



**GARDINER CITY COUNCIL  
AGENDA ITEM INFORMATION SHEET**



<b>Meeting Date</b>	<b>08/05/2020</b>	<b>Department</b>	<b>City Clerk</b>
<b>Agenda Item</b>	4.e Consider the Approval of a New Liquor License: West Street Neighbors, LLC dba Lisa's Legit Burritos		
<b>Est. Cost</b>	n/a		

**Background Information**

This agenda item is the consideration for an approval of a new liquor license: West Street Neighbors LLC dba Lisa's Legit Burritos. The restaurant is relocating to the former Pastaz Restaurant location at 304 Water Street (formerly at 242 Water Street).

Lisa's Legit previously held a liquor license, however let it lapse at their former location.

Department Head approvals, the original application and Department Heads' notes are attached

<b>Requested Action</b>	'I move to approve the liquor license for West Street Neighbors, LLC dba Lisa's Legit Burritos.'
<b>City Manager and/or Finance Review</b>	The City Manager recommends the above action.
<b>Council Vote/ Action Taken</b>	
<b>Departmental Follow-Up</b>	

<b>City Clerk Use Only</b>	1 <sup>st</sup> Reading _____	Advertised <u>07/29/2020</u> _____	<b>EFFECTIVE DATE</b> _____
	2 <sup>nd</sup> Reading _____	Advertised _____ w/in 15 Days	
	Final to Dept _____	Updated Book _____	Online _____



19/10/04

Indicate the type of license applying for: (choose only one)

- Restaurant (Class I, II, III, IV)       Class A Restaurant/Lounge (Class XI)       Class A Lounge (Class X)
- Hotel (Class I, II, III, IV)       Hotel - Food Optional (Class I-A)       Bed & Breakfast (Class V)
- Golf Course (included optional licenses, please check if apply) (Class I, II, III, IV)       Auxiliary       Mobile Cart
- Tavern (Class IV)       Other: \_\_\_\_\_
- Qualified Caterer       Self-Sponsored Events (Qualified Caterers Only)

*Refer to Section V for the License Fee Schedule on page 9*

5. Business records are located at the following address:

Lisa's legit Burritos =

185 Water Street, Augusta ME 04330

- 6. Is the licensee/applicant(s) citizens of the United States?       Yes       No
- 7. Is the licensee/applicant(s) a resident of the State of Maine?       Yes       No

**NOTE: Applicants that are not citizens of the United States are required to file for the license as a business entity.**

8. Is licensee/applicant(s) a business entity like a corporation or limited liability company?

- Yes       No      If Yes, complete Section VII at the end of this application

9. For a licensee/applicant who is a business entity as noted in Section I, does any officer, director, member, manager, shareholder or partner have in any way an interest, directly or indirectly, in their capacity in any other business entity which is a holder of a wholesaler license granted by the State of Maine?

- Yes       No
- Not applicable - licensee/applicant(s) is a sole proprietor

10. Is the licensee or applicant for a license receiving, directly or indirectly, any money, credit, thing of value, endorsement of commercial paper, guarantee of credit or financial assistance of any sort from any person or entity within or without the State, if the person or entity is engaged, directly or indirectly, in the manufacture, distribution, wholesale sale, storage or transportation of liquor.

Yes  No

If yes, please provide details: N/A

11. Do you own or have any interest in any another Maine Liquor License?  Yes  No

If yes, please list license number, business name, and complete physical location address: (attach additional pages as needed using the same format)

N/A

Name of Business	License Number	Complete Physical Address

12. List name, date of birth, place of birth for all applicants including any manager(s) employed by the licensee/applicant. Provide maiden name, if married. (attach additional pages as needed using the same format)

Chrin = Sherman

Jaime:

Jennifer Same!

Full Name	DOB	Place of Birth
Chrin C + Joseph C Simanski	Chrin = 4-16-71 Joe = 11-3-70	Las Vegas, NV Woonsocket, RI
Jaime A. Dyer - General Manager	3-13-77	Burlington, VT
Jennifer L Cooper - Kitchen Manager	12-8-78	Sacramento, CA

Residence address on all the above for previous 5 years

Name	Address:
Chrin C + Joseph C Simanski	117 West Street, Bangor ME 04345
Name	Address:
Jaime A. Dyer	970 High Street, W. Bangor ME 04345
Name	Address:
Jennifer L Cooper	14 Eben Lane Farmingdale, ME 04344
Name	Address:

13. Will any law enforcement officer directly benefit financially from this license, if issued?

Yes  No

If Yes, provide name of law enforcement officer and department where employed:

\_\_\_\_\_ N/A \_\_\_\_\_

14. Has the licensee/applicant(s) ever been convicted of any violation of the liquor laws in Maine or any State of the United States?  Yes  No

If Yes, please provide the following information and attach additional pages as needed using the same format.

N/A

Name: \_\_\_\_\_ Date of Conviction: \_\_\_\_\_

Offense: \_\_\_\_\_ Location: \_\_\_\_\_

Disposition: \_\_\_\_\_

15. Has the licensee/applicant(s) ever been convicted of any violation of any law, other than minor traffic violations, in Maine or any State of the United States?  Yes  No

If Yes, please provide the following information and attach additional pages as needed using the same format.

N/A

Name: \_\_\_\_\_ Date of Conviction: \_\_\_\_\_

Offense: \_\_\_\_\_ Location: \_\_\_\_\_

Disposition: \_\_\_\_\_

16. Has the licensee/applicant(s) formerly held a Maine liquor license?  Yes  No  
One year @ Lisa's QUIT Burritos 242 Water St. Gardiner = let lapse - not profitable in that space or element.

17. Does the licensee/applicant(s) own the premises?  Yes  No

If No, please provide the name and address of the owner:

Shane Riley PO Box 1663 Boothbay Harbor, ME 04538

18. If you are applying for a liquor license for a Hotel or Bed & Breakfast, please provide the number of guest rooms available: \_\_\_\_\_

19. Please describe in detail the area(s) within the premises to be licensed. This description is in addition to the diagram in Section VI. (Use additional pages as needed)

Eating space / dining room that seats 28 - COVID = 14 to 18  
Full kitchen  
Small bar

20. What is the distance from the premises to the nearest school, school dormitory, church, chapel or parish house, measured from the main entrance of the premises to the main entrance of the school, school dormitory, church, chapel or parish house by the ordinary course of travel?

Name: First Baptist Church

Distance: 0.2 miles 47 Church St. Gardiner, ME 04345

**Section II: Signature of Applicant(s)**

By signing this application, the licensee/applicant understands that false statements made on this application are punishable by law. Knowingly supplying false information on this application is a Class D Offense under Maine's Criminal Code, punishable by confinement of up to one year, or by monetary fine of up to \$2,000 or by both.

*Please sign and date in blue ink.*

Dated: 7.21.2020

Ehrin C. Simanski  
Signature of Duly Authorized Person

J. C. Simanski  
Signature of Duly Authorized Person

Ehrin C. Simanski  
Printed Name Duly Authorized Person

Joseph C. Simanski  
Printed Name of Duly Authorized Person

**Section III: For use by Municipal Officers and County Commissioners only**

The undersigned hereby certifies that we have complied with the process outlined in 28-A M.R.S. §653 and approve this on-premises liquor license application.

Dated: \_\_\_\_\_

Who is approving this application?  Municipal Officers of \_\_\_\_\_

County Commissioners of \_\_\_\_\_ County

- Please Note:** The Municipal Officers or County Commissioners must confirm that the records of Local Option Votes have been verified that allows this type of establishment to be licensed by the Bureau for the type of alcohol to be sold for the appropriate days of the week. Please check this box to indicate this verification was completed.

Signature of Officials	Printed Name and Title

**This Application will Expire 60 Days from the date of  
Municipal or County Approval unless submitted to the Bureau**

Included below is the section of Maine's liquor laws regarding the approval process by the municipalities or the county commissioners. This is provided as a courtesy only and may not reflect the law in effect at the time of application. Please see <http://www.mainelegislature.org/legis/statutes/28-A/title28-Asec653.html>

§653. Hearings; bureau review; appeal

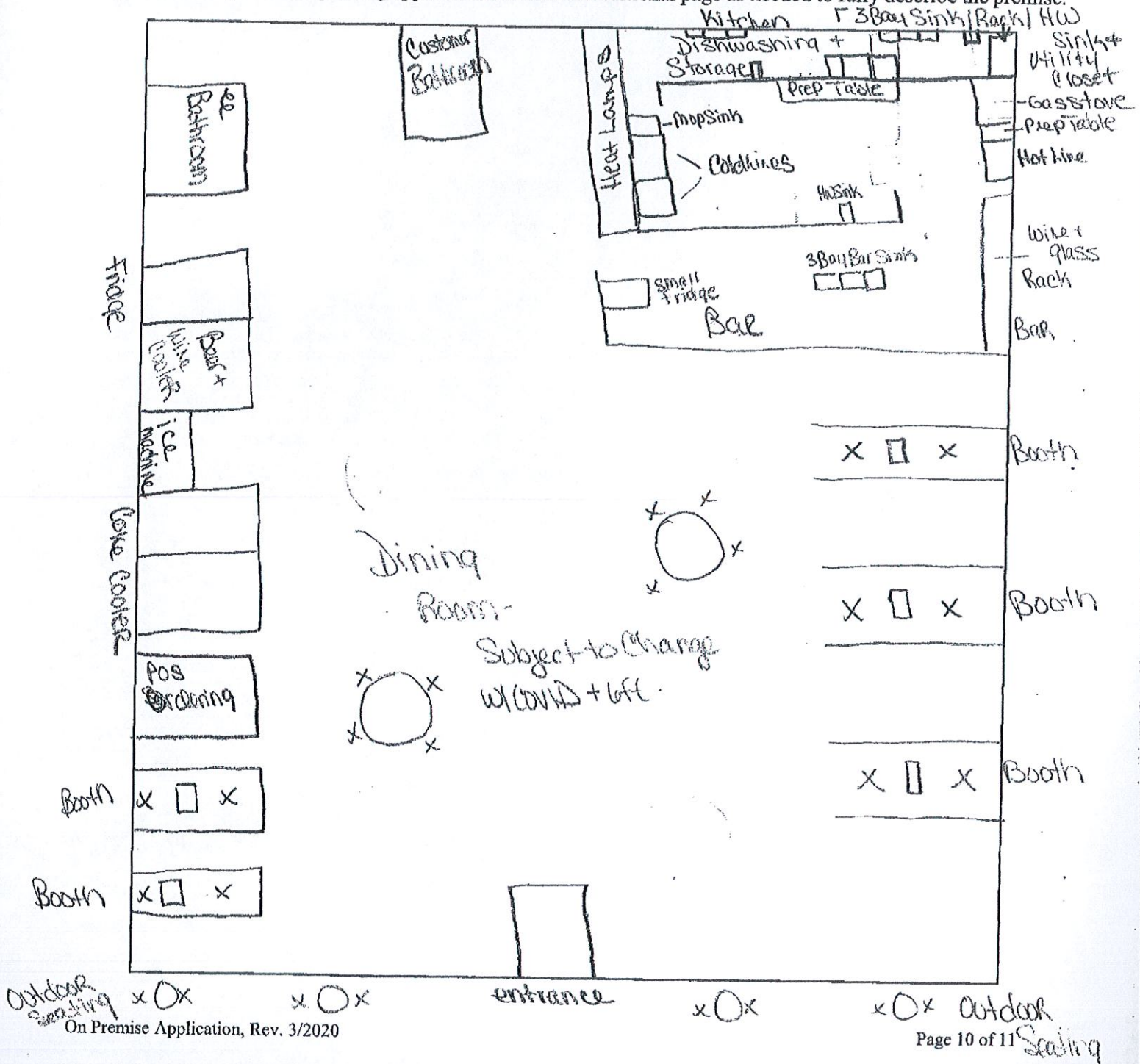
**1. Hearings.** The municipal officers or, in the case of unincorporated places, the county commissioners of the county in which the unincorporated place is located, may hold a public hearing for the consideration of applications for new on-premises licenses and applications for transfer of location of existing on-premises licenses. The municipal officers or county commissioners may hold a public hearing for the consideration of requests for renewal of licenses, except that when an applicant has held a license for the prior 5 years and a complaint has not been filed against the applicant within that time, the applicant may request a waiver of the hearing.

A. The bureau shall prepare and supply application forms.

## Section VI Premises Floor Plan

In an effort to clearly define your license premise and the areas that consumption and storage of liquor authorized by your license type is allowed, the Bureau requires all applications to include a diagram of the premise to be licensed.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: entrances, office area, coolers, storage areas, display cases, shelves, restroom, point of sale area, area for on-premise consumption, dining rooms, event/function rooms, lounges, outside area/decks or any other areas on the premise that you are requesting approval. Attached an additional page as needed to fully describe the premise.





**Section VII: Required Additional Information for a Licensee/Applicant for an On-Premises Liquor License Who are Legal Business Entities**

Questions 1 to 4 of this part of the application must match information in Section I of the application above and match the information on file with the Maine Secretary of State's office. If you have questions regarding your legal entity name or DBA, please call the Secretary of State's office at (207) 624-7752.

*All Questions Must Be Answered Completely. Please print legibly.*

- Exact legal name: West Street Neighbor, LLC
- Doing Business As, if any: Lisa's Legit Burritos
- Date of filing with Secretary of State: August 2015 State in which you are formed: ME
- If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:  
\_\_\_\_\_
- List the name and addresses for previous 5 years, birth dates, titles of officers, directors, managers, members or partners and the percentage ownership any person listed: (attached additional pages as needed)

Name	Address (5 Years)	Date of Birth	Title	Percentage of Ownership
Chrin C. Simanski	117 West St. Gardiner, ME 04345	4-16-71	owner/manager	24.5%
Joseph C. Simanski	117 West St. Gardiner, ME 04345	11-3-70	owner/manager	24.5%
* Lisa Liberatore	1103 N Main St. Brewer, ME 04412	6-11-81	owner/manager	51%
Jaime Adye	970 High St. West Gardiner, ME 04345	3-13-77	General Manager	0
Jennifer L. Cooper	14 Eben Lane Farmingdale, ME 04344	12-8-78	Kitchen Mgr	0

(Ownership in non-publicly traded companies must add up to 100%.)

\* Lisa Liberatore previous: 117 Union St. Apt 1 Bangor ME



**STATE OF MAINE  
MAINE REVENUE SERVICES**

**THIS REGISTRATION CERTIFICATE FOR A  
RETAILER**

Issued under the provisions of M.R.S.A., Title 20, Part 2, §1754-B to:

WEST STREET NEIGHBORS LLC  
D/B/A LISAS LEGIT BURRITOS  
PO BOX 66  
VASSALBORO, ME 04989-0066

Registration Number: 178470

Date Issued: MARCH 01 2016

Business Code: 013  
Billing Frequency: MONTHLY

# ServSafe CERTIFICATION

EHRIN SIMANSKI

has successfully completed the course and is qualified for the ServSafe Food Protection Manager Certificate. This certification is valid for 5 years from the date of issuance (ANSI) and expires on the last day of the month (P.D.)

12831158

5072

EXAM FORM NUMBER

9/29/2019

9/29/2020

DATE OF ISSUANCE

DATE OF EXPIRATION

(This date is subject to change.)

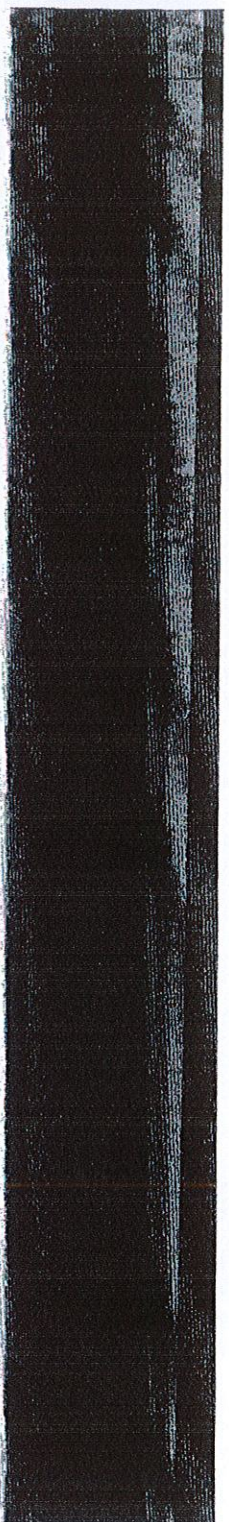


*Ehrin Simanski*  
Signature



**Sony Safe  
CERTIFICATION**

LOS ANGELES, CA



STATE OF MAINE  
MAINE REVENUE SERVICES  
RESALE CERTIFICATE

THIS CERTIFICATE IS VALID

JANUARY 01 2019 THRU DECEMBER 31 2023



Business Name and Location Address Certificate Number Business Type

WEST STREET NEIGH BOORS LLC

173470

PREP FOOD

0 BVA UNASLEFT BURRITOS

117 WEST ST

GARDNER ME 04345-2837

This is to certify that the above named business is authorized to purchase during the period indicated hereon goods (a) tangible personal property to be resold in the form of tangible personal property or (2) taxable services to be resold as the same taxable services. This certificate cannot be resold, transferred and can only be used by the above business or its authorized employees. This certificate is void if the business has ceased operating or if the certificate has been altered.

The above named business certifies that the following is being purchased in the ordinary course of business for resale as provided above.

Signature of Seller (Business)

Date

Prepared by

Authorized Signature (Business)

Date

# State of Maine

DEPARTMENT OF HEALTH AND HUMAN SERVICES

EST ID: 20921

EATING PLACE Tier 1 28 Seats (in)

LISA'S LEGIT BURRITOS

304 WATER ST

GARDINER ME 04345

EXPIRES 07/13/2021

FEES: \$160.00

ATTN: EHRIN SIMANSKI

WEST STREET NEIGHBORS LLC

LISA'S LEGIT BURRITOS

117 WEST ST

GARDINER ME 04345



Commissioner

NON-TRANSFERABLE

▽ DETACH HERE ▽

Employers must establish a written smoking policy that prohibits smoking in any business facility, including vehicles used for work, and in outdoor areas where employees perform services under the control of the employer. Smoking in workplaces shall only be permitted outdoors. Employers shall only permit employer and employee smoking in a designated smoking area that is at least 20 feet away from the business facility.

## Kelly Gooldrup

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**From:** Tracey Desjardins  
**Sent:** Tuesday, July 28, 2020 5:48 AM  
**To:** Kelly Gooldrup; Al Nelson; Christine Landes; Jim Toman; Kristopher McNeill  
**Subject:** RE: Lisa's Legit Burrito - New Liquor License

All is good on my end to move forward.

*Tracey K. Desjardins*

Economic Development Director/Planning

6 Church Street

Gardiner, ME 04345

Office: 207-582-4200 Cell: 207-242-1907 Fax: 207-582-6895

e: [tdesjardins@gardinermaine.com](mailto:tdesjardins@gardinermaine.com)

w: [www.gardinermaine.com](http://www.gardinermaine.com)

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**From:** Kelly Gooldrup <[KGooldrup@gardinermaine.com](mailto:KGooldrup@gardinermaine.com)>

**Sent:** Monday, July 27, 2020 4:32 PM

**To:** Al Nelson <[ANelson@gardinermaine.com](mailto:ANelson@gardinermaine.com)>; Christine Landes <[CLandes@gardinermaine.com](mailto:CLandes@gardinermaine.com)>; Jim Toman <[JToman@gardinermaine.com](mailto:JToman@gardinermaine.com)>; Kristopher McNeill <[kmcneill@gardinermaine.com](mailto:kmcneill@gardinermaine.com)>; Tracey Desjardins <[TDesjardins@gardinermaine.com](mailto:TDesjardins@gardinermaine.com)>

**Subject:** Lisa's Legit Burrito - New Liquor License

Please review the attached application for a new liquor license – Lisa's Legit Burrito.

Thank you,

Kelly J. Gooldrup

City Clerk | Registrar of Voters

Notary Public | Dedimus Justice

City of Gardiner

6 Church Street

Gardiner, ME 04345

P: 207-582-4460 | F: 207-582-6895

E: [kgooldrup@gardinermaine.com](mailto:kgooldrup@gardinermaine.com)

W: [www.gardinermaine.com](http://www.gardinermaine.com)



## Kelly Gooldrup

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**From:** Jim Toman  
**Sent:** Tuesday, July 28, 2020 9:10 AM  
**To:** Kelly Gooldrup; Al Nelson; Christine Landes; Kristopher McNeill; Tracey Desjardins  
**Subject:** RE: Lisa's Legit Burrito - New Liquor License

PD is fine with issuance, however, if outside consumption is going to be allowed at the tables as shown in the diagram, the outside area must be roped/cordoned off.

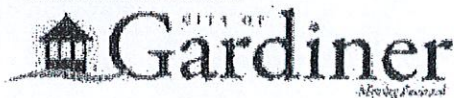
JT

**From:** Kelly Gooldrup <KGooldrup@gardinermaine.com>  
**Sent:** Monday, July 27, 2020 4:32 PM  
**To:** Al Nelson <ANelson@gardinermaine.com>; Christine Landes <CLandes@gardinermaine.com>; Jim Toman <JToman@gardinermaine.com>; Kristopher McNeill <kmcneill@gardinermaine.com>; Tracey Desjardins <TDesjardins@gardinermaine.com>  
**Subject:** Lisa's Legit Burrito - New Liquor License

Please review the attached application for a new liquor license – Lisa's Legit Burrito.

Thank you,

Kelly J. Gooldrup  
City Clerk | Registrar of Voters  
Notary Public | Dedimus Justice  
City of Gardiner  
6 Church Street  
Gardiner, ME 04345  
P: 207-582-4460 | F: 207-582-6895  
E: [kgooldrup@gardinermaine.com](mailto:kgooldrup@gardinermaine.com)  
W: [www.gardinermaine.com](http://www.gardinermaine.com)





## Kelly Gooldrup

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**From:** Al Nelson  
**Sent:** Tuesday, July 28, 2020 10:59 AM  
**To:** Kelly Gooldrup; Christine Landes; Jim Toman; Kristopher McNeill; Tracey Desjardins  
**Subject:** RE: Lisa's Legit Burrito - New Liquor License

FD has no issues as long as there is distance for outside seating on the sidewalk.

**From:** Kelly Gooldrup <KGooldrup@gardinermaine.com>  
**Sent:** Monday, July 27, 2020 4:32 PM  
**To:** Al Nelson <ANelson@gardinermaine.com>; Christine Landes <CLandes@gardinermaine.com>; Jim Toman <JToman@gardinermaine.com>; Kristopher McNeill <kmcneill@gardinermaine.com>; Tracey Desjardins <TDesjardins@gardinermaine.com>  
**Subject:** Lisa's Legit Burrito - New Liquor License

Please review the attached application for a new liquor license – Lisa's Legit Burrito.

Thank you,

Kelly J. Gooldrup  
City Clerk | Registrar of Voters  
Notary Public | Dedimus Justice  
City of Gardiner  
6 Church Street  
Gardiner, ME 04345  
P: 207-582-4460 | F: 207-582-6895  
E: kgooldrup@gardinermaine.com  
W: www.gardinermaine.com



Date Received: 7/27/2020

Received by: KSG

Name of Business/Event/  
Board/Committee:

Lisa's Legit Burritos

Date of Event:

	Minor Special Event	Major Special Event	Liquor Victualer License	DBA License	Junk Yard Permit	Other License	Boards & Committees
<u>Paid</u>							
<u>Email DH &amp; CM</u>			7/27/2020				
<u>Approved by:</u>							
<u>CM</u>							
<u>PD</u>			7/28/2020				
<u>FD</u>			7/28/2020				
<u>PW&amp;BG</u>			<del>7/28/2020</del>				
<u>CEO</u>			<del>7/28/2020</del>				
<u>ED</u>			7/28/2020				
<u>Add to Agenda</u>			✓				
<u>Legal Ad to KJ</u>			✓				
<u>Add to Events Calendar</u>							
<u>Add to DBA List</u>							
<u>Issue License/Permit</u>							
<u>Notify Applicant of Council Meeting</u>							
<u>Notify Applicant of Approval or Denial</u>							
<u>Create Oath Sheet</u>							
<u>Swear in</u>							
<u>Contact Info to Board/Committee</u>							
<u>Update TRIO</u>							
<u>Update Website</u>							

Notes: