Dear Prospective Applicant:

Enclosed is a copy of the requirements pertaining to recyclers and scrap processors, together with the proper application forms. Compliance with these requirements is necessary before you may be issued a State Recycler License.

The rules governing recyclers and scrap processors licensing and the requirements that must be met can be found on the State of Maine website at:


If you have any questions concerning the application material, please do not hesitate to contact Dealer Licensing at (207) 624-9000 Ext. 52143, by email at: Dealerlicensing.bmv@maine.gov or by mail to: Secretary of State, Bureau of Motor Vehicles, Dealer Licensing, 29 State House Station, Augusta, Maine 04333-0029.

Sincerely,

David W. Guilmette
Director, Office of Investigation & Dealer Licensing
Information for Recycler License Applicants

In order for the Secretary of State to issue a recycler license, the applicant shall:

- File the proper application and total fees to include the filing fee and licensing fee. If for some reason the license is not issued, the license fee will be rebated. The filing fee is nonrefundable by law.
- Complete a questionnaire and have it properly notarized.
- On the recycler zoning form provided for this purpose, furnish proof of compliance with building codes, zoning and land use ordinances. The form must be signed by an official of the city/town where the business is being licensed, and the official's signature must be notarized.
- Submit a $21.00 fee for our office to process a Maine State Police SBI background check to determine if there are any criminal records filed against any owners or corporate members.
- If the applicant is an individual owner, you must register your DBA with the city/town office in the municipality where the business is located.
- If the business is a partnership, submit a copy of the partnership agreement which must list the percent of ownership of each partner. Before it is submitted, the papers must be recorded at the city/town office in the municipality where the business is located.
- If the business is a corporation, submit a copy of the Articles of Incorporation from the State of Maine, or in a case of a foreign corporation, proof of authority to conduct business in Maine. In both cases, we also require a separate letter signed by the corporate clerk listing the names, titles, and percent of ownership of all members of the corporation. In addition, if the applicant intends to operate under an assumed name (or DBA), then an application for assumed name must be filed with the Bureau of Corporations, Elections and Commissions. They can be reached at (207) 624-7752.
- In addition to the copies of your organizational documents from the Bureau of Corporations, Elections and Commissions. You must provide a sworn affidavit (must be notarized) that includes the names, titles, and percentage of ownership of all involved in the business.
- If the facility is not owned by the applicant, submit a copy of the lease agreement. Requirements of the lease agreement are as follows: must include size of lot, size of building, size of office, size of repair area, must be signed by both the lessee and lessor and both signatures must be properly witnessed or notarized.
- Submit verification of registration through the National Motor Vehicle Title Information System (NMVTIS).
- Submit a copy of the plot plan. (Please include measurements)
- Obtain a sales tax number by contacting the Maine Revenue Services at (207) 624-9693.

Your application will be submitted to an inspection of the facility by a Bureau of Motor Vehicle Detective to determine that the facility meets at least the minimum requirements for the type of license you are requesting. Once a favorable report is received and approved, the recycler license will be issued.

All dealer licenses expire on the last day of the month, one year from issuance.
Bureau of Motor Vehicles
Application for a Dealer License

Type:

☐ New Application  ☐ Additional License Type  ☐ Annex Location  ☐ Secondary Location
☐ Change of Status  ☐ Change of Location  ☐ Other (Specify) _______________________

Owner (s) Name ___________________________________________  Cell Number ______________________
Business Name ________________________________________________  Phone Number ______________________
E-mail Address: ________________________________________________  Fax Number ______________________

Business Physical Location ____________________________________________
City or Town ___________________________________________  Zip Code ______________________

Business Mailing Address ____________________________________________
City or Town ___________________________________________  Zip Code ______________________

Sales Tax Number ______________________ Federal ID Number ______________________
Franchise(s) Held ________________________________________________

Please list any annex or secondary location(s) where business will be conducted under same license:

Location ___________________________________________  Phone Number ______________________
Location ___________________________________________  Phone Number ______________________

In the columns below please check off the types of licenses you are applying for and enter the appropriate fee.
Total the far-right column and enter the amount at the bottom.

<table>
<thead>
<tr>
<th>Types of Licenses / Fees</th>
<th>License</th>
<th>License Fee</th>
<th>Total Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Car Dealer License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Used Car Dealer License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Loaner License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Equipment Dealer License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Transporter License</td>
<td></td>
<td>$150.00 ea.</td>
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<tr>
<td>Recycler License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Auction License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Heavy Trailer License (over 3,000 lbs.)</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Light Trailer License (3,000 lbs. or less)</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Motorcycle Dealer License</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Annex License</td>
<td></td>
<td>$150.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Secondary Location</td>
<td></td>
<td>$100.00 ea.</td>
<td></td>
</tr>
<tr>
<td>SBI Background Check (Per Owner, Partner, of Officer)</td>
<td></td>
<td>$21.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Filing Fee - If you are applying for a new license, changing a business location, or changing ownership or corporate structure.</td>
<td>Add $150.00</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

TOTAL (Total Amount from Back and Front): Add $150.00

Please list below the complete legal name, address, date of birth, and title of each owner, partner, or officer in your business.

<table>
<thead>
<tr>
<th>Name</th>
<th>Address</th>
<th>Date of Birth</th>
<th>Title</th>
<th>% of Ownership</th>
</tr>
</thead>
<tbody>
<tr>
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</tbody>
</table>

MVD-350 Rev. 08/2022 1
Is your business: (Check One)  □ Individual    □ Partnership    □ Corporation (LLC)

If a corporation, what state are you incorporated in? __________________________________________

Within the past (5) five years, have you or any partner, director or officer of your business been found guilty of any:

1. Felony    Yes ____   No ____
2. Criminal violation under Title 29-A or Title 17-A  Yes ____  No ____
3. Any civil judgment involving fraud, misrepresentation or conversion    Yes ____  No ____

If yes to any give location, date and violation_____________________________________________________________

Write the number of plates you need to match the type of license you applied for on the front of this application.
Multiply the number of plates times the plate fee, enter the amount in the far-right column and total the column.

<table>
<thead>
<tr>
<th>Type of Plate</th>
<th>No. of Plates</th>
<th>Plate Fee</th>
<th>Total Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>New Car Dealer Plate</td>
<td></td>
<td>$20.00 ea.</td>
<td></td>
</tr>
<tr>
<td>New Car Dealer Vanity Plate</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
<tr>
<td>New Car Loaner Vanity Plate</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Used Car Dealer Plate</td>
<td></td>
<td>$20.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Loaner Plate</td>
<td></td>
<td>$20.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Equipment Dealer Plate</td>
<td></td>
<td>$20.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Transporter Plate</td>
<td></td>
<td>$20.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Heavy Trailer Dealer Plate (over 3,000 lbs.)</td>
<td></td>
<td>$20.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Light Trailer Dealer Plate (3,000 lbs. or less)</td>
<td></td>
<td>$5.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Motorcycle Dealer Plate</td>
<td></td>
<td>$5.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Light Wrecker Plate (26,000 lbs. or less)</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Heavy Wrecker Plate (80,000 GVW or less)</td>
<td></td>
<td>$200.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Service Vehicle Plate New or used car only</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
<tr>
<td>Equipment Service Vehicle Plate</td>
<td></td>
<td>$50.00 ea.</td>
<td></td>
</tr>
</tbody>
</table>

TOTAL   (carry total to front side)

As the owner of the dealership named above, I attest that I have reviewed all the laws, rules, and regulations related to the license requested, and that my business will comply with all requirements.

The undersigned hereby certifies that all information contained herein is true and correct to the best of my/our knowledge and belief. If representing a company, I further certify that I have been authorized by the company to sign on their behalf. I understand that knowingly supplying false information on this form is a Class E crime and that any false information will result in the suspension or revocation of any license issued to me.

_________________________ Signature of Owner

_________________________ Official Title

_________________________ Date

Add the total fees on both sides of this sheet and send your check, made payable to the Secretary of State, to:
Bureau of Motor Vehicles, Dealer Licensing, 29 State House Station, Augusta, Maine 04333. Payment may be made by credit card:

Type: □ Visa    □ Mastercard    □ Discover    □ American Express

Number: ___________________________ Expiration Date: _______ Zip Code:________

Name on Credit Card: __________________________________________________________

If you have any questions, please contact Dealer Licensing
Ph: (207) 624-9000 Ext. 52143 / Fax: (207) 624-9126 / Email: DealerLicensing.BMV@Maine.gov

MVD-350 Rev. 08/2022
Applicant Questionnaire for the Licensing of Dealers, Transporters, Loaners or Recyclers

Type:
- New Application
- Additional License Type
- Annex Location
- Change of Status
- Change of Location
- Secondary Location
- Other (Specify) ________________

Owner Name __________________________ Phone Number ________________________
Business Name ________________________ Phone Number ________________________

Business Physical Location ______________________________________________________
City or Town __________________________ Zip Code ________________________________

What type of business are you licensing? ____________________________________________

Section I: Please answer each question by check marking either Yes or No.
1. Is there now or was there previously a licensed dealership at your location?
   If Yes please supply name of dealership: ________________________________
   If Yes, were you an owner of this dealership? ____________________________
2. Is there any other business at this location?
   If Yes, what is the name and type of this business? _______________________
3. Do you own that business? ____________________________
4. What days and hours is your business open? _______________________________
5. Do you currently have ownership in any other dealership?
   If Yes, please list the dealership(s) name and license types and numbers:
   Dealership(s) Name __________________________ License Type & Number ____________
   __________________________
   __________________________
   __________________________

Section II: These questions ask about your established place of business:
1. Is your business located in a permanently enclosed commercial building? __________
2. Is your business located on one parcel of land? __________________________
3. Do you own the property & buildings? __________________________
4. Do you lease the property & buildings? __________________________
   (If Yes, enclose a copy of the lease)

Section III: These questions ask about your display/repair area:
- Recyclers/Salvage only are exempt
1. Does your business have at least 5,000 sq. ft. of display area in or adjoining the building?
2. Do you lease your repair facility? If so, a copy of that lease must be provided to BMV.
3. Do you lease your repair facility to a Maine Inspection Technician?
   If Yes, a minimum 2’ x 3’ sign stating that any repair work done on site for the dealership will be performed by the technician leasing the space?
4. If you lease your repair facility, do you have a minimum 2’ x 3’ sign stating that any repair
   work done on site for the dealership will be performed by the technician leasing the space?
5. Does the sign contain the technician’s address and telephone number?
6. Do you have the tools and equipment needed to repair and service vehicles properly?
7. Do you have an air compressor?
8. Do you have a hydraulic jack or lift?
9. Do you have a full set of mechanics tools?
10. Does the owner or an employee work as a mechanic at least 30 hrs. per week?
Section IV: These questions ask about your business office:
1. Do you have an office with at least 64 sq. ft. to keep records and conduct business? □ Yes □ No
2. Is your office heated? □ Yes □ No
3. Does your office have at least 1 desk, 2 chairs, and a filing cabinet? □ Yes □ No
4. Is your office completely enclosed by floor to ceiling construction? □ Yes □ No
5. Is your office separate from any living quarters? □ Yes □ No
6. Is your office located in or adjoining your business building? □ Yes □ No

Section V: These questions ask about your business sign:
1. Is your business identified by an exterior sign? □ Yes □ No
2. Is the sign permanently affixed to land or building? □ Yes □ No
3. Is the sign readable at a distance of 200 feet? □ Yes □ No
4. Is the sign at least 12 square feet in size? □ Yes □ No
5. What does the sign say? ________________________________

Section VI: If you are applying for a recycler dealer license, you must also complete the last set of questions by checking Yes or No to each question below.
1. Is there a storage area in or adjoining the building? □ Yes □ No
2. Is the business within 1,500 feet of a state or federally owned cemetery? □ Yes □ No
3. Did your salvage yard exist before December 5, 1983? □ Yes □ No
   If No, what date did your salvage yard begin? ___________________________
4. Is this an expansion of an existing salvage yard? □ Yes □ No
5. Do you maintain a business inventory of all vehicles, component parts, body, chassis, or transmissions that are received or disposed of as required by law? □ Yes □ No
   5a. Explain your record keeping procedures: _________________________________________

6. Are you currently a licensed dealer in Maine? □ Yes □ No
7. Are you currently a licensed dealer in any other state? □ Yes □ No

_________________________  ___________________________  ________________
Signature of Applicant              Title                        Date

Notarization Required

Before me personally appeared ________________________, who by me being duly sworn under oath says that the statements set forth above are true and correct.
Sworn to and subscribed before me at ______________________, Maine, on this day of ______________________, 20______.

Notary Public

My Commission Expires: ______________________
Dear Sir:

As required by the Secretary of State, the above named applicant, at the location shown, is in compliance with all local building codes; zoning and land use regulatory ordinances and has the required permits issued by this municipality to conduct business as a vehicle salvage/recycler dealer.

This applicant’s business is required to be issued a permit pursuant to Title 30-A, Section 3753 subchapter 1: Junkyards and automobile graveyards. This permit is a prerequisite to being licensed as a recycler.

☐ Has been issued
☐ Will be issued
☐ Will not be issued

Signature - Authorized City/Town Official

Title

NOTARIZATION REQUIRED

STATE OF MAINE - County of ______________________ Date, ______________ 20______ Then personally appeared the above authorized city/town official named ___________________________________ and acknowledged the foregoing instrument under oath to be their free act and deed.

Notary Public or Attorney ________________________________

My commission expires: ______________
Dealership Plot Plan

Dealership Name: ____________________________________________________________

Dealership Location (Physical Location) ________________________________________

Please use the area provided below to draw a layout of your facility. Include the dimensions of the office area, repair area, and the display area. Also, indicate where the sign will be posted. If there are any other businesses operating at this same location, show their area as well.
SAMPLE LEASE

I, **Lessor Name**, agrees to lease **to Lessee Name & Business Name**, a parcel of land and building thereon located on **Street Address & Town**.

This parcel consists of a lot **Size of Lot**, and a building, **Size of Building**. This building consists of an office, **Size of Office**, and a repair area, **Size of Repair Area**.

This lease will be valid for one year from this date, **Beginning Date of Lease**, and will be renewed yearly thereafter. This lease may not be terminated by either party without 30 days written notice.

__________________________________
Witness

__________________________________
Lessee

__________________________________
Witness

__________________________________
Lessor

This “Sample Lease” is provided for your convenience in submitting the required lease, if you presently lease/rent your place of business.
SAMPLE LEASE

I, __________________, agrees to lease _______________________, a parcel of land and building thereon located on _______________________.

This parcel consists of a lot __________, and a building, _________________. This building consists of an office, ____________, and a repair area, ________________.

This lease will be valid for one year from this date, ___________ and will be renewed yearly thereafter. This lease may not be terminated by either party without 30 days written notice.

_________________________  ____________________________
Witness  Lessee

_________________________  ____________________________
Witness  Lessor
SAMPLE PARTNERSHIP AGREEMENTS

EXAMPLE “A”

January 1, 2012

We, John Doe and Barbara Smith, have formed a partnership in connection with the business of John & Barbara’s Used Cars, located on the Brown Road in Caribou Maine.

EXAMPLE “B”

January 1, 2012

We, John Doe and Barbara Smith, have formed a partnership in connection with the business of John & Barbara’s Used Cars, located on the Brown Road in Caribou Maine. This is a 60/40 partnership, with John Doe at 60% owner of the business.

EXAMPLE “C”

January 1, 2012

We, John Doe and Barbara Smith, & Dexter Jones have formed a partnership in connection with the business of J-B-D Used Cars, located on Route 1 in Caribou Maine. This is a 50/30/20 partnership with the ownership as follows:

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>John Doe</td>
<td>50%</td>
</tr>
<tr>
<td>Barbara Smith</td>
<td>30%</td>
</tr>
<tr>
<td>Dexter Jones</td>
<td>20%</td>
</tr>
</tbody>
</table>

These samples are provided for your convenience to assist you in writing your own partnership agreement. However, the above formats are not mandatory forms. For legal reasons, you may wish to have a lawyer assist you with your partnership papers.

*If you choose to use on of the above forms, it must be signed by both or all partners, and each signature must be individually witnessed and notarized. These papers must then be recorded with the city hall or town office of the municipality in which your business is located.*