

TOWN OF ALLENSTOWN, NEW HAMPSHIRE  
MUNICIPAL CODE OF ORDINANCES  
CHAPTER III- PARKS & RECREATION  
RELATIVE TO THE USE OF PUBLIC PARKS & RECREATIONAL FACILITIES  
SECTION ANALYSIS

- 3.1.1. Definitions
- 3.1.2. Conduct Prohibited in Parks
- 3.1.3. Traffic Control
- 3.1.4. Regulated Uses
- 3.1.5. Enforcement and Penalties

SECTION 3.1.1 DEFINITIONS

Parks: The term Park or Parks unless specifically limited, Shall be deemed to include all parks, playgrounds, athletic fields, tennis courts, beaches, recreational area, cemeteries, along with all structures, entrances and approaches thereto. All other land or property structures under the jurisdiction of the Recreation Commission, now or hereafter owned or acquired by the town of Allenstown for parks and recreational purposes.

Excreta: Any useless matter eliminated from the bodily system such as, but not limited to, sputum, urine, or fecal matter.

Intoxication: A state of any person being drunk, inebriated or under the influence of alcoholic beverages or controlled substances.

Rules and Regulations: Any rules and regulations hereby or hereafter established by the Ordinance of the Town of Allenstown as promulgated by the Recreation Commission under authority herein contained.

Recreation Commission: The persons appointed by the Board of Selectmen to fulfill the prescribed duties of said commission.

SECTION 3.1.2 CONDUCT PROHIBITED IN PARKS

- (a) Disturbing the Peace: No person shall disturb the peace in any park by any act.
- (b) Immorality and Indecency: No person shall do any obscene or indecent acts in any park, or display, expose or distribute any picture, banner, or other object suggestive of sex in a lewd, indecent, or immoral way. No person shall dress or undress in any park except in dressing rooms provided for such purpose.
- (c) Unbecoming Language: No person shall use threatening, abusive, insulting, profane or obscene language or words in any park.
- (d) Intoxication: No person shall enter a park in an intoxicated condition; nor shall any person have in their possession or drink or use in any parks any alcoholic beverages, open or unopened.
- (e) Firearms, Weapons, Etc.: No person shall have in their possession, bring into or use in any park, whether carried, concealed or carrier open, any firearms, sling shots, firecrackers, fireworks, or other missile propelling instruments or explosives or arrows, or other dangerous weapons, which have such properties as to cause annoyance, alarm or, injury to any person or property.
- (f) Dangerous Conduct: No person shall interfere with, encumber, obstruct, or render dangerous any park or part thereof.

- (g) Excreta: No person shall emit, eject or cause to be deposited in any park excreta of the human body, except in proper receptacle designated for such purposes.
- (h) Disobeying Authorities and Signs: No person shall, in any park, disobey a proper order of a Police Officer or any park employee. Nor shall any person In any park disobey, disregard, or fail to comply with any rule or regulation, warning, prohibition, instrument or direction, posted or displayed by sign, notice, bulletin, cards, posters or when notified or informed as to its existence by a park employee, Police Officer, or other Authorized person.

#### SECTION 3.1.3 TRAFFIC CONTROL:

- (a) Repairs to Vehicles: No person shall in any park, clean, polish, grease, lubricate, or make repairs to any vehicle, except those of a minor nature and then only in cases of emergency.
- (b) Vehicles to be Operated on "Roadways and Parked in Approved Areas: No person shall operate any vehicle in any part of a park, except on roadways established for the operation of vehicles nor shall any person park any vehicle In any area except those specifically designated for parking purposes.

#### SECTION 3.1.4 REGULATED USES:

- (a) Games in Designated Areas: No person shall in any park, throw, casts, kick, play with, or strike any game-ball whatsoever or engage in any sport, game or competition except in places during the time designated there for. Nor shall a person engage in or play a game or other sport or contest of a nature different from the one for which the designated area was created for, except in such areas as are officially set aside for diversified games.
- (b) Hours of Operation: It shall be unlawful for any person to be in any Public park or cemetery between the hours of 8:00PM and 7:00AM without the prior written authorization of the Board of Selectmen, or in their absence, the Chief of Police.

#### SECTION 3.1.5 ENFORCEMENT AND PENALTIES

- (a) The enforcement of this ordinance shall be the responsibility of The Allentown Police Department.
- (b) The Chief of Police is hereby given the authority to designate additional individuals as Special Park Police to enforce the Rules and Regulations for the parks.
- (c) Any violation of this ordinance shall be considered a violation as prescribed in RSA 651:2; and shall upon conviction result in a fine being imposed in an amount up to and including \$1,000.00.
- (d) Any person, who because of their behavior or violations of this Ordinance may, upon notification to the Recreation Commission and/or the Chief of Police, be prohibited from re-entrance into any park for a period of up to 30 days.

Initial: \_\_\_\_\_

**TOWN OF ALLENSTOWN**  
Whitten Street Park Recreation Center Use Agreement

Name of Authorized Person \_\_\_\_\_ Today's Date: \_\_\_\_\_

Email Address: \_\_\_\_\_

Organization's Mailing Address: \_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_  
Daytime Evening Cellular

Description of Activities Planned: \_\_\_\_\_

\_\_\_\_\_

Dates and Times Requested: \_\_\_\_\_

Profit  Non Profit  Not Applicable

Name of Organization: \_\_\_\_\_

**Food:** Will your organization be cooking at this event? YES  NO   
Will your organization be bringing in pre-packaged food to this event? YES  NO

**Indemnification:**

In consideration for allowing the use of a Recreation Facility and in full recognition of the town's fiduciary responsibility to protect owned property and assets, the user hereby covenants and agrees at all times to indemnify and hold harmless the town; its officials and employees, to the fullest extent permitted by law, from any and all claims, damages, losses and expenses, including, but not limited to, reasonable attorneys' fees and legal costs, arising out of the use of a town recreation facility, by the user, employees, agents, representatives, contractors, customers, guests, and invitees.

**Insurance:**

As evidence of its financial ability to indemnify the town, during the term of this agreement, the permit holder shall obtain and pay premiums for Commercial General Liability insurance protecting the parties hereto, their agents, officers, elected officials, representatives, or employees of bodily injury, property damage, personal injury or products liability incurred by the parties in the performance of the terms of the agreement. The policy must provide limits of no less than \$300,000 per occurrence.

**Indemnification Agreement Signed:**  \_\_\_\_\_  
User Signature

**Rules and Regulations Received:**  \_\_\_\_\_  
User Signature

**FOR OFFICE USE**

Application Processed By: \_\_\_\_\_ Entered: \_\_\_\_\_ Expiration Date: \_\_\_\_\_