

Bureau of Alcoholic Beverages and Lottery Operations
Division of Liquor Licensing and Enforcement
 8 State House Station, Augusta, ME 04333-0008 (Regular Mail)
 10 Water Street, Hallowell, ME 04347 (Overnight Mail)
 Telephone: 207-624-7220 Fax: 207-287-3434
 Email inquiries: MAINELIQUOR@MAINE.GOV

| DIVISION USE ONLY | |
|-------------------|-----|
| License No: | |
| Class: | By: |
| Deposit Date: | |
| Amt. Deposited: | |
| Cash Ck Mo: | |

APPLICATION FOR SMALL BREWERY

- \$10.00 Filing Fee
- \$50.00 Small Brewery
- \$75.00 Farmers Market Participant

Check Payable: "Treasurer, State of Maine"

NEW license Yes No

Present license expires: _____

The undersigned hereby applies for a Small Brewery License to produce malt liquors not to exceed 50,000 gallons per year or their metric equivalent.

ALL QUESTIONS MUST BE ANSWERED IN FULL

| | | | |
|---------------------------------------|------------------------------|--|------------------------------|
| Corporation Name: | | Business Name (D/B/A) | |
| APPLICANT(S) (Sole Proprietor) | DOB: | Physical Location: | |
| | DOB: | City/Town | State Zip Code |
| Address | | Mailing Address | |
| City/Town | State Zip Code | City/Town | State Zip Code |
| Telephone Number | Fax Number | Business Telephone Number | Fax Number |
| Federal Basic Permit #: | | Seller Certificate #: or Sales Tax #: | |
| Email Address: | | Website: | |

1. Is applicant a corporation, limited liability company or limited partnership? Yes No **If Yes, Complete Corporate Information Required for Business Entities who are licensees.**

2. Business records are located at: _____

3. Do you own or have any interest in any another Maine Liquor License? Yes No If yes, please list License Number, Name, and physical location of any other Maine Liquor Licenses. (Please use additional sheets if necessary.)

License #

Name of Business

Physical Location

City / Town

4. Is/Are applicant(s) citizens of the United States? Yes No
5. Is/Are applicant(s) citizens of the State of Maine? Yes No
6. If a corporation, does any officer, director or stockholder of said corporation have in any way an interest, directly or indirectly, as a director or stockholder in any other corporation which is a holder of a wholesale license granted by the State of Maine? Yes No
7. Is the applicant directly or indirectly giving aid or assistance in the form of money, property, credit, or financial assistance of any sort, to any person, association, or corporation holding a liquor license granted by the State of Maine? Yes No
8. Describe the area to be licensed (inside and outside area if applicable). _____

9. Will you maintain an additional location for on premise consumption? Yes No

Name of Premise: D/B/A _____

Address _____ State _____ Zip _____

Telephone _____ Name of Manager _____

Type of Premise _____

10. List name, date of birth, place of birth for all applicants and managers. Provide maiden name if married.

| Name in Full (Print Clearly) | DOB | Place of Birth |
|------------------------------|-----|----------------|
| | | |
| | | |
| | | |

11. Residence address on all of the above for previous 5 years (Limit answer to city & state)

| | | |
|-------|-------|--------|
| Name: | City: | State: |
| Name: | City: | State: |
| Name: | City: | State: |

12. Will any law enforcement officer directly benefit financially in your license, if issued?

Yes No If **Yes**, give name: _____

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

Name: _____ Date of Conviction: _____

Offense: _____ Location: _____

Disposition: _____ (Use a separate sheet of paper if necessary)

Each applicant shall file with the application a list giving the name and address of each wholesale dealer authorized to distribute products and designate the exclusive territory assigned to each wholesale dealer. Attach a distributor territory form or additional information outlining the exclusive territory for each wholesaler and the products they may distribute within the area.

Payments to the Division of liquor licensing & enforcement by check subject to penalty provided by Section 3-B of Title 28A, MRS

NOTE: “I understand that false statements made on this form are punishable by law. Knowingly supplying false information on this form is a Class D offense under the Criminal Code, punishable by confinement of up to one year or by monetary fine of up to \$2,000 or both.”

Dated at: _____ on _____, 20 _____
Town/City, State Date

PLEASE SIGN IN BLUE INK

Signature of Owner or Corporate Officer(s)

Signature of Owner or Corporate Officer(s)

Print Name

Print Name

Please be sure to include the following with your application:

- Completed original application with original signatures.
- Signed check with the correct fees and payment made out to: Treasurer, State of Maine
- Corporation Information Required for Business Entities. (if applicable)
- List with name and address of each wholesale dealer authorized to distribute products of your licensed brewery.
- Attached the distributor territory form.
- Attached documentation of primary source.
- Complete the label registration form with the associated annual fees.
- If applying to participate in Farmers’ Markets** Please include the Farmers’ Market schedule of events

Submit Completed Forms to:

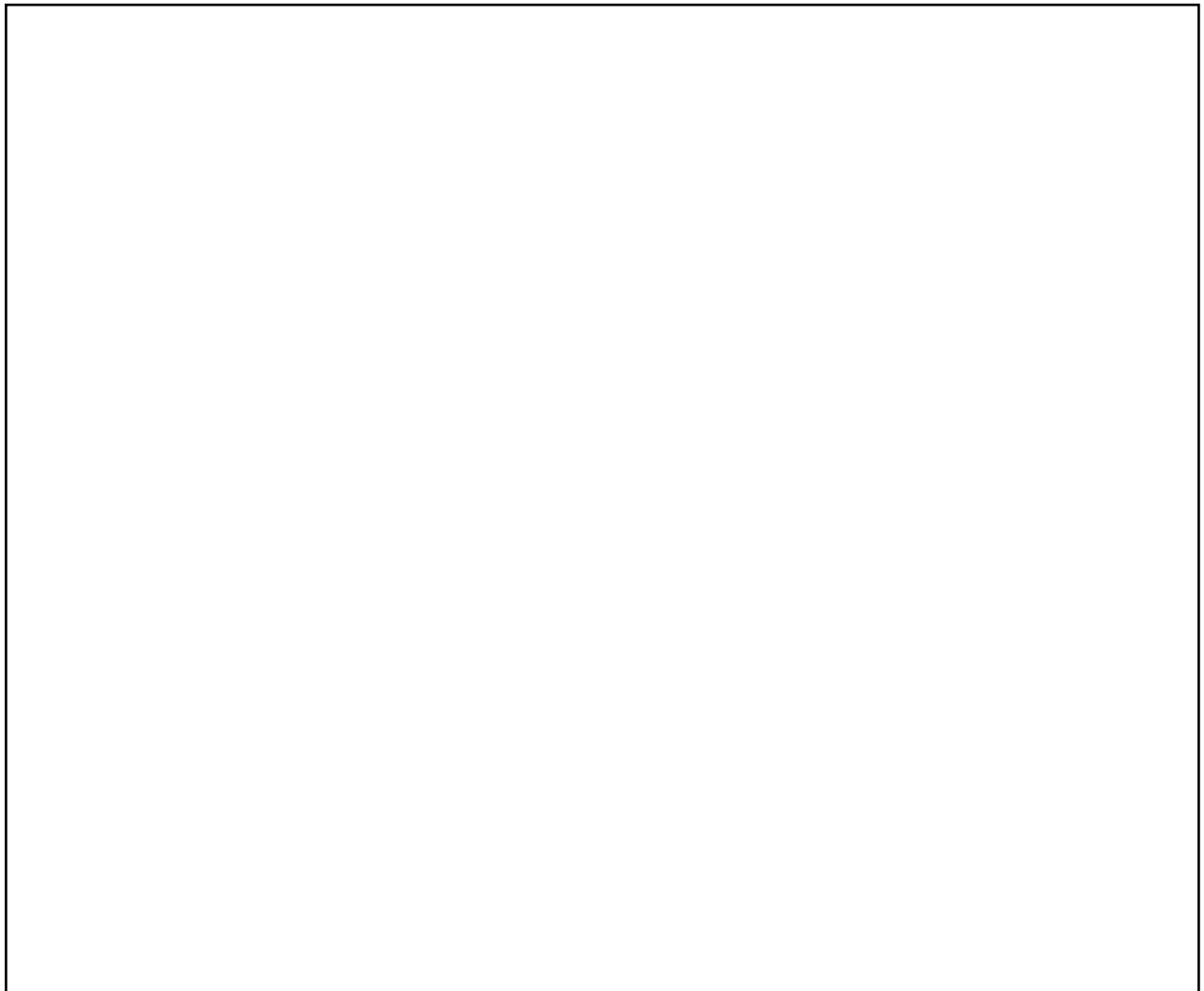
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Manufacturing Diagram
(Facility Drawing/ Floor Plan)

In an effort to clearly define your license premise and the areas that consumption and storage of liquor is allowed, The Division requires all applicants to submit a diagram of the premise to be licensed in addition to a completed license application.

Diagrams should be submitted on this form and should be as accurate as possible. Be sure to label the following areas: • **Entrances** • **Office area** • **Malt/Wine Coolers** • **Storage areas** • **Display Cases & Shelves** • **Restroom** • **Register** • **Area of Manufacturing** • **Area of retail sales** • **Area for on premise consumption** • **Outside area/decks** • **All other areas that you are requesting approval.**





State of Maine
 Division of Alcoholic Beverages and
 Lottery Operations
 Division of Liquor Licensing and Enforcement

**Corporate Information Required for
 Business Entities Who Are Licensees**

Questions 1 to 4 must match information on file with the Maine Secretary of State's office. If you have questions regarding this information, please call the Secretary of State's office at (207) 624-7752.

Please clearly complete this form in its entirety.

1. Exact legal name: _____
2. Doing Business As, if any: _____
3. Legal Entity's FEIN #: _____
4. Date of filing with Secretary of State: _____ State in which you are formed: _____
5. If not a Maine business entity, date on which you were authorized to transact business in the State of Maine: _____
6. List the name and addresses for previous 5 years, birth dates, titles of officers, directors and list the percentage ownership: (attached additional sheets as needed)

| NAME | ADDRESS (5 YEARS) | Date of Birth | TITLE | Ownership % |
|------|-------------------|---------------|-------|-------------|
| | | | | |
| | | | | |
| | | | | |
| | | | | |

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

7. If Co-Op # of members: _____ (list primary officers in the above boxes)

8. Has any principal person involved in the entity ever been convicted of any violation of the law, other than minor traffic violations, in the United States? Yes No

9. If Yes to Question 8, please complete the following: (attached additional sheets as needed)

Name: _____

Date of Conviction: _____

Offense: _____

Location of Conviction: _____

Disposition: _____

Signature:

PLEASE SIGN IN BLUE INK

Signature of Owner or Corporate Officer

Date

Print Name of Owner or Corporate Officer

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Farmers' Market Schedule

Notification of date of EACH Farmers' Market we intend to sell wine, spirits or malt liquor should be supplied on separate Schedule forms.

The notification must be received by the Division 30 days prior to the first event for each Farmers' Market.

| | |
|---|------------------------------------|
| License #: | Name of Farmers' Market: |
| Business Name (D/B/A): | |
| | Address of Farmers' Market: |
| Email / Fax/ Mailing Address to send Approval: | |
| | |
| Signature: | Date: |

PLEASE CHECK ALL THAT APPLY FOR THAT GIVEN DATE

| | DATE | RETAIL SALES ONLY? | TASTING? (2 PER MONTH) | | DATE | RETAIL SALES ONLY? | TASTING? (2 PER MONTH) |
|----|------|--------------------|------------------------|----|------|--------------------|------------------------|
| 1 | | | | 16 | | | |
| 2 | | | | 17 | | | |
| 3 | | | | 18 | | | |
| 4 | | | | 19 | | | |
| 5 | | | | 20 | | | |
| 6 | | | | 21 | | | |
| 7 | | | | 22 | | | |
| 8 | | | | 23 | | | |
| 9 | | | | 24 | | | |
| 10 | | | | 25 | | | |
| 11 | | | | 26 | | | |
| 12 | | | | 27 | | | |
| 13 | | | | 28 | | | |
| 14 | | | | 29 | | | |
| 15 | | | | 30 | | | |

For Office Use Only:

Date Filed: _____

Approved

Not Approved

Date Approved: _____

Approved By: _____

Farmers' Market Participants Law

§1366. RETAIL SALES AT FARMERS' MARKET

1. Retail sales at farmers' market. A licensee under section 1355-A, subsection 3, paragraph B; subsection 4, paragraph B; subsection 5, paragraph B or an employee of the licensee who is at least 21 years of age may sell wine, spirits or malt liquor manufactured in the State by the licensee at a farmers' market pursuant to this section.

[2017, c. 168, §1 (AMD) .]

2. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Farmer" means a natural person who sells, with or without processing, agricultural products raised by the person on land in the State owned or leased by the person. [2011, c. 280, §3 (NEW) .]

B. "Farmers' market" has the same meaning as in Title 7, section 415, subsection 1, paragraph B. [2011, c. 280, §3 (NEW) .]

[2011, c. 280, §3 (NEW) .]

3. Conditions. A licensee under subsection 1 may sell wine, spirits or malt liquor at a farmers' market under the following conditions:

A. The licensee shall apply for and must have received authorization to sell at farmers' markets from the bureau and paid an annual fee of \$75. The application pursuant to this paragraph must be in a form determined by the bureau. The licensee shall submit the application at least 30 days prior to the date when wine, spirits or malt liquor is to be sold at a farmers' market; [2017, c. 168, §2 (AMD) .]

B. Prior to each month during which the licensee wishes to sell or conduct a taste testing at a farmers' market, the licensee shall provide to the bureau a list of the date, time and location of each farmers' market at which the licensee intends to sell or conduct a taste testing and must receive approval from the bureau for that month; [2017, c. 168, §2 (AMD) .]

B-1. The licensee shall keep and maintain a record of the dates, times and locations of the licensee's participation in a farmers' market under this section; [2017, c. 168, §2 (NEW) .]

C. The farmers' market must consist of at least 6 separate stalls or booths that sell farm or food products, not including liquor, and must be authorized by the bureau under subsection 4; [2017, c. 168, §2 (AMD) .]

D. The stall or booth operated by the licensee at the farmers' market is considered part of the licensed premises of the licensee for purposes of this chapter; [2011, c. 280, §3 (NEW) .]

E. All wine, spirits and malt liquor must be prepackaged and sold by the bottle or case; [2017, c. 1, §19 (COR) .]

F. Taste testing of wine, spirits and malt liquor may be conducted in accordance with section 1367; and [2017, c. 1, §19 (COR) .]

G. Spirits sold in accordance with this subsection are subject to the listing, pricing and distribution provisions of this Title. The holder of a small distillery license may provide spirits for sale at a farmers' market in the same manner as permitted under section 1355-A, subsection 5, paragraph G. [2017, c. 168, §2 (NEW) .]

[2017, c. 1, §19 (COR) .]

Farmers' Market Laws

4. Farmers' market authorization. At least 30 days prior to the sale of wine, spirits or malt liquor, a farmers' market must obtain municipal approval to sell wine, spirits and malt liquor under this section and apply for and receive authorization from the bureau for a licensee authorized under subsection 3, paragraph A to sell wine, spirits or malt liquor at the farmers' market. If the farmers' market is held on private property, the application must include a written statement signed by the owner of the property permitting the sale of wine, spirits or malt liquor in accordance with this section. The bureau may request a diagram of the layout of the farmers' market. An application required by this subsection must be in a form determined by the bureau.

[2017, c. 168, §3 (AMD) .]

5. Rules. The bureau may adopt rules to carry out the purposes of this section. Rules adopted pursuant to this subsection are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

[2011, c. 280, §3 (NEW) .]

SECTION HISTORY

2011, c. 280, §3 (NEW). 2011, c. 629, §24 (AMD). RR 2017, c. 1, §19 (COR). 2017, c. 168, §§1-3 (AMD).

Farmers' Market Tasting Laws

§1367. TASTINGS AT FARMERS' MARKETS

1. Taste testing. Subject to the conditions set forth in this section and the applicable bylaws of the farmers' market, a brewery, small brewery, winery, small winery, distillery or small distillery licensed under section 1355-A may conduct taste-testing events at a farmers' market. For purposes of this section, "farmers' market" has the meaning as in Title 7, section 415, subsection 1, paragraph A. A farmers' market may allow up to 2 dates per month on which a licensee described in this subsection may conduct a taste-testing event.

[2017, c. 168, §4 (NEW) .]

2. Conditions on taste-testing activities. The following conditions apply to taste-testing activities allowed under this section.

A. An individual at a taste-testing activity may not be charged a fee. [2017, c. 168, §4 (NEW) .]

B. An individual at a taste-testing activity may not be served a taste-testing sample of more than 4 ounces of malt liquor, 1 1/2 ounces of wine or 1/2 ounce of spirits. An individual is limited to 6 samples per day per manufacturer licensed under section 1355-A. [2017, c. 1, §20 (COR) .]

C. Malt liquor, wine or spirits for taste testing may not be poured in advance and made available for individuals participating in the taste testing to serve themselves. [2017, c. 1, §20 (COR) .]

D. An individual at a taste-testing activity who is visibly intoxicated may not be served malt liquor, wine or spirits. [2017, c. 168, §4 (NEW) .]

E. Taste-testing activities must be conducted within the hours of retail sales established in this Title. [2017, c. 168, §4 (NEW) .]

F. Taste-testing activities are not allowed in any municipality where on-premises and off-premises sales are not allowed pursuant to chapter 5. [2017, c. 168, §4 (NEW) .]

G. A licensee under section 1355-A conducting a taste-testing activity at a farmers' market must keep a record of when and where the activity took place. [2017, c. 168, §4 (NEW) .]

H. A licensee may provide for taste testing only liquor that is manufactured by the licensee in accordance with section 1355-A. [2017, c. 168, §4 (NEW) .]

[2017, c. 1, §20 (COR) .]

SECTION HISTORY

RR 2017, c. 1, §20 (COR). 2017, c. 168, §4 (NEW) .