

REGULATIONS COVERING DRIVEWAYS TOWN OF HILL, N.H.

Section I. Authority:

In accordance with the provisions of New Hampshire Revised Statutes Annotated, Chapter 236:13V, the Hill Planning Board adopts the following regulations governing driveways and other accesses to town roads in the Town of Hill, New Hampshire. As allowed by RSA 236:13V the Planning Board appoints the Board of Selectmen as Agents to Administer the Town of Hill Driveway Regulations.

Section II. Construction or Alteration of Driveways and Other Accesses:

It shall be unlawful to construct, alter a driveway in any way that affects the location, size, drainage, surface, material or grade of any driveway entrance, exit or approach within the limits of the right of way that does not conform to the terms and specifications of a written permit issued by the Hill Selectmen. Any alterations require a new permit. ALL logging operations shall require a separate permit even if using a permitted driveway to insure that access is adequate for trucking and to protect drainage ditches and town roads.

Section III. Permits:

Pursuant to these regulations, a written construction permit application must be obtained from the Hill Selectmen (Agent) by the owner of the access site (or agent designated by the owner in writing at the time of the application). Before any construction or alteration work is commenced said application must have been reviewed and a permit issued by the Planning Board or its Agent. Application forms may be obtained from the Selectmen or on the Town of Hill Website (<https://townofhillnh.org/forms-and-ordinances/>) and a copy of the application must be filed with the Selectmen. Said permit shall:

- a) Describe the location of the driveway or other access and angle of entrance to the highway and width of entrance-way.
- b) Describe drainage provisions adequate to prevent surface water from running down the driveway or other access onto the highway to be installed by the applicant.
- c) Describe the location, size and length of culvert, if needed.
- d) Describe in feet the distance of clear view approach to the driveway or other access in both directions.
- e) Permit will be in effect for a period of not more than one (1) year from the date of issue. Upon completion of driveway or expiration of one (1) year from the date of permit, whichever comes first, a final inspection shall be required.
- f) Renewal of driveway permit must be done by reapplication to the Hill Selectmen as if it were a first permit.

Section IV. Application Procedure:

The application shall be filed with the Hill Selectmen for acceptance by the Board. A fee of twenty five dollars (\$25.00) payable to the Town of Hill will accompany the application.

Section V. Construction Specifications:

- A. The driveway or other access shall conform to the following specifications and requirements:
1. All proposed driveway entrances must be marked with STAKES. This is to insure that the Agent and Road Agent will have no doubt where the entrance to the property is located.
 2. Angle or entry 30 to 90 degrees.
 3. Width of driveway or access minimum 10 feet and maximum 50 feet.
 4. Driveway must be adequately crowned and ditched to prevent surface water from running onto the highway and no standing water shall be allowed on the Town right of way.
 5. Road Agent to determine length of culvert at each driveway site. Cost of pipe and installation to be borne by the applicant. Maintenance of culvert by property owner. Minimum culvert diameter is 12" and must be approved by the Agent upon site inspection.
 6. Temporary driveway, such as logging roads, may not obstruct ditches along the Town right of way or damage shoulder of the road. The owner or logger may be required to install a temporary culvert, extend an existing culvert or bridge across the ditch, same to be removed and ditching restored to its original condition upon discontinuing use or permitted time frame has expired. The use of stone maybe required for the first 50 feet of the driveway to prevent mud and insure smooth transition onto town road. Loggers are required to remove mud from town roads that originates from their operation.
 7. No blind driveway will be approved. Any obstructions such as trees, bushes and the like must be removed before permit will be granted.

B. For access to a proposed commercial or industrial enterprise, or to a subdivision, all of which for the purposes of this Section shall be considered a single parcel of land even though acquired by more than one conveyance or held nominally by more than one owner, the provisions of RSA Chapter 236, Sec. 13-III shall apply.

Section VI. Administration:

A. The Planning Board or its duly authorized Agent (Hill Selectmen) are responsible for the enforcement of these Regulations.

B. Any person who violates any provision of these Regulations shall be Fined not more than one hundred dollars (\$100.00) per day and the landowner shall be liable for cost of restoration of the highway or ditches to a condition satisfactory to the Planning Board or its Agent.

C. Any interested person affected by a decision of the Planning Board or its Agent under these Regulations may appeal to the Planning Board for a rehearing on such decision. Appeals from the Planning Board's decision on such motion for rehearing may be made to the Board of Adjustments or otherwise in accordance with law.

D. Where these Regulations are in conflict with other local ordinances and/or regulations, the more stringent shall apply.

236:14 Penalty. – Any person who violates any provision of this subdivision or the rules and regulations made under authority thereof shall be guilty of a violation if a natural person, or guilty of a misdemeanor if any other person; and, in addition, shall be liable for the cost of restoration of the highway to a condition satisfactory to the person empowered to give such written permission.

Source. 1917, 96:3. PL 91:3. 1939, 109:2. RL 107:5. 1945, 188:1, part 19:13. RSA 249:18. 1973, 530:26. 1981, 87:1, eff. April 20, 1981.