

Order 250-07/08

Referred to Public Safety on 5/5/08

Public Hearing & Passage: 5/19/08 8-0 (Donoghue out)

EDWARD J. SUSLOVIC (MAYOR)
KEVIN J. DONOGHUE (1)
DAVID A. MARSHALL (2)
DANIEL S. SKOLNIK (3)
CHERYL A. LEEMAN (4)

CITY OF PORTLAND
IN THE CITY COUNCIL

JAMES I. COHEN (5)
JOHN M. ANTON (A/L)
JILL C. DUSON (A/L)
NICHOLAS M. MAVODONES (A/L)

AMENDMENT TO PORTLAND CITY CODE
CHAPTER 4 AMUSEMENTS
DIVISION 2 (License)
SECTION 4-51 (Required)

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORTLAND,
MAINE IN CITY COUNCIL ASSEMBLED AS FOLLOWS:**

1. *That Division 2 (License), Section 4-51 (Required) of the Portland City Code is hereby amended to read as follows:*

Sec. 4-51. Required.

(a) No person licensed by the state to sell liquor to be consumed on the premises, and no bottle club licensed by the city, shall permit on the premises any music except that produced by radio or mechanical device, any dancing, or entertainment of any sort without an entertainment license from the city. The license required by this subsection and state law authorizes entertainment only during the hours when state law permits the sale of alcohol for consumption on the premises.

(b) After-hours entertainment shall require a separate license as provided in this division. Operations under such separate license shall end at 3:00 a.m. Establishments that have a liquor license shall limit attendance to individuals who are at least 21 years old. Establishments that do not have a liquor license shall limit attendance to individuals who are at least 18 years old.

(1) Exceptions:

a. Upon application for a license for a single event, the Council may allow after hours entertainment to take place after 3:00 a.m. for a public purpose and may permit

individuals under the age of 21 to attend the event, subject to such conditions, if any, that the Council imposes to protect the public health, safety and welfare.

(c) No person shall conduct, maintain or operate a dance hall, a single dance, a concert hall or a single concert, as defined in section 4-42 of this code, without a license.