

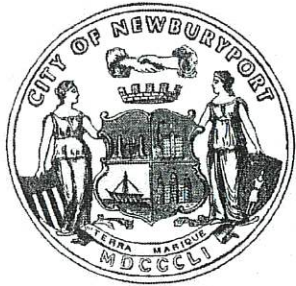
\$100 paid ✓

APPL00180_02_12_2024

2024 Application – License to Occupy Outdoor City Property

RECEIVED
CITY CLERK'S OFFICE
NEWBURYPORT, MA

2024 FEB -7 P 3:08



**City of Newburyport
Application Form 2024
Restaurant License
Occupy Outdoor City Property**

****DO NOT USE THIS APPLICATION FORM FOR EVENTS****

Date Submitted: 02-07-2024

Business Name: Shelly, LLC dba Loretta

Business Contact: Ted Epstein

Business Address: 15 Pleasant St

Phone: 978-463-0000 **Email:** tepstein@aol.com

Property Owner: Stavros Fountis

Outdoor Tables Quantity: 9 Dimensions: 34"x34" / 26"x26" Material: Metal

Outdoor Chairs Quantity: 26 Dimensions: 17" x 24" Material: Metal & Plastic

Proposed Days/Hours of Operation: 11am - 3pm, 5pm - 10pm - 7 days/week

Check all that apply:

- Applicant requests approval for food consumption.
- Applicant requests approval for alcohol consumption.
- Applicant requests approval for occupancy of public parking space(s).

Applications shall be delivered to the Office of the City Clerk by hand, mail, or email:

- 1) Office of the City Clerk
Newburyport City Hall
60 Pleasant Street
Newburyport, MA 01950
(978) 465-4407
clerk@cityofnewburport.com
- 2) **The deadline for applications is 4:00pm Thursday, February 8th 2024 to be included in the February 12th City Council Meeting. Please note it will take at least 2 City Council Meetings to process your application.**

Processing:

- 1) Application fee: **\$100.00**
Occupancy fee: **\$8/sq. ft.**
- 2) Applications will be reviewed by the City Council and forwarded to the Licensing Board. For applications to occupy a city park or playground, the City Council shall not consider or act upon such application until the earlier of (i) having received a recommendation by the Parks Commission regarding such application, or (ii) 30 days from the City Clerk's receipt of such complete application.
- 3) The **Licensing Board will then conduct a public hearing** on each application and determine whether to approve, approve conditionally, or deny it. The Licensing Board may not approve an application without a favorable recommendation by the City Council.
- 4) The City has no obligation whatsoever to approve any individual application, each of which shall be processed, reviewed, and a determination thereon made by the relevant City officers, boards, and commissions in their reasonable discretion.
- 5) Any condition of approval and submitted plan shall be in force for the entire duration of any validly issued license.
- 6) Any license issued may be revoked at any time by super-majority vote of the City Council, after a public hearing, for any reason, or no reason.

RELEASE AND INDEMNITY AGREEMENT TO ENCUMBER A PUBLIC WAY

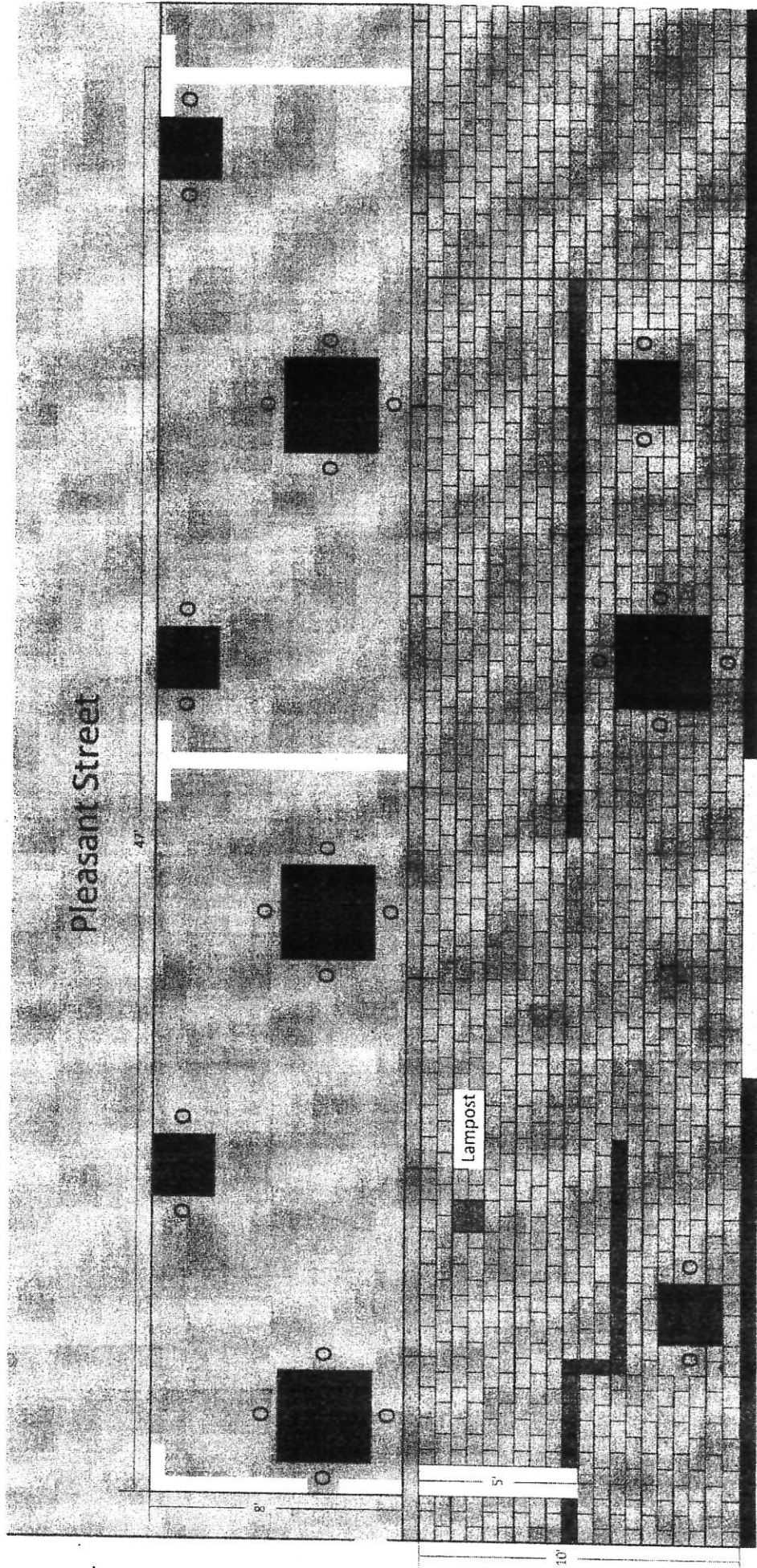
I, the undersigned Applicant or Duly Authorized Agent, hereby agree to RELEASE, DISCHARGE, and HOLD HARMLESS, the City of Newburyport, a municipal corporation of the Commonwealth of Massachusetts, and its officers, employees, agents, and servants from all actions, causes of action, claims, demands, damages, costs, loss of services, expenses and compensation associated with the undersigned's use of the public way or other city property as described herein.



Signature of Business Owner

2/7/24

DATE



Pleasant Street

47'

Lampost

10'

5'

Loretta

Acknowledgement and Agreement for Outdoor Dining

I, Stavros Fountis, own the property at 15 Pleasant Street Newburyport, Massachusetts currently occupied by the business known as Loretta.

By way of this letter, I am acknowledging and agreeing to allow the above-mentioned business to use the adjacent portion of the public way for outdoor dining this summer.

I understand that I will not have any liability for any action that takes place on city property.

Stavros Fountis

Signature

2-12-24

Date

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CITY CLERK'S OFFICE
NEWBURYPORT, MA
2024 FEB 12 P 2:37

Scangas Realty

330 Lynnway, Suite 105
Lynn, MA 01901
781.842.8767

February 7, 2024

To Whom it May Concern

Please accept this letter as written consent from Scangas Realty for applicant, Loretta, to use street frontage beyond its storefront, in front of the Cuckoo's Nest's unit of our building located on Pleasant street in Newburyport for outdoor restaurant seating and related restaurant use. If you need any further communication or clarification please contact me by email at edward.schatz@scangas.com or by phone at 978.979.1660

Warm regards,



Edward P. Schatz
President