

Filing No. 2019-04

CERTIFICATION OF OFFICIAL TEXT TO AMEND AN ORDINANCE  
BY THE SELECT BOARD OF THE TOWN OF RUMFORD  
[30-A M.R.S. § 3002(2)]

Chapter 42 – Licenses for Victualers, Innkeepers and Lodging Houses

To: BETH BELLEGARDE, *Town Clerk*:

We hereby certify to you that the document to which we have affixed this certificate is a true copy of the official text for a proposed amendment of the ordinance entitled "Chapter 42 – Licenses for Victualers, Innkeepers and Lodging Houses" approved by the Select Board and which is to be presented to the voters for their consideration on June 11, 2019.

Pursuant to 30-A M.R.S. § 3002(2), you will retain this copy of the complete text of the proposed ordinance amendment as a public record and make other copies available for distribution to the voters, and you will ensure that copies are available at the Town Meeting/Polling Places on the day of the vote.

Dated: March \_\_\_\_\_, 2019

SELECT BOARD OF THE TOWN OF RUMFORD




CHRISTOPHER BRENNICK, Chair



M. PETER CHASE, Vice-Chair

MARK N. BELANGER, Selectperson

JAMES WINDOVER, Selectperson



JOHN PEPIN, SR., Selectperson

## CHAPTER 42

### Licenses for Victualers, Innkeepers, ~~and~~ Lodging Houses and Short Term Rentals

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#### Section 2. Purpose.

The purpose of this Ordinance is to control the issuance of licenses to the various food service, ~~and~~ lodging establishments and persons operating as innkeepers or operating a short-term rental in the Town.

#### Section 3. Definitions.

For the purposes of this Ordinance, the following definitions shall mean:

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“Short-Term Rentals” means the use of all or part of a legally-existing dwelling unit for rental to a person or persons unrelated to the owner or occupant of the unit, for consideration, for periods of less than one month and does not meet the definition of an innkeeper or lodging house.

#### Section 4. License Required.

No person or entity shall operate as a victualer, lodging house, ~~or~~ innkeeper or short term rental within the Town unless licensed to do so by the Town or unless specifically waived by the Town. Applications for a Victualer’s, Innkeeper’s, ~~or~~ Lodging House or Short Term Rental License shall be made in writing upon forms supplied by the Town Manager’s Office and shall state: (1) the name of the applicant; (2) ~~his~~ the applicant’s residence and mailing addresses; (3) the name of the business to be conducted; (4) ~~his~~ the applicant’s business address; (5) the location(s) to be used; (6) residence and business telephone numbers of the applicant; (7) copy of any written lease agreement used for innkeepers, lodging house or short-term rental, if one is being used; (8) copy of the applicant’s insurance policy for the premises and for coverage of use for which the premises are being used; and (7) ~~8~~ the date of the application. Upon receipt of the application, the Town Manager’s Office shall refer the same to the Code Enforcement Officer for a determination to assure compliance with the ordinances, statutes and regulations of the Town and the State of Maine.

## Section 5. Hearing.

A. ~~Victuater's License.~~ The Selectpersons shall hold a hearing on any original application for a ~~victuater's license~~ under this Ordinance within thirty (30) days of the date of the request received at which time the testimony of the applicant and that of any interested members of the public shall be taken. At least seven (7) days before the meeting the Town must post notices stating the purpose of the meeting in at least three (3) public places in the Town. The applicant shall be provided written notice of the hearing date.

B. ~~Innkeepers and Lodging House Licenses.~~ The Selectpersons shall meet annually during the month of May on a date and at a time and place in the Town that they determine for the purpose of holding a hearing on applications for Innkeepers and Lodging House licenses. The testimony of the applicant and that of any interested members of the public shall be taken. At least seven (7) days before the meeting the Town must post notices stating the purpose of the meeting in at least three (3) public places in the Town. The Selectpersons may also meet at any other time at a meeting specially called and with public notice as provided in this paragraph. Applicants shall be provided written notice of the hearing date.

C. ~~The Selectpersons shall grant a license unless they find that issuance of such license will be detrimental to the public health, safety or welfare, or would be in violation of any Town ordinance, rules or regulations or state or federal law. No license shall be issued to any premises which has not been inspected by the Code Enforcement Officer or to any premises which the Code Enforcement Officer determines is not in compliance with the ordinances of the Town or any state or federal laws.~~

## Section 6. Suspensions and Revocations.

The Selectpersons may, after a public hearing, suspend or revoke any license for non-compliance with the ordinances, statutes and regulations of the Town and the State of Maine and the United States of America.

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## Section 8. Fees and Expiration.

Each person initially licensed ~~under this Ordinance as an innkeeper, lodging house or victualer~~ shall pay to the Town Clerk the fee specified in the *Schedule of License, Permit and Application Fees* established by the Selectpersons. All licenses, unless otherwise provided, expire May 31<sup>st</sup> of each year. The renewal license fee ~~of said licenses~~ shall be the fee specified in the *Schedule of License, Permit and Application Fees*.

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~~Section 10. Effective Date:~~

~~This Ordinance shall take effect and be in force from and after 30 days from the date of its official adoption by the Town of Rumford.~~