

**TOWN OF NEW HAMPTON, NEW HAMPSHIRE**

**ORDINANCE TO PREVENT HAZARDS TO PUBLIC  
SAFETY ON TOWN ROADS**

**1. Purpose; Authority**

Pursuant to RSA 41:11, RSA 47:17, VII, RSA 236:19, 236:26, 236:29, 236:32, 236:35 & 236:39 and every other applicable source of authority, the Board of Selectmen of the Town of New Hampton hereby establish this Ordinance to prohibit the placement of snow or any material within any town road, and the accumulation of water within any town road that may then freeze and/or create a hazardous travel condition within the limits of a town road.

**2. Prohibition on the Placement of Snow, Material or Water**

From and after the effective date of this Ordinance it shall be unlawful for any person to:

- (a) deposit or cause to be deposited any material (examples include, but not limited to gravel, stone, brush, etc.) within the boundaries of the Town roads, drainage ditches, right of ways, sidewalks or any other Town owned or maintained parcel in such a manner so as to obstruct their use, create a hazardous travel condition or impede the line of sight for either pedestrian or vehicular traffic.
- (b) place, or cause or allow to be placed, any snow within the traveled surface of any town road, including the shoulders of such road.
- (c) place or direct, or cause or allow to be placed or directed, any water onto the traveled surface of any town road, including the shoulders of such road, by the use of pumps or other means to drain a cellar or any other part of a building, or any flooded area of land; this prohibition shall be in effect annually from November 1 to May 1.

**3. Travel Along Certain Snow Banks Prohibited**

From and after the effective date of this Ordinance it shall be unlawful for any person to operate an Off Highway Recreational Vehicle as defined by RSA 215-A:1, VI or snowmobile as defined by RSA 215-C:1, XV, on any bank of snow within the public right of way that is parallel and adjacent to the traveled portion of any town road

#### **4. Penalty**

Any person who violates any provision of this Ordinance shall be guilty of a violation, and subject to a civil penalty of \$100 for the first offense, and \$250 for each subsequent offense. The prosecution of any such violation shall be brought in the Laconia District Court pursuant to RSA 502-A:11-a.

#### **5. Repeal**

All prior ordinances inconsistent herewith are hereby repealed.

**IN WITNESS WHEREOF** a majority of the Board of Selectmen of the Town of New Hampton, New Hampshire has hereunder set their hands this 28<sup>th</sup> day of December, 2017 which shall be the effective date of this Ordinance.

#### **NEW HAMPTON BOARD OF SELECTMEN**

**Kenneth A. Mertz**

**Neil G. Irvine**

**Mark T. Denoncour**

**Draft: October 12, 2017**

**Public Hearing: December 28, 2017**

**ADOPTED: December 28, 2017**