

TOWN OF SUNAPEE, NEW HAMPSHIRE

AN ORDINANCE

To control and regulate the conduct of public dances and concerts.
This ordinance was adopted at the Town Meeting on March 2, 1976.

The Town of Sunapee ordains:

Section 1. Licenses Required. Every person or organization holding a dance or concert where a fee or charge is made for dancing or for admission to the place of dance or concert shall prior thereto obtain a written license from the Selectmen. For the purposes of this ordinance, a fee or charge is deemed to be made notwithstanding that admission may be limited to those invited, or that women or certain classes of persons may be admitted free or that the admission fee or charge is for a show, exhibition or entertainment followed by a dance with no extra charge for dancing or that financial contributions are sought from those in attendance.

Section 2. Application for License. Application shall be made to the Selectmen for the license required by Section 1. The application shall include the name of the person or organization responsible for the conduct of the dance or concert, the time, place and duration of the dance or concert and the number of persons expected to be in attendance thereat. No application shall include more than one place, but may include more than one time, and times may be expressed in general terms such as "every Tuesday evening" or "every evening except Sunday" or the like. The application shall contain an undertaking from the applicant that order shall be maintained, that there will be no excessive noise or disturbance of the peace and that intoxicated persons will be denied admission or ejected.

Section 3. Issuance of License. The Selectmen may issue a license for the dance or concert as specified in the application if they have reason to believe that the applicant is a responsible person or organization and that the undertakings set forth in the application will be met. In issuing a license, the Selectmen may impose reasonable limitations on the duration of a dance or concert or the use of intoxicating beverages. The Selectmen shall also determine whether the fees prescribed in Section 5 will be adequate to reimburse the Town for any extra expense incurred in protecting the health, safety, welfare or property of inhabitants of the Town, which can reasonably be attributed to the event to be licensed. When the fees are found to be inadequate, the Selectmen may require the applicant to agree in writing to reimburse the Town for the amount of such expense in excess of the fees and further may require the applicant to furnish a bond for the payment thereof in a form acceptable to the Selectmen, as a condition for issuance of the license.

Section 4. Attendance of Police Required. One or more police officers shall be in attendance at every such dance or concert unless the Selectmen determine that no police attendance is required, in which event the license shall so state. Where police attendance is required, at least one police officer shall be in attendance for every fifty persons expected to attend. Police officers shall be designated by the Chief of Police and shall be paid for by the applicant. Police officers in attendance shall preserve order and shall stop any disorderly or improper dancing or disorderly conduct and shall remove any person disregarding their instructions.

Section 5. Fees. The license fee for each dance or concert shall be five dollars. The fee for police attendance shall be set by the Board of Selectmen and the Chief of Police. The fees established by this section shall be paid in advance to the Town Clerk. The Selectmen may in their discretion waive all or part of the fees provided for this section where the applicant is a religious, charitable or educational organization.

Section 6. Revocation of License. The Selectmen may revoke any license where the applicant has violated any provision of this ordinance or has failed to meet the undertakings set forth in the application or wherever necessary to protect the health, safety, welfare or property of inhabitants of the Town of Sunapee.

Section 7. Penalty. Violation of this ordinance shall be punishable by a fine of not more than one hundred dollars.