

Minutes Ordinance Committee Meeting 12/12/2012

Attendance:

Committee Members:

Councilor Cheney, Councilor Weeden, Councilor Weston, Attorney Krans

Public:

David Montenegro

Attendance was taken. Minutes 12/05/2012 Approved. Moved by Council Weeden

Committee picked up where finished on prior meeting, Chapter 79 City Property. Attorney Krans reviewed some of the changes applied in more detail as Committee's Green Book Version did not have the version date on their material for this and subsequent chapters.

****Chapter 79 CITY PROPERTY.** 79-9 was changed by Attorney Krans to add Purchasing Code per Committee. Committee will need to see the Purchasing Code and discuss this change. Councilor Weston 79-11 Title change "~~Disposing of Tax-Deeded and City Owned Real Estate~~" had been discussed by the Committee as brought forward by the City Manager to remove Tax-Deeded verbiage. 79-11.B removed the tax-deeded language adding City owned. 79-11.A and B refer to "owned by the City" and then "City owned". 79-11.C RSA language removed. 79-11.G expanded 30 day language. 79-11.J DBIDA language change. 79-12.A Language Change per Councilor Weeden to the Committee, allowing City Hall to be used by elected officials and candidates. Councilor Cheney brought up 79-11.E as the annotation was from 2006, Attorney Krans clarified that he recalled that Councilor Ciotti had brought this forward for 2 appraisals, Councilor Cheney asked about H and the same notation. Attorney Krans was not sure if that Ordinance 04-2006 changed this as well. Will need to verify.

****Chapter 82 CURFEW.** This is a repealed Chapter as of 10-08-2008, title page will be updated to reflect Reserved with history notation (formally).

****Chapter 86 DANCES AND DANCE HALLS** Title 86-10 Formally language. 86-3 Fee Schedule language. 86-9 Closing Hours removing “Except as provided in 86-10 of this chapter.” 86-10 Closing Hours on Sunday, status changed to Reserved. 86-11 Violation and Penalties amount changed from one to five hundred.

****Chapter 89 DOGS** 89-4.C added annotation to paragraph. 89-7 & 89-9 wording changed to reflect entity versus society as City uses other entities for working with Dogs. 89-10 language change for Fee Schedule and destroyed changed to disposed.

****Chapter 94 DRUG PARAPHERNALIA** Committee wants verification as prior discussion was that this will be discontinued, reserved formally DRUG PARAPHERNALIA

****Chapter 97 TRASH AND RECYCLING** History has reference to General Revisions 2008 – need more information date/ord. no.. MULTI-FAMILY RECYCLING BIN(S) missing [Added 09-09-91 by Ord. no. 22-91] RECYCLING BIN missing [Amended 08-24-94 by Ord. No. 12-94] YARD WASTE missing [Added 08-24-91 by Ord. No. 12-94] 97-2 Collection Schedule... [Amended 09-09-94 by Ord. no. 22-91] 97-3 Commercial ... [Amended 12-19-90 by Ord. No. 22-90; Amended 09-09-91 by Ord. No. 22-91] 97-4 update needed Dover Bag should be DOVER BAG if referring to defined term. 97-4 reference to 97-1 should be 97-2. 97-5 Removal ... [Added 12-18-91 by Ord. No. 17-96] 97-6 reference to administrative fines – not defined. 97-6.A reference to 97-11(d) should be 97-15.D and there should be a fine listed (see 97-12 2006 code book and section 97-16.F Composting fines 2012 code book) 97-6.C language ...Department is authorized to “remove and/or” contract with a private. 97-10 Construction ... [Amended 08-24-94 by Ord. No. 12-94] 97-13. Anti-scavenging. [Added 12-11-91 by Ord. No. 45-91]. 97-15 Violations, Fines and Remedies not consistent with other Chapters where referred to as Violations and Penalties. [Amended 07-17-91 by Ord. No. 24-91] This section was previously 97-12 in 2006 code book. 97-15 B & C administrative fines is not defined previously was in the paragraph 97-12 (2006 code book) had not less than \$200 and up to \$1,000.00. 97-16.D(b) was deleted as it is duplicate of (a) then letters change appropriately in that section. Councilor Weston noted that these changes were discussed as a Committee but they did not make it to the version (11/28/2012) we are looking at – need Committee changes applied for another review. Committee also has

noted from 11/28/2012 to review this with Staff when they can attend a meeting.

Councilor Weeden discussed his resolution will continue the current efforts so the Committee can finish this before starting other tasks.

Returned to agenda, scheduled next meeting 12-19-12 at 8:00, meeting adjourned.

As a note the following is from the minutes of 12-5-12 and carried forward addressing some of the summary paragraphs.

1. Gender Neutrality was applied to all Ordinances as appropriate where chairman was found chair was put in Chapters 14,
 - a. Chapter 14

2. Renumbering was applied to:
 - a. Chapter 22
 - i. 22.1-1 22.2
 - ii. 22.2 22.3

3. Corrected Statutory References
 - Chapter 56 56-2, 56-3.A

4. Fee Schedule as referred to in Chapter 9 Budget was referred to in many Chapters in replacement of a set fee. This was not always the case (see specific Chapter Codification Report notes):

Chapter 60	60.10	100	Fee Schedule
Chapter 71	71-1	n/a	Fee Schedule

5. Updating Ordinance language to be consistent with modern statutory terms
 - Chapters 60, 74

6. Using Reserved formally ... where titles/sections deleted with reference to prior titles Chapters status changed:

Chapter 30 Historic District	RESERVED (formally ...)
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Chapter 63 Auto Courts and Trailer Camps

7. Footnotes were added/restored where they were deleted and verified throughout the Chapters and placed appropriately on the pages. A footnote sequence begins for each page rather than contiguously throughout the document.
 - a. Chapters 9, 14, 22, 35, 45, 50, 53, 56, 60, 71, 77
8. Annotations were extensively reviewed and studied and placed with appropriate content throughout all Chapters
9. Chapters status changed:
 - a. Chapter 30 Historic District RESERVED (formally ...)
10. All Chapters are now formatted with formatting changes applied according to style guide and agreed notation standards.
11. Annotations were extensively reviewed and studied and placed with appropriate content throughout all Chapters.