



# TOWN OF GRANTHAM NEW HAMPSHIRE

OFFICE OF THE SELECTMEN  
300 Route 10 South, Grantham, NH 03753  
Phone: 603-863-6021  
www.granthamnh.net

## RULES AND REGULATIONS – USE OF TOWN-OWNED LANDS DRAFT - OCT 9, 2020

### **I. PURPOSE AND AUTHORITY**

The purpose of this ordinance is to preserve public peace, safety, and welfare on Town-owned lands and to protect the natural resources owned and managed by the Town so that their ecological value and public enjoyment are not degraded by misuse.

### **II. DEFINITIONS**

#### **ALCOHOLIC BEVERAGE**

Alcoholic beverage shall have the same meaning as defined in RSA 175:1 as it may be amended from time to time.

#### **CAMPING**

Includes pitching a tent, or placing or erecting any other camping device, or sleeping on the ground. See RSA 236:58.

#### **HUNTING**

Pursuing, shooting, killing or capturing (other than trapping as hereinafter defined) wildlife.

#### **MOTOR VEHICLE**

Any self-propelled vehicle not operated exclusively on stationary tracks, excluding electric bicycles, off-highway recreational vehicles and snowmobiles.

#### **OFF-HIGHWAY RECREATIONAL VEHICLE (OHRV)**

As defined by RSA 215-A:1, VI, any mechanically propelled vehicle used for pleasure or recreational purposes running on rubber tires, tracks, or cushion of air and dependent on the ground or surface for travel, or other unimproved terrain whether covered by ice or snow or not, where the operator sits in or on the vehicle.

All legally registered motorized vehicles when used for off highway recreational purposes shall fall within the meaning of this definition; provided that, when said motor vehicle is being used for transportation purposes only, it shall be deemed that said motor vehicle is not being used for recreational purposes. For purposes of this chapter "off highway recreational vehicle" shall be abbreviated as OHRV. OHRVs shall include any pedaled vehicle equipped with a motor that is not included in the definition of electric bicycle and utility terrain vehicles, but shall not include snowmobiles as defined in RSA 215-C or electric bicycles as defined in RSA 259:27-a.

## SNOWMOBILE

As defined by RSA 215-A, XIII, any vehicle propelled by mechanical power that is designed to travel over ice or snow supported in part by skis, tracks, or cleats. Only vehicles that are no more than 54 inches in width and no more than 1200 pounds in weight shall be considered snowmobiles under this chapter. Snowmobiles shall not include OHRVs.

## TOWN-OWNED LANDS

Town-owned lands include the following:

- GRANTHAM RECREATION PARK PROPERTY; 19 Shedd Road;  
Tax Map/Lot 241-006-00.
- GRANTHAM BROOKSIDE PARK; Route 10 North;  
Tax Map/Lot 221-002-000.
- GRANTHAM TOWN FOREST; Croydon Turnpike;  
Tax Map/Lots 209-001-000, 210-003-000, 210-005-000, 210-006-000, 210-007-000, 210-008-000, 210-009-000, 210-010-000.
- SAWYER BROOK HEADWATERS PARCEL; Dunbar Hill Road and Walker Road;  
Tax Map/Lots 220-027-000, 220-028-000, 220-031-000.
- SMITH LOT; Miller Pond Road;  
Tax Map/Lot 211-012-000.
- All lots owned by Tax Deed.

## TRAPPING

Taking, killing and capturing wildlife with traps, deadfalls and other devices commonly used to take wildlife.

### **III. HOURS OF CLOSING**

No person shall be permitted to remain, stop, or park within the confines of any Town-owned lands between the hours of 9:00 pm and 5:00 am except for Town-sponsored events.

### **IV. PROHIBITED ACTIVITIES**

A. DUMPING. No person shall deposit residential trash or any other material of any kind in trash barrels or elsewhere on Town-owned property except the refuse, garbage, or other material of a picnic or permitted activity on the property.

B. CAMPING. No person shall engage in camping on Town-owned property.

C. FIRES. No person shall kindle any camp, cooking, or other fire on Town-owned property.

D. TARGET SHOOTING. No person shall engage in target shooting on Town-owned property.

E. TRAPPING. No person shall engage in trapping on Town-owned property.

F. TAKING OF WILDLIFE. No person shall engage in taking or removal of wildlife from Town-owned property other than via hunting in accordance with New Hampshire State Law.

G. ALCOHOLIC BEVERAGES. No person shall consume or attempt to consume any alcoholic beverage, or possess any container with a factory seal broken having therein any alcoholic beverage, in or on Town-owned property.

H. DOGS AT LARGE. No owner or person having custody of any dog or other animal shall permit said dog to run "at large" on Town-owned lands. Dogs shall be kept under control by means of the personal presence and attention of an owner or custodian as will reasonably control the conduct of such dog. This subparagraph shall not include a dog which is being used for hunting, if accompanied by the owner or custodian, meaning that the owner or custodian must be able to see or hear the dog, or have reasonable knowledge of where the dog is hunting.

I. **DOG OR OTHER ANIMAL WASTE.** No owner or person having custody of any dog or other animal shall permit said dog or other animal to defecate on any Town-owned lands, unless said defecation is removed immediately and properly disposed of in a container for trash or litter or similar manner. Further, no defecation or manure shall be dumped or left on any Town-owned lands.

J. **MOTOR VEHICLES.** Vehicles are not permitted on Town-owned lands except on roads, parking lots, or paths maintained for use by vehicles.

K. **OFF-HIGHWAY RECREATIONAL VEHICLES (OHRVs)** are not permitted on Town-owned lands except on hard-packed trails designated for OHRV use. OHRVs are prohibited off-trail, including on logging/skidder trails on Town-owned lands, unless being used to retrieve game during hunting season.

**V. PENALTIES**

A. Violation of any provision of this ordinance shall constitute a violation and anyone so convicted shall pay a fine of \$100 for a first offense and a fine of \$250 for each subsequent offense. Additionally:

B. Any person found to have violated provisions regarding the disposal of trash on Town-owned lands shall pay a disposal fee of \$100 to the Town of Grantham.

C. Pursuant to RSA Chapter 227-L, any person who kindles or causes to be kindled a fire upon Town-owned property shall be guilty of a misdemeanor punishable by a fine of up to \$2000 and/or one year in jail.

D. Any person causing or kindling a fire, and any person by whose negligence, or by the negligence of the person's agents, any fire shall be caused on Town-owned lands shall be liable in a civil action for the payment to the Town, of the expenses incurred in attending or extinguishing such fire.

**VI. ENFORCEMENT**

This ordinance shall be enforced by the Board of Selectmen, its designees, and by the Town of Grantham Police Department or any other police agency having jurisdiction within the Town of Grantham in the manner prescribed for enforcement of violations of law by New Hampshire statute.

**VII. ADOPTION**

This ordinance is adopted pursuant to authority granted by RSA 41:11-A and after proper notice and hearing, the Board of Selectmen of the Town of Grantham hereby adopts this Use of Town-Owned Lands Ordinance on the 14<sup>th</sup> day of October, 2020.

**TOWN OF GRANTHAM**  
BY ITS BOARD OF SELECTMEN

\_\_\_\_\_  
Peter Garland, Chair

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Constance A. Jones, Selectman

\_\_\_\_\_  
Warren Kimball, Selectman

**Attest:** On this \_\_\_\_\_ day of October, 2020.

\_\_\_\_\_  
Ken Story, Town Clerk/Tax Collector

Adopted: October 14, 2020