

Order 180-15/16

Passage: 8-0 (Thibodeau absent) on 3.21/2016

Effective 4/20/2016

ETHAN K. STRIMLING (MAYOR)
BELINDA S. RAY (1)
SPENCER R. THIBODEAU (2)
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**CITY OF PORTLAND
IN THE CITY COUNCIL**

DAVID H. BRENERMAN (5)
JILL C. DUSON (A/L)
JON HINCK (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**AMENDMENT TO PORTLAND CITY CODE
RE: LICENSES FOR BREWERIES, WINERIES AND DISTILLERIES**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORTLAND,
MAINE IN CITY COUNCIL ASSEMBLED AS FOLLOWS:**

1. *That the Code of Ordinances, City of Portland, is hereby amended by adding sections, to be numbered 3-31 and 3-32, which said sections read as follows:*

ARTICLE III. BREWERIES, WINERIES and DISTILLERIES

DIVISION 1. GENERALLY

Sec. 3-31 Definitions

For the purposes of this Article, the terms *Brewery, Distillery, Malt liquor, Spirits, Wine, and Winery* shall have the same meanings as provided in 28-A M.R.S. §2, as amended hereafter.

Sec. 3-32 Brewery, Winery and Distillery Alcohol Service License.

(a) No brewery, winery, or distillery shall serve or sell spirits, wine, or malt liquor for consumption unless it is licensed pursuant to this section and Chapter 15. This division shall apply to those who serve or sell based on a license issued pursuant to 28-A M.R.S. §1355-A(I) , as amended hereafter.

(b) A brewery, winery, or distillery that is properly licensed to serve or sell spirits, wine, or malt liquor for consumption as part of its City of Portland Chapter 11 Food Service Establishment license is not required to obtain a license under this section. A brewery, winery, or distillery that is required to be licensed as a Food Service Establishment pursuant to Chapter 11, however, does not satisfy that requirement by obtaining a license under this section.

2. That Section 15-12 is hereby amended to read as follows:

Sec. 15-12 Fees and Expiration dates.

(a) Unless specified elsewhere in this Code, fees for licenses issued pursuant to this Code and the expiration date of each license shall be as follows:

Location in Code	Description	Fee	Expiration Date
Ch. 3, Art. II	Bottle clubs (must obtain FSE and special entertainment if applicable)	\$895.00	June 30
<u>Ch. 3, Art. III</u>	<u>Brewery, Winery and Distillery License (must obtain FSE and/or special entertainment if applicable)</u>	<u>\$500.00</u>	<u>Concurrent with state liquor license</u>

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