



# CODE

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of the  
Town of Peterborough



# CODE

of the  
Town of Peterborough

COUNTY OF HILLSBOROUGH  
STATE OF NEW HAMPSHIRE

OFFICIALS

OF THE

TOWN OF PETERBOROUGH

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## **PREFACE**

The Town of Peterborough has, over the years, passed through a process of legislative change common to many American communities. While only a few simple laws were necessary at the time of the establishment of the town, subsequent growth of the community, together with the complexity of modern life, has created the need for new and more detailed legislation for the proper function and government of the town. The recording of local law is an aspect of municipal history, and as the community develops and changes, review and revision of old laws and consideration of new laws in the light of current trends must keep pace. The orderly collection of these records is an important step in this ever-continuing process. Legislation must be more than mere chronological enactments reposing in the pages of old records. It must be available and logically arranged for convenient use and must be kept up-to-date. It was with thoughts such as these in mind that the Board of Selectmen ordered the following codification of the town's legislation.

### **Contents of Code**

The various chapters of the Code contain currently effective legislation of a general and permanent nature enacted by the Town of Peterborough. Each piece of legislation has been included as a separate chapter, Part, or Article, renumbered and stylized consistent with the style of the Code, without any substantive change.

### **Division of Code**

The Code is divided into three major parts known as "Divisions." Division 1 contains the legislation adopted by the Town Meeting. This Division is further broken down into Parts I and II. Part 1, Administrative Legislation, contains all legislation of an administrative nature, namely, those dealing with the administration of government, those establishing or regulating municipal departments, and those affecting officers and employees of the municipal government and its departments. Part II, General Legislation, contains all legislation of a regulatory nature. Legislation in this part generally imposes penalties for violation of its provisions, whereas that in Part I does not. Division 2 contains the regulations adopted by the Board of Selectmen. Division 3 contains the land use regulations of the town.

### **Grouping of Legislation and Arrangement of Chapters**

The various items of legislation are organized into chapters, their order being an alphabetical progression from one subject to another. Wherever there are two or more items of legislation dealing with the same subject, they are combined into a single chapter. Thus, for example, all legislation pertaining to the regulation of streets and sidewalks may be found in Part II, in the chapter entitled "Streets and Sidewalks." In such chapters, use of Article or Part designations has preserved the identity of the individual items of legislation.

## **Table of Contents**

The Table of Contents details the alphabetical arrangement of material by chapter as a means of identifying specific areas of legislation. Wherever two or more items of legislation have been combined by the editor into a single chapter, titles of the several Articles or Parts are listed beneath the chapter title in order to facilitate location of the individual item of legislation.

## **Reserved Chapters**

Space has been provided in the Code for the convenient insertion, alphabetically, of later enactments. In the Table of Contents such space appears as chapters entitled "(Reserved)." In the body of the Code, reserved space is provided by breaks in the page-numbering sequence between chapters.

## **Pagination**

A unique page-numbering system has been used, in which each chapter forms an autonomous unit: One hundred pages have been allotted to each chapter, and the first page of each is the number of that chapter followed by the numerals "01." Thus, Chapter 6 begins on page 601, Chapter 53 on page 5301, etc. By use of this system, it is possible to add or to change pages in any chapter without affecting the sequence of subsequent pages in other chapters, and to insert new chapters without affecting the existing organization.

## **Numbering of Sections**

A chapter-related section-numbering system is employed, in which each section of every item of legislation is assigned a number, which indicates both the number of chapter in which the legislation is located and the location of the section within that chapter. Thus, the first section of Chapter 6 is § 6-1, while the fourth section of Chapter 53 is § 53-4, new sections can then be added between existing sections using a decimal system. Thus, for example, if two sections were to be added between § 53-4 and § 53-5, they would be numbered as § 534.1 and § 534.2.

## **Scheme**

The Scheme is the list of section titles, which precedes the text of each chapter. These titles are carefully written so that, taken together, they may be considered as a summary of the content of the chapter. Taken separately, each describes the content of a particular section. For ease and precision of reference, the Scheme titles are repeated as section headings in the text.

## **Histories**

At the end of the Scheme in each chapter is located the legislative history for that chapter. This History indicates the specific legislative source from which the chapter was derived, including the enactment number (e.g., ordinance number, local law number, bylaw number, resolution number, etc.), if pertinent, and the date of adoption. In the case of chapters containing Parts or Articles derived from more than one item of legislation, the source of each Part or Article is indicated in the History. Amendments to individual sections or subsections are indicated by histories where appropriate in the text.

## **General References; Editor' Notes**

In each chapter containing material related to other chapters in the Code, a table of General References is included to direct the reader's attention to such related chapters. Editor's Notes are used in the text to provide supplementary information and cross-references to related provisions in other chapters.

## **Appendix**

Certain forms of local legislation are not of a nature suitable for inclusion in the main body's of the Code but are of such significance that their application is community-wide or their provisions are germane to the conduct of municipal government The Appendix of this Code is reserved for such legislation and for any other material that the community may wish to include.

## **Index**

The Index is a guide to information. Since it is likely that persons without formal legal training will use this Code, the Index has been formulated to enable such persons to locate a particular section quickly. Each section of each chapter has been indexed. The Index will be, supplemented and revised from time to time as new legislation is added to the Code.

## **Instructions for Amending the Code**

All changes to the Code, whether they are amendments deletions or complete new additions, should be adopted as amending the Code. In doing so, existing material that is not being substantively altered should not be renumbered. Where new sections are to be added to a chapter, they can be added at the end of the existing material (continuing the numbering sequence) or inserted between existing sections as decimal numbers (e.g., a new section between § 45-5 and § 45-6 should be designated § 45-5.1). New chapters should be added in the proper alphabetical sequence in the appropriate division or part (e.g., Part I, Administrative Legislation, or Part II, General Legislation) 1 utilizing the reserved chapter numbers. New chapter titles should begin with the key word for the alphabetical listing (e.g., new legislation on abandoned vehicles should be titled 'Vehicles, Abandoned" under "V" in the table of contents, and a new enactment on coin-operated amusement devices should be "Amusement Devices" or 'Amusement Devices, Coin-Operated" under "A" in the table of contents). Where a reserved number is not available, an ~Au chapter should be used (e.g., a new chapter to be included between Chapters 45 and 46 should be designated Chapter 45A). New Articles may be inserted in between existing Articles in a chapter (e.g. adding a new district to the Zoning Regulations) by the use of "A" Articles (e.g.' a new Article to be included between Articles Xv' and XVII should be designated Article XVIA). The section numbers would be as indicated above (e.g., if the new Article XVIA contains six sections and existing Article XVI ends with § 45-30 and Article XVII begins with § 45-31 Article XVJA should contain §§ 45-301 through 45-30.6)

## **Supplementation**

Supplementation of the Code will follow the adoption of new legislation. new legislation or amendments to existing legislation will be included and repeals will be indicated as soon as possible after passage. Supplemental pages should be inserted as soon as they are received and old pages removed, in accordance with the Instruction Page which accompanies each supplement.

## **Acknowledgment**

The codification of the legislation of the Town of Peterborough reflects an appreciation of the needs of a progressive and expanding community. As in many other municipalities, officials are faced with fundamental changes involving nearly every facet of community life. Problems increase in number and complexity and range in importance from everyday details to crucial areas of civic planning. It is the profound conviction of General Code Publishers Corp. that this Code will contribute significantly to the efficient administration of local government. As Samuel Johnson observed, "The law is the last result of human wisdom acting upon human experience for the benefit of the public."

# TABLE OF CONTENTS

## DIVISION I TOWN MEETING ENACTMENTS PART I ADMINISTRATIVE LEGISLATION

CHAPTER		PAGE
1.	<b>General Provisions</b> Article I Adoption of Code by Town Meeting	101
2.	(Reserved)	201
3.	(Reserved)	301
4.	(Reserved)	401
5.	<b>Audits</b>	501
6.	(Reserved)	601
7.	<b>Boards, Committees and Commissions</b> Article I Conservation Commission Article II Park & Recreation Committee Article III Historic District Commission Article IV Committee on the Elderly Article V Affordable Housing Committee Article VI Budget Committee Charter Article VII Heritage Committee Article VIII Economic Development Authority (EDA)	701
8.	(Reserved)	801
9.	(Reserved)	901
10.	(Reserved)	1001
11.	(Reserved)	1101
12.	<b>Disaster Aid</b>	<a href="#">1201</a>
13.	(Reserved)	1301
14.	(Reserved)	1401
15.	(Reserved)	1501

## PETERBOROUGH CODE

CHAPTER		PAGE
16.	<b>Fire Department</b> Article I Mutual Aid Article II Chief and Deputies	1601
17.	(Reserved)	1701
18.	(Reserved)	1801
19.	<b>Franchising Authority</b> Article I Cable Television Service Article II Use of Public Rights-of-way	1901
20.	<b>Gifts and Legacies</b> Article I Acceptance RSA 31:19 Article II Gifts of Personal Property RSA 31:95-e Article III Gifts of Personal Property to the Library Trustees RSA 202-A:4-d	2001
21.	<b>Grants</b> Article I Acceptance RSA 31:95-e Article II Library Grants	2101
22.	<b>Highways and Streets</b>	2201
23.	<b>Indemnification</b>	2301
24.	(Reserved)	2401
25.	(Reserved)	2501
26.	(Reserved)	2601
27.	<b>Nonpartisan Ballot System</b>	2701
28.	(Reserved)	2801
29.	(Reserved)	2901
30.	<b>Officers and Employees</b> Article I Code Enforcement Officer Article II Town Administrator Article III Clerk and Treasurer Article IV Overseer of Public Welfare	3001.
31.	(Reserved)	3101
32.	(Reserved)	3201

## TABLE OF CONTENTS

CHAPTER		PAGE
33.	(Reserved)	3301
34.	<b>Planning Agencies</b>	3401
	Article I Planning Board	
	Article II Regional Planning Committee	
	Article III Long Range Planning Committee	
	Article IV Local Land Use Boards	
35.	(Reserved)	3501
36.	(Reserved)	3601
37.	(Reserved)	3701
38.	<b>Retirement</b>	3801
39.	(Reserved)	3901
40.	<b>Town Map</b>	4001
41.	<b>Town of Peterborough Code of Ethics</b>	4101
42.	(Reserved)	4201
43.	(Reserved)	4301
44.	<b>Town Property, Use Of</b>	4401
45.	(Reserved)	4501
46.	(Reserved)	4601
47.	<b>Worker's Compensation</b>	4701
48.	(Reserved)	4801
49.	(Reserved)	4901
50.	(Reserved)	5001
51.	(Reserved)	5101
52.	(Reserved)	5201

**PETERBOROUGH CODE**

53.	(Reserved)	5301
54.	(Reserved)	5401
55.	(Reserved)	5501

**TABLE OF CONTENTS**  
**PART II**  
**GENERAL LEGISLATION**

CHAPTER	PAGE
56. <b>Alcoholic Beverages</b>	5601
57. (Reserved)	5701
58. (Reserved)	5801
59. <b>Animal Control</b>	5901
60. (Reserved)	6001
61. (Reserved)	6101
62. (Reserved)	6201
63. (Reserved)	6301
64. <b>Bingo</b>	6401
65. (Reserved)	6501
66. (Reserved)	6601
67. (Reserved)	6701
68. (Reserved)	6801
69. (Reserved)	6901
70. (Reserved)	7001
71. (Reserved)	7101
72. (Reserved)	7201
73. (Reserved)	7301
74. (Reserved)	7401
75. (Reserved)	7501

## TABLE OF CONTENTS

CHAPTER	PAGE
76. (Reserved)	7601
77. (Reserved)	7701
78. <b>Fire Prevention</b>	7801
79. (Reserved)	7901
80. (Reserved)	8001
81. (Reserved)	8101
82. (Reserved)	8201
83. (Reserved)	8301
84. (Reserved)	8401
85. (Reserved)	8501
86. <b>Transfer Station - Recycling Facility</b> Article I Mandatory Recycling Article II Regulations Article III Pay-as-you-Throw Program Article IV Commercial Haulers	8601
87. (Reserved)	8701
88. (Reserved)	8801
89. (Reserved)	8901
90. (Reserved)	9001
91. (Reserved)	9101
92. (Reserved)	9201
93. (Reserved)	9301
94. <b>Oil- Burning Equipment</b>	9401
95. (Reserved)	9501

**PETERBOROUGH CODE**

CHAPTER		PAGE
96.	(Reserved)	9601
97.	(Reserved)	9701
98.	(Reserved)	9801
99.	(Reserved)	9901
100.	<b>Radioactive Materials</b> Article I Materials from Power Plants Article II High Level Waste	10001
101.	(Reserved)	10101
102.	(Reserved)	10201
103.	(Reserved)	10301
104.	(Reserved)	10401
105.	(Reserved)	10501
106.	(Reserved)	10601
107.	(Reserved)	10701
108.	<b>Street and Sidewalks</b> Article I Snow and Ice Removal	10801
109.	(Reserved)	10901
110.	(Reserved)	11001
111.	<b>Sunday Activities</b> Article I Bowling and Billiards	11101
112.	(Reserved)	11201
113.	(Reserved)	11301

## TABLE OF CONTENTS

CHAPTER		PAGE
114.	<b>Taxation</b>	11401
	Article I	Solar Heating Exemption
	Article II	Semi-annual Tax Collection
	Article III	Prisoner-of-War Exemption for Motor Vehicle Registration Tax
	Article IV	Real Estate Tax Lien Procedure
	Article V	Resident Tax
	Article VI	Optional Adjusted Elderly Tax Exemption
	Article VII	Optional Veterans Exemption
	Article VIII	Optional Exemption For Service-Connected Total Disability
	Article IX	Tax Anticipation Notes
	Article X	Tax Deeding of Property
115.	(Reserved)	11501
116.	(Reserved)	11601
117.	(Reserved)	11701
118.	(Reserved)	11801
119..	(Reserved)	11901
120.	(Reserved)	12001
121.	<b>Welfare Guidelines</b>	12101
122	(Reserved)	12201
123.	(Reserved)	12301
124.	(Reserved)	12401
125.	(Reserved)	12501
126.	(Reserved)	12601
	<b><i>Zoning-See Ch. 245</i></b>	

**PETERBOROUGH CODE  
DIVISION 2  
BOARD OF SELECTMEN'S REGULATIONS**

127.	<b>General Provisions</b>	12701
128.	(Reserved)	12801
129.	<b>Adult Entertainment Magazines/Pictures</b>	12901
130.	(Reserved)	13001
131.	<b>Alcohol and Drug Policy/Testing Procedures</b>	13101
132.	<b>Alcoholic Beverages</b>	13201
133.	(Reserved)	13301
134.	<b>Boards, Committees, and Commissions</b>	13401
135.	<b>Civility, Peterson Rule</b>	13501
136.	<b>Classification &amp; Compensation Structure</b>	13601
137.	<b>Common Pathway Area</b>	13701
138.	<b>Delegation of Deposit Authority</b>	13801
139.	<b>Disbursements</b>	13901
140.	(Reserved)	14001
141.	(Reserved)	14101
142.	(Reserved)	14201
143.	<b>EDA Policy Plan</b>	14301
144.	<b>Employee Email</b>	14401
145.	<b>Entertainment Authorization</b>	14501
146.	<b>Financial Policies</b>	14601

## TABLE OF CONTENTS

CHAPTER	PAGE
147. <b>Fire Department Fees</b>	14701
148. (Reserved)	14801
149. <b>Fire Hydrants</b>	14901
150. (Reserved)	15001
151. <b>Gifts and Legacies</b>	15101
152. (Reserved)	15201
153. (Reserved)	15301
154. <b>Hawkers and Peddlers</b>	15401
155. (Reserved)	15501
156. <b>Highway Department</b>	15601
157. <b>Hunting On Town Property</b>	15701
158. <b>Landfill - Recycling Facility</b> Article I Commercial Haulers	15801
159. (Reserved)	15901
160. <b>Memorandum of Understanding</b> Article I Library Trustees Article II Recreation Committee	16001
161. <b>Municipal Sewer System</b> Article I Objectives Article II Definitions and Abbreviations Article III Use of Public Sewers Required Article IV Building Sewers and Connections Article V Use of Public Sewer Article VI Industrial Pretreatment Article VII Sewer Line Extensions Article VIII Regional Point Sources Article IX Powers and Authority of Inspectors Article X Private Sewage Disposal Systems Article XI Penalties and Enforcement Article XII Validity Article XIII Ordinance in Force	16101

## PETERBOROUGH CODE

CHAPTER	PAGE
<b>162. Municipal Water System</b>	<b>16201</b>
Article I General Information	
Article II Information Regarding Bills	
Article III Service Line	
Article IV Temporary Service	
Article V Meters	
Article VI Meter Installation and Backflow Prevention Devices	
Article VII Main Pipe	
Article VIII Water Main, Valving, and Appurtenances Specifications	
Article IX Connection to Existing Water Mains	
Article X Water Use Restriction Policy	
Article XI Emergency Water Management Plan	
Article XII Rate Schedule and Other Service Charges	
<b>163. Parks and Recreation Areas</b>	<b>16301</b>
<b>164. Property Acquired by Tax Collector Deeds</b>	<b>16401</b>
Article I Retention of Property	
Article II Sale of Property	
<b>165. Purchasing</b>	<b>16501</b>
<b>166. Recreation Facilities Rules and Regulations</b>	<b>16601</b>
Article I Signage	
Article II Tobacco Use	
<b>167. (Reserved)</b>	<b>16701</b>
<b>168. Recreational Vehicle, Off-Road</b>	<b>16801</b>
<b>169. (Reserved)</b>	<b>16901</b>
<b>170. (Reserved)</b>	<b>17001</b>
<b>171. (Reserved)</b>	<b>17101</b>
<b>172. Request for Proposals/Quotes</b>	<b>17201</b>
<b>173. Retirement</b>	<b>17301</b>
<b>174. Right to Know</b>	<b>17401</b>
<b>175. Safety Policy</b>	<b>17501</b>
<b>176. Scenic Roads</b>	<b>17601</b>
<b>177. Sewer User Charge</b>	<b>17701</b>
<b>178. Sidewalk and Rights-of-way Regulations</b>	<b>17801</b>

## TABLE OF CONTENTS

CHAPTER	PAGE
179. <b>Skateboards, Bicycles and Roller Skates</b>	17901
180. (Reserved)	18001
181. (Reserved)	18101
182. <b>Street Lighting Placement</b>	18201
183. (Reserved)	18301
184. <b>Subcontractor Insurance</b>	18401
185. <b>Taxicabs</b>	18501
186. (Reserved)	18601
187. (Reserved)	18701
188. (Reserved)	18801
189. <b>Town Property, Use of</b>	18901
Article I Department of Public Works Equipment	
Article II Town Equipment and Services & Idling Policy	
Article III Public Safety	
Article IV Town House Use	
190. <b>Town Property, Funds Received from Sale of</b>	19001
191. (Reserved)	19101
192. (Reserved)	19201
193. <b>Trade or Barter</b>	19301
194. <b>Treasure Duties &amp; Responsibilities</b>	19401
Article I, Delegation of Deposit Authority	
Article II, Delegation of System Administrator	
Article III, Delegation of Treasurer Functions	
195. <b>Vehicles and Traffic</b>	19501
196. (Reserved)	19601
197. (Reserved)	19701

**PETERBOROUGH CODE**

198. (Reserved)	19801
199. (Reserved)	19901
200. (Reserved)	20001
201. <b>Welfare Guidelines</b>	20101
202. (Reserved)	20201
203. (Reserved)	20301
204. (Reserved)	20401
205. (Reserved)	20501
206. (Reserved)	20601
225 (Reserved)	22501
226. (Reserved)	22601

**TABLE OF CONTENTS**  
**DIVISION 3**  
**LAND USE REGULATIONS**

CHAPTER	PAGE
207. <b>Building Construction</b>	20701
208. (Reserved)	20801
209. (Reserved)	20901
210. (Reserved)	21001
211. (Reserved)	21101
212. (Reserved)	21201
<b>Excavation Regulations - See Ch. 238</b>	
213. (Reserved)	21301
214. (Reserved)	21401
215. <b>Fire Ruins</b>	21501
216. (Reserved)	21601
217. (Reserved)	21701
218. (Reserved)	21801
219. (Reserved)	21901
221. <b>Junkyards</b>	22101
222. (Reserved)	22201
223. (Reserved)	22301
224. <b>Mobile Homes</b>	22401
227. (Reserved)	22701
228. <b>Pits, Fencing of</b>	22801

## PETERBOROUGH CODE

CHAPTER	PAGE
229. (Reserved)	22901
230. (Reserved)	23001
231. (Reserved)	23101
232. (Reserved)	23201
233. <b>Site Plan Review</b>	23301
234. (Reserved)	23401
235. (Reserved)	23501
236. (Reserved)	23601
237. <b>Subdivision Regulations</b>	23701
238. <b>Excavations Regulations</b>	23801
239. (Reserved)	23901
240. (Reserved)	24001
241. (Reserved)	24101
242. (Reserved)	24201
243. (Reserved)	24301
244. (Reserved)	24401
<b>245. Zoning</b>	24501
246. (Reserved)	24601
247. (Reserved)	24701

## TABLE OF CONTENTS

CHAPTER	PAGE
248. (Reserved)	24801
249. (Reserved)	24901
250. (Reserved)	25001

## APPENDIX

<b>A251. Charter of 1760</b>	A25101
<b>A252. Water</b>	A25201
Article I 1935 Water Charter Amendment	
Article II 1953 Water Charter Amendment	
Article III Appropriations and Borrowings	
<b>A253. Recreation, Acquiring of Land and Committee</b>	A25301
Article I Acceptance of Gift and Establishment of Committee	
Article II Naming of Playground and Committee	
Article III Usage of Property	
<b>A254. Maintenance Program with Recreation Department</b>	A25401
<b>A255. Downtown Signs</b>	A25501
<b>A256. Plow Routes and Equipment Information</b>	A25601
<b>A257. Residential/Commercial and Industrial Building Sewer Connections Applications</b>	A25701
<b>A258. Town of Peterborough, N.H. Connection Fee Structure</b>	A25801
<b>A259 Information Re: Sewer Bills</b>	A25901
<b>A260 Recreation Committee By-Laws</b>	A26001
<b>A261 Charter for the Town of Peterborough, 2007</b>	A26101

## INDEX