

SOUTH PORTLAND CITY COUNCIL

POSITION PAPER OF THE CITY CLERK

SUBJECT:

CIA CAFÉ, 72 OCEAN STREET, FOR A USE OF PUBLIC SIDEWALK FOR OUTDOOR SEATING LICENSE. PASSAGE REQUIRES MAJORITY VOTE.

POSITION:

The application was submitted and signed off by Corporation Counsel, Fire Department, Health Officer, Parks Director, Police Department and the Public Works Director, as is required.

REQUESTED ACTION:

Approval by Council for a Use of Public Sidewalk for Outdoor Seating License.


CITY CLERK



City of South Portland
 Office of the City Clerk
 25 Cottage Road
 South Portland, ME 04106
 207-767-7628

**Application for a Food Establishment-
 Public Sidewalk, Use of
 Sec 14-24**

Requested Dates - From: March 15, _____ To: November 1, 2014

Fee: \$25.00

Please fill out this application completely

Please complete the following information (print);

Business Name:	<u>Cia Cafe</u>	Telephone:	<u>508-328-1183</u>
Address of Business:	<u>72 OCEAN STREET South Portland</u>		
Owner of Business:	<u>Jeanie & Bill DUNNIGAN</u>		
Name of Manager at Establishment:	<u>Jeanie DUNNIGAN</u>		
Type of food served:	<u>Cafe Coffee Icecream Sandwiches, Pastas</u>		

1.No public sidewalk license shall be issued by the City Council until the applicant has filed with the City Clerk a certificate, in a form satisfactory to the Corporation Counsel, evidencing general liability coverage in an amount not less than \$400,000 combined single limit for personal injury and property damage, or such other amount as may be required to meet the maximum coverage provisions of the Maine Tort Claims Act (14 M.R.S.A. § 8001 *et seq.*) as it may be amended, whichever amount shall be greater, and naming the City as an additional insured. The Licensee shall maintain such insurance at all times while engaged in use of the public sidewalk, and the Licensee shall provide the City Clerk with not less than ten (10) days' advance written notice of the cancellation, expiration or non-renewal of said insurance.

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

[Signature]
 Signature

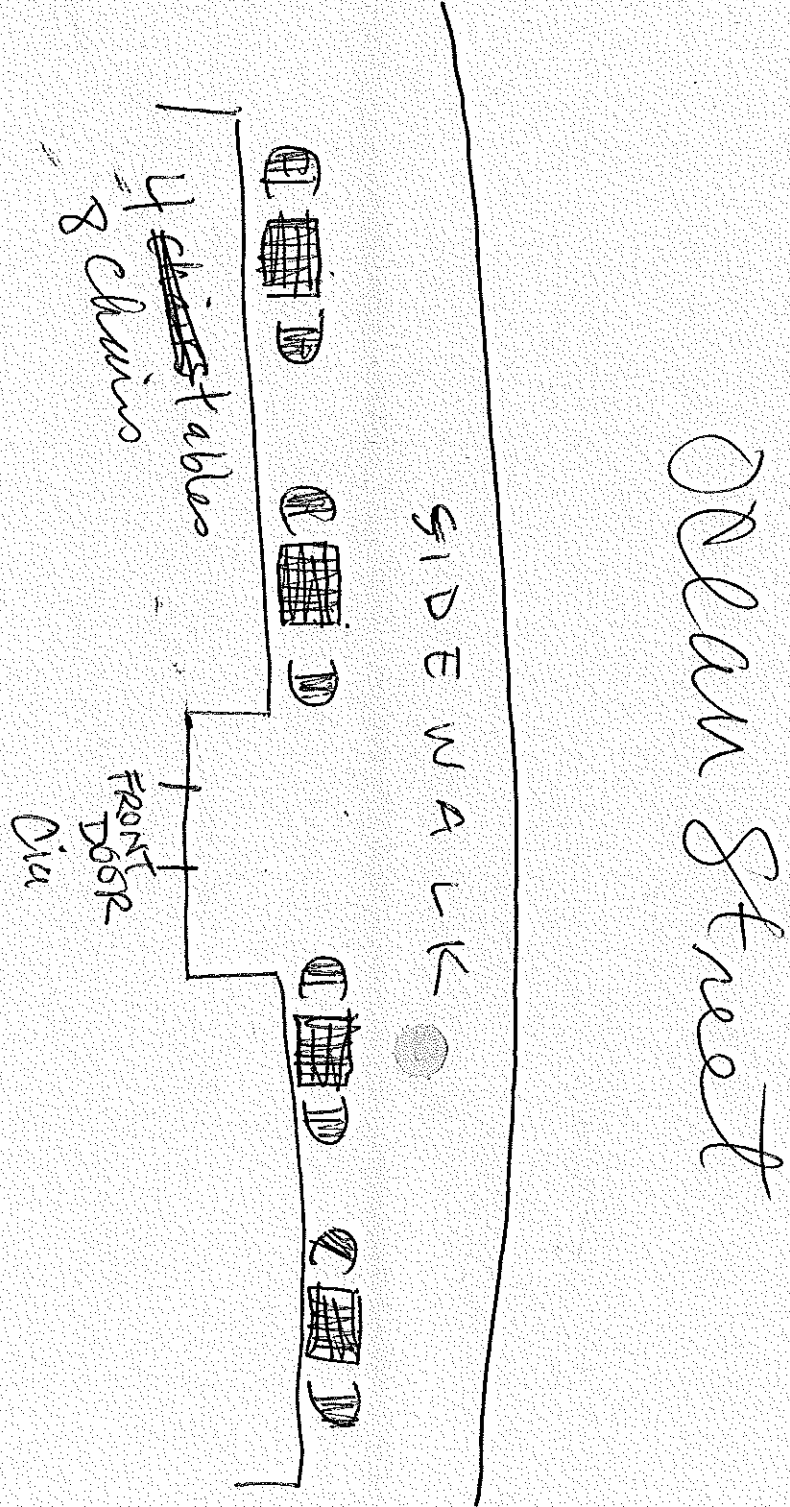
6/7/2014
 Date

Date of Public Hearing: 6/11/14

Date Notified Abutters: 6/11/14

Diagram

Please Include dimensions of sidewalk, tables, buildings, ect.



Municipal Use-Only

Date of Application:	Real Estate taxes paid:	Personal Prop taxes paid:
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	Approved	Disapproved	Signature
Corporation Counsel			
Fire Chief			
Health Officer			
Parks Director			
Police Chief			
Public Works			

CERTIFICATE OF INSURANCE - COMMERCIAL

ALLSTATE INSURANCE COMPANY - NORTHBROOK, IL

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INTERESTED PARTY TYPE: Certificate Holder

Description of Operation:

CERTIFICATE HOLDER	NAMED INSURED
Name and Address of Party to Whom this Certificate is Issued	Name and Address of Insured
CITY OF SOUTH PORTLAND 25 COTTAGE RD SOUTH PORTLAND, ME 04106-3604	CIA CAFE LLC. 72 OCEAN ST SOUTH PORTLAND, ME 04106-2840
	Location Address (if different than above)

This is to certify that policies of insurance listed below have been issued to the insured named above subject to the expiration date indicated below, notwithstanding any requirement, term or condition of any contract or other document with respect to which this certificate may be issued or may pertain. The insurance afforded by the policies described herein is subject to all the terms, exclusions, and conditions of such policies.

TYPE OF INSURANCE AND LIMITS

Policy Number: 648123324	Effective Date: 11-21-2013	Expiration Date: 11-21-2014
COVERAGE SUMMARY		
BUSINESS LIABILITY	AMOUNT	
COMPREHENSIVE LIABILITY	\$ 1,000,000	Each Accidental Event
FIRE and SPECIFIED PERIL LEGAL LIABILITY	\$ 100,000	Each Accidental Event
MEDICAL PAYMENTS	\$ 10,000	Per Person
PROPERTY INSURANCE		
POLICY TYPE		
<input checked="" type="checkbox"/> SPECIAL FORM <input type="checkbox"/> BROAD FORM <input type="checkbox"/> BASIC FORM <input type="checkbox"/> BUILDERS RISK SPECIAL FORM		
<input checked="" type="checkbox"/> BUILDING	\$ 100,000	<input checked="" type="checkbox"/> Replacement Cost <input type="checkbox"/> Actual Cash Value
<input checked="" type="checkbox"/> CONTENTS	\$ 90,000	<input checked="" type="checkbox"/> Replacement Cost <input type="checkbox"/> Actual Cash Value
Deductible	\$ 1,000	
Wind Deductible %	0	Exclude Wind <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ADDITIONAL COVERAGE'S:		
EQUIPMENT BREAKDOWN		
MORTGAGE CLAUSE		
- The policy contains a Mortgage Clause in favor of:		
Mortgagee		
Address		
CERTIFICATE PERIOD		
THIS CERTIFICATE WILL REMAIN IN FORCE FROM THE INCEPTION OF THE POLICY UNTIL THE POLICY IS CANCELLED OR EXPIRES.		
POLICY INCEPTION DATE: 11-21-2013	<input checked="" type="checkbox"/> 12:01 AM	<input type="checkbox"/> 12:00 NOON
Standard Time at the location of the Insured premises.		
PROVISIONS		
This form is not the contract of insurance, but attests that a policy as identified above has been issued. The provisions of the policy shall prevail in all respects.		
SHOULD THE ABOVE DESCRIBED POLICY BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL WRITTEN NOTICE TO THE CERTIFICATE HOLDER, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.		
AMY ALWARD AY INC	06-10-14	
Authorized Representative	Date	



**OFFICE OF THE
CITY CLERK**

SUSAN M. MOONEY
City Clerk

JESSICA B. HANSCOMBE
Licensing Administrator

KAREN L. MORRILL
Assistant City Clerk

Notice of Public Meeting

June 11, 2014

Dear Property Owner:

The South Portland City Council will hold a Public Meeting on June 16, 2014 at 7:00 p.m. in City Council Chambers, 25 Cottage Road on the application of Cia's Café, 72 Ocean Street for the Use of Public Sidewalk for Outdoor Seating License. The public will be allowed to comment on this license at that time.

You are receiving this letter because, pursuant to §14-24(e) of the South Portland Code of Ordinances, notices must be sent to all property owners who abut the property of the applicant.

Yours truly,

Jessica Hanscombe
Licensing Administrator