



**SELECT BOARD MEETING**  
**Town of Southwest Harbor**  
**Town Office & Via Zoom\***  
**12:00 p.m. ~ Friday, May 12, 2023**

**Minutes**

1. **CALL TO ORDER:** Natasha Johnson vice chair called the meeting to order at 12:12 p.m.
2. **ROLL CALL:** Jellison, Vallette, and Damon present in person. chair Carolyn Ball and vice chair Natasha Johnson present via Zoom.
3. **ADOPTION OF AGENDA:** *Request of the Town Manager for a motion to adopt the agenda as presented.*

Vallette motioned to adopt the agenda as presented with the addition to discuss the code of conduct. No second made.

~Vallette noted a member had left the previous select board meeting and he would like to further discuss this.

Damon motioned to adopt the agenda as presented. Seconded by Jellison. Vote: 4-0-0.

**4. PUBLIC HEARING:**

- A. Liquor License Renewal – Sayre Debeck Holding, LLC, Request of Sayre Debeck Holding, LLC on behalf of MDI Lobster Pound & BBQ, 126 Clark Point Rd., SWH for an On- Premises Beer and Wine, license renewal.**

Jellison motioned to recommend approval of the application of Sayre Debeck Holdings, LLC, on behalf of MDI Lobster Pound & BBQ, 126 Clark Point Road, SWH, for an On-Premises Beer and Wine license. Seconded by Damon. Vote: 5-0-0.

Town Clerk Jennifer LaHaye provided a brief update of information in discussion with the Code Enforcement Officer John Larson about MDI Lobster not being in compliance with the Land Use Ordinance. LaHaye noted that prior to coming into the meeting it was learned that Sayre Debeck Holdings, LLC, and MDI Lobster Company, LLC are separate entities, but the same owners and location. The Liquor License is in the name of Sayre Debeck Holdings, LLC. Sarah Abbott, Deputy Clerk & Deputy Code Enforcement Officer, contacted the State to explore B.Y.O.B. at the restaurant in the event the License wasn't approved. Abbott reported that it was a higher risk to the business owner, and they would want to check with their insurance company, and it is not overseen by the Bureau.

~Jellison in favor of approving the license.

- ~Vallette noted a new issue has been raised, involving two separate entities.
- ~Damon agrees added conversation should take place. He reiterated they are two different entities. Damon discussed the importance of supporting the setback. During the conversation and questions addressed to Mr. Nick Sayre, he confirmed he was the one who signed the consent agreement, on behalf of MDI Lobster, LLC.
- ~Ball expressed concern if the select board were to ignore the information presented, this could set a precedent for others.
- ~Johnson expressed concerns for the land use ordinance not being followed, and the issues continue to be on the same property.
- ~Sarah Abbott, Deputy Clerk, and Deputy Code Enforcement Officer said that she has emailed Attorney John Hammer about the separate entities. She has not yet received a response from him.
- ~ Mr. Sayre said he is being ‘screamed at by everyone,’ the neighbors, his landlord, and code enforcement.

Ball motioned to amend the main motion and postpone discussion until we have information from Legal. Seconded by Johnson. Vote: 1-4. Jellison, Damon, Vallette, & Johnson- Nay.

**5. NEXT MEETING DATE:** *Adoption of a motion to confirm the date of the next regular meeting for Tuesday, May 23<sup>rd</sup> at 6:00 p.m. in the Town Office meeting room.*

No action taken, the date for the next regular select board meeting was confirmed at the May 9, meeting.

**6. ADJOURNMENT:**

Vallette motioned to adjourn the meeting at 12:56 p.m. Seconded by Jellison. Vote: 5-0-0.

**APPROVED**

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Carolyn Ball, Chair

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Natasha Johnson, Vice Chair

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George Jellison, Jr.

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James Vallette

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Luke Damon