City of South Portland
Code of Ordinances

TABLE OF CONTENTS

PREFACE..................................................................................................................

ORDINANCE ADOPTING CODE..............................................................................

CHARTER ......................................................................................................................

Article I. In General.................................................................
Article II. City Council.........................................................
Article III. The City Manager..............................................
Article IV. Department of Finance...........................................
Article V. Budget.................................................................
Article VI. Borrowing for Capital Improvements..................
Article VII. Tax Administration..............................................
Article VIII. Planning and Zoning...........................................
Article IX. Department of Education......................................
Article X. Nominations and Elections.....................................
Article XI. Initiative and Referendum....................................
Article XII. General Provisions..............................................
Article XIII. Referendum Succession in Government............

Charter Comparative Table......................................................

Charter Index.................................................................................................

CHAPTER 1. GENERAL PROVISIONS.................................................................

CHAPTER 2. ADMINISTRATION AND LEGISLATION...........................................

Article I. In General.................................................................

Article II. City Council.........................................................
Division 1. Generally...........................................................
Division 2. Rules of Procedure..............................................

Article III. Boards and Commissions........................................
Division 1. Generally...........................................................
Division 2. Conservation Commission..............................
Division 3. Board of Appeals..............................................
Division 4. Community Development
  Advisory Committee......................................................
Division 5. Planning Board...................................................
Division 6. Reports and Vacancies.......................................
Article V. Conflicts of Interest and Personal Benefits
Article VI. Legal Counsel and Indemnification
Article VII. Tree Ordinance

CHAPTER 3. ANIMALS AND FOWL

Article I. In General
Article II. Domesticated Chickens
Article III. Beekeeping
Article IV. Prescribed Animal Grazing for Vegetation Control

CHAPTER 4. BICYCLES

CHAPTER 5. BUILDINGS

Article I. In General
Article II. Administration and Enforcement
Division 1. Generally
Division 2. Building Inspector
Division 3. Permit Delay
Article III. Oil Burning Equipment and Fuel Storage Tanks
Article IV. Floodplain Management
Division 1. Generally
Division 2. Administration and Enforcement
Division 3. Development Permitting Procedures
Division 4. Development Standards
Division 5. Appeals and Variances
Division 6. Interpretation
Article V. Energy Efficiency
Division 1. Property Assessed Clean Energy (PACE) Ordinance
Article VI. Disorderly Houses
Article VII. Disclosure of Building Ownership

CHAPTER 6. ELECTIONS

Article I. In General
Article II. Registration Appeals Board
Article III. In General

CHAPTER 7. ELECTRICITY

Article I. In General
Article II. Administration and Enforcement
Division 1. Generally
Division 2. City Electrician
Division 3. Inspections Generally
Division 4. Permits

Article III. Standards and Specifications

CHAPTER 8. FIRE PROTECTION AND PREVENTION

Article I. Fire Department
Article II. Emergency Management
Article III. Fire Alarm Systems
Article IV. Fire Prevention
Article V. Reserved
Article VI. Rapid Entry
Article VII. Marina Safety
Article VIII. Marine Oil Terminal and Tank Vessel Fire Protection
Article IX. Gas and Flammable Fluids Safety
Article X. Self-Service Gasoline Dispensing Stations
Article XI. Establishment of Fire Lanes
Article XII. Consumer Fireworks
Article XIII. Permits, Fines, and Appeal
Article XIV. Commercial Propane Facility Fire Permit

CHAPTER 9. GARBAGE AND REFUSE

Article I. In General
Article II. Private Collection and Disposal
Article III. Solid Waste Disposal Ordinance
Article IV. Transfer Station
Article V. Automated Refuse Collection Ordinance
Article VI. Single Use Bags
Article VII. Polystyrene Foam

CHAPTER 10. HEALTH, WELFARE AND SANITATION GENERALLY

Article I. In General
Article II. Rodent Control
Article III. General Assistance Ordinance
  Division 1. Statement of Policy
  Division 2. Definitions
  Division 3. Administrative Rules and Regulations
  Division 4. Application Procedure
  Division 5. Eligibility Factors
  Division 6. Determination of Eligibility
  Division 7. The Fair Hearing
  Division 8. Recovery of Expenses
  Division 9. Severability
Article IV. Paid Sexual Contact Ordinance
Article V. Public Indecency Ordinance
Article VI. Discrimination Based on Sexual Orientation
Article VII. Reserved
Article VIII. Property Tax Assistance Ordinance
Article IX. Reserved
Article X. Property Tax Assistance Ordinance
Article XI. Board of Health
CHAPTER 11. HOUSE-CAR TRAILERS AND MOBILE HOME PARKS

Article I. In General
Article II. Mobile Home Parks

CHAPTER 12. HOUSING

Article I. In General
Article II. Administration and Enforcement
Article III. Responsibilities of Owners and Occupants Generally
Article IV. Rooming Houses
Article V. Plumbing
Article VI. Light, Ventilation and Heating
Article VII. General Space, Use and Occupancy Standards
Article VIII. Insect, Rodent and Vermin Control
Article IX. Housing Security
Article X. Housing Affordability

CHAPTER 13. LIBRARIES

Article I. In General
Article II. Library Director
Article III. Library Advisory Board

CHAPTER 14. LICENSES, PERMITS AND BUSINESS REGULATIONS GENERALLY

Article I. In General
Article II. Special Amusement Permits
Article III. Taxicabs and Vehicles for Hire
Article IV. Automobile Service Station
Article V. Lodging Establishments
Article VI. Food, Food Handling and Food Establishments
Article VII. CATV Franchising Ordinance
Article VIII. Bottle Clubs
Article IX. Regulation of Condominium Conversions
Article X. Coin Operated Game Machine Ordinance
Article XI. Used Car Lot Regulatory Ordinance
Article XII. Massage Establishments and Massage Therapists
  Division 1. Generally
  Division 2. Licenses
  Division 3. Operating Requirements
  Division 4. Penalties
Article XIII. Adult Use Establishment License
Article XIV. Transfer Stations for Municipal Solid Waste
Article XV. Automobile Graveyards, Automobile Recycling Businesses and Junkyards
Article XVI. Marijuana Establishments
CHAPTER 15. MOTOR VEHICLES AND TRAFFIC

Article I. In General
Article II. Administration and Enforcement
  Division 1. Generally
  Division 2. Towing of Vehicles in Violation
  Division 3. Traffic Division
  Division 4. Traffic Engineer
  Division 5. Accidents
  Division 6. Traffic-Control Devices
  Generally

Article III. Operations
  Division 1. Generally
  Division 2. Speed
  Division 3. One-Way Streets and Alleys
  Division 4. Turning Movements

Article IV. Stopping, Standing and Parking

Article V. Pedestrians

Article VI. Junked Motor Vehicles

Article VII. Emergency No Parking

Article VIII. Wreckers and Vehicle Towing
  Division 1. Generally
  Division 2. License

CHAPTER 16. NUISANCES IN GENERAL

CHAPTER 17. OFFENSES -- MISCELLANEOUS PROVISIONS

Article I. In General
Article II. Advertising
Article III. Anti-Graffiti Ordinance

CHAPTER 18. PARKS AND RECREATION

Article I. In General
Article II. Parks and Recreation Department
Article III. Parks and Recreation Director
Article IV. Reserved
Article V. Willard Beach
Article VI. Hinkley Park
Article VII. Establishment of South Portland Land Bank
Article VIII. Tobacco-Free Parks and Recreation Facilities

CHAPTER 19. PERSONNEL RULES AND REGULATIONS

Article I. Civil Service Commission
Article II. Civil Service Rules for Personnel Administration
Section 19-11. Rules
Rule 1--Application
Rule 2--Examinations
Rule 3--Original Appointment
Rule 4--Promotional Appointments
Rule 5--Reinstatements; Voluntary Demotions
Rule 6--Disciplinary Action
Rule 7--Chiefs of Department
Rule 8--Administration

Article III. Bureau of Personnel

CHAPTER 20. PLUMBING

Article I. In General
Article II. Reserved

CHAPTER 21. POLICE

Article I. In General
Article II. Mutual Aid Pacts
Article III. Sex offender Residency Restrictions

CHAPTER 22. SEWERS AND DRAINS

Article I. Purpose
Article II. Scope
Article III. Definitions
Article IV. Use of Public Systems
Article V. Private Sewage Disposal
Article VI. Sewer Extensions
Article VII. Design and Construction Requirements for Sewer Extensions
Article VIII. Protection from Damage; Powers and Authority of Inspectors
Article IX. Penalty
Article X. Validity
Article XI. Appeals
Article XII. User Charges
Article XIII. Capital Improvement
  Division 1. Sewer Rehabilitation Fund
  Division 2. Fee Schedule; Administration of Fund
  Division 3. Maine Mall Service Area Assessment Ordinance
  Division 4. Highland Avenue Service Area Assessment Ordinance
Article XIV. Non Storm-Water Discharge
CHAPTER 23. STREETS AND SIDEWALKS

Article I. In General
Article II. Numbering of Buildings
Article III. Entrances to Public Ways
Article IV. Excavations in Public Places
Article V. Design and Construction Standards
Article VI. Utilities

CHAPTER 24. SUBDIVISIONS

Article I. In General
Article II. Plans
  Division 1. Preapplication
  Division 2. Minor Subdivision
  Division 3. Major Subdivision--Preliminary Plan
  Division 4. Major Subdivision--Final Plan
Article III. Enforcement
Article IV. General Requirements
Article V. Design and Construction Standards
Article VI. General Construction Requirements
Article VII. Monuments
Article VIII. Variances and Waivers
Article IX. Nonresidential Subdivisions
Article X. Performance Guarantee or Bond and Release of Guarantee
Article XI. Appeals
Article XII. Separability and Effective Date
Article XIII. Forms

CHAPTER 25. SWIMMING POOLS AND WADING POOLS

CHAPTER 26. WEAPONS AND EXPLOSIVES

Article I. In General
Article II. Disposition of Hand Guns
Article III Blasting

CHAPTER 27. ZONING

Article I. Administrative Provisions
Article II. Definitions
Article III. Nonconformance
Article IV. Zoning Districts
Article V. Residential Districts
Article VI. Residential Districts (Cont.)
Article VII. Mixed Use/Commercial Districts
Article VIII. Mixed Use/Commercial Districts
Article IX. Industrial Districts
Article X. Residential Conditional/Contract Districts
Article XI. Conditional Residential & Limited Commercial Use District G-5
Article XII. Mixed-use, Commercial, Industrial Conditional/Contract Districts
Article XIII. Shoreland Overlay Districts
Article XIV. Planning Board Review
Article XV. Standards
Article XVI. Reserved
Article XVII. Energy and Water Use Performance Benchmarking
Article XVIII. Solar Energy Systems
Article XIX. Medical and Adult Use Marijuana Performance Standards

CHAPTER 28. DEVELOPMENT DISTRICTS

CHAPTER 29. SEWER PRETREATMENT AND PERMITS

Article I. General Pretreatment Requirements
Article II. Wastewater Contribution Permit Application
Article III. Wastewater Contribution Permit Requirements
Article IV. Fees
Article V. Enforcement
Division 1. Enforcement Response Plan
Division 2. Enforcement Response Plan Pretreatment Requirements

CHAPTER 30. NOISE ORDINANCE

CHAPTER 31. USE OF MARIJUANA BY PERSONS 21 YEARS OF AGE OR OLDER

CHAPTER 32. PESTICIDES