



PERMANENT FOOD SERVICE APPLICATION

Town of Falmouth - Code Enforcement Office

Phone - 207-699-5310

Permit # 5099 Check # 0648335 Fee: \$50 Inv M
 Map/Lot U52-002 Zone VC1
 Received 6-15-20 Issued _____
 Address of food service establishment: 206 US Rt. 1 Falmouth, ME

Property Owner Information

Applicant Information

Name Wal-Mart Stores East, LP
 Address 702 SW 8th St.
Bentonville, AR 72712-0500

Name DBA Walmart #2659
 Address 206 US Rt. 1
Falmouth, ME 04105

Phone 479-204-6287 Email Linda.fite@walmart.com Phone _____ Email _____

Applicant Signature Upon Submittal Linda Fite Date: 6-9-2020

Please provide the following information

- Written consent of property owner
- Copy of state license
- Demonstration of sufficient parking
- Fees paid (Permanent food service license - \$50)

(Please read below. The permit is not considered issued until signed and dated below by the applicant.)

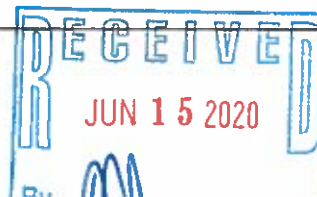
No license shall be issued unless the applicant has submitted a copy of a current State of Maine Department of Health and Human Services license to the code enforcement officer. No license shall be valid if such state license has expired. The town and state licenses shall be posted in a conspicuous place. No license shall be approved, either new or renewal, without a public hearing by the town council. Such hearing shall be noticed no later than 7 days prior to the hearing date by publication in a local newspaper. Licenses shall be valid for a one year period, commencing July 1 and ending June 30. Any license issued after July 1 shall expire on June 30 of the following year.

On this date 06-09-2020 Linda Fite have read and understand the above statement and attached ordinance requirements as well as paid for my completed permit application.

License Conditions:

Signature of Code Enforcement Officer _____ Date _____

*6/15/20
 Linda Fite
 no state lic*



Department review comments

Police:

Fire:

Public Works:

Community Development:

Town Council Hearing Date : ___/___/___

Approval: Yes ___ No ___

Conditions:



Walmart
GLOBAL ETHICS & COMPLIANCE
Integrity Builds Trust

702 SW 8th Street – Dept. 8916
Bentonville, AR 72716-0500
Phone: 479/204-6287
Fax: 479/204-9864
Email: Linda.fite@wal-mart.com

June 9, 2020

To Whom it May Concern:

Please find the enclosed application and applicable fees for the license renewal. If you need anything further, you may contact me via the contact information listed below. Thank-you and have a great day.

Sincerely,

Linda Fite

Linda Fite
Licensing Compliance Analyst
702 SW 8th St.
Bentonville, Arkansas 72712-0500
Linda Fite: Telephone: 479-204-6287
Email: Linda.fite@wal-mart.com

Charmaine Chambers
Senior Manager II - U.S. Licenses & Permits
Telephone: 479-277-2148
Charmaine.Chambers@walmart.com



Walmart
GLOBAL ETHICS & COMPLIANCE
Integrity Builds Trust

APP ID: 464263



State of Maine

Department of Agriculture, Conservation & Forestry
Division of Quality Assurance & Regulations
28 State House Station, Augusta, ME 04333-0028
(207) 287-3841

SERIAL NUMBER

127656

1-4302

November 19, 2019

December 31, 2020

LICENSE NUMBER

DATE OF ISSUE

DATE OF EXPIRATION

This certifies that

Wal Mart #2659
Wal Mart Stores East LP, Att: Linda
Fite
702 SW 8th ST, Dept 8916
Bentonville, AR 72716-0500

GROCERY STORE

Location: 206 US Route 1, Falmouth

This certificate is valid only between the date issued and expiration date appearing herein. Only the named holder at the location for which issued may use it.

The person named herein is authorized to sell or manufacture food products, fuel and/or sell or repair weighing and measuring devices as permitted by law for the listed authorizations.

This certificate and/or each type of authorization represented is subject to suspension, revocation or cancellation as authorized by Maine Revised Statutes.

LICENSE TYPE

DESCRIPTION OF LICENSE AUTHORIZATIONS

FEE

License Type		Authorizations	Fee
Retail Food Establishment	26 or more	Dairy Products Frozen Food Fruit Juices Prepackaged Meat Prepackaged Food	150.00
Retail Meat	Prepackaged for Direct Sale		10.00
TOTAL:			160.00



Department of Agriculture, Conservation & Forestry

Division of Quality Assurance

Commissioner

Director

FALMOUTH

TOWN CHARTER AND CODE OF ORDINANCES

PART II CODE OF ORDINANCES

CH. II-8 LICENSES, PERMITS AND BUSINESS REGULATIONS

FOOTNOTE(S):

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Cross reference— Administration, Ch. II-2; provisions for notices for nuisances, signs, dangerous, unsafe, dilapidated buildings, and any other action the expense of which may be collected from the property owner, § 2-3; buildings and building regulations, Ch. II-4; condominium conversion regulations, § 4-100 et seq.; marine activities, structures and ways, Ch. II-9; shellfishing, § 9-50; municipal shellfish license required, § 9-55; mobile homes and mobile home parks, Ch. II-11; nuisances, Ch. II-12; streets, sidewalks and other public places, Ch. II-14; taxation and finance, Ch. II-16; parking restrictions at the town landing and requirements for permits for residence, § 17-94; zoning and site plans and flood prevention and protection regulations, Ch. II-19.

State Law reference— Licenses and permits, 30-A M.R.S.A. 3701 et seq.

ART. II-8-4. FOOD SERVICE

Sec. 8-150. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Catering - Providing food and drink at a social event or other gathering lasting one week or less.

Effective on: 7/23/2018

Mobile food vendor shall mean a motor vehicle, trailer or like conveyance capable of being transported from place to place which is constructed to contain, store, prepare and properly preserve food for sale and/or distribution.

Effective on: 7/23/2018

Permanent food service establishment shall mean any food service establishment located in a permanent structure which has received all requisite approvals as required by this Code of Ordinances.

Effective on: 7/23/2018

Sec. 8-151. Enforcement.

This article shall be enforced by the code enforcement officer.

(Code 1966, Ch. 314, § 23)

Effective on: 7/23/2018

Sec. 8-152. Penalty.

Any person violating any of the provisions of this article or obstructing the code enforcement officer in the performance of his required duties or failing, neglecting or refusing to comply with the provisions of this article or operating a food service establishment without a license or after a license shall have been suspended or revoked shall be subject to a fine of not more than one hundred dollars (\$100.00) and each day's violation shall be considered to be a separate offense. (Code 1966, Ch. 314, § 24)

Effective on: 7/23/2018

Sec. 8-153. Approval and License required.

Permanent food service establishments and mobile food vendors shall not operate without a license issued by the code enforcement officer. The following application procedures shall apply. Persons are exempt from this license for business conducted as part of a licensed farmers' market under ART. II-8-14. A. General.

1. No license shall be issued unless the applicant has submitted a copy of a current State of Maine Department of Health and Human Services license to the code enforcement officer. No license shall be valid if such state license has expired.
 2. The town and state licenses shall be posted in a conspicuous place.
 3. No license shall be approved, either new or renewal, without a public hearing by the Town Council. Such hearing shall be noticed no later than 7 days prior to the hearing date by publication in a local newspaper.
 4. Licenses shall be valid for a one year period commencing July 1 and ending June 30. Any license issued after July 1 shall expire on June 30 of the following year.
- B. Application. A complete application on a form from the Community Development Department shall be submitted with the necessary fee and a completed checklist of submittal items. The code enforcement officer shall have the authority to develop an application form and submittal checklist to assure that the necessary information is submitted.
- C. Renewals. License holders may submit an application for renewal provided that there have been no substantive changes to the location, nature of the operation or any other change as determined by the code enforcement officer. Request for license renewals shall be submitted to the code enforcement officer on or before April 30 of each year. Any renewal request after this date will be considered a new application.
- D. Review. Upon such time as the Code Enforcement Officer or their designee deems the application complete it shall be circulated to the Police, Fire, Public Works, and Community Development Departments for a review. Departments shall submit their review to the Code Enforcement Officer no later than 8 business days from receipt. The Code Enforcement Officer shall forward the review to the applicant. They shall also forward the reviews and application with any recommendations from staff to the Town Manager for placement on the next regularly scheduled Council meeting unless the applicant requests additional time to modify or add to the application based on staff review.
- E. Approval. The Town Council shall have the sole authority to approve a food service establishment or mobile food vendor license.
- F. Issuance. Should the Town Council approve such license, the Code Enforcement Officer shall issue a license containing the conditions and restrictions as imposed by the Town Council.
- G. Posting. The license holder shall post the license in a conspicuous place at the approved location.

Effective on: 7/23/2018

Sec. 8-154. Reserved.

Effective on: 7/23/2018

Sec. 8-155. Fees.

License fees shall be as approved by the Town Council and on file in the Community Development Department office.

Effective on: 7/23/2018

Sec. 8-156. Suspension and revocation of license.

A food service license may be suspended by the Code Enforcement Officer upon failure of the licensee to comply with any of the terms or conditions of the license. The license may be revoked by the Town Council upon serious or repeated violations of any of the terms of this article after investigation and hearing. A notice of such hearing shall be served upon the licensee or left at the licensed premises at least three (3) days before the time set for the hearing.

Effective on: 7/23/2018

Sec. 8-157. Reinstatement of license suspended.

The licensee may at any time after suspension by the Code Enforcement Officer, make application in writing for reinstatement of the license to the Code Enforcement Officer representing that the condition for which the suspension was imposed has been corrected. The Code Enforcement Officer shall within three (3) business days after receipt of the application make a reinspection of the premises. If he finds that the licensee is complying with the terms of this article, the license shall be reinstated. If the Code Enforcement Officer finds the condition not corrected according to the requirements of this article, he/she may make reinspections at such future times as he/she may deem reasonable. If the licensee fails to satisfactorily comply with the requirements of the Code Enforcement Officer after such inspection or reinspection, the Code Enforcement Officer shall refer the violation to the Town Council for hearing in the manner provided in Sec. 8-156, who may thereafter revoke, continue the suspension, or reinstate the license. The aggrieved licensee shall have the right to appeal to the Cumberland County Superior Court. Repeated incidents of such suspension by the Code Enforcement Officer involving the same licensee shall be considered to be a valid reason for revocation of the license by the Town Council after investigation and hearing as provided in Sec. 8-156.

(Code 1966, Ch. 314, §§ 2.5, 2.6)

Effective on: 7/23/2018

Sec. 8-158. Inspection.

The Health or Code Enforcement Officer, after proper identification, shall be permitted to enter with the permission of the licensee or the person in charge at any reasonable time, any food service establishment within the town for the purpose of making inspections to determine compliance with this article. They shall be permitted to examine the records of the establishment to obtain pertinent information pertaining to food and supplies purchased, received or used and persons employed. (Code 1966, Ch. 314, § 3)

Effective on: 7/23/2018

Sec. 8-159. Standards

Catering. Food service establishments and mobile food vendors providing catering services, either public or private, are exempt from a license under this section, but shall submit license applications required by the state for review by the Code Enforcement Officer. A fee as established by the Town Council shall be submitted with the the state license application. The state license as issued by the State of Maine shall be submitted to the Code Enforcement Officer prior to catering in the town.

A. Mobile Food Vendor

1. The following standards shall be iterated in the license approval and approved by the Town Council.
 - a. Dates approved for use. The Town Council shall approve the dates for use but in no event can the dates be longer than six months if the vendor is requesting approval for a static location.
 - b. Location(s). Vendors may apply for multiple static locations in the same application and be approved as one license.
 - c. Hours of Operation. Licenses shall include the hours of operation.
2. Vehicles shall be removed from the site daily at the close of business.
3. Suitability of the site. The location of the vendor shall not interfere with vehicle or pedestrian circulation of permanent uses of the property on which it is located. If parking spaces are utilized to locate vendors, the permanent use must still meet the minimum number of parking spaces required. In the instance of non-conforming uses due to parking, the non-conformity may not be increased.
4. Self-contained. The vendor unit shall be self-contained except that utilization of electric service from a building may be permitted provided it meets all applicable code requirements. Amenities such as tents, table and chairs are prohibited.
5. Signage. Signage shall either be on the vehicle or as permitted elsewhere in this Code of Ordinances.
6. Public Health. No license shall be issued without documentation that the vendor is properly licensed by the State of Maine Department of Health and Human Services.
7. Vehicle Registration. No license shall be issued or be valid without appropriate state registration of the vehicle or trailer.

B. Permanent Food Service Establishments. Permanent food service establishments shall be located in buildings or structures that meet the requirements of the Zoning and Site Plan Review Ordinance.

Effective on: 7/23/2018

Secs. 8-160—8-249. Reserved.

Effective on: 7/23/2018