



SNOW OBSTRUCTION ORDINANCE

Section 1: **Authority:** Pursuant to the authority granted under the State of New Hampshire RSA 236:19, RSA 236:35, RSA 236:29, RSA 236:32, and RSA 236:39.

Section 2: **Purpose:** With the description of authority, this Ordinance for the prevention of snow obstruction will be enforced to protect the general health, safety and welfare for residents of the Town of Bristol. The Ordinance is to utilize a system for the administrative enforcement of obstruction violation and collection of penalties, to be utilized prior to the service of a formal summons or complaint. This system will be administered by the Bristol Police Department.

Section 3: **Definition:** If any person shall put or place or cause to be put or placed any snow or ice upon the surface of the traveled portion of any Town maintained road or sidewalk for any purpose, except to provide a place necessary for crossing, re-crossing and traveling upon said road by logging or farm equipment, he or she shall be fined.

If any abutter shall place any water or snow on Town property such as but not limited to the Central Square, he or she shall be fined.

The provisions of this Ordinance shall not apply where snow or ice is pushed across the traveled surface of said roads for the purpose of snow removal from land adjoining said highways.

Section 4: **Enforcement:** The Chief of Police of the Town of Bristol or his or her duly appointed agents are hereby authorized to provide written notice of violation containing a description of the offense and any applicable schedule of penalties.

Section 5: **Penalties:** In addition to any other remedies established by law, the Select Board shall be authorized to enforce the provisions of this ordinance by any proceeding commenced in the Grafton County Superior Court or the Plymouth District Court, and shall be entitled to recover from any violator all costs, including attorney's fees in connection with such enforcement to the extent allowed by said court.

Section 6: Procedure for payment:

- a) The operator or owner may within ten (10) days of the time when a notice of violation was issued, pay to the Town of Bristol by mail or personal appearance to the Bristol Police Department.
- b) Failure by the owner or operator to make a payment within fourteen working days may result in an issuance of a summons to appear at above said Courts to answer the charges of violating the Ordinance.

Section 7: Schedule of Penalties:

<u>Violation</u>	<u>Fine</u>
1. Placing snow or ice on Town roads and walkways	\$75.00
2. Snow obstruction and placement of snow on Town property	\$50.00

All fines will be assessed an additional \$35.00 fee after ten (10) working days if payment is not made. Failure to pay may result in additional charges. Vehicles are subject to being towed after the second consecutive violation.

Section 7: Effective date: This policy shall be effective upon a vote of the Select Board and shall replace any and all Snow Obstruction Ordinances previously enacted by the Town.

Adopted by the Town of Bristol Select Board this _____ day of _____, 2016.

Shaun Lagueux, Chair

JP Morrison

Rick Alpers

Leslie Dion

Paul Manganiello