

**TOWN OF SUGAR HILL
ORDINANCE REGULATING HAULING OVER TOWN HIGHWAYS**

Pursuant to the authority conferred by New Hampshire Revised Statutes Annotated, Chapter 31:39 and Chapter 231:190 et seq, in order to promote the general welfare of the citizens of the Town of Sugar Hill, the following ordinance is hereby enacted:

Section 1: Purpose: Due to seasonal weakening of the road surface, it is necessary to limit the load permitted on the roadways, streets, or bridges during certain times of the year so as to prevent unreasonable damage or extraordinary municipal maintenance expense.

Section 2: This ordinance prohibits any motor vehicles or trailers with a gross vehicle weight exceeding six (6) tons from being driven or placed upon any Public Way maintained by the Town of Sugar Hill ("Town"), to include but not be limited to, any Town road, street, or bridge, during a period so designated as a road ban by the Town Road Agent, with the approval of the Sugar Hill Board of Selectmen.

Section 3:

- (A) Dating from the effective date of this ordinance, it shall be unlawful for any person, partnership, or corporation to haul, transport, or cause to be transported any vehicle with a gross weight of over six (6) tons, over the following Class V and Class VI roads during a period so designated by the Town Road Agent, with the approval of the Sugar Hill Board of Selectmen, until notice is given of the lifting of this restriction. (See Attachment "A" for current town road list).
- (B) Written permission to use town ways can be authorized by the Town Road Agent or his designee. RSA 231:191. The name of the official authorized to grant written permission shall be posted prominently in the town offices. The official authorized to grant written permission may impose reasonable conditions and may establish reasonable regulations for bonding and restoring the highway.

Section 4: Maximum weight limits shall be posted, in the same manner as bridges are posted pursuant to RSA 234:39 and 266:18-c, at all entrances to the restricted highway or portion of such highway from other public highways. Such signage shall be legible, posted in a conspicuous location, and be constructed of weather resistant materials.

Section 5: All emergency motor vehicles or trailers and essential utility service motor vehicles or trailers are exempt from the

provisions of this ordinance. Emergency motor vehicles or trailers are defined as those providing police, fire, emergency medical, and road maintenance services. Essential utility motor vehicles or trailers are defined as those providing but not limited to essential telephone, electric, power, and heating fuel services.

Section 6: Any person, partnership, firm association, or corporation who violates any of the provisions of this ordinance shall be guilty of a violation, the penalty of which is the sum of One Hundred dollars (\$100.00) for the first offense and the sum of Five Hundred dollars (\$500.00) for each additional offense. In addition, should the roadway, street, or bridge sustain damage as a result of the violator's act, such violator shall be liable for the repair or restitution of such damage. For the purpose of this ordinance, each load hauled, transported or moved over said Town roads shall be deemed a separate occurrence.