

TOWN OF GORHAM
MUNICIPAL LICENSE ORDINANCE
ORDINANCE ESTABLISHING CONDITIONS FOR THE ISSUANCE OF ALL LICENSES, PERMITS AND OTHER
APPROVALS FROM THE TOWN OF GORHAM
ADOPTED NOVEMBER 10, 2020

Section 1 - Prerequisites for Issuance

1.1. No application for an approval shall be accepted, and no approval shall be issued by any Licensing Authority of the Town of Gorham, if the Licensing Authority determines, as of the date of the application for the approval, that:

- A. The owner or lessee of the premises has any outstanding real estate or personal property taxes due to the Town of Gorham;
- B. There are any real estate or personal property taxes due and payable to the Town on the premises for which the approval is requested;
- C. There is an outstanding final judgment against the owner or lessee of the premises for which the approval is requested that is due and payable to the Town; or
- D. There is any other account of the owner or lessee due and payable to the Town of Gorham.
- E. For an application for a site plan or subdivision approval, the applicant is a potential purchaser under a purchase and sale agreement and owes any of the amounts set forth under subsections A-D above.

Section 2 - Definitions

2.1. "Licensing Authority" means that Town body or Town official who is authorized to issue approvals under the particular Ordinance of the Town of Gorham listed in subsection 2.2 below, as may be applicable to a given matter.

2.2. "Approval" means any license, permit, certificate or other approval that an applicant may seek to obtain for any premises under any of the following Ordinances of the Town of Gorham:

- A. Land Use and Development Code, Chapter 1 (Zoning Regulations);
- B. Land Use and Development Code, Chapter 3 (Subdivision);
- C. Land Use and Development Code, Chapter 4 (Site Plan Review);
- D. Massage Establishment and Massage Therapist Regulatory Ordinance;
- E. Mobile Home Park Ordinance;
- F. Marijuana Cultivation or Manufacturing Facility Licensing Ordinance;

- G. Victualer's Ordinance;
- H. Ordinance for Optional Program for Local Building Plan Review;
- I. Historic Preservation Ordinance;
- J. Special Amusement Ordinance and Permits;
- K. Fire Suppression Systems Ordinance;
- L. Ordinance to Regulate Fraternity and Sorority Houses;
- M. Variance Requests on Vacant Property Ordinance; and
- N. Large Outdoor Event Ordinance.

2.3. "Applicant" means a natural person or entity that submits an application for approval to the Licensing Authority.

Section 3 - Exceptions

3.1 Real or personal property taxes or final judgments that are either (i) less than thirty (30) days past due as of the date of the application for approval and are less than \$250.00; or (ii) are determined in the sole discretion of the Town Manager or his or her designee not to be owed by the applicant or owner, shall not be considered due and payable to the Town for purposes of this ordinance.

3.2. The Town Council, upon written request by the applicant, may waive the requirements in Section 1 upon good cause shown by the applicant.

3.3. The Licensing Authority may not refuse to issue an approval because of a tax delinquency that is subject to a pending request for an abatement of, or an appeal of, the tax assessment that is claimed to be delinquent.

3.4. The requirements set forth in Section 1 do not apply to the issuance of any approval necessitated by the disability of the applicant or property owner, including without limitation disability variances issued by the Board of Appeals pursuant to 30-A M.R.S. § 4353(4-A).