _____

Fire Chief

Approved emul
Disapproved _____
Comment _____

City Clerk

Approved _____
Disapproved _____
Comment _____

Police Chief

Approved emul
Disapproved _____
Comment _____

Corporate Officer List
 City of South Portland
 Office of City Clerk
 25 Cottage Road
 South Portland, ME 04106

Name of Company: Tricorp Amusements, Inc

If applicant is a partnership, Limited Liability Company, or corporation, list names, residences, and birth dates as well as title of each member/manager/officer/partners. If applicant is new and/or city ordinance requires a background check be conducted on all corporate officers, a \$25 fee per name applies. (Check may be made out to the City of South Portland).

Name full name, including middle initial and maiden name, if applicable	Date of Birth
Anne T. Fitzgerald	
Address	Title
287 Richmond St. E. #104 Toronto, ON M5A 1P2	President

Name full name, including middle initial and maiden name, if applicable	Date of Birth
George Sautter	
Address	Title
13024 Water Point Blvd. Windermere, FL 34786	Sec/Treasurer

Name full name, including middle initial and maiden name, if applicable	Date of Birth
Tommy Hayes	
Address	Title
705 Elmwood Dr Flower Mound, TX 75022	Director

Name full name, including middle initial and maiden name, if applicable	Date of Birth
John B Lemieux	
Address	Title
29606 Ridgeway Dr. Agoura Hills, CA 91301	V.P.


 Signature of Authorized Officer