TOWN OF GOFFSTOWN

PRE-DEVELOPMENT RAIL TRAIL ORDINANCE

NUMBER _____

Be it enacted on this date, June 30, 2005 by the Board of Selectmen, Town of Goffstown that these regulations are established for the use of the area known as the Rail Trail in the Town of Goffstown.

A. **PURPOSE**: To promote an area of non-motorized recreation and alternative transportation initiatives along the property formerly known as the Boston and Maine Railroad encompassing land that is approximately 50 to 100 feet wide between the City of Manchester boundary and the Goffstown Village as recorded at the Hillsborough County Registry of Deeds Book 7196 Pages 2823 to 2828 and from the State of New Hampshire to the Town of Goffstown Book 7259 Pages 0965 to 0966.

B. **SEVERABILITY STATEMENT**: Here the provisions, or the application thereof to any person or circumstances is judged to be invalid by a Court of competent jurisdiction, such judgment shall not affect, or impair the validity of the remainder of this ordinance, or the application thereof to other persons or circumstances.

C. **STATEMENT OF REGULATION**:

1) Hours of permitted use shall be dawn to dusk.
2) Permitted activities include walking, biking, jogging, cross county skiing, snow shoeing and the leading of domestic animals on a leash of no more than six feet.
3) Other activities as may be allowed by permit issued by the Board of Selectmen after application.
4) Prohibited activities include, but are not limited to:
    a) Motorized vehicles.
    b) Littering, defacing, mutilating, destruction or removal of any sign, structure, barrier or object.
    c) Intentional obstruction of the performance by any person of their legal or required duties.
    d) Abusive or obscene language or gestures.
    e) Roller blades, inline skates, skateboards or scooters.
    f) Horses.
    g) Domestic animal not under control by lead.
    h) Throwing any object.
    i) Parking upon or in any way blocking access to the trail, causing an inconvenience or risk.
    j) Discharge of firearms.
    k) Possession of an alcoholic beverage or controlled substance.

D. **ENFORCEMENT**:
The absence of a sign listing permitted and non-permitted use, rules and regulations as herein adopted by Ordinance does not permit noncompliance with the Ordinance or rules and regulations.

E. **PENALTIES**:
Any violation of this ordinance is punishable in accordance with penalties as allowed by New Hampshire Statute.

PUBLIC HEARING, BOARD OF SELECTMEN HELD: June 6, 2005 and June 20, 2005

ADOPTED BY BOARD OF SELECTMEN: 6/30/05

EFFECTIVE DATE: 6/30/05