

DISPLAY THIS CARD ON PRINCIPAL FRONTAGE OF WORK



# CITY OF PORTLAND BUILDING PERMIT



**This is to certify that**

CM WATERFRONT PROPERTIES LLC

**Located at**

250 COMMERCIAL ST

**PERMIT ID:** 2012-65540

**CBL:** 031 L034001

has permission to **Outside seating on Private property- connected w/ permit #2012-49767 (new deck)** provided that the person or persons, firm or corporation accepting this permit shall comply with all of the provisions of the Statues of Maine and of the Ordinances of the City of Portland regulating the construction, maintenance and use of the buildings and structures, and of the application on file in the department.

Notification of inspection and written permission procured before this building or part thereof is lathed or otherwise cloed-in. 48 HOUR NOTICE IS REQUIRED.

A final inspection must be completed by owner before this building or part thereof is occupied. If a certificate of occupancy is required, it must be procured prior to occupancy.

\_\_\_\_\_  
**Fire Prevention Officer**

  
\_\_\_\_\_  
**Code Enforcement Officer / Plan Reviewer**

**THIS CARD MUST BE POSTED ON THE STREET SIDE OF THE PROPERTY  
THERE IS A PENALTY FOR REMOVING THIS CARD**

**PERMIT ID:** 2012-65540

**Located at:** 250 COMMERCIAL ST

**CBL:** 031 L034001

**BUILDING PERMIT INSPECTION PROCEDURES**  
Please call 874-8703 (ONLY)  
or email: [buildinginspections@portlandmaine.gov](mailto:buildinginspections@portlandmaine.gov)

With the issuance of this permit, the owner, builder or their designee is required to provide adequate notice to the city of Portland Inspections Services for the following inspections. Appointments must be requested 48 to 72 hours in advance of the required inspection. The inspection date will need to be confirmed by this office.

- **Please read the conditions of approval that is attached to this permit!! Contact this office if you have any questions.**
- **Permits expire in 6 months. If the project is not started or ceases for 6 months.**
- **If the inspection requirements are not followed as stated below additional fees may be incurred due to the issuance of a "Stop Work Order" and subsequent release to continue.**

**REQUIRED INSPECTIONS:**

Final - Commercial

The project cannot move to the next phase prior to the required inspection and approval to continue, REGARDLESS OF THE NOTICE OF CIRCUMSTANCES.

IF THE PERMIT REQUIRES A CERTIFICATE OF OCCUPANCY, IT MUST BE PAID FOR AND ISSUED TO THE OWNER OR DESIGNEE BEFORE THE SPACE MAY BE OCCUPIED.

**City of Portland, Maine - Building or Use Permit**

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

<b>Permit No:</b> 2012-65540	<b>Date Applied For:</b> 12/05/2012	<b>CBL:</b> 031 L034001
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<b>Location of Construction:</b> 250 COMMERCIAL ST	<b>Owner Name:</b> CM WATERFRONT PROPRTIE	<b>Owner Address:</b> PO BOX 7467	<b>Phone:</b>
<b>Business Name:</b> In'finiti Fermentation & Distillation	<b>Contractor Name:</b>	<b>Contractor Address:</b>	<b>Phone</b>
<b>Lessee/Buyer's Name</b> Eric Michaud	<b>Phone:</b> 2077564454	<b>Permit Type:</b> Outdoor Seating	

<b>Proposed Use:</b> Same - Restaurant	<b>Proposed Project Description:</b> Outside seating on Private property- connected w/ permit #2012-49767 (new deck)
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<b>Dept:</b> Zoning	<b>Status:</b> Approved	<b>Reviewer:</b> Ann Machado	<b>Approval Date:</b> 01/31/2013
<b>Note:</b>	<b>Ok to Issue:</b> <input checked="" type="checkbox"/>		
<b>Dept:</b> Building	<b>Status:</b> Approved w/Conditions	<b>Reviewer:</b> Jeanie Bourke	<b>Approval Date:</b> 01/31/2013
<b>Note:</b>	<b>Ok to Issue:</b> <input checked="" type="checkbox"/>		
1) The tables and chairs must not block any means of egress of any building, even during storage. 2) This permit approves this area for outside dining on private property, your license shall be updated at the City Clerks office. THIS IS A ONE TIME PERMIT UNLESS THE AREA IS EXPANDED. 3) This permit approves outside seating only. Any alcohol or entertainment in this space requires licensing approvals from the City Clerk.			

# City of Portland, Maine - Building or Use Permit Application

389 Congress Street, 04101 Tel: (207) 874-8703, Fax: (207) 874-8716

Permit No: 2012-65540	Issue Date:	CBL: 031 L034001
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<b>Location of Construction:</b> 250 COMMERCIAL ST	<b>Owner Name:</b> CM WATERFRONT PROPERTIES LLC	<b>Owner Address:</b> PO BOX 7467 PORTLAND, ME 04112	<b>Phone:</b>
<b>Business Name:</b> In'finiti Fermentation & Distillation	<b>Contractor Name:</b>	<b>Contractor Address:</b> ME	<b>Phone:</b>
<b>Lessee/Buyer's Name</b> Eric Michaud	<b>Phone:</b> (207) 756-4454	<b>Permit Type:</b> Outdoor Seating	<b>Zone:</b> WCZ
<b>Past Use:</b> Restaurant -In'finiti Fermentation & Distillation (2012-05-3993)	<b>Proposed Use:</b> Same - Restaurant	<b>Permit Fee:</b> \$80.00	<b>Cost of Work:</b> \$80.00
		<b>CEO District:</b> 2	
<b>Proposed Project Description:</b> Outside seating on Private property- connected w/ permit #2012-49767 (new deck)		<b>FIRE DEPT:</b> <input type="checkbox"/> Approved <input type="checkbox"/> Denied <input checked="" type="checkbox"/> N/A	<b>INSPECTION:</b> Use Group: A-2 Type: outside Dining private Signature: JMB 1/31/13
		<b>PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.)</b> Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied Signature: _____ Date: _____	

<b>Permit Taken By:</b> Idobson	<b>Date Applied For:</b> 12/05/2012	<b>Zoning Approval</b>	
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<ol style="list-style-type: none"> <li>This permit application does not preclude the Applicant(s) from meeting applicable State and Federal Rules.</li> <li>Building permits do not include plumbing, septic or electrical work.</li> <li>Building permits are void if work is not started within six (6) months of the date of issuance. False information may invalidate a building permit and stop all work..</li> </ol>	<b>Special Zone or Reviews</b> <input type="checkbox"/> Shoreland <input type="checkbox"/> Wetland <input type="checkbox"/> Flood Zone <input type="checkbox"/> Subdivision <input type="checkbox"/> Site Plan Maj <input type="checkbox"/> Minor <input type="checkbox"/> MM <input type="checkbox"/> Date: 1/31/13 ABM	<b>Zoning Appeal</b> <input type="checkbox"/> Variance <input type="checkbox"/> Miscellaneous <input type="checkbox"/> Conditional Use <input type="checkbox"/> Interpretation <input type="checkbox"/> Approved <input type="checkbox"/> Denied Date:	<b>Historic Preservation</b> <input checked="" type="checkbox"/> Not in District or Landmark <input type="checkbox"/> Does Not Require Review <input type="checkbox"/> Requires Review <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied Date: ABM
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### CERTIFICATION

I hereby certify that I am the owner of record of the named property, or that the proposed work is authorized by the owner of record and that I have been authorized by the owner to make this application as his authorized agent and I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in the application is issued, I certify that the code official's authorized representative shall have the authority to enter all areas covered by such permit at any reasonable hour to enforce the provision of the code(s) applicable to such permit.

SIGNATURE OF APPLICANT ADDRESS DATE PHONE

RESPONSIBLE PERSON IN CHARGE OF WORK, TITLE DATE PHONE



2012-6-5540

\* This is not on City property.  
It is on private property.

# Outdoor Dining Permit Application

If you or the property owner owes real estate or personal property taxes or user charges on any property within the City, payment arrangements must be made before permits of any kind are accepted.

<input checked="" type="checkbox"/> New Application for Outside Dining			<input type="checkbox"/> Renewal Application for Outside Dining		
City Clerk signature for liquor license approval: _____			or Pending Council Date <u>12/17/12</u>		
Location/Address of Outdoor Seating: <u>250 Commercial St</u>					
Total Square Footage of Proposed Seating Area <sup>1</sup> <u>800</u>			Square Footage of Lot		
Tax Assessor's Chart, Block & Lot Chart#      Block#      Lot#		Phone#: <u>756-4454</u>		Owner: <u>CM Waterfront Properties</u>	
Applicant * <u>must</u> be owner or Lessee Name: <u>Fermentation &amp; Distillation LLC</u>		Lessee/Buyer's Name: (If Applicable) <u>Eric Michaud</u>		Annual Fee: <b>\$80</b> Total Sq. Ft.	
Address: <u>250 Commercial St</u>				Sq. Ft. Fee: \$	
City, State & Zip: <u>Portland ME 04101</u>				Total Fee: <b>\$ 80</b>	
Current use: <u>New business 2012-05-3993</u>					
Business name: <u>Infinite Fermentation &amp; Distillation</u>					
Seating area dimensions: <u>50' x 16'</u>					
How many chairs? <u>42</u> How many tables? <u>7</u>					
<input checked="" type="checkbox"/> Yes Alcohol is served.      -					
<input type="checkbox"/> No Alcohol being served.					
Who should we contact for the pre-inspection: <u>Eric Michaud</u>					
Mailing address: <u>250 Commercial St 04101</u> Phone: <u>756-4454</u>					

Please submit all of the information outlined in the Outdoor Dining Application Checklist. Failure to do so will result in the automatic denial of your permit.

In order to be sure the City fully understands the full scope of the project, the Planning and Development Department may request additional information prior to the issuance of a permit. For further information visit us on-line at [www.portlandmaine.gov](http://www.portlandmaine.gov), stop by the Building Inspections office, room 315 City Hall or call 874-8703.

I hereby certify that I am the Owner of record of the named property, or that the owner of record authorizes the proposed work and that I have been authorized by the owner to make this application as his/her authorized agent. I agree to conform to all applicable laws of this jurisdiction. In addition, if a permit for work described in this application is issued, I certify that the Code Official's authorized representative shall have the authority to enter all areas covered by this permit at any reasonable hour to enforce the provisions of the codes applicable to this permit.

Signature of Applicant: \_\_\_\_\_

Date: 12/11/12

<sup>1</sup> In no instance shall the total square footage of dining area equal more than 10% of park space, unless the applicant receives a waiver from the Director of Parks and Recreation or his/her designee. **This is not a permit; you may not commence ANY work until the permit is issued.**

RECEIVED  
DEC 04 2012  
Dept. of Building Inspections  
City of Portland Maine



## OUTDOOR DINING PERMIT CHECKLIST

Permits are required for expanding food service establishments to the outside on City Property. The annual fee is \$80.00 plus \$2.00 per square foot of dining area on streets, sidewalks or other public ways and \$80.00 plus \$6.00 per square foot of dining area in city parks. For purposes of fee calculation, the area abutting the buildings which border Monument Square and extending ten (10) feet from the facade of said buildings shall be considered a sidewalk. The ten (10) foot area shall be measured from that portion of the facade that protrudes furthest into the sidewalk. The area beyond the ten (10) foot sidewalk shall be considered park space.

Outdoor dining is permitted year round under the permit; however, furniture must be removed in inclement weather to allow for sidewalk snow removal. **The permit must be renewed each year.**

All of the following information is required and must be submitted. You will also be required to fill out an Outdoor Dining Permit Application.

### **A plot plan is required and must include:**

- A drawing of the lot, where the building sits on the lot along with the lot and building dimensions
- The dimensional setback from the sidewalk to the building
- The location of the street, and if it's a corner lot, the intersecting streets
- The sidewalk along with its width and curbing location
- The location of the table and chair placement, including dimensions

**(NOTE:** there must be a minimum of four feet of open sidewalk from the outer boundary of the seating area to the curb, and a minimum of five feet on corners, and egress from the building must be maintained free of obstruction per the building code and NFPA Life Safety Code).

### **Additional Requirements:**

- The permit holder is required to produce, at the time of submission, and maintain public liability insurance coverage in an amount of not less than four hundred thousand dollars (\$400,000) combined single limit for bodily injury, death and property damage, naming the City as an additional insured thereon.

### **All permits for outdoor dining are issued subject to the following conditions:**

- The tables and chairs must be placed within the permitted area on the sidewalk in such a manner as to allow the free and safe passage of pedestrian traffic. If the tables and chairs are moved and located outside of the permitted outdoor seating area, they must be relocated to within the permitted area. Failure to contain the tables and chairs to the permitted area may result in a reduced permitted area or a revocation of the permit.

- The permit holder is responsible for keeping the outdoor seating area clean. The sidewalk area where the tables and chairs are located must be kept neat and free from litter and debris.
- No food shall be prepared outside.
- If alcohol is to be served, the permit holder must notify the City's Business Licensing Office in room 203 of City Hall or by telephone at 874-8557 and obtain approval for the service of alcohol outdoors. Additionally, State law requires that any outdoor area serving alcohol be segregated from the rest of the public.
- All tables and chairs shall be removed prior to a predicted snowfall and while any snow or ice exists within the designated outdoor seating area or within four feet from the boundaries thereof. The City will not be responsible for damage to any tables, chairs or other property that is not properly removed when the City is engaged in sidewalk maintenance activities.
- The permit holder shall comply with all applicable rules and regulations implemented by the city regarding outdoor dining.

**Failure to comply with any of the above conditions will result in revocation or non-renewal of the permit.**

I/We fully understand that the City of Portland, its agents, officers and employees accept no responsibility and will not be liable for any injury, harm or damage to my/our person or property arising out of the establishment's occupancy of the sidewalk or park space. To the fullest extent permitted by law, I/We do hereby agree to assume all risk of injury, harm or damage to my/our person or property (including but not limited to all risk of injury, harm or damage to my/our property cause by the negligence of the City of Portland, its agents, officers or employees) arising out of the establishment's occupancy of the sidewalk or park space. I/We hereby agree, to the fullest extent permitted by law, to defend, indemnify and hold harmless the City of Portland, its agents, officers and employees, from and against all claims, damages, losses and expenses, just or unjust, including, but not limited to costs of defense and attorney's fees, arising out of the establishment's occupancy of the sidewalk or park space, provided that any such claims, damage, loss or expense (1) is attributable to bodily injury, sickness, disease, or death, or to injury to or destruction of tangible property including the loss of use there from, and (2) is caused in whole or in part by any negligent act or omission of the establishment, anyone directly or indirectly employed by it, or anyone for whose act it may be liable.

Signed and acknowledged: [Signature] Date: 12/4/12  
 Printed name Eric Mickland  
 Establishment Enrich Farmstead & Distillers  
 Location 250 Commercial St

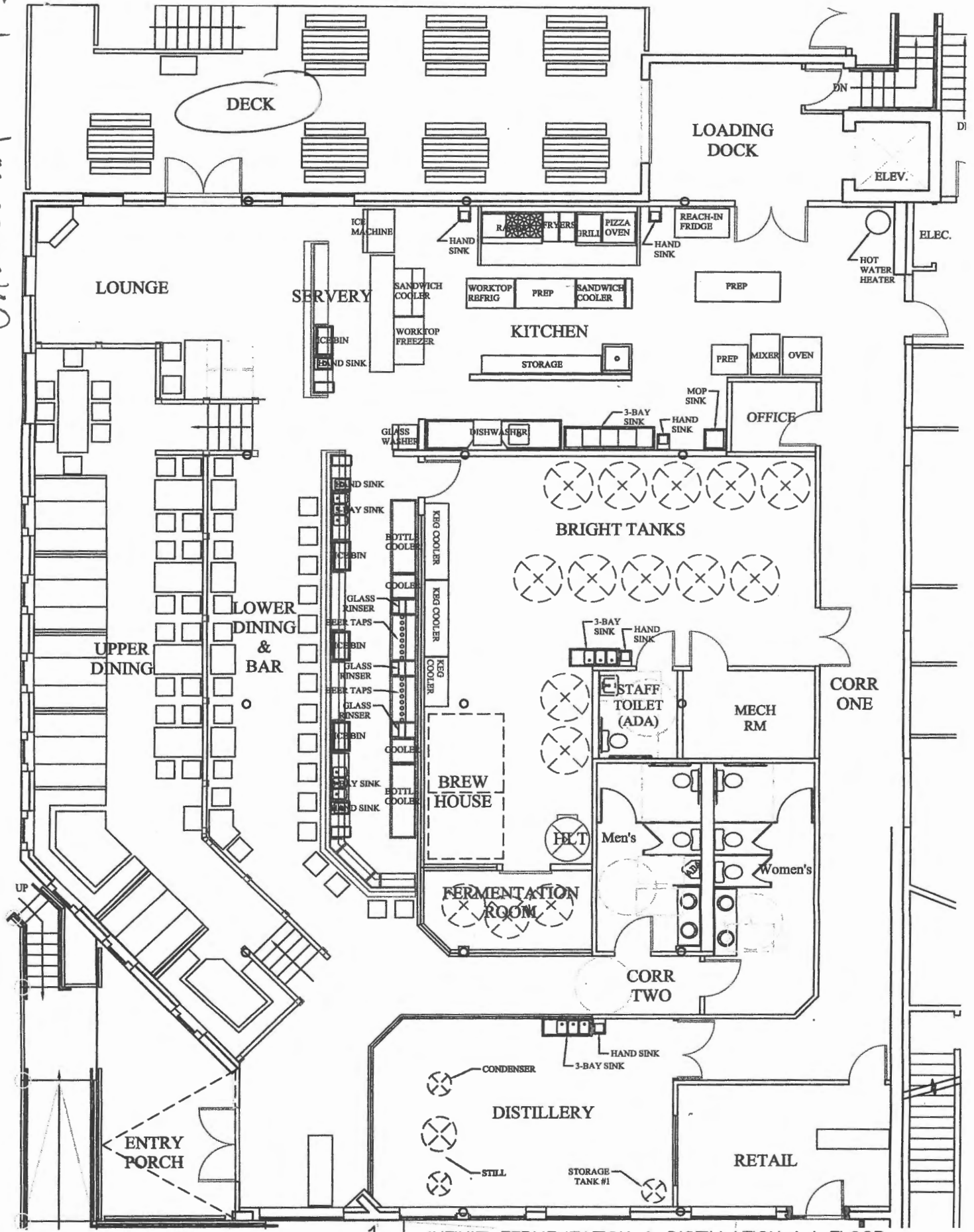
Seating is not on city property and will not occupy sidewalk or park space. It is on private property.

Union Wharf

Water

← Union Wharf →

← Commercial St →



1 | INFINITI FERMENTATION & DISTILLATION 1st FLOOR  
 SCALE: 3/32"=1'-0"



**CITY OF PORTLAND**  
**DEPARTMENT OF PLANNING & URBAN DEVELOPMENT**

389 Congress Street  
 Portland, Maine 04101

**INVOICE FOR PERMIT FEES**

<b>Application No:</b> 201265540	<b>Applicant:</b> CM WATERFRONT PROPERTIES
<b>Project Name:</b> Outside seating on Private property-	<b>Location:</b> 250 COMMERCIAL ST
<b>CBL:</b> 031 L034001	<b>Development Type:</b>
<b>Invoice Date:</b> 12/05/2012	

<b>Previous Balance</b>	-	<b>Payment Received</b>	+	<b>Current Fees</b>	-	<b>Current Payment</b>	=	<b>Total Due</b>	<b>Payment Due Date</b>
\$0.00		\$0.00		\$80.00		\$80.00		\$0.00	On Receipt

**Previous Balance** **\$0.00**

<b>Fee Description</b>	<b>Qty</b>	<b>Fee/Deposit Charge</b>
Outside Seating	1	\$80.00
		<u>\$80.00</u>
	<b>Total Current Fees:</b>	+ <b>\$80.00</b>
	<b>Total Current Payments:</b>	- <b>\$80.00</b>
	<b>Amount Due Now:</b>	<u><b>\$0.00</b></u>

**Bill to:** CM WATERFRONT PROPERTIES LLC  
 PO BOX 7467  
 PORTLAND, ME 04112

CBL 031 L034001  
**Application No:** 201265540  
**Invoice Date:** 12/05/2012  
**Invoice No:** 39270  
**Total Amt Due:** \$0.00  
**Payment Amount:**

Make checks payable to the *City of Portland*, ATTN: Inspections, 3rd Floor, 389 Congress Street, Portland, ME 04101.

**CITY OF PORTLAND**  
**DEPARTMENT OF PLANNING & URBAN DEVELOPMENT**

389 Congress Street  
 Portland, Maine 04101

**INVOICE FOR PERMIT FEES**

<b>Application No:</b> 201265540	<b>Applicant:</b> CM WATERFRONT PROPERTIES
<b>Project Name:</b> Outside seating on Private property-	<b>Location:</b> 250 COMMERCIAL ST
<b>CBL:</b> 031 L034001	<b>Development Type:</b>
<b>Invoice Date:</b> 12/05/2012	

<b>Previous Balance</b>	-	<b>Payment Received</b>	+	<b>Current Fees</b>	-	<b>Current Payment</b>	=	<b>Total Due</b>	<b>Payment Due Date</b>
\$0.00		\$0.00		\$80.00		\$80.00		\$0.00	On Receipt

<b>Previous Balance</b>	<b>\$0.00</b>
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Fee Description	Qty	Fee/Deposit Charge
Outside Seating	1	\$80.00
		\$80.00
	<b>Total Current Fees:</b>	<b>+ \$80.00</b>
	<b>Total Current Payments:</b>	<b>- \$80.00</b>
	<b>Amount Due Now:</b>	<b>\$0.00</b>

**Bill to:** CM WATERFRONT PROPERTIES LLC  
 PO BOX 7467  
 PORTLAND, ME 04112

CBL 031 L034001  
**Application No:** 201265540  
**Invoice Date:** 12/05/2012  
**Invoice No:** 39270  
**Total Amt Due:** \$0.00  
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