

DISPLAY THIS CARD ON PRINCIPAL FRONTAGE OF WORK CITY OF PORTLAND

BUILDING INSPECTION

PERMIT

Please Read Application And Notes, If Any, Attached

Permit Number: 080493

PERMIT ISSUED

MAY 16 2008

037 G001001

CITY OF PORTLAND

This is to certify that FITZGIBBONS ROBERT C
 has permission to Starbucks Coffee - outside seating 3 tables and 6 chairs - 54 sq ft
 AT 594 CONGRESS ST L 037 G001001
 provided that the person or persons, firm or corporation accepting this permit shall comply with all of the provisions of the Statutes of the State and of the Ordinances of the City of Portland regulating the construction, maintenance and use of buildings and structures, and of the application on file in this department.

Apply to Public Works for street line and grade if nature of work requires such information.

Notification of inspection must be given and when permission procured before this building or part thereof is laid or closed-in. 24 HOUR NOTICE IS REQUIRED.

A certificate of occupancy must be procured by owner before this building or part thereof is occupied.

OTHER REQUIRED APPROVALS

Fire Dept. _____

Health Dept. _____

Appeal Board _____

Other _____
Department Name

[Signature] 5/16/08
 Director - Building & Inspection Services

PENALTY FOR REMOVING THIS CARD

City of Portland, Maine - Building or Use Permit Application

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

Permit No: 08-0493	Issue Date:	CBL: 037 G001001
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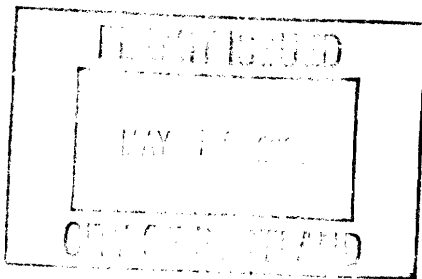
Location of Construction: 594 CONGRESS ST	Owner Name: FITZGIBBONS ROBERT G	Owner Address: 318 KANSAS RD	Phone:
Business Name:	Contractor Name:	Contractor Address:	Phone:
Lessee/Buyer's Name	Phone:	Permit Type: Outdoor Seating	Zone: B-3

Past Use: Starbucks Coffee - 54 sq ft	Proposed Use: Starbucks Coffee - outside seating 3 tables and 6 Chairs - 54 sq ft	Permit Fee: \$188.00	Cost of Work: \$1.00	CEO District: 1
		FIRE DEPT: <input type="checkbox"/> Approved <input type="checkbox"/> Denied	INSPECTION: Use Group: A2 Type: Outdoor seating	

Proposed Project Description: Starbucks Coffee - outside seating 3 tables and 6 Chairs - 54 sq ft	Signature:	Signature: JMB 5/16/08
PEDESTRIAN ACTIVITIES DISTRICT (P.A.D.)		
Action: <input type="checkbox"/> Approved <input type="checkbox"/> Approved w/Conditions <input type="checkbox"/> Denied		
Signature:		Date:

Permit Taken By: Idobson	Date Applied For: 05/09/2008	Zoning Approval
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- This permit application does not preclude the Applicant(s) from meeting applicable State and Federal Rules.
- Building permits do not include plumbing, septic or electrical work.
- 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..



Special Zone or Reviews	Zoning Appeal	Historic Preservation
<input type="checkbox"/> Shoreland	<input type="checkbox"/> Variance	<input type="checkbox"/> Not in District or Landmark
<input type="checkbox"/> Wetland	<input type="checkbox"/> Miscellaneous	<input type="checkbox"/> Does Not Require Review
<input type="checkbox"/> Flood Zone	<input type="checkbox"/> Conditional Use	<input type="checkbox"/> Requires Review
<input type="checkbox"/> Subdivision	<input type="checkbox"/> Interpretation	<input type="checkbox"/> Approved
<input type="checkbox"/> Site Plan	<input type="checkbox"/> Approved	<input type="checkbox"/> Approved w/Conditions
Maj <input type="checkbox"/> Minor <input type="checkbox"/> MIM <input type="checkbox"/>	<input type="checkbox"/> Denied	<input type="checkbox"/> Denied
Date: 5/15/08	Date:	Date:

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

CITY OF PORTLAND
DEPARTMENT OF PLANNING & URBAN DEVELOPMENT
 389 Congress Street
 Portland, Maine 04101

INVOICE FOR PERMIT FEES

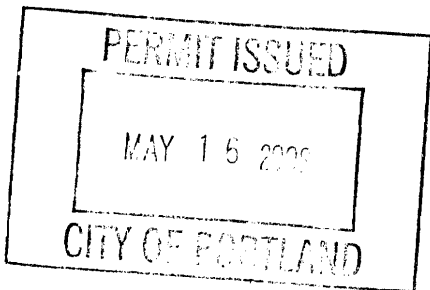
Application No: 8-0493	Applicant: FITZGIBBONS ROBERT G
Project Name: Starbucks Coffee - outside seating 3	Location: 594 CONGRESS ST
CBL: 037 G001001	Development Type:
Invoice Date: 05/14/2008	

Previous Balance	-	Payment Received	+	Current Fees	-	Current Payment	=	Total Due	Payment Due Date
\$0.00		\$0.00		\$188.00		\$0.00		\$188.00	On Receipt

First Billing

Previous Balance **\$0.00**

Fee Description	Qty	Fee/Deposit Charge		
Outside Seating Sidewalk	54	\$108.00		
Outside Seating	1	\$80.00		
		<u>\$188.00</u>		
Total Current Fees:			+	\$188.00
Total Current Payments:			-	\$0.00
Amount Due Now:				\$188.00



Detach and remit with payment

Bill to: FITZGIBBONS ROBERT G
 318 KANSAS RD
 BRIDGTON, ME 04009

CBL 037 G001001
Application No: 8-0493
Invoice Date: 05/14/2008
Invoice No: 31089
Total Amt Due: \$188.00
Payment Amount:

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



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.

Location/Address of Outdoor Seating: <u>594 CONGRESS ST PORTLAND</u>		Total Square Footage of Proposed Seating Area ¹		Square Footage of Lot	
Tax Assessor's Chart, Block & Lot Chart# <u>37</u> Block# <u>G1</u> Lot#		Owner: <u>BOB FITZGERALDS</u>		Telephone: <u>(207) 647-2448</u>	
Lessee/Buyer's Name (If Applicable)		Applicant * must be owner or Lessee Name <u>STARBUCKS COFFEE</u> Address <u>594 CONGRESS ST</u> City, State & Zip <u>PORTLAND, ME 04101</u>		Annual Fee: <u>\$80</u> Sq Ft Fee: <u>\$ 54 SQ FT</u> Total Fee: \$	
Current use: <u>COFFEE SHOP</u>		Business name: <u>STARBUCKS COFFEE</u>		Seating area dimensions: _____	
How many chairs? <u>6</u>		How many tables? <u>3</u>		Alcohol to be served outside? circle one: YES <input type="radio"/> NO <input checked="" type="radio"/>	
Who should we contact for the pre-inspection: <u>CHRISTINE CURRIER</u>		Mailing address: <u>594 CONGRESS ST.</u>		Phone: <u>761-0334</u>	

3 x 12 = 36
 3 x 6 = 18
 54
 PASSES

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, 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]
Signature of Applicant

5/5/08
Date

This is not a permit; you may not commence ANY work until the permit is issued.

¹ 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 or her designee.



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.

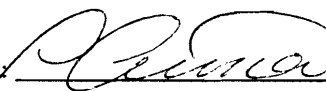
All permits for outdoor dining are issued subject to the following conditions:

- 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 liter 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.

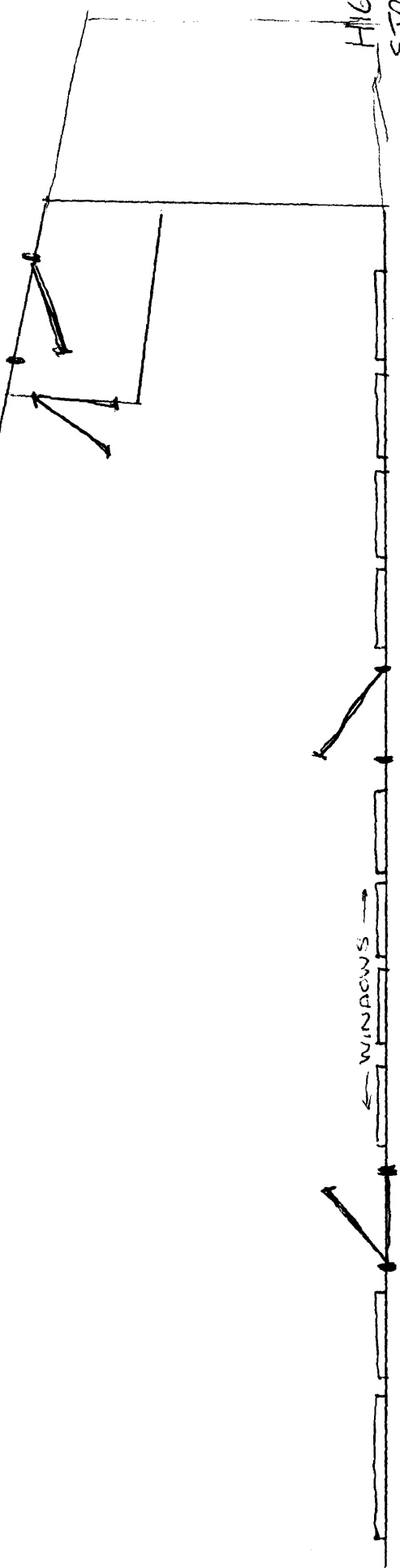
I/We fully understand that the City of Portland, its agents, officers and employees accept no responsibility and will not be liable for any injury, harm or damage to my/our person or property arising out of the establishment's occupancy of the sidewalk or park space. To the fullest extent permitted by 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:  Date: 5/8/08
 Printed name CHRISTINE CARRIER
 Establishment STARBUCKS COFFEE #7433
 Location 594 CONGRESS ST.
PORTLAND, ME 04101

← FREE STREET

NO SEATING -
- SIDEWALK -

1322 ST
HIGH
STREET
↑
↓
← →
()



3 FT X

↑ 12'

↑ 13'

↑ 19'

TABLE
2 CHAIRS

TABLE
2 CHAIRS

TABLES
& CHAIRS

TREE

← CONGRESS STREET →

ACORD CERTIFICATE OF LIABILITY INSURANCE						DATE (MM/DD/YY) 09/25/2007
PRODUCER Marsh USA Inc. 2 Tyriaco, Inc. 1215 Fourth Avenue P.O. Box 55219 Seattle, WA 98161 Seattle, WA 98155		Serial # 100139		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.		
INSURED Starbucks Corporation et al Attn: Allison Frey P.O. Box 34067 Seattle, WA 98124-1067 (206) 318-4850		INSURERS AFFORDING COVERAGE			NAIC#	
		INSURER A: Zurich American Insurance Company				
		INSURER B: American Guarantee & Liability Insurance				
		INSURER C: Zurich Insurance Company				
		INSURER D: American Zurich Insurance Company				
INSURER E: American Home Assurance Company						
COVERAGES THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.						
TYPE	CLASS	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A C		GENERAL LIABILITY	GL08378867-08 8828386	10/1/2007 10/1/2007	10/1/2010 10/1/2010	EACH OCCURRENCE \$ 3,000,000*
		<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Per occurrence) \$ 3,000,000*
		<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				MED EXP (Any one person) \$
		<input checked="" type="checkbox"/> \$2,000,000 SIR				PERSONAL & ADV INJURY \$ 3,000,000*
		GENL AGGREGATE LIMIT APPLIES PER				GENERAL AGGREGATE \$ 5,000,000
		<input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				PRODUCTS - COMP/OP AGG \$ 2,000,000
E 2 E 2		AUTOMOBILE LIABILITY	979-28-63 979-28-64 CA-529-9722	10/1/2007 10/1/2007 10/1/2007	10/1/2008 10/1/2008 10/1/2008	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
		<input checked="" type="checkbox"/> ANY AUTO				BODILY INJURY (Per person) \$
		<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident) \$
		<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident) \$
		<input type="checkbox"/> HIRED AUTOS				AUTO ONLY - EA ACCIDENT \$
		<input type="checkbox"/> NON-OWNED AUTOS				OTHER THAN AUTO-ONLY EA ACC \$
		GARAGE LIABILITY				AGG \$
		<input type="checkbox"/> ANY AUTO				\$
B		EXCESS/UMBRELLA LIABILITY	AUC3781148-05	10/1/2007	10/1/2008	EACH OCCURRENCE \$ 10,000,000
		<input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE				AGGREGATE \$ 10,000,000
		<input type="checkbox"/> DEDUCTIBLE				\$
		RETENTION \$				\$
A D		WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY	WC8378817-08 WC8298255-05	10/1/2007 10/1/2007	10/1/2008 10/1/2008	<input checked="" type="checkbox"/> POLICY LIMITS <input type="checkbox"/> PER-SON
		ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDE D?				EL EACH ACCIDENT \$ 1,000,000
		If yes, describe under SPECIAL PROVISIONS below				EL DISEASE - EA EMPLOYEE \$ 1,000,000
		OTHER				EL DISEASE - POLICY LIMIT \$ 1,000,000
*Company A and C - General Liability. The limits are \$1,000,000 in excess of a \$2,000,000 self-insured retention.						
DESCRIPTION OF OPERATIONS/LOCATION OF VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS Evidence of insurance for Starbucks Coffee Company. Effective January 20, 1999, the insured, Starbucks Corporation, includes wholly owned subsidiary Tazo Tea Company. As of July 14, 2003, Seattle Coffee Company is included under named insured, Starbucks Corporation. Effective April 8, 2005 the insured, Starbucks Corporation, includes wholly owned subsidiary Ethos Water.						
CERTIFICATE HOLDER EVIDENCE OF COVERAGE				CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE 		

ACORD 94 (2004/08)

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