



Town of Danville
New Hampshire 03819

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REGULATIONS – Adopted by Board of Selectmen

RSA 41:11 empowers the Selectmen to regulate the use of all public highways, sidewalks, and commons within the town. Selectmen may use the powers conferred on city councils by RSA 47:17, section VII, Use of Public Ways; section VIII, Traffic Devices and Signals; and section XVIII, Automobile Parking Controls;

RSA 41:11-d empowers the Selectmen to adopt regulations to restricting the watering of lawns.

	TITLE	First Enacted	Most Recent Review Date
Regulation 1	Parking	8/18/2003	11/2/2015
Regulation 2	Town Parks	8/18/2003	11/2/2015
Regulation 3	Winter Parking During Snowfall	6/11/2007	Rescinded 11/2/2015
Regulation 4	Depositing Snow	8/18/2003	11/16/2015
Regulation 5	Public Nuisance - Cover for Trucks Hauling Loose Material	6/11/2007	Rescinded 11/16/2015
Regulation 6	Unnecessary Vehicle Noise	8/18/2003	2/1/2016
Regulation 7	Motorized Skateboards, Scooters, Minibikes & Bicycles	8/18/2003	1/1/2016
Regulation 8	Mailbox Installations	11/28/2005	1/19/2016
Regulation 9	Police Detail	8/18/2003	2/1/2016
Regulation 10	Political Advertising	12/28/2011	2/1/2016
Regulation 11	Discharge of Firearms on Town Property	12/24/2014	
Regulation 12	Illicit Discharge	1/26/2015	
Regulation 13	Lawn Watering Restrictions	10/10/2016	
Regulation 14	Animals in/on Public Property	10/22/2018	
Regulation 15	Unnecessary Noise	3/12/2019	
Regulation 16	Parks and Fields Use	10/16/2023	



Town of Danville
New Hampshire 03819

REGULATION #1 Parking

Enacted 2015

This regulation combines Regulation #1—Parking and Regulation #3—Winter Parking during Snowfall, both previously enacted by the Board of Selectmen in 2003 and 2007 respectively.

The following parking regulations are adopted for the Town of Danville, New Hampshire. The Danville Police Department is empowered to enforce the regulations with the imposition of fines. Fines not otherwise specified herein shall be in accordance with applicable, current RSAs. (e.g. RSA 265)

Any vehicle found parking in violation of this section may be moved by or under the direction of the Town of Danville at the expense of the owner.

Emergency Condition:

The Chief of Police, Police Officers, Road Agent, Fire Chief, and Fire Wards may determine when an emergency situation exists on a way or places designated for “No Parking”, and that the area must be cleared for access by emergency vehicles.

Winter Parking:


No operator shall leave an unattended vehicle on the streets of the Town of Danville during any winter storm (snow and/or ice storm) and for the time period of forty-eight (48) hours after the storm has ended from November 15th until May 15th.

No vehicle shall be left unattended on any street when the snowfall has accumulated to a depth of four (4) inches, except in case of emergency.


A person convicted of violating this section of the regulation may be fined a penalty of Fifty Dollars (\$50.00) for each occurrence and the vehicle will be towed and its owner will be responsible for towing and storage fees.

Severability:

If any provision hereof, or the application of such provision to any person or circumstance is held invalid, the remainder of this act shall not be affected thereby.

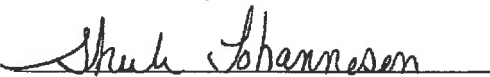


Shawn O'Neil, chairman



Chris Giordano, vice-chairman

Kimberly Farah



Sheila Johannesen

Joshua Horns

Enacted: 11-2-2015, 2015
Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #2 Town Parks

Enacted 2015

This Regulation was formerly known as "Parking Restrictions at Town Parks," enacted in 2003.

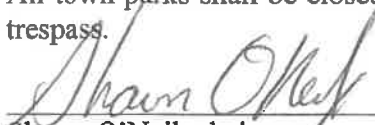
It shall be unlawful for any person to park or operate any motor vehicle on the grounds of a town park outside the area specifically designated for parking. Any motor vehicle parked or operated on any part of the field, grass area or playing area, other than those areas specifically designated for parking, shall be subject to a fine in the amount of fifty dollars (\$50.00). If the motor vehicle is not immediately removed, the vehicle may, at the discretion of the Danville Police Department, be towed at the owner's expense.

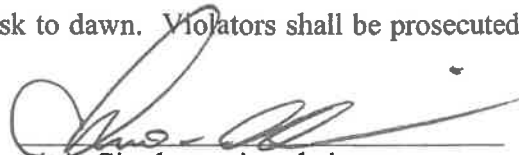
This ordinance shall not apply to Town employees or vendors hired by the Town acting in their official capacity in maintenance activities at the park or in the enforcement of this regulation.

Any feces deposited by a pet at a town park must be immediately removed by the person who has custody or control of the animal. Fines for violations shall be in accordance with current and applicable RSAs. (e.g. RSA 466:31-a.)

Horses are not allowed at town parks at any time unless prior permission is granted by the Board of Selectmen.

All town parks shall be closed between dusk to dawn. Violators shall be prosecuted for trespass.


Shawn O'Neil, chairman


Chris Giordano, vice-chairman

Kimberly Farah


Sheila Johannesen

Joshua Horns

Enacted: 11-2-2015, 2015
Board of Selectmen

RESCINDED 11/2/2015



Town of Danville
New Hampshire 03819

REGULATION #3 Winter Parking During Snowfall

Approved 11/28/05 Board of Selectmen's Meeting

I. No operator shall leave an unattended vehicle on the streets of the Town of Danville during any winter storm (snow and/or ice storm) and for the time period of forty-eight (48) hours after the storm has ended from November 15th until May 15th. Any vehicle found parking in violation of this ordinance may be moved by or under the direction of a police officer of the Town of Danville to a place where parking is permitted at the expense of the owner.

II. No vehicle shall be left unattended on any street when the snowfall has accumulated to a depth of four (4) inches, except in case of emergency. Any vehicle found parking in violation of this section might be moved by or under the direction of a police officer of the Town of Danville to a place where parking is permitted, at the expense of the owner.

III. A person convicted of this ordinance may be fined a penalty of One Hundred Dollars (\$100.00) for each offense."

J. Russell Pouliot

Shawn O'Neil

Robert S. Moore

Chris Giordano

Joseph J. Luna

Re-ratified: September 6, 2008
Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #4 Depositing Snow


Enacted 2003

The Board of Selectmen for the Town of Danville, New Hampshire with authority granted to it by RSA 31:39, RSA 41:11, and RSA 47:17, after duly noticed public hearing, adopted the following regulation on August 18, 2003.

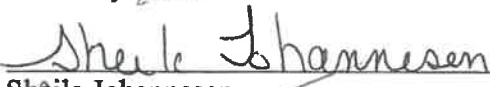
It shall be unlawful to deposit or cause to be deposited in, across or upon a public way, sidewalk or public place in the Town of Danville, any ice or snow which has been removed from private property. It shall be unlawful for any person involved in private property snow removal operations to cause or to allow for the accumulation of snow such that it obstructs or impairs any maintained way.

Any homeowner or snow removal operator who violates this snow removal ordinance shall be fined in accordance with RSA 236:19 an amount not to exceed One Hundred Dollars (\$100.00) for the first offense and \$200 for second and subsequent offenses. Additionally, the homeowner or snow removal operator may be subject to civil penalties in accordance with RSA 236:39. Violations shall be determined by the Road Agent and his designees and enforced by the Police Department.


Shawn O'Neil, chairman


Chris Giordano, vice-chairman


Kimberly Farah


Sheila Johannesen


Joshua Horns

Re-ratified: Nov 16, 2015
Board of Selectmen

RESCINDED 11/16/2015



Town of Danville
New Hampshire 03819

REGULATION #5: Public Nuisance – Cover For Trucks Hauling Loose Materials

Enacted 2003

As defined by RSA 266:72 it shall be unlawful for any vehicle to carry or transport over or along a way in the Town of Danville any loam, gravel or other material liable to blow off or blow away or to spill from the vehicle without a suitable cover material in place to prevent such blowing or spillage.

Penalty: Any violation of this ordinance shall be punishable by a fine not more than One Hundred Dollars (\$100.00) for the first offense, plus the cost for restitution for cleaning the spillage and repairing any damaged caused.

J. Russell Pouliot

Shawn O'Neil
Shawn O'Neil

R. Moore
Robert S. Moore

Chris Giordano
Chris Giordano

Joseph J. Luna
Joseph J. Luna

Re-ratified: September 6, 2008
Board of Selectmen



Town of Danville
New Hampshire 03819

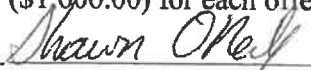
REGULATION #6 Unnecessary Vehicle Noise

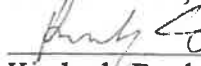
Enacted 2003

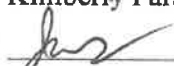
No person shall operate any vehicle on any way in the Town of Danville as to make any loud, unusual or other unnecessary noise as hereinafter defined:

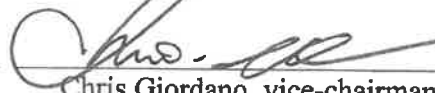
- (a) Vehicle - The word "vehicle" shall include automobile, bus, highway equipment, motor truck, motorcycle, semi-trailer, sidecar, tractor, trailer or other vehicle, as defined in RSA 259.
- (b) Way - The word "way" shall include crosswalk, intersecting way, public way or any business parking lot that is open for business as defined in RSA 259.
- (c) Loud, Unusual or Other Unnecessary Noise - The words "loud, unusual or other unnecessary noise", shall include any noise occasioned by any or more of the following actions of the operator of any vehicle:
 1. Misuse of power exceeds tire traction limits in acceleration, sometime known as "laying down rubber" or peeling rubber"; or
 2. Misuse of braking power exceeding tire traction in deceleration where there is no emergency; or
 3. Rapid acceleration by means of quick shifting manual or standard transmissions; or
 4. Rapid deceleration by means of quick shifting manual or standard transmissions; or
 5. Racing of engines by manipulation of the accelerator, gas pedal, carburetor, throttle body or gear selection whether the vehicle is in motion or not in motion; or
 6. Idling of commercial trucks/tractor trailers and /or buses for periods of time of more than ten (10) minutes between the hours of 10:00 p.m. and 7:00 a.m.; or
 7. The blowing of any horn except as a warning signal or the use of any noise making device whether the vehicle is either in motion or not in motion; or
 8. The playing or recording of music equipment within a vehicle that can be heard outside the vehicle, which is bothersome to persons of average sensibilities whether the vehicle is in motion or not in motion.

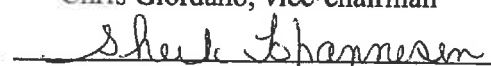
Any person violating any of the provisions of this regulation shall be guilty of a violation and upon conviction shall be fined to a penalty of not more than One Thousand Dollars (\$1,000.00) for each offense.


Shawn O'Neil, chairman


Kimberly Farah


Joshua Horns


Chris Giordano, vice-chairman


Sheila Johannesen

Re-ratified:
Feb 1, 2016 Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #7: Motorized Skateboards, Scooters, Mini-bikes and Bicycles

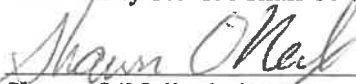
Approved 10/13/04 Board of Selectmen's Meeting

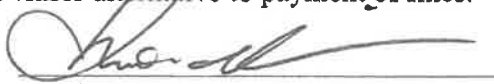
Any motorized vehicle such as skateboards, scooters, mini-bikes, etc. either gasoline- and/or electric-powered, that cannot obtain registration from the State of New Hampshire, is prohibited from operation on any way within the Town of Danville. These vehicles may only be operated on private property with written permission from the landowner unless the operator is on his/her own property. No part of this regulation shall apply to any person who is physically challenged and cannot walk and requires the use of a motorized device for mobility.


Motorized vehicle – shall but is not limited to mean: any vehicle and/or other device that is propelled by a motor and/or engine that uses gasoline and/or electricity, said vehicles being of such a size or configuration that they are not eligible to be registered for operation by the State of New Hampshire.

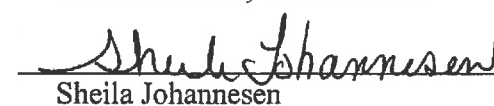
Way – shall mean the entire width between the boundary lines of any public highway, street, avenue, road, alley, park or parkway or any private way laid out according to statute and to include any parking lot, both public and private, where these areas are intended for use by the motoring public. The definition of a Way can be read in its entirety in RSA 259:125 in the Motor Vehicle Code.

Any violation of this regulation shall result in a fine of fifty dollars (\$50.00) for a first offense, and the impounding of the vehicle for a period of up to thirty (30) days. A subsequent offense shall carry a fine of one hundred dollars (\$100.00) and the impounding of the vehicle for a period of thirty (30) days. At the discretion of the court, community service shall be considered a viable alternative to payment of fines.


Shawn O'Neil, chairman


Chris Giordano, vice-chairman


Kimberly Farah


Sheila Johannesen


Joshua Horns

Re-ratified: 1 - 11 - , 2016
Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #8 Mailbox Installations


Approved 11/28/05 Selectmen's meeting


In order to promote more efficient roadway plowing and to increase the safety of the residents, plow drivers, and equipment, the mailbox post shall be set so that the face of the mailbox is no closer than four feet (4') from the edge of the pavement and the bottom of the box shall be no less than forty-five inches (45") above finished grade. Exceptions shall be made for locations where existing topography and/or insufficient room exists to meet the required setbacks, in which case the road agent shall layout the proper location. Posts shall be constructed of a 4"x4" wood post or 2 1/2" hollow metal pipe in accordance with the Federal Highway Administration. Access to the mailbox shall be the responsibility of the property owner/renter.


The Town shall not be responsible for the replacement of any mailboxes damaged by snowplowing operations that do not conform to this regulation.


Shawn O'Neil-Chairman


Chris Giordano-Vice Chair


Kimberly Farah


Sheila Johannesen


Joshua Horns

Re-ratified: 1-19 ²⁰¹⁶/₂₀₁₅
Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #9 Police Detail

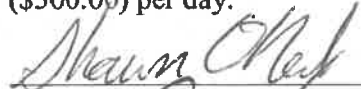
Enacted 2003

The purpose of this regulation is for the safety of the general public, workers and contractors.

Uniformed Police Officers shall be present at all times when any roadside or road project work is being done unless determined otherwise by the Chief of Police. If the project interferes with the normal flow of traffic, the Chief of Police shall assign an officer to the project. All costs will be borne by the contractor of the project.

The Chief of Police shall determine whether a police vehicle is necessary to provide higher visibility for the protection of the project, contractor, and officer. All additional costs for extra equipment shall be borne by the contractor of the project.

Violators of this regulation shall be fined a sum not less than Five Hundred Dollars (\$500.00) per day.




Shawn O'Neil-Chairman



Chris Giordano-Vice Chair



Kimberly Farah



Sheila Johannesen



Joshua Horns

Re-ratified: Feb 1, 2016
Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #10 Political Advertising

Approved 12/28/2011 Selectmen's Meeting

A political advertisement is any object, device, or structure, or part thereof, which promotes the candidacy of an individual for elected local, county, state or national office, or advocates a specific vote or position on an issue or question.

Pertaining to the Danville Community Center, formerly known as the Fire Association Hall, no unattended political advertisements shall be allowed at any time on the property or on the westerly side of Main Street in front of the Community Center.

Distribution of campaign materials at the Community Center shall be in compliance with RSA 659:43.

Unattended political advertisements placed on or affixed to any public property may be removed by state or town maintenance or law enforcement personnel. All political advertising will be removed per RSA 664:17.




Shawn O'Neil



Chris Giordano



Kimberly Farah



Sheila Johannesen



Joshua Horns

Board of Selectmen, Feb 1, 2016



Town of Danville
New Hampshire 03819

REGULATION #11 Discharge of Firearms on Town Property

Approved at December 22, 2014 Selectmen's Meeting

Authority

This regulation is enacted pursuant to the authority granted by RSA 41:11-a, RSA 159:26 and RSA 207:59.

Prohibited Activities

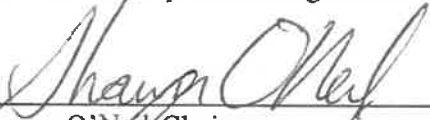
No person shall discharge a firearm on property of the Town of Danville except:

- (a) Hunting as defined and allowed by RSA Title XVIII
- (b) Law enforcement activities authorized by state law
- (c) Self-defense or the defense of others to the extent permitted by state law.

This regulation shall not be construed to prohibit the possession or carrying of firearms to the extent permitted by state law.

Enforcement

Violators will be subject to a fine of up to \$1,000 per occurrence, as provided by RSA 31:39 III, to be paid to the general fund of the town.



Shawn O'Neil-Chairman

12-22-2014
date



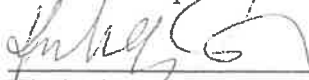
Chris Giordano-Vice Chairman



Annemarie Inman



Michelle Cooper



Kimberly Farah

Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #12 Illicit Discharge

Approved at January 26, 2015 Selectmen's Meeting

Purpose

Prohibition of non storm-water discharge into Danville's Small Municipal Separate Storm Sewer System (MS4), and to establish enforcement procedures.

Responsibility for Administration

The Danville Board of Selectmen shall administer and enforce this regulation. Within the scope of law the Selectmen may delegate specified authority in writing to employees or agents of the Town.

Prohibited Activities

1. Illicit connections to the MS4 by construction, continuation, or use in any way, is prohibited.
2. Illicit discharge of non storm-water pollution into the MS4 by dumping, causing, or allowing, is prohibited.
3. The obstruction or interference with normal storm water flow into or out of the MS4 is prohibited except during emergencies or by prior written approval of the Selectmen.

Reporting of Spills

Following the established procedure of the South East New Hampshire HazMat Mutual Aid District, all suspected spills shall be reported as soon as possible to the Danville Fire Department. The Fire Chief shall notify the Road Agent and Health Inspector and other appropriate personnel and agencies, as directed by conditions. The town's road agent will be responsible for reporting any illicit discharge as required by the EPA

Enforcement Procedures

1. Notification: Persons suspected of violating this regulation shall receive written notification specifying the alleged violation and directions to correct violation(s) if they, in fact, exist.
2. Inspection: If a search of property is required to determine the source of alleged violation(s) of this regulation, either written permission or a warrant must be obtained, specifying the alleged violation, where, when, and what the inspection includes.
3. Penalties: The Fire Chief may initiate procedures for the recovery of emergency response costs at the time of a spill. In addition, if a person is found responsible for illicit discharges prohibited by this regulation and has failed to take corrective action the Town of Danville may undertake corrective action and all costs incurred shall be charged to the violator, to be recouped through all available means.

Waivers

The Danville Board of Selectmen reserves the right, for good cause shown, to make special exceptions or waive any portion of this regulation, but must document it in writing.

Severability

If any portion or provision of this regulation shall be held invalid all other provisions shall remain in full effect.

Definitions

For the administration of this regulation the following definitions shall apply:

MS4:(Municipal Separate Storm Sewer System) A conveyance or system of conveyances including roads with drainage systems, municipal streets, catch basins, curbs, gutters, man-made ditches/channels, and storm drains, owned by the Town of Danville, not part of a combined sewer system, and not part of a publicly owned Treatment Works.

Person: An individual, association, partnership, corporation, municipality, State or Federal agency, or an agent or employee thereof. (As defined by EPA, section 122.2 of the Federal Code of Regulations)

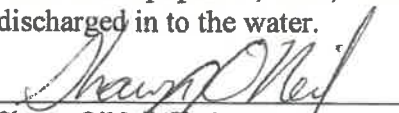
Illicit Connection: A surface or subsurface drain or conveyance which allows an illicit discharge into the MS4.

Illicit Discharge: A discharge to the MS4 of non-storm water.

Storm water: Runoff from precipitation or snow melts.

Non-storm water: Water containing pollutant(s).

Pollutant: As defined by the EPA in section 122.2 of the CFR (Code of Federal Regulations): Dredged spoil, solid waste, incinerator waste, filter backwash, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt, and industrial, municipal, and agricultural waste discharged in to the water.




Shawn O'Neil-Chairman

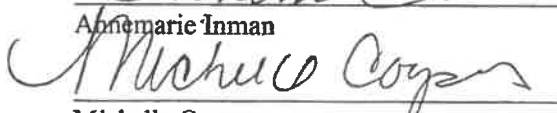
1-26-2015
date




Chris Giordano-Vice Chairman



Annemarie Inman



Michelle Cooper



Kimberly Farah

Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #13 Lawn Watering Restrictions

Approved at October 10, 2016 Selectmen's Meeting

Purpose

To protect public health and safety by restricting the use of water from private wells or public water systems for residential outdoor lawn watering during a state or federally declared drought.

Authority

The provisions of this regulation are adopted pursuant to RSA 41:11-d, Choice and Duties of Town Officers. (See Appendix A, Relevant Sections of State Law)

Applicability

The requirements of this section shall apply immediately after the public notice period to all residential outdoor lawn watering within the Town of Danville, NH when administrative agencies of the state or federal government have designated the region as being under a declared state or condition of drought.

Definitions

- A. Drought: A sustained and regionally extensive occurrence of appreciably below average natural water availability in the form of precipitation, stream flow or groundwater. The following resources are used by Town of Danville, NH to determine the declaration of a drought condition.
1. The New Hampshire Drought Management Team as designated by the New Hampshire Drought Management Plan
 2. State of Emergency declaration by the Governor's Office
 3. United States Drought Monitor
- B. Residential Lawn Watering: The application of water to decorative grass at a property that's primary use is to provide living accommodations for people.

Requirements under Drought conditions

The following limits to residential lawn watering will apply under drought conditions. The specified levels (Level 1 through 3) will be determined by the Danville Board of Selectmen and will be included in the required public notice.

- A. If the Town of Danville, NH issues a Level 1 restriction, then
1. Residential lawn watering by odd numbered addresses is allowed on odd numbered days.
 2. Residential lawn watering by even numbered addresses is allowed on even numbered days.
 3. Residential lawn watering shall not occur between the hours of 8AM and 7PM

- B. If the Town of Danville, NH issues a Level 2 restriction, then
1. Residential lawn watering by odd numbered addresses is allowed on Mondays and Thursdays.
 2. Residential lawn watering by even numbered addresses is allowed on Tuesdays and Fridays.
 3. Residential lawn watering shall not occur between the hours of 8AM and 7PM

If the Town of Danville, NH issues a Level 3 restriction, then Residential lawn watering is prohibited.

Public Notification of water use restriction

Notification of any intention to restrict water use and the requirements associated with it shall be given at least three calendar days before implementation. Notice of the regulations shall be posted in a paper of general circulation and shall be posted in at least two public places. Residents are specifically requested to take notice of the notices at the Pine Street Post Office, the town website (www.townofdanville.org), the town hall and the library.

Termination of water use restriction

Public notification and termination of water use restriction shall be given in accordance with the public notification requirements.

Enforcement

Any sworn officer of the Danville, NH Police Department is hereby granted the authority to initiate any enforcement action against any violation of the provisions of this Regulation.

Penalties

Any person failing to comply with the restrictions imposed pursuant to this Regulation shall be deemed a violation and subject to penalties pursuant to RSA 651:2.

First violation: Warning

Second violation: \$250.00 fine

Third violation: \$500.00 fine

Fourth and subsequent violations: \$1000.00 fine

APPENDIX A

RELEVANT SECTIONS OF STATE LAW

RSA 41:11-d Restricting the Watering of Lawns

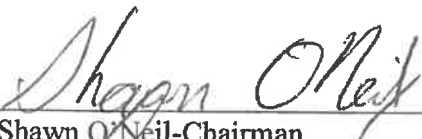
1. The local governing body may establish regulations restricting the use of water from private wells or public water systems for residential outdoor lawn watering when administrative agencies of the state or federal government have designated the region as being under a declared state or condition of drought.
2. The local governing body shall give notice prior to the implementation of the regulations in paragraph I. Notice shall be given at least 3 calendar days before the regulations are implemented. The notice required under this section shall not include the day notice is posted. Notice of the regulations shall be published in a paper of general circulation in the municipality and shall be posted in at least 2 public places.
3. The full text of the proposed regulations need not be included in the notice if an adequate statement describing the proposal and designating the place where the proposal is on file for public inspection is stated in the notice.

RSA 625:9 Classification of Crimes

4. The violation of any requirement created by statute or by municipal regulation enacted pursuant to an enabling statute, where the statute neither specifies the penalty or offense classification, shall be deemed a violation, and the penalties to be imposed by the court shall be those provided for a violation under RSA 651:2.

RSA 651:2 Sentences and Limitations


5. A person convicted of a violation may be sentenced to conditional or unconditional discharge, or a fine.
6. A fine may be imposed in addition to any sentence of imprisonment, probation, or conditional discharge. The limitations on amounts of fines authorized in subparagraphs (a) and (b) shall not include the amount of any civil penalty, the imposition of which is authorized by statute or by a properly adopted local ordinance, code, or regulation. The amount of any fine imposed on:
 - a. Any individual may not exceed \$4,000 for a felony, \$2,000 for a class A misdemeanor, \$1,200 for a class B misdemeanor, and \$1,000 for a violation.
 - b. A corporation or unincorporated association may not exceed \$100,000 for a felony, \$20,000 for a misdemeanor and \$1,000 for a violation. A writ of execution may be issued by the court against the corporation or unincorporated association to compel payment of the fine, together with costs and interest.


Shawn O'Neil-Chairman

10-10-2016
date


Chris Giordano-Vice Chairman


Kimberly Farah


Sheila Johannesen


Judi Cogswell

Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #14 Animals in/on Public Property

Approved at 10/23, 2018 Selectmen's Meeting

Purpose Statement:

This Animal Regulation has been established to provide for the health and safety of Danville employees, volunteers, residents, and visitors; for the protection, efficient use, and enjoyment of the Town's buildings, properties, and facilities; for the responsible management and operation of the Town; and to reduce the Town's liability.

The purpose of this regulation is to regulate the presence of animals on Town-owned property and the related responsibilities of animal owners.

Scope:

This regulation applies to all municipally-owned Town buildings, properties, and facilities, including but not limited to:

- Parks and conservation areas
- All Public buildings
- Recreation fields
- Town Hall
- Fire Station and Police Station
- Library
- Town Cemetery

This regulation does not apply to Town rights-of-ways and roadways

This regulation applies to all employees, volunteers, residents, and visitors.

Regulation:

Service Animals

Persons with a disability will be allowed to be accompanied by a service animal, as defined by law, in all areas of Town buildings, properties or facilities that are open to the public, as required by law. The training, feeding, grooming, walking, waste clean-up/removal, care, and supervision of the service animal is solely the responsibility of the individual with the disability or the service animal's designated handler. All service animals must be kept on a harness, leash, or tether, unless

this would prevent the animal from perform its specific work/tasks. In all cases, the service animal must be under the control of the individual with a disability or the designated handler at all times. The individual with the disability is liable for damage to Town or personal property and any injuries to individuals caused by the service animal

Inside Town Buildings and Facilities:

Except otherwise stated in this regulation, animals are not allowed inside Town buildings or facilities.

This regulation does not apply to certified police service dogs accompanied by and under the control of a police officer, service animals, or animals in the temporary custody of an Animal Control Officer.

Outside of Town Buildings and Facilities and on Town Properties:

Animals will be permitted outside of Town buildings and facilities and on Town properties as long as they are kept on a harness, leash, or tether and are under the control of their owner at all times. Owners are solely responsible for training, feeding, grooming, walking, waste clean-up/removal, care, and supervision of their animals. Owners are required to prevent their animals from being a nuisance, as determined by the Town, while on Town property. Owners are liable for damage to Town or personal property and any injuries to individuals caused by their animal. Violation of this regulation may result in the exclusion of a particular owner/animal.

For the purpose of this regulation, "owner" is defined to mean: (1) Any person having control or purporting to have control over an animal; (2) the person named in the licensing records of any dog as the owner; and/or (3) the occupant of the premises where the animal is usually kept if such premises are other than the premises of the owner as shown on the licensing record, or any person in possession of, harboring or allowing any animal to remain about their premises for a period of three (3) consecutive days or more. The parent or guardian of an owner under eighteen (18) years of age shall be deemed the owner as defined herein. If an animal has more than one owner, all such persons are jointly and severally liable for the acts or omissions of an owner under this regulation.

Rationale:

With consideration of Health and Safety issues, including, but not limited to:


- Animals may spur allergic reaction among employees, volunteers, residents and visitors
- Some employees, residents, contractors and visitors have a genuine fear of dogs, cats, etc., which needs to be respected
- Concerns should an employee, volunteer, resident or visitor be bitten or injured by an animal while in a Town facility
- Spreading of fleas and ticks which can carry disease
- Animals can cause a disruption in the workplace
- Animals can cause damage to a Town facility

All of these factors put the Town at a risk of potential Liability




Scott Borucki-Chairman

10-22-2018
date



Shawn O'Neil -Vice Chairman



Sheila Johannesen



Judi Cogswell



David Knight

Board of Selectmen



Town of Danville
New Hampshire 03819

REGULATION #15 Unnecessary Noise

Approved at March 12, 2019 Town Meeting

To see if the Town will vote to approve Regulation #13 Unnecessary Noise as follows:

Pursuant to RSA 31:39, the Town of Danville hereby adopts the following Regulation.

I. PURPOSE

The purpose of this article is to establish standards for the control of noise and noise disturbances in the Town of Danville by prohibiting specific activities during designated times within the confines of the Town.

It shall be unlawful for any person to make, continue, or cause to be made or continue any excessive, unnecessarily loud noise or any noise which annoys, disturbs, injures, or endangers the comfort, repose, health, peace or safety of others within the Town of Danville.

II. DEFINITIONS

The following definitions shall apply unless the context clearly indicates or requires a different meaning.

PERSON - *Any person, vehicle owner, firm, partnership, association, corporation, company or organization of anykind.*

CONSTRUCTION - *Any site preparation, excavation, grading, assembly, erection, substantial repair or alteration of any building, structures or land, public or private, together with any associated scientific or engineering surveys shall constitute construction. The term "construction" shall include the operation or the causing to be operated of any equipment used in the construction, repair, alteration or demolition work on buildings, structures, streets, alleys or appurtenances thereto. Said equipment includes, but is not limited to, a pile driver, shovel, hammer, derrick, hoist, tractor or roller.*

EMERGENCY WORK - *Shall mean any work performed to protect, maintain or restore safe and/or healthful conditions in the community, along with work performed by private or public utilities when restoring utility service.*

I. PROHIBITED ACTS

- A. Unnecessary noise from motor vehicles – see **Regulation #6 Vehicle Noise**
- B. Between 11:00 p.m. and 7:00 a.m. and between 12:00 a.m. and 7:00 a.m. on Friday and Saturday nights and on the evenings before a Federal Holiday, it shall be unlawful to perform the following acts at such a volume that is clearly audible at the property line of the property on which the activity is being performed:
 - 1. Operate or use construction vehicles to include but not be limited to bulldozers, graders, dump trucks, backhoes, earth moving equipment, front end loaders and log skidders, other than traversing town roads.
 - 2. Operate or use tools or construction equipment to include but not be limited to cement mixers, hammers, staple or nail guns, power tools including but not limited to: saws, drills, grinders, sanders; chain saws, lawn mowers, electric hedge trimmers, lawn edgers, and jack hammers.
 - 3. Operate, play, or use any radio, television, phonograph, drum, musical instrument, sound amplifier, or similar device.

4. Discharge of Fireworks or cannon.

IV. EXEMPTIONS

The following uses and activities shall be exempt from noise level regulations:

- A. Warning devices, and emergency pressure relief valves.
- B. Any authorized vehicle, when responding to an emergency call or acting in time of emergency.
- C. Emergency maintenance work as performed by the town, by the state, or by public utility companies, to include snow removal operations.
- D. Municipal maintenance work where the abutters to the work site have been given prior notice of the project.
- E. Any other noise resulting from activities of a temporary duration permitted by law and for which a license or permit therefore has been granted by the town. This includes, the preparing, loading and unloading of construction vehicles at their base of operation.
- F. Snow blowers and other types of private or commercial snow removal operations.
- G. Parades and public gatherings for which the town has issued a permit.
- H. Bells, chimes or carillons while being used for religious purposes or in conjunction with religious services, and those bells, chimes, or carillons that are presently installed and in use for any purpose.
- I. The un-amplified human voice as outlined under New Hampshire RSA 644:2 (Disorderly Conduct)
- J. Generators during power outages
- K. The Commercial/Business District & Highway Commercial/Light Industrial zoned areas
- L. Any emergency work. Example: Tree in driveway following a storm that needs removed before one can enter or leave the property
- M. Noises associated with agriculture or silviculture

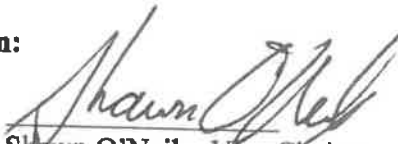
II. PENALTIES


Any person who violates any provision of this Regulation shall be guilty of a violation and subject to a fine in the amount of \$100.00, and \$200.00 for each subsequent offense.

Sources: NH RSA 31:39, NH RSA 644:2


Danville Board of Selectmen:


Scott Borucki – Chairman


Shawn O'Neil – Vice Chairman


Sheila Johannesen


Dave Knight


David Cogswell

Date: 4/8/2019



Town of Danville Parks and Fields
Clyde Goldthwaite, Kenneth Day, Colby Pond
210 Main Street, Danville, NH
Reservation and Use Policy

REGULATION #16: Use of Parks & Fields

Approved 10-16-23 Board of Selectmen's Meeting

Mission Statement:

The Town of Danville provides quality recreation facilities, to enhance the quality of life for the residents of Danville.

Statement of Purpose:

The purpose of the town of Danville Parks and Fields reservation and use policy is to provide local facilities for the use and enjoyment of the residents, it is the goal of the town of Danville to make these amenities available for use by organizations, individuals, and for the non-profit recreation purposes when not in use by the Town of Danville.

Reservation Procedures:

Parties interested in utilizing the town parks and fields must complete a Field/ Facility reservation form found on the Town website. www.townofdanville.org or by emailing soconnor@townofdanville.org Requests will be classified and handled on an availability basis.

Deposit:

\$250 Only applies to those who wish to use a park or field for a private event when renting out the whole park or field. This will be held until the event ends, and the facility has been inspected by an authorized representative and found to be in acceptable condition. The deposit check will be returned or destroyed within 7 days provide all regulations are followed and no additional charges are incurred.

Hours of Operation:

All town parks and fields are open to the public from 7 am to Dusk

Damage, Accidents, or Injuries:

All damage, accidents, or injuries, including theft or vandalism, should be reported to the proper offices. Police, Fire, Highway Department as soon as possible.

The Town of Danville is not responsible for personal items/money or for the safety of any property brought into the premises.

Closed for Maintenance:

On occasion, a field or park will be closed for maintenance. Use of the sports field during this time will be posted as off limits.

Alcoholic Beverages:

Alcoholic beverages are ***NOT*** allowed in any park or field (Refer to Town of Danville Ordinance #4) except when adherences to the following town requirements are followed.

Danville reserves the right to require Liability insurance for any event held on town property. A certificate of liability insurance, when required, must be obtained in the amount of \$1,000,000 for each occurrence, with the Town of Danville named as an additional insured and must not exclude liquor liability. For events at which alcohol is present a Waiver of liability must also be provided. The certificate of liability insurance can be obtained from your own insurance company, or you can contact EBI (Entertainment Brokers International) and obtain the liability insurance through their TULIP (Tenant users liability insurance policy) program.

Police Detail:

A paid police detail may otherwise be required in accordance with RSA 105:9.

The police department will assess and determine if a police detail is required. The applicant may be required to complete necessary forms from the Police department if deemed necessary. If a police detail is required, all associated fees must be paid by the renter 2 weeks prior to the event. No schedule will be set or confirmed until payment is received in full.

All Users/Renters will:

- Take care of any trash and dispose of it in proper trash cans.
- No fires permitted; use of a propane grill is permitted.
- If renting a park or field for a private event setup/take down is sole responsibility of the renter.
- No Dogs are allowed on any field unleashed and must remove any dog feces left by owner's dog.
- Do not block any entries/exits, park in designated areas only. Leave room for all emergency vehicles.

Field/Park use by sports teams:

All teams must fill out a request form which can be emailed to soconnor@townofdanville.org AND townadmin@townofdanville.org. All teams are responsible for the upkeep of the field they are using. Except the mowing of the grass on the fields, or permanent structures.

All teams must provide Certificate of Insurance which can be emailed to soconnor@townofdanville.org AND townadmin@townofdanville.org, with Town of Danville, 210 Main Street, Danville, NH 03819 as an additional insured. All teams must inform all players, coaches, visiting teams, and spectators of the rules set forth by the Town of Danville while using the park/field.

All teams must have a practice schedule and forms submitted 1 month prior to use. Game day schedules must be submitted 1 week before the game season starts. If all paperwork is not completed and submitted use of the field will not be allowed. Any changes to practice or games should be emailed to soconnor@townofdanville.org AND townadmin@townofdanville.org upon notification of change in schedule.

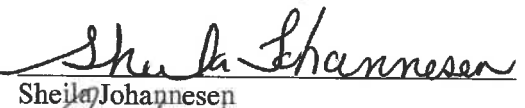
Parking for Fields:

- Day Field: Parking is in the lower lot unless handicap use designated spots.
 - Goldthwaite Park: Upper lot or outside of the gate on the side as you enter the road.
 - Colby Pond Field: Parking in parking lot by field, leave room for any emergency vehicles. Additional parking is on the right side of the road after the gate entrance. Do not block the gate to the right in the parking lot.
- Anyone renting town property agrees to Indemnify and Hold Harmless the Town of Danville for any injury or damage that occurs while the renter/guests are using Town property.

Dated:


Shawn O'Neil, Chair


Annmarie Inman, Vice Chair


Sheila Johannesen

Dennis Griffiths


Joseph Hester

Town of Danville, NH
Parks and Fields
210 Main St, Danville, NH 03819
603-382-382-8253 ext. 3 ~ soconnor@townofdanville.org
Fields and Parks Reservation Form

Date: _____

Users Information:

Name: _____

Address: _____

Phone: _____

E-Mail Address: _____

Name of Organization: _____

Type of Organization:

Sport: _____ Non-Resident

Non-profit Town Resident

Park/Field you are requesting:

Day Field: _____ Goldthwaite Park: _____

Colby Pond Field: _____

Day(s) of week you are requesting (please mark all that apply)

Monday _____ Tuesday _____ Wednesday _____ Thursday _____ Friday _____

Saturday _____ Sunday _____

Date(s) Beginning Date: _____ Ending Date: _____

Time(s) Beginning Time: _____ Ending Time: _____

(If sports team, please provide separate sheet(s) with all practice and game days and times)

Purpose of event/sport content: _____

Fees amount due: \$ _____

Upon registration, the rental fee, and a copy of certificate of insurance, and all other required paperwork are required with this application form. All reservations/sport requests will be finalized within 5 days of all paperwork turned in Make refundable checks out to the Town of Danville.

Renter/Users Signature

Date

Field and Park Coordinator Signature

Date

**Danville Parks and Fields Use
INDEMNIFICATION AND HOLD HARMLESS AGREEMENT**

Day: _____ Date: _____ Time: Start _____ End _____

NAME: _____ Telephone () _____

ADDRESS: _____ FUNCTION/ORGANIZATION: _____

I, We, the undersigned, _____ ("Renter" -responsible party), hereby indemnifies and holds harmless and defends the Town of Danville, it successors and/or assigns of any and all liability or damages occasioned from or as a direct result of the above noted function/organization usage of Danville Parks and Fields, including but not limited to: renters, guests, friends, family, hired help, any and all accompanying/attending the function/organization.

It is hereby agreed if any injury, damages, destruction, or loss of Danville Parks and Fields property will be billed to the person(s) named above responsible party.

Signed this _____ day of _____, 20_____

Witness to All

Renter / Responsible Party

Renter / Responsible Party

STATE OF NEW HAMPSHIRE

Rockingham County, SS

_____, 2013

On this _____ day of _____, 2013; before me, the undersigned notary public, personally appeared _____, proven to me by satisfactory evidence of identity which were _____ to be the person who name is signed on the proceeding or attached document and acknowledged to me that she signed in voluntarily for it stated purpose.

Notary Public
My Commission Expires: