

CHAPTER 219

VEHICLES AND TRAFFIC

[**HISTORY:** Adopted by the Board of Selectmen of the Town of Hillsborough 9-12-1989; amended in its entirety 2-13-1990. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Bicycles — See Ch. 101.

Vehicles in parks — See Ch. 170, § 170-2.

Streets and sidewalks — See Ch. 197.

Taxicabs — See Ch. 213.

ARTICLE I

General Provisions

§ 219-1 Amendment of provisions.

The provisions of this chapter may be amended by ordinance of the Board of Selectmen.

§ 219-2 Repealer.

All prior ordinances and other enactments, or parts of such, of this Town regulating traffic and parking are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any such ordinance or other enactment prior to the taking effect of this chapter.

§ 219-3 Severability.

If any article, section, subsection, paragraph, sentence, clause or provision of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the article, section, subsection, paragraph, sentence, clause or provision thereof directly involved in the controversy in which such judgment shall have been rendered.

§ 219-4 Penalties for offenses.

An offense against any provision in this chapter that constitutes a violation within the meaning of the New Hampshire Criminal Code shall be punishable by such penalties as the court may direct pursuant to its authority and jurisdiction over this matter. Unless otherwise indicated, any person who violates any other provision of this chapter shall be fined not more than \$1,000.

§ 219-5 Other provisions. (Reserved)

ARTICLE II

Traffic Regulations

§ 219-6 Traffic control signals.

Traffic control signals shall be installed and operated at the intersection of those streets described in Schedule I (§ 219-27), attached to and made a part of this chapter.

§ 219-7 Yield intersections.

The intersections described in Schedule II (§ 219-28), attached to and made a part of this chapter, are hereby designated yield intersections at which vehicles approaching on the first-named streets shall yield rights-of-way to vehicles approaching on the second-named streets.

§ 219-8 Stop intersections.

The intersections described in Schedule III (§ 219-29), attached to and made a part of this chapter, are hereby designated as stop intersections, and any vehicle approaching such intersections on the first-named streets shall come to a full stop before entering said intersections.

§ 219-9 One-way streets.

The streets and parts of streets described in Schedule IV (§ 219-30) are hereby designated as one-way streets, and traffic shall proceed thereon only in the directions indicated.

§ 219-10 Speed limits.

The maximum speed at which vehicles may proceed on or along any streets or highways within the Town is hereby established at 25 miles per hour, except that the speed limit for vehicles proceeding on or along those streets or parts of streets described in Schedule V (§ 219-31) shall be as indicated in said schedule.

§ 219-11 U-turns.

The streets and parts of streets described in Schedule VI (§ 219-32), attached to and made a part of this chapter, are hereby designated as no U-turn streets, and no person operating a vehicle thereon shall cause such vehicle to reverse direction by crossing into the lane of opposing traffic by means of a turn which shall be described as a U-turn, and no such person shall, for the purpose of parking on the street cross the opposite lane of travel of that street or part of street.

§ 219-12 Prohibited turns at intersections.

No person shall make a turn of the kind designated (left, right, all) at any of the locations described in Schedule VII (§ 219-33), attached to and made a part of this chapter.

§ 219-13 Penalties for offenses.

[Note: Appendix A is included at the end of this chapter.]

Unless otherwise provided, any person who violates this article shall be fined not more than \$500. Fines shall be levied according to schedule found in Appendix A of this chapter; said schedule may be revised by the Board of Selectmen from time to time as needed. Each violation of this article shall constitute a separate offense. Failure to pay fine within five working days will result in subsequent fines not to exceed \$500.

ARTICLE III **Parking Regulations** **[Amended 9-11-2007]**

§ 219-14 Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ABANDONED VEHICLES - For the purpose of this chapter only, an abandoned vehicle is one that is parked in violation of any provisions of this chapter for a period of time greater than 48 hours.

CROSSWALK - Any portion of the roadway distinctly indicated for pedestrian crossing by lines or other markings on the surface.

EXEMPTIONS - A restriction described in this article shall not apply to vehicles engaged in commercial loading and unloading where the vehicle is attended and no other means of loading or unloading are available.

INTERSECTION - The area bounded by the prolongation of the lateral curblines or the lateral boundary lines of two highways.

OFFICIAL TIME - Time designated herein shall be standard or daylight, whichever shall be in force.

PERSONS, DRIVERS, PEDESTRIANS -

A. **PERSON** - Every natural person, firm, copartnership, association or corporation.

B. **DRIVER** - Every person who drives or is in physical control of a vehicle.

C. **PEDESTRIAN** - A person on foot.

POLICE OFFICER - An officer of the municipal police department or any person authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

RIGHT-OF-WAY - The privilege of the immediate use of the road.

TRAFFIC - Pedestrians, draft animals, propelled vehicles or other conveyances while using the street for the purpose of travel in accordance with State of New Hampshire RSA.

TRAFFIC CONTROL DEVICES -

A. All signs, signals, markings and devices not inconsistent with these regulations erected pursuant to proper authority for the purpose of regulations, warning or guiding traffic.

B. Traffic signals, mechanically or electrically operated, by which traffic is alternately directed to stop and proceed, erected pursuant to authority.

TRAFFIC MOVEMENTS -

A. STOP - when required, means complete cessation of movement.

B. STOP or STOPPING - when prohibited, means any stopping of a vehicle except when necessary to avoid conflict with the other traffic or in compliance with the direction of a police officer or traffic control sign or signal.

TRAVELED WAYS -

A. STREET or HIGHWAY - The entire width between boundary lines of every public way or place of whatever nature used by the members of the public for the purpose of vehicular traffic.

B. PRIVATE ROAD OR DRIVEWAY - Every way or place in private ownership and used for traffic by the owner and those having express or implied permission from the owner.

C. ROADWAY - That portion of the street improved, designed or ordinarily used for vehicular travel whether defined by a curbstone or not.

D. CURB - The lateral boundaries of that portion of the street improved, designed or ordinarily used for vehicular travel whether defined by a curbstone or not.

E. SIDEWALK - That portion of the street between the curblines and adjacent property lines, intended for pedestrian use.

F. ALLEY - A public, narrow passage or way between buildings within the compact area of the Town.

VEHICLES -

A. VEHICLES - Every device in, upon or by which any person or property is or may be transported or drawn upon a highway.

B. MOTOR VEHICLES - Every vehicle that is self-propelled.

C. AUTHORIZED EMERGENCY VEHICLES - Fire and Police Department vehicles and such other vehicles so designated by the Director of the Division of Motor Vehicles or the Board of Selectmen of Hillsborough, New Hampshire.

§ 219-15 Nonrestricted downtown parking.

Nonrestricted downtown parking shall be located as follows:

Name of Street	Location
Butler Street	West side
Myrtle Street	North side
Church Street	East side after 150 feet to end

§ 219-16 No parking zones.

It shall be unlawful for any person to stop, stand, or park a motor vehicle at any time contrary to any of the following provisions of this section, unless otherwise directed by a police officer.

A. Parking prohibited in specific places:

- (1) On a public sidewalk.
- (2) On a public crosswalk.
- (3) Within an intersection.
- (4) In front of a public or private driveway.
- (5) Within 15 feet of a fire hydrant or sprinkler supply head.
- (6) Along the side of or opposite any street or excavation or obstruction when such parking will obstruct traffic.
- (7) Upon any bridge or elevated structure upon a highway or within a highway tunnel.
- (8) At any place where official signs prohibit parking or stopping.
- (9) Within any designated fire lane.

(10) On the road side of any vehicle stopped or parked at the edge or curb, of any street.

(11) On the roadway when the vehicle, parallel parked, has its right wheels more than 12 inches from the curb or edge of the road.

(12) On railroad tracks.

(13) On the travel portion of any roadway so as to obstruct the movement of traffic in the travel lane.

(14) At a designated bus or taxi stop.

(15) On a public way when any wheel of a parked vehicle is beyond the painted lines in the roadway.

(16) In any posted area on Town property.

(17) Upon any roadway when the principal purpose is displaying the vehicle for sale.

(18) In zones designed for handicapped parking without a handicap permit.

(19) In a designated loading or unloading zone.

B. Parking prohibited on specific streets.

Name of Street	Location
Myrtle Street	South side
Butler Street	East side
Central Street	West side
All other downtown streets	As marked

§ 219-17 Restricted parking.

It shall be unlawful for any person to stop, stand, or park a motor vehicle contrary to any of the following provisions of this section, unless otherwise directed by a police officer.

A. Winter ban parking. Within the Town of Hillsborough, from November 1 to May 1, no parking is permitted on any public street between 11:00 p.m. and 7:00 a.m.

§ 219-18 Limited parking.

It shall be unlawful for any person to stop, stand, or park a motor vehicle contrary to the time restriction in this section, unless otherwise directed by a police officer.

A. Two-hour parking limit (8:00 a.m. to 8:00 p.m.).

Name of Street	Location
Main Street	Both sides as marked
Depot Street	Both sides as marked
School Street	Both sides as marked
Central Street	East side as marked
Church Street	From Main Street heading north for 150 feet

B. Overnight parking limit. Overnight parking (8:00 p.m. to 8:00 p.m.), beyond 48 hours, is allowed downtown in municipal lots.

C. Municipal parking lots.

Name of Street	Number of spaces	Side	Permitted Parking
Central Street	40	Both	Unrestricted parking, all day and overnight
Page	18	Entire lot	2 hours, 8:00 a.m. to 8:00 p.m.; overnight 8:00 p.m. to 8:00 a.m.
School Street	23	North	All day
		South	2 hours
		Both	Overnight from 8:00 p.m. to 8:00 a.m.
Stickney	Restricted all day and overnight to official fire or court personnel only		

§ 219-19 Violations and penalties.

A. Penalties. Penalty fees are in accordance with Vehicle and Traffic Appendix A - Fines of the Code of the Town of Hillsborough, New Hampshire.

[Note: Appendix A is included at the end of this chapter.]

B. Procedures in paying penalties. Penalties will be paid to the Town through the Police Department.

C. Owner responsibility. The owner of the vehicle will be responsible for all penalties and charges incurred, including towing and storage.

D. Towing. Violations of this chapter can result in a vehicle being towed at the discretion of the Police Department.

§ 219-20 (Reserved)

§ 219-21 (Reserved)

§ 219-22 (Reserved)

§ 219-23 (Reserved)

ARTICLE IV

Emergency Lanes

§ 219-24 Establishment.

A. Emergency lanes shall be established and maintained for all places of public assembly or nonresidential structures upon a joint determination by the Fire Chief and the Police Chief that a hazardous or potentially hazardous condition exists or may exist. Upon such joint determination, emergency lanes shall be established within any private way or private parking lot which prohibits parking at all times within 20 feet of the above described buildings and that, henceforth, it shall be unlawful to park any vehicle within said emergency lanes.

B. Any vehicle unlawfully parked within any emergency lane shall be towed at the owner's expense.

C. These provisions shall apply to both new and existing buildings, and the width of the emergency lanes may be reduced by the Fire Chief and Police Chief in the event that a lesser distance is all that is reasonably required or feasible for the provision of access by emergency vehicles.

§ 219-25 Installation and maintenance of signs and markings.

Within established emergency lanes prohibiting parking, the Fire Chief and Police Chief shall require the owner to install and maintain signs reading "No Parking - Fire Lane - Tow Zone" in conspicuous places. In conjunction with the signs, the Police Chief and Fire Chief may require the words "No Parking - Fire Lane" to be painted and maintained by the owner on the macadam of the way or lot in standard traffic-safety-size letters. Such markings and sign installations shall be accomplished not later than 10 days of written notification by the Police Chief and Fire Chief that they are required and the specifications which are to be followed.

§ 219-26 Penalties for offenses.

Unless otherwise provided, any person who violates this article shall be fined not more than \$500. Fines shall be levied according to schedule found in Appendix A of this chapter;
Editor's Note: Appendix A is included at the end of this chapter.

said schedule may be revised by the Board of Selectmen from time to time as needed. Each violation of this article shall constitute a separate offense. Failure to pay fine within five working days will result in subsequent fines not to exceed \$500.

ARTICLE V

Schedules

§ 219-27 Schedule I: Traffic Control Signals.

In accordance with the provisions of § 219-6, traffic control signals shall be installed at the following described intersections:

Intersection	Signal
Bridge Street and Bear Hill Road/West Mill Street	Flashing caution/stop
Central Square	Four-way
Route 9 and 31 intersection	Flashing caution/stop
Route 9 and 202 intersection	Flashing caution/stop
Route 9 and 202 and Central Street	Flashing caution/stop (when activated)

§ 219-28 Schedule II: Yield Intersections.

As provided in § 219-7, the following described intersections are hereby designated as yield intersections at which vehicles approaching such intersections on the controlled streets shall yield right-of-way to traffic approaching on the unregulated streets, and yield signs shall be installed as follows:

Yield Sign on	Direction of Travel	At Intersection of
Center Road	South	East Washington Road
East Washington Road	Both	Cooledge Road
Old Henniker Road	West	Route 9

§ 219-29 Schedule III: Stop Intersections.

As provided in § 219-8, the following described intersections are hereby designated as stop intersections at which vehicles approaching such intersections shall come to a full stop before entering such intersections, and stop signs shall be installed as follows:

Stop Sign on	Direction of Travel	At Intersection of
Antrim Road (Route 202)	North	West Main Street
Bear Hill Road	West	Bridge Street
Bible Hill Road	South	West Main Street
Boulder Road	West	Bible Hill Road
Breezy Point Road	North	West Main Street (Route 9)
Bridge Street	North	West Main Street and Henniker Street
Briggs Street	South	Wyman Street
Butler Street	North	Myrtle Street
Butler Street	South	West Main Street
Central Street	North	Pleasant Street
Central Street	South	West Main Street
Childs Way	South	West Main Street (Route 9)
Church Street	South	West Main Street
Contoocook Falls Road	North	Routes 202 and 9
Dump Road	South	West Main Street
Gay Avenue	West	School Street
Harvey Way	West	Bible Hill Road
Hemlock Street	North	Gould Pond Road
High Street	Both	Pearl Street
Holman Street	South	Henniker Street
Hoyt Lane	South	West Main Street
Hummingbird Lane	North	Gould Pond Road
Jackson Street	West	Henniker Street
Kemp Road	South	West Main Street (Route 9)
Manahan Park Road	North	West Main Street (Route 9)
Myrtle Street	Both	Central Street
Myrtle Street	East	School Street
Myrtle Street	West	Church Street
Myrtle Street Extension	East	Church Street
Norton Drive	West	Henniker Street
Park Street	South	Henniker Street
Pearl Street	North	Union Street
[Added 7-12-1997]		
Pearl Street	West	West Mill Street
Pleasant Street	East	School Street
Pleasant Street	West	Church Street
Post Office entrance and exit	East/ South	School Street/Myrtle Street
Preston Street	Both	Henniker Street

§ 219-30 Schedule One- Streets.	Preston Street	East	Old Henniker Road	IV: Way
	Prospect Street	West	Bridge Street	
	Red Fox Crossing	North	Gould Pond Road	
	Sawmill Road	East	West Main Street (Route 9)	
	Sawmill Road	West	Second New Hampshire Turnpike	
	School Street	South	Henniker St. and West Main Street	
	Second New Hampshire Turnpike	North	West Main Street (Route 9)	
	Shedd Road	West	Second New Hampshire Turnpike/Route 31	
	Stowe Mountain Road	Both	Route 31	
	Summer Street	North	Bridge Street	
	Town Barn entrance	Hoyt Lane	Routes 202 and 9	
	Union Street	North	Bridge Street	
	Walnut Street	East	School Street	
	Walnut Street	West	Church Street	
	West Mill Street	East	Bridge Street	
	Windsor Road	East	Route 31	
	Wyman Street	Both	Pearl Street	
	Wyman Street	East	Bridge Street	

As provided in § 219-9, the following described streets or parts of streets are hereby designated as one-way streets, and vehicles traveling on them shall proceed only in the direction indicated:

Name of Street	Direction of Travel	Limits
Brown Street	West	Entire length
Church Street	South	From Brown Street to Walnut Street
Cross Street	South	From Henniker Street to Jackson Street
Depot Street	East	East from Henniker Street to Cross Street
Newman Street	South	Entire length

§ 219-31 Schedule V: Speed Limits.

In accordance with the provisions of § 219-10, speed limits other than 25 miles per hour are hereby established upon the following described streets or parts thereof.

Name of Street	Speed Limit (mph)	Location
Bear Hill Road [Added 7-12-1995]	15	From Bridge Street to Prospect Street
Bear Hill Road	30	From Prospect Street easterly to end of

[Added 7-12-1995]		pavement
Blair Avenue	25	Entire length
[Added 7-12-1995]		
Bog Road	30	Entire length
Brown Street	15	Entire length
[Added 7-12-1995]		
Butler Street	20	Entire length
[Added 7-12-1995]		
Central Street	15	Entire length
[Added 7-12-1995]		
Church Street	20	Entire length
[Added 7-12-1995]		
Cooledge Road	35	Entire length
East Washington Road	35	Entire length
Gould Pond Road	30	Entire length
High Street	20	Entire length
[Added 7-12-1995]		
Maple Street	15	Entire length
[Added 7-12-1995]		
Myrtle Street	20	Entire length
[Added 7-12-1995]		
Newman Street	15	Entire length
[Added 7-12-1995]		
Pearl Street	20	Entire length
[Added 7-12-1995]		
Pleasant Street	15	Entire length
[Added 7-12-1995]		
Preston Street	20	From Henniker Street to Old Henniker Road
[Added 7-12-1995]		
Preston Street	15	From Water Street to Henniker Street
[Added 7-12-1995]		
Prospect Street	15	Entire length
[Added 7-12-1995]		
Summer Street	15	Entire length
[Added 7-12-1995]		
Union Street	25	Entire length
[Added 7-12-1995]		
Vine Street	15	Entire length
[Added 7-12-1995]		
Walnut Street	15	Entire length
[Added 7-12-1995]		
West Mill Street	30	Entire length
[Added 7-12-1995]		
Wyman Street	15	Entire length

[Added 7-12-1995]

§ 219-32 Schedule VI: U-Turns.

In accordance with the provisions of § 219-11, the following streets and parts of streets are hereby described as no U-turn streets:

Name of Street	Location
All streets	Within Town limits
School Street	From Main Street to Myrtle Street

§ 219-33 Schedule VII: Prohibited Turns at Intersections.

Name of Street	Direction of Travel	Prohibited Turn (Reserved)	At Intersection Hours of
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§ 219-34 (Reserved)

[Note: Former § 219-34, Schedule VIII: Parking Prohibited at All Times, as amended, was repealed 9-11-2007.]

See now Art. III, Parking Regulations.

§ 219-35 (Reserved)

[Note: Former § 219-35, Schedule IX: Parking Prohibited Certain Hours, was repealed 9-11-2007.]

See now Art. III, Parking Regulations.

§ 219-36 (Reserved)

[Note: Former § 219-36, Schedule X: Parking Lots, was repealed 9-11-2007.]

See now Art. III, Parking Regulations.

ARTICLE VI
Miscellaneous Provisions

§ 219-37 Specific penalties.

[Note: Appendix A is included at the end of this chapter.]

Unless otherwise provided, any person who violates this article shall be fined not more than \$500. Fines shall be levied according to schedule found in Appendix A of this chapter; said schedule may be revised by the Board of Selectmen from time to time as needed. Each violation of this article shall constitute a separate offense. Failure to pay fine within five working days will result in subsequent fines not to exceed \$500.

219 Attachment 1

APPENDEX A

FINES

Specific fines for sections of this chapter are as follows:

Section No.	Fine
219-6	\$ 75.00
219-7	75.00
219-8	75.00
219-9	75.00
219-10 [Amended 7-22-1998]	
1-10 miles per hour	10.00
11-15 miles per hour	30.00
16-20 miles per hour	50.00
21-25 miles per hour	70.00
26-30 miles per hour	State summons
31+ miles per hour	State summons
219-11	75.00
219-12	75.00
219-16	25.00
219-17	25.00
219-18	25.00
219-19	25.00
219-20	25.00
219-21	25.00
219-22	10.00
219-24	25.00
219-25	100.00