

# **ORDINANCE #8 PARKING**

## **Section**

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24-1-1 Per RSA 265:69 Stopping, Standing or Parking Prohibited in Specified Places. – Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic control device, no person, except a person driving an emergency vehicle, shall:

I. Stop, stand or park a vehicle:

- (a) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;
- (b) On a sidewalk;
- (c) Within an intersection;
- (d) On a crosswalk;
- (e) Between a safety zone and the adjacent curb or within 30 feet of points on the curb immediately opposite the ends of a safety zone;
- (f) Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;
- (g) Upon any bridge or other elevated structure upon a way or within a highway tunnel;
- (h) On any railroad tracks;
- (i) At any place where official signs prohibit stopping;
- (j) In any parking place, whether on public or private property, specially

designated for a person with a walking disability by means of a sign as required by RSA 265:73-a stating that the space is reserved for a person with a walking disability or displaying the international accessibility symbol, unless that person has a special plate or placard issued or recognized pursuant to RSA 261:86 or RSA 261:88, and the person who qualifies for the plate or placard is being transported to or from the parking place. Notwithstanding the provisions of title LXII or any other provision of law, a person who violated the provisions of this subparagraph shall be fined a minimum of \$250;

- (k) On any controlled access highway;
- (l) In the area between roadways of a divided highway, including crossovers;
- (m) In or overlapping into any access aisle. Notwithstanding the provisions of title LXII or any other provision of law, a person who violates the provisions of this subparagraph shall be fined a minimum of \$50 for a first offense and a minimum of \$100 for each subsequent offense.

II. Stand or park a vehicle, whether occupied or not, except momentarily to pick up or discharge a passenger or passengers:

- (a) In front of a public or private driveway;
- (b) Within 15 feet of a fire hydrant;
- (c) Within 20 feet of a crosswalk at an intersection;
- (d) Within 30 feet upon the approach to any flashing signal, stop sign, or traffic control signal located at the side of a roadway;
- (e) Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of said entrance when properly signposted;
- (f) At any place where official signs prohibit standing.

III. Park a vehicle, whether occupied or not, except temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers

- (a) Within 50 feet of the nearest rail of a railroad crossing;
- (b) At any place where official signs prohibit parking. No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such a distance as is unlawful.

- 24-1-2            **Wrong Side of the Street.**            No person shall park or cause to be parked a motor vehicle on any street against the normal flow of traffic within the Town of Ashland.
- 24-1-3            **Parking Prohibited on Narrow Street.** When signs prohibiting parking are erected on narrow streets, no person shall park a vehicle on any such designated street.
- 24-1-4            **Parking Time Limited in Certain Areas.** When signs are erected giving notice thereof, no person shall park or leave standing any vehicle on Main Street from its junction with Winter Street easterly to its junctions with Mill Street and Pleasant Street at its intersection with Main Street to its junction with Hill Avenue for a period of more than two (2) hours between 6:00 AM and 6:00 PM, Sundays and holidays excluded. **REPEALED PER BOARD OF SELECTMEN VOTE JUNE 6, 2011**
- 24-1-5            **Parking Prohibited at all Times in Designated Places.** When signs are erected giving notice thereof, no person shall park a vehicle at any time upon any of the following streets:
- (a) In front of 4 Thompson Street.
  - (b) Right hand portion of River Street starting at its intersection with Thompson Street continuing to its intersection with Leavitt Hill Road
  - (c) Adjacent to any side of the Civil War Monument
  - (d) The left side of Winter Street starting at its intersection with Main Street and continuing to its intersection with Depot Street.
  - (e) Right hand side of Gordon Street from its intersection with Main Street to its junction with School Street

24-1-6

**Parking Prohibited Adjacent to Schools.** When signs are erected indicating no parking upon the side of the street adjacent to any school property, no person shall park a vehicle in any such designated place.

24-1-7

**Standing or Parking Positions.** No person shall stand or park a vehicle in a roadway other than parallel with the edge of the roadway, headed in the direction of traffic and with right side wheels of the vehicle within twelve (12) inches of the edge of the roadway, except as provided in the following paragraph:

- (a) When a horse drawn vehicle, truck trailer or tractor-trailer is backed to the curb for the purpose of loading or unloading merchandise, the horse, truck or tractor shall be turned so as to stand as near parallel to the curb as possible. No person shall stand or park a vehicle so as to obstruct the view of any traffic control device to other drivers traveling upon such street.
- (b) No vehicle used for the transportation of merchandise or materials shall park within areas which are signed with appropriate signs indicating that such parking is prohibited.

24-1-8

**Unlawful Parking.** No person shall park a vehicle upon any street, highway or public parking facility for the principal purpose of:

- (a) displaying it for sale
- (b) washing, greasing, or repairing such vehicle, except repairs of an emergency nature

24-1-9

**No Parking.**

- (a) No person shall park a vehicle on any street or the following Municipal Parking areas (1) Mechanic Street Parking lot; (2) spaces along Riverside Drive adjacent to Memorial Park; (3) Town Hall Parking Lot [**amended by BOS July 6, 2015**], between the hours of 1:00 AM and 5:00 am from November 1<sup>st</sup> thru May 1<sup>st</sup>
- (b) No person shall park a vehicle on Main Street from its intersection with West Street to its junction at Depot Street between the hours of 1:00AM and 5:00AM all year round.
- (c) Notwithstanding the above provisions, the Chief of Police, or his representative, may grant, in his discretion, permission to park a vehicle on any street or may, in his discretion, ban parking on any street in emergency situations.

24-1-10

**Angle Parking Permitted in Designated Spaces.** Angle parking is permitted in designated spaces on Riverside Drive and Main Street adjacent to Memorial Park. Angle parking is also permitted in front of 36 Main Street.

24-1-11

**Designated Parking Spaces.** Parking is permitted in designated parking spaces in the downtown business district.

24-1-12

**Handicapped Parking.** No person shall stop, stand or park a vehicle in any parking space, whether on public or private property, specifically designated for the physically handicapped by means of a sign stating that the space is reserved for the physically handicapped or displaying

the wheelchair symbol as defined in RSA 275-c:9 II(a) unless that person has special number plates, a number plate decal, or a tag or card issued pursuant to RSA 260:17,

18 or 18-a. Public parking spaces reserved for the physically handicapped are:

- (a) Mechanic Street parking lot – first space
- (b) Pleasant Street behind the police department parking
- (c) First parking space in parking lot adjacent to Memorial Park

- 24-1-13 **Fire Lanes.** When signs are erected and the road surface is clearly marked giving notice thereof, no person shall park a vehicle at any time upon any way as follows:  
(a) Main Street at the Grist Mill  
(b) Fire House Lane
- 24-1-14 **Parking Restricted in Certain Places for Police Vehicles.** No person shall be permitted at any time to park a vehicle in designated Police Parking Only Spaces except Police vehicles in the following locations:  
(a) Cottage Place in front of the Police Station  
(b) First parking space on Pleasant Street on the Library side
- 24-1-15 **Emergency Restrictions on Parking.** The Chief of Police, or his representative, may restrict or prohibit parking or travel on any public street whenever the ordinary uses of the same become hazardous because of snow accumulation, existence of some emergency condition, or to facilitate the removal of snow or other hazards. Said restrictions or prohibition shall be effective when suitable signs have been erected at intervals of not more than one hundred (100) feet.
- 24-1-16 **Exceptions.** These sections shall not apply to fire apparatus, police vehicles, funeral cars, ambulances or vehicles being used by any town department on town business.
- 24-1-17 **Waiver.** The provisions of this ordinance may be waived for a period of no longer than seventy-two (72) hours by vote of the Board of Selectmen for parades, public celebrations, and/or other activities.
- 24-1-18 **Severability.** If any provision hereof shall be held in any circumstances, such invalidity shall not affect other provision for circumstances.

## ARTICLE 24-2 PENALTIES

Section:

- 24-2-1 Owner's Responsibility for Illegal Parking
- 24-2-2 Procedure in Paying Penalties
- 24-2-3 Towing Vehicles Away
- 24-2-4 Parking Fines
- 24-2-5 Enhanced Penalties
- 24-2-6 Scoff Law

- 24-2-1      **Owner's Responsibility for Illegal Parking.** A person shall not allow, permit or suffer a vehicle registered in his name to stand or park in violation of any of the ordinances of this Town controlling the standing or parking of vehicles and the owner or person in whose name such vehicle is registered shall be held as prima facie responsible for such violation.
- 24-2-2      **Procedures in Paying Penalties.** The operator or owner may, within five (5) working days of the time when a notice of Chapter 24 was attached to the vehicle, pay the Police Department the amount of the fine covered in section 24-2-4 and in lieu of court proceedings. Failure by the operator or owner to make such payment within five (5) days may result in the issuance of a summons to the operator or owner to appear in court to answer to charges of violating the ordinance.
- 24-2-3      **Towing Vehicles Away.** The Police Department is authorized to remove and tow away or have removed and towed away by commercial towing service any abandoned vehicle, vehicle illegally parked, or other vehicle parked in a place where it creates or constitutes a traffic hazard, blocks the use of a fire hydrant, or obstructs or may obstruct snow removal operations or the movement of any emergency vehicle. Vehicles towed for illegal parking shall be restored to the owner or operator upon payment of all fees for towing and storage.
- 24-2-4      **Parking Fines.**
- Fifteen (\$15) Dollar Fines:**
- (a) parked against the flow of traffic (wrong way)
  - (b) parked in "No Parking" zone
  - (c) parked within fifteen (15) feet of an intersection
  - (d) parked in designated "Permit Parking Only" area
- Twenty-five (\$25) Dollar Fines:**
- (a) two (2) hour parking
  - (b) parked on crosswalk
  - (c) parked on sidewalk
  - (d) parked in fire lane/blocking fire hydrant
- One Hundred (\$100) Dollar Fine:**
- (a) parked in designated handicapped parking space
- Forty (\$40) Dollar Fine**
- (a) overnight parking ban

- Such other amounts for other parking violations as may be established by the Selectmen in regulations promulgated by them pursuant to RSA 41:11.
- 24-2-5      **Enhanced Penalties:** The Chief of Police may authorize, at any time before a court summons has been issued, but after the expiration of the five (5) working days, acceptance of a voluntary payment of double the original fine outlined in section 24-2-4 as a penalty in full satisfaction of the violation.

24-2-6

**Scoff Law.** The Chief of Police may authorize the towing or detention, via boot, of any vehicle that has more than five (5) unpaid parking tickets within a three (3) month period.

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