



CITY OF DOVER

CITY OF DOVER - ORDINANCE

Agenda Item#:

Ordinance Number: **O – 2020.07.22**
Ordinance Title: Licensing
Chapter: 97
Section: 1 Board established

The City of Dover Ordains:

1. PURPOSE

The purpose of this ordinance is to amend Chapter 97-1 Board established.

2. AMENDMENT

Chapter 97 entitled “Licensing” is hereby amended by revising Section 1. Board established as follows:

§ 97-1 **Board established.**

[Amended 2-12-2020 by Ord. No. 2020.01.08-001]

A Licensing Board for the City of Dover is hereby constituted under the provisions of RSA 286:3, to consist of the ~~City Manager~~ Mayor, Chief of Police, and such other person as shall be appointed by the City Council, and all licenses issued by said Board shall be in accordance with the provisions of RSA 286. The Licensing Board shall only have the powers and authority as set forth herein and by statute. The Licensing Board shall not have authority to issue other licenses or permits exclusively within the discretion of the City Council, such as licenses or permits pursuant to RSA 31:100 (entitled “Street Fairs”), RSA 31:91 (entitled “Soliciting Funds”), or RSA chapter 287-A (entitled “Raffles”).

3. TAKES EFFECT

This ordinance shall take effect upon passage and publication of notice as required by RSA 47:18.

AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Mayor Robert Carrier
By request

Approved as to Legal
Form and Compliance: Joshua M. Wyatt
City Attorney

Recorded by: Susan M. Mistretta
City Clerk

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DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YES	NO
Mayor Robert Carrier		
Deputy Mayor Ciotti		
Councilor Michelle Muffett-Lipinski, Ward 1		
Councilor Deborah Thibodeaux, Ward 3		
Councilor Joshua Manley, Ward 4		
Councilor Dennis Shanahan, Ward 5		
Councilor Fergus Cullen, Ward 6		
Councilor John O'Connor, At Large		
Councilor Lindsey Williams, At Large		
Total Votes:		
Ordinance does does not pass.		

ORDINANCE BACKGROUND MATERIAL:

This ordinance is intended to clarify the membership of the City’s Licensing Board and that Board’s authority to issue permits and licenses.

The Licensing Board is constituted pursuant to [RSA chapter 286](#). While RSA 286:3 provides for “the mayor of such city” to be a member of the Licensing Board, the City’s charter and applicable law both provide that the City Manager exercises powers and authority prescribed by law for mayors of cities. *See* Dover Charter §§ C3-3, C5-5; *see also* RSA 49-C:16. The City’s Fire and Rescue Chief is included as the City’s appointee, but in compliance with the City’s charter the Fire and Rescue Chief is being appointed on an ex officio, non-voting basis.

The remaining textual changes clarify that the Licensing Board has limited authority and does not have authority over all license or permits within the City Council’s discretion.