

TOWN OF CHESTERFIELD

ORDINANCES

As voted
Article 34
March 14, 1989

TOWN OF CHESTERFIELD

Town Ordinances

It is the intent of these Ordinances to promote a safe and orderly way of life for the inhabitants of, and visitors to the Town of Chesterfield. These Ordinances are intended to fill the void where State or Federal Law do not adequately cover a situation that exists within the Town.

The enclosed Ordinances are to be considered separable from themselves. If any word, phrase or sentence is found to be unconstitutional, such word, phrase or sentence shall be removed from the Ordinance, leaving the remainder of the Ordinance in place until such time as appropriate wording, phrasing or sentencing can be substituted.

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Section 1. ORDINANCES RELATING TO ALCOHOLIC BEVERAGES:

A. Open Container Possession

1. OPEN CONTAINER: No person shall have in his/her possession, any glass, can or open container, containing any alcoholic beverage while on any way as defined by RSA 259:125.

2. OPEN CONTAINER IN A MOTOR VEHICLE: No person shall have in his/her possession an open container, can or glass, containing an alcoholic beverage within or on a motor vehicle, to include motorcycles, while parked or standing on any way as defined by RSA 259:125.

3. PENALTIES: Any person who violates any provision of Chesterfield Town Ordinance Section IA: 1 or 2, shall be guilty of a violation and shall be fined not more than one hundred (\$100.00) dollars and further shall be subject to the immediate confiscation of all pertinent contraband.

Section I

B. CONSUMPTION OF ALCOHOLIC BEVERAGES.

1. SCHOOL PROPERTY: No person or groups of persons shall consume, sell, or offer for consumption, any alcoholic beverage while on property owned, leased or rented by the Chesterfield School District or by the Town of Chesterfield for use by the Chesterfield School District.

2. TOWN PROPERTY: No person shall, either singularly or as part of a group, consume, sell, or offer for consumption, any alcoholic beverage while on property owned, leased or rented by the Town of Chesterfield.

3. EXCEPTIONS: A permit to consume alcoholic beverages on property owned by the Town of Chesterfield or the Chesterfield School District by any publicly recognized organization or group or any family group to exempt them from the provisions of this Ordinance. This permit shall be for a length of time not to exceed twelve continuous hours. No permit shall be granted for consumption of alcoholic beverages inside the Chesterfield School Building.

4. PENALTIES: Any person or group that violates the provisions of Chesterfield Town Ordinance Section 1-B: 1 or 2 shall be guilty of a violation and shall be fined not than one hundred (\$100.00) dollars, and further shall subject to the immediate confiscation of any and all pertinent contraband or evidence.

5. DEFINITIONS: For the purposes of this Ordinance the following words, terms and phrases shall have the meaning given herein. The word shall is to be construed as mandatory and not merely directory.

a. School Property - To include the Chesterfield School building and the area surrounding same. This shall include the area in front of the school bordered by Rte 63 and the Old Chesterfield Rd and the ballfield area located to the east of the school building.

b. Town Property - To include any and all buildings owned by the Town of Chesterfield whether posted or not. This shall include but is not limited to, Town Hall, Town Library, Town Offices, Town Garage, Police Station, Wares Grove Beach, North Shore Beach, Spaulding Property, Town Office property and the Town Transfer Station area.

Section II

A. YEAR ROUND LEASH ORDINANCE

1. LEASH LAW: All dogs within the Town of Chesterfield must be kept on a leash or under it's owner's direct and immediate control at all times. This shall include dogs at large as well as noisy or nuisance dogs.

2. PENALTIES: The owner of any dog found in violation of Chesterfield Town Ordinance Section II-A:1 shall be subject to any or all of the following:

a. Immediate pickup and impoundment of the animal at the Cheshire County Humane Shelter. The owner shall be responsible for the \$25.00 dollar pickup fee as well as any boarding fees imposed by the Humane Shelter before the animal is released.

b. Subsequent offenses may result in court action against the owner of the animal in which case the owner would be subject to a fine not to exceed \$100.00.

c. Any animal seen running deer or threatening livestock or other pets may be killed if no other means of apprehension can be determined. The owner of any such animal may be subject to Court action if deemed necessary by any Police Officer or Fish & Game Officer.

3. DEFINITIONS: For the purposes of this Ordinance, the following words, terms and phrases shall have the meaning given within. The word shall is to be construed as mandatory and not merely directory.

a. Control - Shall mean that the owner or master of any dog within the Town will be able to bring said dog to his side or in hand immediately upon verbal or hand signal. To include but not limited to a dogs running, jumping or barking.

b. Dog at Large - is any dog found to be outside of it's owner's direct or immediate control.

c. Nuisance - Shall mean any or all of the following actions, running, jumping, barking excessively, knocking over garbage cans, damaging or destroying the property of another.

Section III

A. ORDINANCE RELATING TO THE USE OF SKATEBOARDS, ROLLER SKATES, SCOOTERS

1. SKATEBOARDS, ROLLER SKATES, SCOOTERS: The use of skateboards, roller skates or scooters on any way as defined in RSA 259:125.

2. PENALTIES: Any person found to be in violation of Chesterfield Town Ordinance Section III-A:1 shall be guilty of a violation and may face Court action. Any person found to be in violation two or more times shall be subject to impoundment of the skateboard, roller skates or scooter. If the person found to be in violation is a minor, he/she will be transported to the Police Station where his/her parent or legal guardian will be called to pickup the juvenile. If Court action is taken the person shall be fined not more than \$50.00.

3. DEFINITIONS: For the purposes of this Ordinance, the following words, terms or phrases shall have the meaning given herein. The word shall is to be construed as mandatory and not merely directory.

a. Skateboard - Any device used solely for the recreational transportation of a single rider containing a flat surface to stand on and mounted on small diameter wheels.

b. Scooter - Any device used solely for the recreational transportation of one or more riders, consisting of a flat surface with handlebars and mounted on small diameter wheels.

SECTION III

B.ORDINANCE RELATING TO PARKING IN THE TOWN OF CHESTERFIELD

1. PARKING REQUIREMENTS: When parking a vehicle on the side of any way in the villages of Chesterfield, Spofford or West Chesterfield, the operator must park his or her vehicle completely off the travel portion of the road. In the event that the way in question is paved, this shall mean the entire paved area of the way.

2. OBEDIENCE TO SIGNS: The operator of any vehicle wishing to park on the side of any way in the Town of Chesterfield must check the area for any posted signs restricting parking. If such a sign is posted the operator will not park his or her vehicle in that area.

3. EXCEPTIONS: Exceptions to the parking requirements listed in Sections 1 and 2 are in the event of an emergency or breakdown. If an operator leaves a vehicle in a breakdown area, the vehicle must be removed as soon as possible.

4. PENALTIES: Any vehicle found to be in violation of Chesterfield Town Ordinance Section III-B: 1 or 2 shall be subject to a parking fine in the amount of ten dollars (\$10.00). Any vehicle found to be an obstruction or hazard to traffic will receive the parking fine listed above and at the discretion of the Law Enforcement Officer, may be removed at the owners expense. Failure to honor a parking violation ticket may subject that person to Court action.