



**GARDINER CITY COUNCIL
AGENDA ITEM INFORMATION SHEET**



Meeting Date	09/20/2013	Department	City Clerk
Agenda Item	4b. liquor license renewal for Canton		
Est. Cost	N/A		

Background Information	Please see the attached documentation.		
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Requested Action	'I move to approve the Liquour license renewal for Canton'		
City Manager and/or Finance Review			
Council Vote/ Action Taken			
Departmental Follow-Up			

City Clerk Use Only	1 st Reading _____	Advertised _____	EFFECTIVE DATE _____
	2 nd Reading _____	Advertised _____ w/in 15 Days	
	Final to Dept _____	Updated Book _____	Online _____

Date Received in Office	9/11/23
Received by:	K. Cutler
Office Amount Received	\$ _____
Approved	Denied

**APPLICATION FOR A
LICENSE/BUSINESS/EVENT**

Business Name	Canton Village
Business Location	Gardiner, Maine
Business Mailing Address	428 Water Street, Gardiner, ME 04345
Owner Name	Xiao Jun Qiu
Mailing Address (if different)	
Phone Number	646-269-6414
Business Number	207-582-1421
Email Address	niping75@hotmail.com
Type of Business	Chinese Restaurant
Description of Business (attach paper if necessary)	Chinese restaurant serving chinese food. Offers dining, bar, and takeout.
Business Hours	Monday: 11am-9pm, Tuesday: 3pm-9pm, Wednesday: 11am-9pm, Thursday: 11am-9pm, Friday: 11am-10pm, Saturday: 11am-10pm, Sunday: 11am-9pm

Staff contacts for Licensing

<p>Gardiner City Clerk Kathleen Cutler P: 207-582-2223 F: 207-582-6895 E: kcutler@gardinermaine.com</p>	<p>Code Enforcement Officer Kristopher McNeil P: 207-582-6892 C: 207-620-4853 E: kmcneill@gardinermaine.com</p>
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City Hall Office Hours

Monday, Tuesday, Thursday: 8:00-4:00 Wednesday: 12:00 - 6:00 Friday: 8:00 - 12:00

Please send application and payment (payable to City of Gardiner) to: City Clerk's Office, 6 Church Street, Gardiner, ME

*	See Code Enforcement Officer after talking with the City Clerk
C	This License will need to go before council. Please ask the City Clerk for next meeting date.

Type of License Being Applied for:		(check all that apply)	
*	Doing Business As (One-time Registration)	\$10	
	Special Event - Exhibitions & Shows (Minor)	\$50	
C	Special Event - Exhibitions & Shows (Major)	\$100	
*	Street Sellers (Annual)	\$50	
*	Street Sellers (Per Event)	\$20	
*	Street Sellers (Farmer's Market) (Annual)	\$10	
* C	Junkyards (<100 ft highway) (Annual)	\$200	
* C	Junkyards (>100 ft highway) (Annual)	\$50	
* C	Automobile Recycling Business (5-year)	\$250	
C	Victualers License to Sell Food (Annual)	\$50	
C	Victualers License – One Day (Festival)	\$25	
C	Victualers Non-profit License to sell food (Annual)	\$10	
* C	Food Truck (Annual)	100	
* C	Food Truck (Non-profit)	10	
* C	Food Truck (3-Day)	25	
C	Taxicabs/Vehicles for Hire	\$50	
	Sales (Special, OOB, etc) (Per Event/Sale)	\$25	
	Beano/Bingo/Games of Chance/Pinball Machines (Annual)	\$10	
	Shooting Galleries/Pool Hall/Bowling Alley (Annual)	\$50	
C	Pawn (Annual)	\$50	
C	Tavern Keeper (Annual)	\$25	
* C	Liquor/Bottle Club (1-50 seats) (Annual)	\$75	
* C	Liquor/Bottle Club (51-100 seats)(Annual)	\$100	X
* C	Liquor/Bottle Club (101+ seats) (Annual)	\$150	
C	Catering Off-Premises (liquor is served) (per event)	\$10	
C	Entertainment/Special Amusement License (Annual)	\$75	
* C	Outside Consumption Permit (Annual)	\$25	

Please send application and payment (payable to City of Gardiner) to: City Clerk's Office, 6 Church Street, Gardiner, ME

Office use only:
Received in Clerk's Office by Katelyn Cutler Date 9.11.23
Approved by:
CM _____ Police _____ Fire _____ PW/B&G _____ CEO _____ ED _____
Please see attached email verification.

City Council Approval (If necessary)

City Council hereby finds that:

1. The proposed License is consistent with the goal of promoting the use of City owned property for recreational, entertainment or charitable events; and
2. That the proposed License can be conducted in the location proposed without endangering the public safety or disturbing the peace and order of the City of Gardiner; subject to the attached list of conditions:

Dated this _____ day of _____, 20____. _____
Municipal Officer of the City of Gardiner



STATE OF MAINE
 DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES
 BUREAU OF ALCOHOLIC BEVERAGES AND LOTTERY OPERATIONS
 DIVISION OF LIQUOR LICENSING AND ENFORCEMENT

Application for an On-Premises License

All Questions Must Be Answered Completely. Please print legibly.

Division Use Only	
License No:	
Class:	By:
Deposit Date:	
Amt. Deposited:	
Payment Type:	
OK with SOS: Yes <input type="checkbox"/> No <input type="checkbox"/>	

**Section I: Licensee/Applicant(s) Information;
Type of License and Status**

Legal Business Entity Applicant Name (corporation, LLC): Cheung Lee Garden Inc	Business Name (D/B/A): Canton Village
Individual or Sole Proprietor Applicant Name(s): Xiao Jun Qiu	Physical Location: 428 Water St Gardiner ME 04345
Individual or Sole Proprietor Applicant Name(s):	Mailing address, if different:
Mailing address, if different from DBA address:	Email Address:
Telephone # Fax #: 646-269-6414	Business Telephone # Fax #: 207-582-1421
Federal Tax Identification Number: 01-0444498	Maine Seller Certificate # or Sales Tax #:
Retail Beverage Alcohol Dealers Permit:	Website address:

1. New license or renewal of existing license? New Expected Start date: _____
- Renewal Expiration Date: _____

2. The dollar amount of gross income for the licensure period that will end on the expiration date above:

Food: \$ 535,209.15 Beer, Wine or Spirits: \$ 65,264.75 Guest Rooms: _____

From: June 2022 - May 2023

3. Please indicate the type of alcoholic beverage to be sold: (check all that apply)

Malt Liquor (beer) Wine Spirits

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: _____

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)

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)

Full Name	DOB	Place of Birth
Xiao Jun Qiu	05/08/1971	China
Xue Ping Ni	04/21/1975	China

Residence address on all the above for previous 5 years

Name	Address:
Xiao Jun Qiu	21 Maple St Gardiner, ME 04345
Name	Address:
Xue Ping Ni	21 Maple St Gardiner, ME 04345
Name	Address:
Name	Address:

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)

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: Church

Distance: 0.10 miles

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: 9/7/23

Xiao Jun Qiu
Signature of Duly Authorized Person

Signature of Duly Authorized Person

XIAO Jun QIU
Printed Name Duly Authorized Person

Printed Name of Duly Authorized Person

B. The municipal officers or the county commissioners, as the case may be, shall provide public notice of any hearing held under this section by causing a notice, at the applicant's prepaid expense, stating the name and place of hearing, to appear on at least 3 consecutive days before the date of hearing in a daily newspaper having general circulation in the municipality where the premises are located or one week before the date of the hearing in a weekly newspaper having general circulation in the municipality where the premises are located.

C. If the municipal officers or the county commissioners, as the case may be, fail to take final action on an application for a new on-premises license or transfer of the location of an existing on-premises license within 60 days of the filing of an application, the application is deemed approved and ready for action by the bureau. For purposes of this paragraph, the date of filing of the application is the date the application is received by the municipal officers or county commissioners. This paragraph applies to all applications pending before municipal officers or county commissioners as of the effective date of this paragraph as well as all applications filed on or after the effective date of this paragraph. This paragraph applies to an existing on-premises license that has been extended pending renewal. The municipal officers or the county commissioners shall take final action on an on-premises license that has been extended pending renewal within 120 days of the filing of the application.

D. If an application is approved by the municipal officers or the county commissioners but the bureau finds, after inspection of the premises and the records of the applicant, that the applicant does not qualify for the class of license applied for, the bureau shall notify the applicant of that fact in writing. The bureau shall give the applicant 30 days to file an amended application for the appropriate class of license, accompanied by any additional license fee, with the municipal officers or county commissioners, as the case may be. If the applicant fails to file an amended application within 30 days, the original application must be denied by the bureau. The bureau shall notify the applicant in writing of its decision to deny the application including the reasons for the denial and the rights of appeal of the applicant.

2. Findings. In granting or denying an application, the municipal officers or the county commissioners shall indicate the reasons for their decision and provide a copy to the applicant. A license may be denied on one or more of the following grounds:

A. Conviction of the applicant of any Class A, Class B or Class C crime;

B. Noncompliance of the licensed premises or its use with any local zoning ordinance or other land use ordinance not directly related to liquor control;

C. Conditions of record such as waste disposal violations, health or safety violations or repeated parking or traffic violations on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises or other such conditions caused by persons patronizing or employed by the licensed premises that unreasonably disturb, interfere with or affect the ability of persons or businesses residing or located in the vicinity of the licensed premises to use their property in a reasonable manner;

D. Repeated incidents of record of breaches of the peace, disorderly conduct, vandalism or other violations of law on or in the vicinity of the licensed premises and caused by persons patronizing or employed by the licensed premises;

D-1. Failure to obtain, or comply with the provisions of, a permit for music, dancing or entertainment required by a municipality or, in the case of an unincorporated place, the county commissioners;

E. A violation of any provision of this Title;

F. A determination by the municipal officers or county commissioners that the purpose of the application is to circumvent the provisions of section 601; and

Section V: Fee Schedule

Filing fee required. In addition to the license fees listed below, a filing fee of \$10.00 must be included with all applications.

Please note: For Licensees/Applicants in unorganized territories in Maine, the \$10.00 filing fee must be paid directly to County Treasurer. All applications received by the Bureau from licensees/applicants in unorganized territories must submit proof of payment was made to the County Treasurer together with the application.

Class of License	Type of liquor/Establishments included	Fee
Class I	For the sale of liquor (malt liquor, wine and spirits) This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Vessels; Qualified Caterers	\$ 900.00
Class I-A	For the sale of liquor (malt liquor, wine and spirits) This class includes only hotels that do not serve three meals a day.	\$1,100.00
Class II	For the Sale of Spirits Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; and Vessels.	\$ 550.00
Class III	For the Sale of Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class IV	For the Sale of Malt Liquor Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Taverns; Pool Halls; and Bed and Breakfasts.	\$ 220.00
Class III and IV	For the Sale of Malt Liquor and Wine Only This class includes: Airlines; Civic Auditoriums; Class A Restaurants; Clubs with catering privileges; Dining Cars; Golf Courses; Hotels; Indoor Ice-Skating Clubs; Indoor Tennis Clubs; Restaurants; Vessels; Pool Halls; and Bed and Breakfasts.	\$ 440.00
Class V	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Club without catering privileges.	\$ 495.00
Class X	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Class A Lounge	\$2,200.00
Class XI	For the sale of liquor (malt liquor, wine and spirits) This class includes only a Restaurant Lounge	\$1,500.00

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.

1. Exact legal name: Cheung Lee Garden, Inc.
2. Doing Business As, if any: Canton Village
3. Date of filing with Secretary of State: _____ State in which you are formed: Maine
4. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine:

5. 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
Xiao Jun Qiu	21 Maple St Gardiner ME 04345	05/08/1971	President	100.0000
Xue Ping Ni	21 Maple St Gardiner ME 04345	04/21/1975	Manager	0.0000

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

Kathleen Cutler

From: John Cameron
Sent: Tuesday, September 12, 2023 7:43 AM
To: Kathleen Cutler; departmentheads; Andrew Carlton; Kristopher McNeill
Subject: RE: liquor license Canton

Follow Up Flag: Follow up
Flag Status: Flagged

Good with PW

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>;
Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L Cutler
City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895

Kathleen Cutler

From: Kristopher McNeill
Sent: Monday, September 11, 2023 3:06 PM
To: Kathleen Cutler; departmentheads; Andrew Carlton
Subject: RE: liquor license Canton

Follow Up Flag: Follow up
Flag Status: Flagged

No issues Kathy

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>;
Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L. Cutler
City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895

Kathleen Cutler

From: Doug Clark
Sent: Monday, September 11, 2023 4:22 PM
To: Kathleen Cutler; departmentheads; Andrew Carlton; Kristopher McNeill
Subject: RE: liquor license Canton

Follow Up Flag: Follow up
Flag Status: Flagged

OK with WW.

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>; Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L Cutler
City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895

Kathleen Cutler

From: Dawn Thistle
Sent: Monday, September 11, 2023 5:12 PM
To: Kathleen Cutler; departmentheads; Andrew Carlton; Kristopher McNeill
Subject: RE: liquor license Canton

Follow Up Flag: Follow up
Flag Status: Flagged

All good with the library.
Dawn

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>; Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L Cutler
City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895

Kathleen Cutler

From: Andrew Carlton
Sent: Tuesday, September 12, 2023 11:19 AM
To: Kathleen Cutler; departmentheads; Kristopher McNeill
Subject: RE: liquor license Canton

This also looks fine to me...

Andrew R. Carlton

City Manager
6 Church Street
Gardiner, Maine 04345
207-582-4200

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>; Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L. Cutler
City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895

Kathleen Cutler

From: Todd Pilsbury
Sent: Tuesday, September 12, 2023 8:22 AM
To: Kathleen Cutler
Subject: RE: liquor license Canton

No issues with PD.

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>;
Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L. Cutler
City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895

Kathleen Cutler

From: Melissa Lindley
Sent: Tuesday, September 12, 2023 8:18 AM
To: Kathleen Cutler; departmentheads; Andrew Carlton; Kristopher McNeill
Subject: RE: liquor license Canton

No issues for economic development

Melissa Lindley

Economic Development Director & Public Information Officer
City of Gardiner
6 Church Street, Gardiner, ME 04345
office: 207-582-4200 cell: 207-242-1907
mlindley@gardinermaine.com
www.gardinermaine.com

From: Kathleen Cutler <KCutler@gardinermaine.com>
Sent: Monday, September 11, 2023 3:05 PM
To: departmentheads <departmentheads@gardinermaine.com>; Andrew Carlton <ACarlton@gardinermaine.com>; Kristopher McNeill <kmcneill@gardinermaine.com>
Subject: liquor license Canton

Attached please find the license for renewal of a liquor license for Canton Village.

Kathleen L. Cutler

City Clerk/Tax Collector/Deputy Treasurer
(207) 582-2223
Fax: (207) 582-6895