



TOWN OF PELHAM

Office of the Selectmen

6 Village Green Pelham, NH 03076

Tel: (603) 635-8233

Fax: (603) 635-8274

Email: selectmen@pelhamweb.com

USE OF TOWN FIELDS, PARKS, AND FACILITIES ORDINANCE

It is the goal of the Town of Pelham to provide recreational facilities for citizens of all ages by providing the use of fields, parks, and facilities for indoor or outdoor recreational enjoyment.

TOWN PROPERTIES

The Pelham Parks and Recreation Department maintains the Town properties listed below for the use of all ages. While most facilities are open to the public, permission must be obtained to use our fields, parks, and facilities for functions, organized group activities, commercial activities or special events. Interested parties must complete a "Facility Rental Form" prior to use. A form can be obtained by calling the Parks and Recreation Department at 635-2721 or by going online to www.pelhamweb.com.

Please Note: Veterans Memorial Park is only open to Town residents and their guests.

The Town properties include:

- Pelham Village Green;
- Pelham Veteran's Memorial Park;
- Raymond Park & Soccer fields;
- Newcomb Field;
- Muldoon Park;
- Lyons Park;
- Meetinghouse Park;
- Sherburne Hall.

INSURANCE

A liability insurance binder must be obtained for functions, organized group activities, commercial activities or special events by the applicant prior to the approval for use of our Town fields, parks and facilities. Additionally, the liability insurance binder must list the Town of Pelham, its officials and employees as additional insured, as demonstrated by a certificate of

coverage and a binder endorsement, if applicable. The limits of the coverage shall be not less than \$1,000,000 per occurrence unless a waiver or reduction of the insurance requirement is approved by the Town Administrator based on hardship or the specific nature of the requested use. Insurance is not required for assemblies that are for purposes of participants exercising freedom of speech, unless those assemblies involve selling goods to the public, distribution of food and beverages, or the use of equipment or temporary structures.

THE USE OF BOUNCE HOUSES OR SIMILAR INFLATABLE EQUIPMENT OR TRAMPOLINES ON TOWN PROPERTY IS STRICTLY PROHIBITED.

AUTHORITY

- A. The Town of Pelham is guided by the enabling legislation of RSA 35-B.
- B. The Pelham Parks and Recreation Department has designated authority as given by the Board of Selectmen over parks, play and recreation grounds and facilities. It adopts rules as specified in the "Governance" section. Failure to comply with any such rule or regulation shall be deemed to be a violation of this ordinance.

DEFINITIONS

The terms herein used, unless clearly contrary to or inconsistent with the context in which used, shall be construed as follows:

- A. "Parks and Recreation Department" means the Department of the Town as established by the Board of Selectmen of the Town of Pelham.
- B. Park means and includes all Town parks, skatepark, and play and recreation grounds under the jurisdiction of the Pelham Parks and Recreation Department or the Town of Pelham.
- C. "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

GOVERNANCE

Other than as set forth in this ordinance, the Pelham Parks and Recreation Department shall recommend such rules as deemed necessary for the use, care and maintenance of all parks to the Board of Selectmen for approval.

PROHIBITIONS

- A. It is unlawful in any manner to tease, annoy, disturb, molest, catch, injure or kill, or to throw any stone or missile of any kind at, or strike with any stick or weapon, toward any

person, animal, bird, fowl, or fish; or to feed any fowl, except at areas designated by the Pelham Parks and Recreation Department, in any park.

- B. It is unlawful to practice or play golf, archery, or other games of like character except at places set apart for such purposes by the Pelham Parks and Recreation Department. It is unlawful to throw or propel any missile or other object where such activity may be hazardous to others.
- C. It is unlawful to throw any refuse, litter, broken glass, crockery, nails, shrubbery, trimmings, junk, or advertising matter in any park or to deposit any such material therein, except in designated receptacles. The Town of Pelham encourages recycling in our Town parks and properties.
- D. The Town of Pelham has a mandatory recycling ordinance for all waste brought to the Town's Transfer Station and believes all people making use of Town property should also make every effort to properly dispose of recyclable waste. Towards that end the Parks and Pelham Parks and Recreation Department should require all groups that use Town property to establish a recycling program for their group.
- E. It is unlawful to engage in or conduct physical training or physical conditioning training or hold any trials or competitions for speed, endurance, or hill climbing involving any vehicle, boat, or aircraft in any park, except by permission of the Pelham Parks and Recreation Department.
- F. Upon acceptance of this Ordinance, all parks and playgrounds in the Town of Pelham shall be closed to the public from dusk until dawn unless otherwise posted or unless such public is attending a Recreation Program sponsored by or authorized by the Town, or by express, written consent of the Pelham Parks and Recreation Department or Town Administrator.
- G. Use of off-road vehicles of any kind, including but not limited to three and four wheeled OHRVs, or other such motorized vehicles (Not including snowmobiles) is prohibited at all parks unless such activity is authorized by the Pelham Parks and Recreation Department for a specific event.
- H. Use of bicycles or other wheeled vehicles other than skateboards shall be prohibited from all basketball and tennis courts of the community.
- I. The use and/or consumption of tobacco products, or drugs are absolutely prohibited for all park grounds at all times.
- J. Owners or caretakers of any animal brought to any park shall promptly remove any foul material immediately and place it in the nearest receptacle.

- K. No person shall sit or stand upon the back or stand upon the seat of any municipally owned bench.
- L. No bicycle, scooter, or skateboard shall be left unattended on any sidewalk in any park of the Town in any way that impedes or endangers pedestrians.
- M. Fireworks/pyrotechnics of any kind are prohibited from all Town fields, parks, and facilities without the express written permission from the Fire Chief and the Board of Selectmen.
- N. See attached specific ordinances rules for each park.

USE OF VETERANS MEMORIAL PARK

- A. The use of Veterans Memorial Park shall be restricted to Pelham residents and their guests.
- B. Persons using the park may be asked by park attendants or the police to confirm their Pelham residence status prior to entrance into the park, or while they are in the park. Non-residents unaccompanied by a Pelham resident shall be denied access to the park, and such non-residents may be asked to leave the park if they are not present as a guest by a Pelham resident.

VIOLATIONS/PENALTIES

- A. Anyone who violates this ordinance within one calendar year from the date of infraction will be subject to the following penalties:
 - First offense: Removal from the Town property where the offense occurred;
 - Second offense: Removal from the Town property where the offense occurred and a fifty (\$50.00) fine;
 - Third offense: Removal from the Town property where the offense occurred and a one hundred-dollar (\$100.00) fine;
 - Fourth offense: Removal from the Town property where the offense occurred and the revocation of any pass, permit or use of any Town park or facility for one year.
 - Any person found guilty of damaging any part of a recreational facility, property, equipment, grounds or shrubbery including the defacement of any building or equipment by the placement of graffiti, shall be required to make full restitution of the damaged facility or equipment to the Town of Pelham.

- B. In the event that any law enforcement officer of the Town of Pelham observes any minor child operating a bicycle, scooter, skateboard, or roller skates in violation of this ordinance, whether or not he/she issues a citation for a violation of this ordinance, may confiscate the bicycle, scooter, skateboard, or roller skates operated by said minor child and shall return the bicycle, scooter, skateboard, or roller skates only to said minor's parents or guardian.

EFFECTIVE DATE

Given under our hands-on _____, 2019.

PELHAM BOARD OF SELECTMEN

William McDevitt, Chairman

Doug Viger, Vice Chairman

Hal Lynde

Heather Forde

Kevin Cote

APPLICANT

By signing your name below, you are acknowledging that you have read, understood and will abide by the Town of Pelham "Use of Town Fields, Parks and Facilities" Ordinance.

Print Name

Signature

Date

Application issued by (Parks and Recreation Staff);

Print Name

Signature

Date