



## **TOWN OF DEERING**

### ***Board of Selectmen***

762 Deering Center Road  
Deering, NH 03244

### **Meeting Minutes**

**February 20, 2018**

Selectmen present: Aaron Gill, Allen Belouin, John Shaw

The hearing was called to order at 1900.

#### **MEETING MINUTES:**

##### **Meeting Minutes – February 6<sup>th</sup>.**

Mr. Gill made the motion to approve the public and non-public meeting minutes of February 6<sup>th</sup>. Mr. Belouin seconded the motion. The vote was unanimous and so moved.

#### **New Business**

##### **Warrant Article Presentation for Town Meeting**

Moderator Phil Bryce worked with the Board to address the presentation of warrant articles at town meeting. This is where the Board determines which selectman during town meeting will introduce which warrant article on the town warrant, who will second it and so on. The Board continued working through the presentation of the Town Warrant until they finished. Moderator Phil Bryce thanked the Board and was thanked in return.

##### **Snowmobile Trails – John Cowan (Weare Winter Wanderers)**

###### **Doug Parker (Hillsboro Night Riders)**

The Weare Winter Wanderers (Bill Bolton, Ray Lemay, John Cowan) relative to accessing the Class VI portion of Quaker Street from East Deering Road. They asked for permission to ride from the Weare line on the side of East Deering Road, about 450 feet, to Quaker Street. Mr. Gill noted that snow mobile clubs are known to be good stewards of the land over which they travel and they always seek land owner permission before riding over private property. Mr. Gill made the motion to allow the Weare Wanderers to travel along the side of East Deering Road from the Weare line to Quaker Street to access the snow mobile trails in Henniker. Mr. Belouin seconded the motion. The vote was unanimous and so moved. Mr. Doug Parker, representing the Hillsboro Night Riders provided a trail map (see attached) and addressed the Board relative to reaffirming an existing agreement for the club to travel over portions of Homestead, White Gate, and Bartlett Hill Roads. The Board reviewed the trail map with Mr. Gill making the motion to allow the Hillsboro Night Riders to travel over portions of Homestead, White Gate, and Bartlett Hill Roads. Mr. Shaw seconded the motion. The vote was unanimous and so moved.

##### **Beach Area Parking Ordinance – Amendment**

The TA explained that the ordinance inadvertently contained language that allowed non-residents to purchase beach parking permits when that is not the Board's intent. He noted that the text in question was highlighted and asked if the Board wanted to amend the ordinance by removing that text (see attached). Mr. Gill made the motion to amend the ordinance by removing the language allowing non-residents to purchase beach parking stickers. Mr. Shaw seconded the motion. The vote was unanimous and so moved.

### Other Business

Mr. Gill spoke to the experiences of other municipalities utilizing a PPA (power purchasing agreement) The Board reviewed a bid from Hilltop Heating for cleaning the burners at the three fire stations and the highway garage. Mr. Belouin noted that the prices were good but he didn't see any provision for a combustion / efficiency test for the boilers. After brief discussion Mr. Gill made the motion to approve the bid from Hilltop Heating contingent on the inclusion of an efficiency test and proof of licensure. Mr. Belouin seconded the motion. The vote was unanimous and so moved.

### TO BE REVIEWED AND/OR SIGNED:

- Employee Payroll	<u>February 13<sup>th</sup></u> \$13,773.64
- Employee Payroll	<u>February 20<sup>th</sup></u> \$14,547.22
- Fire Department Payroll	<u>February 20<sup>th</sup></u> \$3,593.62
- AP ACH XFER	<u>February 20<sup>th</sup></u> \$69.95
- AP Manifest	<u>February 20<sup>th</sup></u> \$23,867.74
- Yield Tax – 221-005 & 8-000	\$1,084.84
- Land Use Change Tax – 218-037	\$ 200.00

### Non-Public Session – RSA 91-A:3 II(a) & (l)

Mr. Gill made the motion to enter non-public session under RSA 91-A:3 II (a) & (l) to continue the TA's performance review and to consider legal advice. Mr. Shaw seconded the motion. The vote was unanimous and so moved.

The Board entered non-public session at approximately 1950.  
The Board reconvened their public session at 2020.

There being no further business to come before the Board Mr. Gill made the motion to adjourn. Mr. Belouin seconded the motion. The vote was unanimous and so moved. The meeting adjourned at 2020.

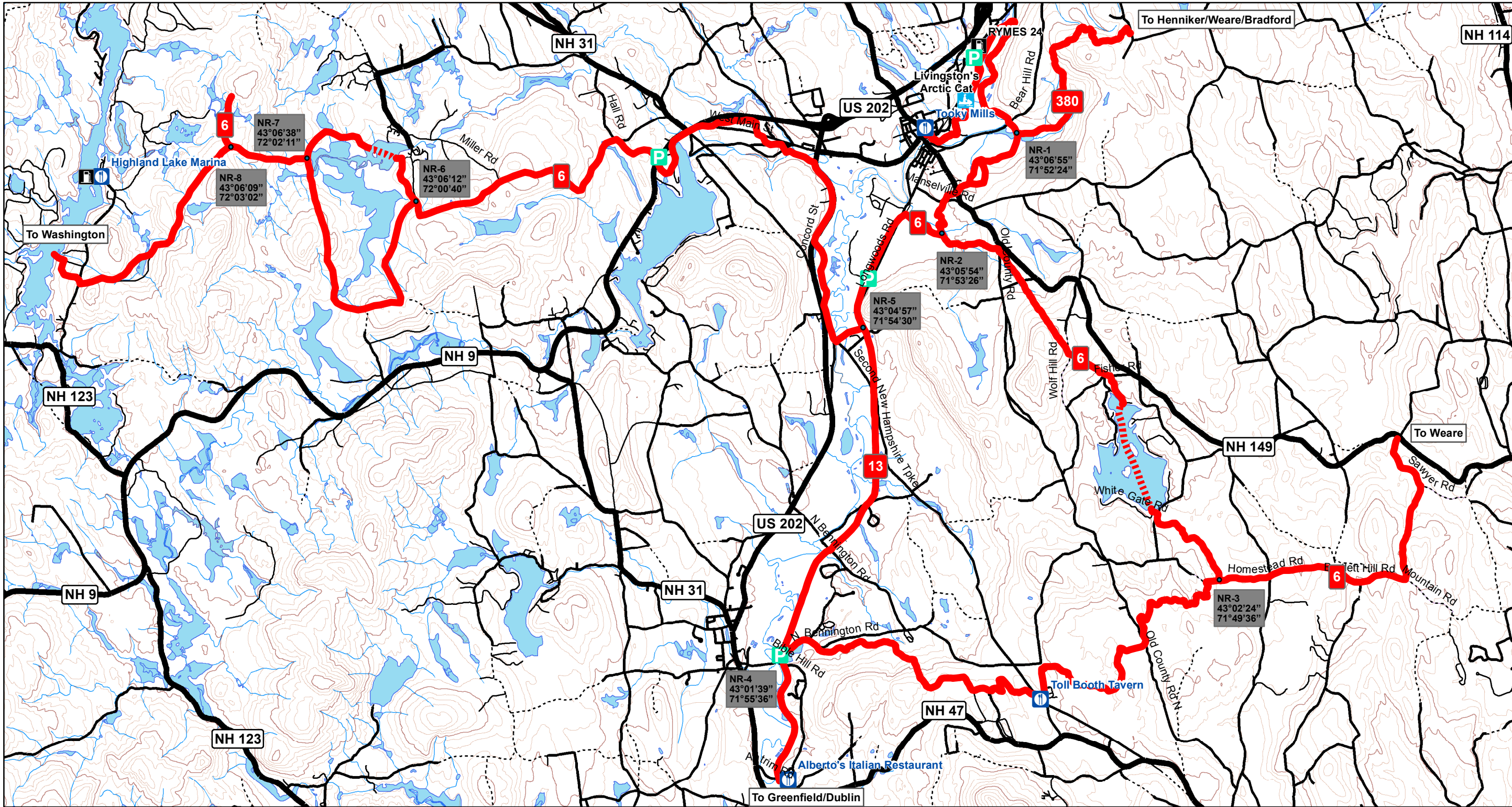
Respectfully Submitted,

\s\ Russell McAllister  
Town Administrator





# Hillsborough Night Riders Trail Map



Author: Steven Lamonde  
Antioch University New England  
Center for Spatial Analysis and Remote Sensing  
Created: 29 January 2018

Projected Coordinate System:  
NAD 1983 StatePlane New Hampshire FIPS 2800 Feet  
Disclaimer: Text scale only applies on 11" x 17" prints.

- |                |                   |                 |
|----------------|-------------------|-----------------|
| Parking        | Unmaintained Road | Gas/Fuel        |
| Trail          | Private Road      | Restaurant/Food |
| Water Crossing | Local Road        | 100-ft. contour |
|                | State Road        | 20-ft. contour  |



0 0.5 1 2 3 4 5 Miles

1 inch = 1.17 miles

## Town of Deering, NH 03244

# BEACH AREA PARKING STICKER ORDINANCE

Enacted: 2010

Amended: 2012

Amended: 2019

### Section I – PURPOSE & AUTHORITY

In accordance with an under the authority of the New Hampshire Revised Statutes Annotated, Chapter 41, Section 11 and Chapter 47, Section 17, VII and VIII, authorizing the Board of Selectmen to enact ordinances governing the use of public ways and traffic devises and signals, the following Ordinance is adopted by the Board of Selectmen of the Town of Deering. This ordinance reorganizes and amends the Previous Beach Area Parking Sticker Ordinance, as authorized under RSA 35-B:3, as ordered by the Board of Selectman on behalf of the Town of Deering, for the regulation of the use at this recreational or park facility, approved by a vote of said governing body on September 14, 2009, to be effective on January 1, 2010 and amended on June 16, 2010.

This policy shall provide the rules and regulations regarding the parking and control of such in the Deering Lake Public Beach Parking Area.

### Section II – WORDS and PHRASES DEFINED

The following words and phrases when used in this Ordinance have the following meaning:

**Beach Parking Area:** The defined parking lot areas designated for beach visitor parking adjacent to Reservoir Road between the Boat Launch Driveway and the intersection with Cellar Hole Road, to exclude two parking spots designated within this area for use by the privately leased cabin adjacent to said parking lot area.

**Day Passes:** Shall mean single use/single vehicle issued passed that are available for purchase on-site for visitors who do not desire to obtain a permanent or annual parking sticker.

**Park or Parking:** The standing of a vehicle, whether occupied or not, attended or unattended, upon any street, road, or way, other than temporarily for the purposes of and while expeditiously taking or leaving passengers, or loading or unloading merchandise, then in actual readiness for immediate delivery or receipt.

**Resident/Landowner Permanent Parking Sticker:** A Town of Deering issued parking sticker, white in color, which shall be obtained through the Town Clerk's Office and shall be applied permanently to a specified and registered vehicle.

~~**Non-Resident/Non-Landowner Annual Parking Sticker:** A Town of Deering issued parking sticker, the color of which shall vary each year, which shall be obtained through the Town Clerk's Office for specified costs, and shall be applied permanently to a specified and registered vehicle.~~

**Standing:** Any stopping of a vehicle, whether occupied or not.

**Vehicle:** Vehicle shall have the same definition as found in RSA 259:122.



### **Section III – ORDINANCE: Parking Stickers Required at the Deering Lake Parking Area**

- A. **Parking Sticker Required:** A Beach Area Parking Usage Permit Sticker shall be required to be appropriately displayed on every vehicle parked within the designated Parking Areas for the Deering Reservoir Beach on Reservoir Road in said Deering, NH, and upon any adjacent roadways or public properties that are signed to allow lawful parking. This Usage Permit sticker shall be of the size and design as determined by the governing body of the Town of Deering, and shall be placed on the lower left corner (driver's side) of the rear bumper of each vehicle using the Beach Parking Lot. This ordinance requirement shall be in effect between Memorial Day and Labor Day annually, and shall not be required at other such times.
- B. **Issuance of Parking Stickers:** Resident/Landowners: Usage Permit Stickers shall be issued (ANNUALLY) permanently and free of charge in the quantity of no more than one (1) for each vehicle registered in the Town of Deering and two (2) for Town of Deering primary assigned property taxpayers. All such Usage Permit Stickers shall be obtained during regular office hours from the Deering Town Clerk's Office.
- C. **Day Passes:** Day passes for use by Non-Residents will be available at a charge of \$10.00 per vehicle at the Self-Service Kiosk located at the Deering Reservoir.
- D. **Revenues Received from Parking Sticker Sales:** All revenues received from Usage Permits will be transferred to the Deering Reservoir Usage Permit Expendable Trust Fund established in 2011 for the purpose of improving/maintaining the Deering Reservoir Beach and Boat launch area.

### **Section IV – ORDINANCE: Display of Parking Stickers and Day Passes**

- A. **Permanent Affixation Required:** All such issued Usage Permit Stickers shall be permanently affixed to a specified and recorded vehicle, and are NOT transferrable between any vehicles or parties. The failure to affix such permanent and annual parking stickers as so determined shall constitute a town ordinance violation.
- B. **Placeage:** All permanent and annual parking stickers shall be permanently affixed to their registered vehicle on the rear left bumper or rear left window (bottom portion) of said registered vehicle. Any variation of such placeage location shall constitute a town ordinance violation.
- C. **Day Use Pass Placeage:** Day use parking passes shall be completely filled out and placed upon the dashboard of such vehicle as shall be assigned to that specific pass. The identifying day use pass number(s) shall be visible from above/outside said vehicle at all times. Any variation of such completion and placeage location shall constitute a town ordinance violation. Any failure to remit payment for the Day Use Pass Fees shall constitute a town ordinance violation and may result in charges of Theft of Services under NH-RSA 637:8.

### **Section V – EXEMPTIONS**

The following types of vehicles shall be exempt from the requirements to display parking stickers:

- A. Emergency Vehicles as defined by NH State Law, including but not limited to law enforcement vehicles, ambulances, fire fighting vehicles, emergency management vehicles, or other such related vehicles.
- B. Town or State Highway, Bridge, Dam, or other maintenance vehicles or equipment owned by or contracted by any Government Entity, to assist in the maintenance and/or upkeep of any public properties within the affected area(s).

- C. Vehicles bearing Handicap Placards or Handicap or Disable Veterans License Plates, as issued by the Department of Motor Vehicles/Registry in the Home State or Country of origin, under NH-RSA 265:73 and NH-RSA 265:74.
- D. Vehicles with attached to Boat Trailers, excepted only if they are parked within the designated Boat Trailer Parking Area opposite the levee on Reservoir Road.
- E. Vehicles associated with any special event, where such special event has received prior approval for such exemption of the parking permit requirements by the Chief of Police or his designee, or from the Town Administrator and/or Board of Selectman.
- F. Vehicles directly associated with any lessee of the cabin that sits between the Beach Parking Area and the Beach Area, as long as said vehicles are parked within the two designated parking spots for said cabin, and as long as they display an authorized visitor notice.

#### **Section VI – ENFORCEMENT**

This ordinance shall be enforced by any Police Officer of the Deering Police Department, or by any other Police Officer with jurisdiction, or by any duly authorized Civil Parking Official as designated and appointed by the governing body of the Town of Deering, either actual jurisdiction or constructive jurisdiction via any authorized Mutual Aid Agreement. Nothing in this section shall remove an individual officer's discretion in regards to the actual enforcement or issuance of fines and penalties relating to this section.

#### **Section VII - PENALTIES**

- A. A (known) first offense for such violation may be issued a Civil Penalty fine of \$50.00, payable to the Town of Deering and answered via the Police Department within 72 hours (5 business days) of issuance.
- B. A (known) second or subsequent violation may be issued a Civil Penalty fine of at least \$100.00 but no more than \$250.00, payable to the Town of Deering and answered via the Police Department within 72 hours (5 business days) of issuance.
- C. Any such violations, in lieu of a Civil Penalty Fine, may be issued a Town Ordinance Violation Summons requiring the vehicle owner to report to the District Court of Jurisdiction for arraignment.
- D. Violations shall be the responsibility of the Registered Owner of any vehicle except in such cases as where the registered owner has positively identified the person who was, at the time of violation, in actual control of said vehicle.
- E. At the discretion of a sworn police officer, violators may also be towed from the area at the expense and costs of the owner or operator of said vehicle, providing that signs warning of such towing are in place and publicly visible in or near the parking areas.

#### **Section VIII – Default or Appeal**

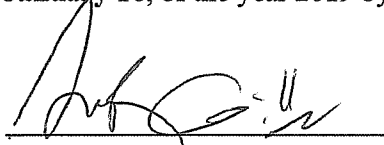
If any owner/operator of a vehicle fails to pay any Civil Penalty Fine within the required time period for response, OR otherwise requests an appeal or court hearing of such Civil Penalty Fine under this section, the Police Department shall issue to any such person a summons to appear in the District Court of Jurisdiction for arraignment and such applicable hearings, that being the 6<sup>th</sup> Circuit Court- Hillsborough.

#### **Section IX - Severability**

In the event any section, subsection, sentence, clause or phrase of this Ordinance shall be adjudicated to be invalid or unconstitutional, such part or phrase is declared to be severable, and all remaining portions of this Ordinance shall remain in full force and effect.

**CERTIFICATION:**

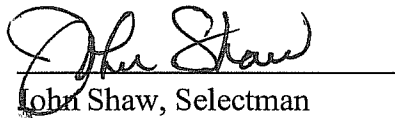
The above Ordinance for the Town of Deering was approved, with said amendments and updates on: **January 16, of the year 2019** by a vote of the Board of Selectman.

A handwritten signature in black ink, appearing to read 'Aaron Gill', written over a horizontal line.

Aaron Gill, Chair

A handwritten signature in black ink, appearing to read 'Allen Belouin', written over a horizontal line.

Allen Belouin, Selectman

A handwritten signature in black ink, appearing to read 'John Shaw', written over a horizontal line.

John Shaw, Selectman

Please Sign In

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Bill Bolton

- wear winter wanderers.

Ray Lemay

- " " "

John Coosa

" " "

~~Ben~~

Bill Whitson

Dorey Parker

Hillsboro night Riders SC

Phil Bryce

Deering

Gale Zahner

Rony Zahner