

*DOVER CODE*

**DANCES AND DANCE HALLS**

**CHAPTER 86**

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[HISTORY: Adopted by the City Council on 12-14-1977. \* Amendments noted where applicable.]

**86-1. License Required.** [Amended on 02-16-00 by Ord. No. 01-2000]

- A. No person, persons or society, fraternity, association or corporation shall hold a public dance or provide entertainment in any hall, building, tent, or in any other location, within the city limits of said City of Dover that is licensed by the State of New Hampshire to sell alcoholic beverages, without a license issued by the Chief of Police.
- B. Any such license shall be issued to the same person or entity named in the State license to sell alcoholic beverages. A license is not transferable to a new location operated by the same licensee. A license is not transferable to a new person or entity if ownership of the business or location changes, or if the name on the liquor license changes.
- C. Any such license may be issued for a single one-day event or for an entire calendar year. Licenses issued for more than one day shall expire at midnight on December 31.

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\* Editor's Note: Provisions of this chapter are derived from Ch. 58 of the former Code, adopted 12-14-77.

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### **86-2. Approved Locations.** [Amended on 02-16-00 by Ord. No. 01-2000]

The license shall be issued only for entertainment or dances held in halls and restaurants that are approved by the Chief of Police.

### **86-3. Fees.** [Amended on 7-10-81 by Ord. No. 11-81]

A yearly license may be issued for an annual fee for dances held in all places other than restaurants. A yearly license may be issued for an annual fee for restaurants. A license for a single public dance in any place may be issued for a daily fee. Refer to Fee Schedule.

### **86-4. Definitions.**

As used in this Chapter the following terms mean:

**ENTERTAINER** – A person who, with or without compensation, performs or dances in a premises licensed by the State of New Hampshire to sell alcoholic beverages. [Added 02-16-00 by Ord. No. 01-2000]

**PUBLIC DANCE** – Any dance or ball to which admission may be had by the payment of a fee or to which the public may gain admission without the payment of a fee or a dance which is held as a part of any other public entertainment, amusement or exhibit.

### **86-5. Denial or Revocation of License - Appeals Process.** [Amended on 02-16-00 by Ord. No. 01-2000]

- A. The Chief of Police may designate a member of his staff to review and process initial applications for dance or entertainment licenses.
- B. The Chief of Police may revoke any license issued under authority of this chapter at any time, for cause. At the discretion of the Chief of Police, a revocation can be limited to a specific length of time after which the license may be automatically reinstated or the Chief may require reapplication.
- C. In cases where a license is to be denied or revoked, the requesting entity shall be notified in writing and advised of the process for appealing the decision.
- D. The applicant for a license shall have thirty (30) days from the date of notice of denial or revocation to request a hearing. The Chief of Police or a designee shall afford the applicant a hearing within fourteen (14) days of any such request where the applicant will be permitted a reasonable opportunity to present facts and information on his behalf.

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E. The Chief of Police shall be the final authority on matters of license issuance, denial or revocation.

**86-6. Posting of License.**

The license shall be posted in a conspicuous place within the hall in which the dance is held.

**86-7. Attendance of Police Officer; Reimbursement of Costs.**

The Chief of Police may require the attendance of a police officer or officers at any public dance. The expense of such officer or officers shall be paid by the licensee.

**86-8. Illumination Required.**

The hall in which a public dance shall be held shall be so lighted that the individuals may be identified at all times.

**86-9. Closing Hours** [Amended on 7-10-81 by Ord. No. 11-81]

All public dances shall be discontinued and the halls closed on or before the hour of 1:30 a.m., unless application is made to the Chief of Police by a bona fide and responsible person, persons, organizations or societies to continue the dance until such time as the Chief of Police may designate.

**86-10. Reserved.** [formerly Closing Hours on Sunday].

**86-11. Violations and Penalties.** [Amended on 7-10-81 by Ord. No. 11-81]

Any person or organization violating the provisions of this chapter shall be guilty of a violation and be subject to a fine of up to five hundred dollars (\$500.00).