

WORKING LIST OF REVIEW OF THE ORDINANCES OF THE CITY OF DOVER

Ordinance Codification and Verification Committee

General Changes Throughout the Ordinances

CHANGE #1: All gender based terms in the ordinances similar to “Chairman” to gender neutral language

CHANGE #2: All annotations should appear at the top of the page and all footnotes should appear at the bottom of the page

CHANGE #3: All fines and penalties should appear with the following language:

“Any violation of the provisions of this Chapter shall constitute a Violation upon conviction subject to the provisions of State law as contained in RSA 651 or subsequent penalty state statute.”

Chapter 2 Orientation

ADD to 2-5: “City Council Orientation segments shall be video recorded and broadcast”.

Chapter 3 Administrative Code:

Chapter 5 Boards Commissions and Committees:

Chapter 9 Budget: (Reviewed August 22, 2012)

ADD to 9-3 (A): “The fee schedule shall be submitted with the City Manager’s budget on or before April 15th of each year”

ADD: "In submitting their proposed budgets to the City Council the Administration and the School Department shall comply to the limitations outlined in the Dover City Charter Section C6-3.1 Limitation on Property Tax Levy Increase."

Chapter 14 Conservation Commission: (Reviewed August 22, 2012)

ADD: Statutory authority for the Conservation Commission, RSA 36-A

CHANGE: Delete the use of the word “may” to describe the membership number of seven (7) members and replace with the word “shall”. See Chapter 5

Chapter 22 Ethics: (Reviewed August 22, 2012)

ADD: Annotation describing the history of the ordinance

CHANGE: The numbering of the paragraphs.

CHANGE: Delete the use of “one year” in 22-10 and use the phrase “365 days”

DELETE: The transition language in 22-13 (M)

****ACTION:** Write a letter to the Ethics Commission for input

Chapter 26 Fiscal Year : (No changes—reviewed August 22, 2012)

Chapter 30 Historic Districts: (Delete in its entirety—reviewed August 22, 2012)

Chapter 35 Licensing Board : (No changes—reviewed August 22, 2012)

Chapter 45 (Filing of Rules and Regulations (To be reviewed))

Chapter 50 (Seal): (No changes. Reviewed August 29, 2012)

Recommendation. The chapter is appropriate for continuation as a local ordinance.

Authority. his ordinance is enacted pursuant to the provisions of RSA 47:17 (I) to carry into effect all the powers vested in the city by law.

Chapter 53 (Surety): (No changes. Reviewed August 29, 2012)

Recommendation. The chapter is appropriate for continuation as a local ordinance.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17(I) to carry into effect all the powers vested in the city by law.
See General Change #2.

Chapter 56 (Adult Bookstores) (Reviewed August 29, 2012)

Recommendation. An analysis by the Police Department will be conducted and provided at a future date.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 XV as regulation for the well-being of Dover.

Recommendation: Use General Change #3.

Chapter 60 (Amusements and Arcades): (Reviewed on August 29, 2012)

Recommendation. The chapter is appropriate for continuation as a local ordinance.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 (III) as regulation of gaming.

Recommendation: Amend definition of mechanical devices

Chapter 63 (Auto Courts and Trailer Camps): (Reviewed August 29, 2012)

Recommendation. This ordinance is not recommended for continuation as a local ordinance. The substance of this ordinance is covered by other land use ordinances. The Planning Department provided a written recommendation.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 VI, XIV, and XV.

Recommendation: When the title is “Reserved”, a notation should be made stating the former title of the Chapter.

Chapter 66 (Bicycles, Skateboards and Scooters): (Reviewed August 29, 2012)

Recommendation. This ordinance is appropriate for continuation as a local ordinance. The Police Department will review and provide an analysis at a future date in order to determine further changes..

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 VII as regulation of the public ways of the City of Dover.

Recommendation: The impoundment provision of 66-5 (B) for skateboards is not legally supportable and should be deleted. The impoundment provisions regarding bicycles is supported by a state statute so this language should be retained.

Recommendation: use the phrase “non-motorized device” instead of “vehicle”

Chapter 71 (Building Wrecking and Demolition): (Reviewed August 29, 2012)

Recommendation. This ordinance is appropriate for continuation as a local ordinance.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 IX, XV as regulation of buildings and to achieve the well-being of the City of Dover.

Recommendation: Use General Change #3 as stated above.

Recommendation: Address the relation of state statutes RSA 635:6 and 7 with Dover ordinance 74-7.

Chapter 74 (Cemeteries) (Reviewed August 29, 2012)

Recommendation. This ordinance is appropriate for continuation as a local ordinance.

Recommendation. Consult with the Cemetery Board for advice.

Recommendation: Consider the implications of the use of the word “children” in the prohibitory language of the ordinance

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 XV as regulation of the cemeteries of the City of Dover.

Chapter 77 (City Motor Vehicles) (Reviewed August 29, 2012)

Recommendation. This ordinance is appropriate for continuation as a local ordinance.

Recommendation. Use General Change #3 as stated above.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 (I) and XV as regulation to carry into effect all the powers vested in the city by law and to achieve the well-being of the City of Dover.

Chapter 79 City Property

Chapter 82 Curfew

Chapter 86 Dances and Dance Halls
Chapter 89 (Dogs)
Chapter 92 Driveways
Chapter 94 Drug Paraphernalia
Chapter 97 Trash and Recycling Collection
Chapter 99 Eating and Drinking Establishments
Chapter 100 Elections
Chapter 102 Electrical Standards
Chapter 109 Fire Prevention and Life Safety
Chapter 113 Floodplain Development
Chapter 116 Public Health
Chapter 119 Housing Standards
Chapter 126 Mobile Home Parks
Chapter 127 Municipal Records
Chapter 131 Offenses
Chapter 132 (Adult Entertainment)

Recommendation. An analysis by the Police Department will be conducted and provided at a future date for possible changes.

Authority. This ordinance is enacted pursuant to the provisions of RSA 47:17 XV as regulation for the well-being of Dover.

Chapter 133 (Peddlers and Vendors)

Recommendation. This chapter is appropriate for continuation as a local ordinance.

Recommendation. RSA 31:102-b should be added to the citation of RSA 31:102-a that appears in the ordinance.

Recommendation. Use General Change #3.

Consider: Provide exemption for farmer's markets—Police will research the use of the terms “street fairs”

Recommendation: Align the width restriction with the provisions of Chapter 152-29

Recommendation: Add language regarding a health license to the provisions of 133-6

Chapter 135 Plumbing
Chapter 137 Political Contributions
Chapter 140 Refuse
Chapter 143 Scenic Roads
Chapter 147 Sewers
Chapter 148 Water System
Chapter 149 Site Review Regulations
Chapter 152 Streets and Sidewalks
Chapter 155 Subdivision of Land
Chapter 161 Taxicabs
Chapter 163 Trees and Vegetation
Chapter 165 Vehicles
Chapter 166 Vehicles and Traffic

Chapter 170 Zoning