

Codes & Ordinance Committee
Draft Minutes
March 7, 2019

Codes and Ordinances Committee

Councilor Peter Lachapelle, Chair
Councilor Elaine Lauterborn, Vice Chair
Councilor Tom Abbott
Councilor Donna Bogan
Councilor Robert Gates



CODES AND ORDINANCES COMMITTEE

Of the Rochester City Council

Thursday, March 7, 2019

31 Wakefield Street, Rochester, NH

City Council Chambers

6:00 PM

Minutes

Members Present:

Councilor Peter Lachapelle, Chair
Councilor Elaine Lauterborn, Vice Chair
Councilor Tom Abbott
Councilor Donna Bogan
Councilor Robert Gates

Others Present:

Councilor Dave Walker
Deputy City Attorney Andrea Mitrushi

1. Call to Order

Councilor Lachapelle called the meeting to order at 6:00 PM. Susan Morris, Clerk Typist II, took a silent roll call. All committee members were present.

2. Public Input

Councilor Lachapelle opened public input at 6:01 PM. No members of the public came forward. Councilor Lachapelle closed public input at 6:02 PM.

3. Acceptance of the Minutes: February 7, 2019

Councilor Gates **MOVED** to accept the minutes with one amendment; to add Councilor Walker and Councilor Keans to the "Others Present" section. Councilor Bogan seconded the motion. The **MOTION CARRIED** by unanimous voice vote.

4. Discussion: Amendment to Ordinances (proposed changes)

Councilor Lachapelle opened discussion on proposed changes to the current ordinances.

Councilor Walker spoke regarding section 75-8; B **Provisions for Rapid Entry**. The Committee discussed the matter.

Councilor Bogan **MOVED** to send to full City Council a recommendation to add to the description as follows, “The Fire Chief shall have authority to require any other type of building, not listed above, excluding single family homes, to install a Knox-Box ® to meet rapid entry requirements, if in his discretion public safety considerations require such installation.” Councilor Lauterborn seconded the motion. The Committee discussed the matter.

Councilor Bogan **WITHDREW** her motion. Councilor Lauterborn **WITHDREW** her second to the motion.

Councilor Bogan **MOVED** to send to full City Council a recommendation to add to the description as follows: “The Fire Chief shall have authority to require any other type of building, not listed above pursuant to the State Fire Code, to install a Knox-Box ® to meet rapid entry requirements, if in his discretion public safety considerations require such installation.” Councilor Abbott seconded the motion. The **MOTION CARRIED** by unanimous voice vote.

Councilor Walker spoke regarding Section 94-3 **Rubbish and Refuse**. He questioned whether the word “manure” in this section would affect working farms and their ability to compost on their property. The Committee discussed the matter. Deputy City Attorney Mitrushi said she would bring this item to City Attorney O’Rourke for clarification and get back to the committee with a determination. The topic was held in Committee.

Councilor Walker spoke regarding 135-4: E: 2 **General Construction: Requirements**. He questioned why the Planning Department is not included for approval of additions to mobile homes. Councilor Abbott explained the different types of manufactured homes carrying different types of loads and how they are designed to carry or not carry the weight of an addition. The Committee discussed the matter. Councilor Abbott explained the schematics of Mobile Home Licensing.

Councilor Walker spoke regarding 176-2 **Compensation; holding other municipal offices**. He stated that it does not mention anything about Councilor Representatives and inquired if those City Councilors holding positions on other commissions are doing so unlawfully. The Committee discussed the matter. Councilor Lauterborn mentioned that there are several house bills coming forward dealing with Planning Board members serving on other boards, so the Committee will want to follow up on the outcome of these bills. Councilor Abbott suggested that in the future, the Council could change this to reference the State statute, as there is a state statute that dictates who can be on the Planning Board. Councilor Lauterborn spoke further on the matter.

Councilor Lachapelle stated that the next meeting is scheduled for April 4, 2019, at 6:00 PM. If any committee members would like to bring forward proposed changes, they can do so at this meeting. Councilor Lachapelle also noted that this will be an ongoing agenda item; suggestions are not limited to solely this next meeting.

5. Other

There was no other brought forward by committee members.

6. Adjournment

Councilor Gates **MOVED** to adjourn the Committee Meeting at 6:27 PM. Councilor Bogan seconded the motion. The **MOTION CARRIED** by a unanimous voice vote.

Respectfully Submitted,

Susan Morris
Clerk Typist II