

Chapter 120

VEHICLES AND TRAFFIC

[HISTORY: Adopted by the Town of Henniker as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Driveways -- See Ch. 41.

Signs in Proctor Square -- See Ch. 92, Art. I.

People-powered vehicles -- See Ch. 124.

Riverfront parking areas -- See Ch. 77, Art. I.

Snow on roads -- See Ch. 97, Art. I, and Ch. 106, Art. II.

ARTICLE I

One-Way Streets

[Adopted 9-26-1978; amended 11-28-1989; 5-21-1991; 5-15-2018;6-14-2022]

~120-1. One-way streets enumerated.

Vehicular traffic shall move only in the indicated direction on those streets and parts of streets described below, when signs indicating the direction of traffic are erected by the town and maintained at any intersection where movement in the opposite direction is prohibited and shall conform to all other regulations as set forth below when signs are erected and maintained indicating said regulations:

Name of Street	Direction of Travel	Location
Crescent Street	East	From Rush Road to Main Street
Cressey Street	South	From Pearl Street to Bridge Street (Route 114)
Circle Street	West	From Bridge Street (S/Route 114) to Depot Hill Road
Depot Hill Road	South	From the intersection of Circle Street Street, Bridge Street (Route 114) and Depot Hill Road to the intersection of Circle Street and Depot Hill Road
Pearl Street	East	From Bridge Street (Route 114) to Cressey Street
17 Bridge Street	Out	At the south side of the 8 Main Street

~120-2. Statutory authority.

This article is authorized under powers granted to the Selectmen in RSA 41:11.

~120-3. Violations and penalties.

Violation of this article will result in a fine of not less than \$20 and not to exceed \$100.

**ARTICLE II
Town Speed Limits**

[Adopted 5-20-1997; amended 5-15-2018]

~120-4. Speed limits established.

- A. The speed limit for all gravel roads within the Town of Henniker is 25mph. [added 5-15-18]
- B. After careful consideration of the roadways within the Town of Henniker, the Board of Selectmen deems that the prima facie speed permitted on the following roads is reasonable and safe under the conditions found to exist upon such ways, and the Board of Selectmen have determined and declare a reasonable and safe prima facie speed limit thereon, as follows:

Name of Street	Speed limit (mph)	Location
Checkerberry Lane	25	Entire Length
Crescent Street	25	Entire Length
Cressey Street	25	Entire Length
Deer Run	25	Entire Length
Diamond Drive	25	Entire Length
Evergreen Circle	25	Entire Length
Fairview Ave	25	Entire Length
Goss Drive	25	Entire Length
Hall Avenue	25	Entire Length
Highland Drive	25	Entire Length
Hillside Drive	25	Entire Length
Juniper Ridge	25	Entire Length
Longview Drive	25	Entire Length
Morse Circle	25	Entire Length
Old Mill Pond Road	25	Entire Length
Pine Hill Road	25	Entire Length
Plummer Hill Road	25	Entire Length
Prospect Street	25	Entire Length
Ramsdell Road	25	Entire Length
Shore Drive	25	Entire Length
Snowshoe Road	25	Entire Length

Stonehenge Drive	25	Entire Length
Tanglewood Drive	25	Entire Length
The Oaks	25	Entire Length
Union Street	25	Entire Length
Village Green	25	Entire Length
Water Street	25	Entire Length
[Residential roads 25mph added 5-15-2018]		
Old Concord Road	30	East from intersection of Ramsdell Road and Main Street
[Added 12-2-1997]		
Old Concord Road	35	From a point 100 feet beyond the easternmost property line of the town recreational field east to the entrance to the hop spur (entrance to Rte 202/9)
[Added 12-2-1997]		
[Amended 5-15-2007]		
Old Concord Road	30	From a point 100 feet prior to the easternmost property line of the town recreational field west to the intersection of Ramsdell Road and Main Street
[Added 12-2-1997]		
Old Concord Road	35	From the hop spur (entrance to Rte 202/9) west on Old Concord Road
[Added 12-2-1997]		
Rush Road	30	From Main Street to the 202/9 overpass.
[Added 5-15-2018]		

~120-5. Modification of speed limits.

Notwithstanding, the Board of Selectmen shall modify the speed limits on town roads authorized herein so that said speed limits shall not be greater or lesser than the temporary prima facie speed limits established for the state highway system.

~120-6. Statutory authority.

This article is authorized under the powers granted to the Board of Selectmen under RSA 41:11 (amended).

**ARTICLE III
Motor Vehicle Parking**

[Adopted 9-26-1978; Amended 11-3-1987, 11-28-1989
Amended 1-27-1998, 8-4-1998, 9-6-2011, 11-03-2015, 9- 19-2017; 5-15-2018;06-14-22]

~120-7. Parallel parking.

No person shall stand or park a vehicle in a roadway other than in a place where said parking or standing is permitted and other than parallel with the edge of the roadway headed in the direction of the traffic flow except upon those streets which have been so designated; in which case, vehicles

shall be parked in the manner prescribed.

~120-8. Angle parking.

Vehicles parking on the south side of Main Street from the intersection of Route 114 to the east side of the handicapped parking space located near Daniel's Restaurant shall be at sixty-degree angles from the flow of traffic.

~120-9. Time limit parking.

When signs have been properly erected by the Town of Henniker, which give notice thereof, no person shall park a vehicle Monday through Friday, between the hours of 8:00 a.m. and 5:00 p.m., on the following streets and roadways for longer than indicated:

Name of Street	Side	Time Limit	Location
Bridge Street	East	1 hr.	From Proctor Bridge north to the intersection of Route 114 and Main Street
Bridge Street	West	1 hr.	From Proctor Bridge north to the parking lot entrance of 15 Western Avenue
Library Parking	West	2 hrs.	Behind the Tucker Free Library Lot (7 spaces)
Main Street	North	2 hrs.	In front of the New England College Administration Building
Main Street	South	2 hrs.	Entire length
Western Avenue	South	1 hr.	In front of the Tucker Free Library from the entrance to the Grange west to the easterly most parking lot entrance leading to the front of the Henniker Community School, during posted library hours.

~120-10. Name of Street and Municipal Parking Lot(s)

- A. Community Center parking lot – Crescent Street behind the Community Center
 - 1. Time limit – Parking from 7:00 a.m. until 12:00 midnight. (Two designated spaces for 20 Crescent Street reserved 24 hours daily for residents)
- B. Town municipal parking area behind the Grange Building and Library on Western Avenue

~120-11. Parking Restrictions.

- A. The following shall apply to parking in the Town of Henniker:
 - 1. No commercial delivery vehicles shall park on the westerly side of Bridge

- Street (Route 114) from the intersection of Western Avenue to the Proctor Bridge.
2. There shall be no parking except by permit in two parking spaces designated "Library Staff Only" which are located on the westerly side of the parking lot behind the Tucker Free Library, adjacent to the Henniker Community School building.
 3. There shall be no parking except as permitted by state law in any parking space located on any public street or in any public parking lot which is designated for handicapped parking only.
 4. There shall be no parking at any time on the property of the Community Park, except designated handicapped spaces.
 - a. Parking space in front of the Teen Center entrance at the Community Center and Community Park.
 - b. Parking space at the rear entrance to the upper level of the Community Center
 5. On any public sidewalk.
 6. From the intersection of Circle Street and Route 114 Southerly, the West side of Depot Hill Road, shall be designated parking for town hall patrons and during Town approved events. [Added 9-19-2006] [Amended 9-9-2017]
 7. There shall be no parking on Circle Street, entire length from Bridge Street (Route 114) to Bridge Street (114) except during Town approved events. Parking during approved events is limited to the interior Ballfield side of Circle St. [Added 11-3-2015][Amended 9-19-2017]
 8. Pursuant to RSA 47:17, VII, VIII and XVIII, the Board of Selectmen may ban all on-street parking on any street with advance notice for special events and may require all vehicles in violation of this ordinance be towed. All towing fees will be the responsibility of the owner of said vehicle in violation. (Adopted 9-6-2011. Effective this date.)

B. There shall be no parking allowed at anytime on the following streets and roadways:

Name of Street	Side	Location
Bridge Street	Both	From the north end of the Proctor Bridge to Ramsdell Road
Crescent Street	Both	Entire length
Depot Hill Road	Both	From Circle Street to Gulf Road
Fairview Avenue	Both	Entire length
Gould Street	Both	Entire length
Hall Avenue	Both	Entire length
Main Street	North	From the driveway entrance to the college

administration building to the easterly most entrance to the State Shed Road

Maple Street	Both	From Western Avenue to Davison Road
Newton Road	Both	No parking first 80 feet from the pavement edge of Western Avenue
Old Concord Road	Both	From the State Shed Road the entire length of the 30mph speed zone to a point just east of the soccer fields where the speed limit increases to 35mph
Park Street	Both	Entire length
Pearl Street	Both	Entire length
Post Office Place	Both	Entire length
Prospect Street	Both	Entire length
Ramsdell Road	East	From Main Street to the entrance of the highway sheds
Rush Road	South	From Main Street to the Route 202 and 9 overpass
Water Street	Both	Entire length
Western Avenue	North	From Main Street to The Oaks
Western Avenue	South	From the easterly most parking lot entrance to the front of the Henniker Community School to the first river parking area located just west of the police station
Union Street	Both	Entire length

~120-12. Overnight parking ban.

- A. No person shall park or leave standing any motor vehicle on any public street or highway from November 1 to April 15 of each year, between the hours 11:00 p.m. and 7:00 a.m.
- B. No person shall park or leave standing any motor vehicle on Main Street between the hours of 11:00 p.m. and 7:00 a.m.
- C. Nothing in this article shall prohibit legal parking at public dances,

athletic events or any other public function where such activities continue past 11:00 p.m., provided that such vehicles are moved within a reasonable time after such activities cease.

~120-13. Violations and penalties. (Amended 11-3-1987; 12-15-1987; 11-26-1989; 4-3-1990; 5-21-1991; 9-10-1991; 10-1-1991; 5-19-2015)

- A. Any persons violating the Town of Henniker parking regulations (see handicapped parking violation below), as defined within this article, upon the receipt of a parking ticket citation citing said violation as issued by authorized police officials or their duly appointed representatives may waive their right to appear in the court upon payment of a twenty (\$20) dollar fine. If the parking ticket is not paid within seven days, inclusive of the date of issue, the fine shall be \$30. If not paid within 14 calendar days, inclusive of the date of issue, then the fine shall be \$50. Any person who receives three parking violations within one calendar year may be fined \$30 for each subsequent violation. All fines shall be paid to the Town of Henniker.
- B. Any persons violating the Town of Henniker handicapped parking regulations, as defined within this article, upon the receipt of a parking ticket citation citing said violation as issued by authorized police officials or their duly appointed representatives may waive their right to appear in the court upon payment of a two hundred and fifty (\$250)-dollar fine. If the handicapped parking ticket is not paid within seven days, inclusive of the date of issue, then the fine shall be \$270. If not paid within 14 calendar days, inclusive of the date of issue, the fine shall be \$290.
- C. Any vehicle parked in violation of this article may be ordered towed by the Police Department at the expense of the owner or custodian of the vehicle.
- D. Any persons violating the provisions of this article who have not paid the fine(s) for which they are liable may be summoned to appear in court and, if found guilty, shall be fined not more than \$100 for each offense except for handicapped parking violations.

ARTICLE IV

Parking of Commercial Vehicles

[Adopted 9-26-1978; Amended 11-28-1989; 5-15-2018]

~120-14. Commercial Vehicles

All commercial vehicles are prohibited from stopping, standing or parking on the Westerly side of Bridge Street from Western Avenue to the driveway on the South side of 15 Western Avenue.

~120-15. Violation

Violation of this ordinance will result in a fine of not less than twenty dollars (\$20.00) and not to exceed one hundred dollars (\$100.00).

~120-16. Statutory authority.

This article is authorized under the powers granted to the Selectmen in RSA 41:11.

ARTICLE V

Operation of Off Highway Road Vehicles

[Adopted 3-4-2014; *Sunsets on November 5, 2014 – See 120-20.C* Amended 5-19-15 Sunsets November 4, 2015
Amended 4-19-2016 Sunsets 11-2-2016, Amended 3-7-2017, Amended 11-7-2017]

~120-17. Purpose

The Town of Henniker, NH is a community that supports and welcomes four season outdoor recreation. The community realizes that there are wheeled Off Highway Recreational Vehicle, herein after, OHRV, trails on the north and south side of town being divided by the Contoocook River and U.S. Army Corps of Engineers land and whereas there are only 3 river crossings available, one of these is necessary to connect these trail sections. Along with this connector trail, the town offers access to downtown Main Street businesses. This ordinance is intended to identify lawful operation, permitted access, and approved travel routes in our community in order to connect these trail sections.

~120-18. Authority

NH RSA 41:11 Regulation of Use of Highways. Etc.
NH RSA 215-A:15 Regulations of Political Subdivisions
NH RSA 31:39-d Local Ordinance Citations; Pleas by Mail

~120-19. Definitions

- A. "Off highway recreational vehicle or OHRV" means 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 not include snowmobiles as defined in RSA 215-C.
- B. "Utility Terrain Vehicle (UTV)" means a vehicle, including an off highway recreational vehicle, with 4 or 6 wheels, an internal combustion engine or electric motor, or both, but excluding a tractor, equipped in accordance with the provisions of RSA 261:41-a, III, that is capable of carrying not more than six (6) occupants and has a load capacity of 1,500 pounds or less. Utility vehicles shall be equipped with headlamps, stop lamps, turn signal lamps, tail lamps, reflex reflectors, a parking brake, a rearview mirror, a windshield with wiper, brakes, seat belts, a vehicle identification number and such other equipment as is required by federal regulations.
- C. "Street" means the entire width between boundary lines of every way or place, of whatever nature, used by the members of the public for the operation of vehicular traffic.
- D. "Trail Bike" means any motor-driven wheeled vehicle on which there is a saddle or seat for the operator and/or passenger designed to travel off maintained roads.

- E. “All Terrain Vehicle (ATV)” means any motor-driven vehicle which is designed or adapted for travel over surfaces other than maintained roads with one or more non-highway tires, having capacity for passengers or other payloads, not to exceed unladen dry weigh of 1,000 pounds, and not to exceed 50 inches in width. For the purposes of this chapter the definition of an ATV specifically excludes non-plated trail bikes.

~120-20. Permitted Travel Routes

- A. ATVs are permitted to operate on following town streets and roads:
1. The entire length of Ramsdell Road.
 2. Flanders Road from Craney Pond Road to the northern intersection with NH Route 114 across from the intersection of Ramsdell Road and NH Route 114.
 3. Main Street from the intersection of Route 114 east until it becomes Old Concord Road with the section ending approximately 900 feet east of the eastern boundary of the cemetery, also known as the athletic fields driveway.
 4. Quaker Street.
 5. Baker Road.
 6. Butter Road.
 7. Mount Hunger Road.
 8. Peasley Road.
 9. Patterson Hill Road.
 10. Cote Hill Road
 11. Western Ave from the Hillsboro town line to 21 Western Ave (The Grange).
 12. Bear Hill Road from the Intersection of Peasley Road to the Hillsboro town line.
 13. Liberty Hill Road –restricting the Class V portion from its intersection of Colby Hill Road to the Class VI portion of Liberty Hill to Henniker residents only.
 14. Colby Hill Road.
 15. Line Hill Road to Lone Pine Road.
 16. Dodge Hill Road from Lone Pine to the intersection with Hemlock Corner Loop.
 17. Hemlock Corner Loop from the Intersection with Dodge Hill Road (gravel section) to Colleague Pond Road.
 18. Browns Way.
 19. Bacon Road.
 20. Old Hillsboro Road from Western Ave to Bacon Road.
 21. Hall Avenue from Western Ave to 20 Hall Ave (Ayer & Goss Inc).
 22. Davison Road from Liberty Hill Road to Lot 96-X (behind Mobil Station not 114).
 23. Gulf Rd.
 24. Emery Hill Rd.
- B. ATVs shall operate on the traveled portion of the street, in single file, and follow normal traffic patterns.

- C. Utility Terrain Vehicles (UTVs) are permitted on any town street with a posted speed limit of 40 miles per hour or less.
- D. These streets and roads must be posted and have postings maintained by the Contoocook Valley ATV Riders or as appointed by the Select Board in accordance with RSA 215-A:6, IX
- E. OHRVs used by the Henniker Police Department, Henniker Fire Department and NH Fish and Game are permitted on all Class V and VI roads in Henniker, as needed to perform their jobs.

~120-21. Prohibitions

- A. No person shall operate an ATV upon a town street unless properly licensed in accordance with NH RSA 263:1.
- B. No person shall operate an ATV upon a town street without displaying a valid NH OHRV registration decal affixed to the OHRV in accordance with RSA 215-A:21.
- C. No person shall operate an ATV upon a town street without a headlight in working order, rear taillight in working and adequate brakes in accordance with RSA 215-A:14.
- D. No person shall operate an ATV on town streets at a speed greater than is reasonable and prudent under the existing conditions and without regard for actual and potential hazards. In all cases speed shall be controlled so that the operator will be able to avoid colliding with any person, vehicle, or object.
- E. Where no hazards exist which would require a lower speed to comply with paragraph D, the speed of any ATV shall be in accordance with RSA 215-A:6 III (b) (2).
- F. The driver of every ATV shall, consistent with the requirements of paragraph D, drive at an appropriate reduced speed when approaching and crossing an intersection or rail way grade crossing, when approaching and going around a curve, when approaching a hillcrest, when traveling upon any narrow or winding trail/street, and when a special hazard exists with respect to pedestrians or other traffic by reason of weather or trail/street conditions.
- G. No person shall operate any ATV on town streets so as to endanger any person or damage any property.
- H. No person shall operate any ATV on town streets during the period from sunset to sunrise.
- I. No person shall operate an ATV on town streets from November 4 to May 23 of every year.
- J. No person shall operate an ATV on town streets unless it is equipped with mufflers and an exhaust system which comply with the requirements of RSA 215-A:12.

- K. No person under the age of 18 shall operate or ride upon an ATV on town streets without protective headgear. The headgear must be equipped with a neck or chin strap in accordance with RSA 265-122.
- L. No person shall operate an ATV on town streets without eyeglasses, goggles, or a protective face shield unless the ATV is equipped with a windshield that protects the driver's eyes and face when sitting erect.
- M. No person shall operate a Trail Bike on any part of the Henniker road system that doesn't have a DMV registration in accordance with RSA 259:63.

~120-22. Penalties/ Enforcement

- A. Any person who violates the provisions of this ordinance shall be guilty of a violation and shall be fined:
 - First Offense \$100 fine
 - Second Offense \$250 fine
 - Third Offense \$500 fine and 6 month revocation of the Public Access Decal.
 - Subsequent offenses will be based on a 12 month period.
- B. Enforcement of this ordinance shall be in accordance with NH RSA 31:39-c.