

Town of Nottingham  
P.O. Box 114  
Nottingham NH 03290



Office (603) 679-5022  
Fax (603) 679-1013

## AN ORDINANCE TO LIMIT THE WEIGHT OF VEHICLES ON TOWN ROADS

Ordinance # 20-001

By virtue of the authority vested to the Board of Selectmen by New Hampshire RSA 231:190, 231:191, and any other applicable statute under New Hampshire law, we, the Select Board for the Town of Nottingham, enact the following regulation.

Purpose: To prevent unreasonable damage and extraordinary maintenance expense on municipal Class IV, V, and VI highways; and to avoid damage which may create hazards to public safety.

Now, therefore be it resolved that the Town of Nottingham, through the Select Board, ordains that:

### I. Authority

The Director of Public Works is authorized to establish weight limits on any Class IV, V or VI roads as needed to prevent unreasonable damage or extraordinary municipal maintenance expense.

- A. Weight limits shall be no less than 26,000 pounds GVW.
- B. Limits may be placed between February 1 and May 31.
- C. Signs shall be erected as required by statute.

### II. Penalty

Any person who violates any provision of this section or the rules or regulations made under authority under this section shall be:

- A. guilty of a violation if a natural person, or
- B. guilty of a misdemeanor if any other person; and
- C. subject to a \$500 fine; and
- D. shall be liable for the cost of restoration of the highway to a condition satisfactory to the Public Works Director.

### III. Exemptions

The following are exempt from the weight limitation:

- A. Municipal vehicles or contractors working for the town;
- B. Emergency vehicles;
- C. School and public transportation vehicles;
- D. Public utility vehicles in performance of official duties;

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- E. Vehicles owned and operated by a business, permitted within the Town of Nottingham at the time of adoption of this ordinance, operating directly between the place of business and NH Routes 4, 43, 125, 152, or 156.
- F. Any other vehicle for which the Public Works Director has issued a waiver or special permit in accordance with IV below.

### IV. Waivers

The Public Works Director may grant waivers to posted weight limits upon presentation of satisfactory evidence that the weight limit established by this ordinance would entail practical difficulty or unnecessary hardship, and such an exception would not result in undue damage to town highways.

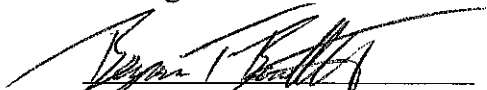
The granting of an exemption may be subject to such conditions as deemed necessary to prevent unreasonable damage or extraordinary municipal expense including restrictions on the day or time of day to which the exemption applies, restoration bonding or restoration of the highway.

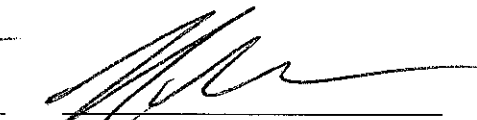
### V. Appeal

Any person aggrieved by the Public Works Director's issuance or refusal to issue a waiver may, within 10 days of the decision of the Public Works Director, appeal that decision to the Select Board. Upon receipt of such appeal, the Select Board shall schedule a public meeting within 15 days to hear the appeal. Following that meeting, the Select Board may affirm, modify, or set aside the decision of the Public Works Director.

Adopted by the Board of Selectmen of the Town of Nottingham on this 16th day of November, 2020.

Nottingham Select Board:

  
Benjamin Bartlett, Chair

  
John Morin

  
Tiler Eaton

  
Anthony Dumas

  
Donna Danis