

ALL NIGHT WINTER PARKING BAN

To promote the safe and orderly passage of the motoring public on the Town's Roads, to aid in the plowing and removal of snow, free from obstruction and obstacles created by vehicles being parked or abandoned, the Town of Weare hereby adopts the following ordinance.

Pursuant to RSA 231:132-a, Paragraph I & II, RSA 47:17, Paragraph VII, RSA 41:11, and RSA 31:102, it shall be unlawful to park any vehicle, upon any way as defined by RSA 259:125, for any length of time, except in the case of an extreme emergency, between the hours of 11:00 pm and 6:00 am, beginning November 15 until April 15.

The Chief of Police, in conjunction with the Highway agent, when deemed necessary because of weather conditions, may suspend enforcement of this ordinance upon giving proper notice to the Board of Selectmen.

Any vehicle parked upon any public way contrary to the provisions of this section or which interferes with any municipal snow removal operations shall, at the request of the Highway Agent or at the discretion of the Police Department, be removed from its place. In the absence of any Police Officer, and with a declaration of a "Snow Emergency", the Highway Agent shall have the authority to cause said vehicle to be removed if it is determined to be interfering with those snow removal operations. All costs for said removal shall be borne solely by the owner of that vehicle as defined by RSA 231:132-a, Paragraph 1.

Definitions:

Extreme Emergency – Any unexpected, life threatening, occurrence requiring immediate action.

Snow Emergency – Whenever the Highway Agent finds, based on the falling of snow, sleet, or freezing rain, or on the forecast by the US Weather Bureau, or other weather service, of snow, sleet, or freezing rain, that weather conditions will make it necessary that parking on Town Roads be prohibited for snow plowing purposes.

Snow Emergency Declaration – The Highway Agent shall cause each declaration made by him to be publicly announced by means of broadcasts or telecasts from a Radio or Television station with a normal operating range covering the Town, including Cable Access.

Any person who violates the provisions of the All Night Winter Parking Ban Ordinance shall be guilty of a violation and subject to the penalties outlined in the Town of Weare Parking Violation Ordinance. After a declaration of a "Snow Emergency" or if there is any interference in the routine removal of snow, this shall be the cause of any illegally parked vehicle to be towed.

Passed by the Board of Selectmen, Weare, NH, on this *15th* day of *December, 1997*.

A. Craig Slatum

A. Craig Slatum, Chairman

Leon G. Methot

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Douglas L. Hatch

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