

CHAPTER 169

Chapter 169, STREETS AND SIDEWALKS

(Amended by the Merrimack Town Council 12-3-2009; Reviewed on 12-7-2017)

§ 169-1. Permit required for excavation of public places.

No person shall break or excavate the ground in any street, road, sidewalk, town-owned land or common in the Town or construct/reconstruct/pave/repave any driveway connecting to a public street or erect any staging for building or deposit any building materials thereon or remove any building through any street or public place without first having received a written permit from the Director of Public Works or designee and complying in all respects with the conditions of said permit.

§ 169-2. Granting permit for excavation or obstruction.

The Director of Public Works or his designated representative may grant a permit, in writing, to any person for building or removing any building or for any other lawful purpose to excavate, obstruct or encumber so much of any street, road, sidewalk or other public place in the Town as may be necessary for such purpose and on such terms as the Director or his designated representatives shall deem safe and proper.

§ 169-3. Safety around and repair of excavation or obstruction.

Whenever any street, road, sidewalk or other public place in the Town shall, under permit granted in the previous section, be excavated, obstructed, encumbered or otherwise rendered unsafe or inconvenient for travelers, the permittee shall erect and at all times maintain a suitable railing around the sections or parts of said area so excavated and shall keep two or more lighted fixtures attached thereto or in some proper manner. Within such reasonable time as the Director of Public Works or his designated representative shall direct, said permittee shall amend and repair such street, road, sidewalk or other public place to the acceptance of the Director or his designated representative.

169-4. Snow Obstruction on Streets

No person shall put or place or cause to be put or placed any snow or ice upon the surface of the traveled portion of any street, nor shall such snow or ice be put or placed on a street so as to block sidewalks or hydrants. Where snow is pushed across the traveled surface of a street for the purpose of snow removal from land adjoining said street it must be pushed from the traveled way so as not to block the street, and any remaining on the surface of the traveled portion of the street must be cleaned up, immediately.

169-5 Rubbish shall not be thrown on Streets, Sidewalks, or within the Public Right-of-Way

No person shall put, or place, or cause to be put or placed, in or any street, lane, alley, sidewalk, or other public place within the Town, any house dirt, ashes, garbage, shreds, shavings, brush, or other rubbish, except in such place and in such manner as the Director of Public Works may prescribe. In an emergency situation, the Director of Public Works may identify locations in public ways for the disposal of debris.

169-6 Obstructions shall not be placed on Sidewalks

No person shall unnecessarily place any obstruction on any sidewalks or crosswalks on any street, lane or alley within the Town. No person shall encumber the street or sidewalk with any boxes, shelves, stands, merchandise, or other items.

§ 169-7. Violations and penalties.

If any person shall violate the terms of this chapter, he shall be fined \$100.00. Each calendar day of violation shall be considered a separate offense.

Authenticated:

Nancy M. Harrington, Town Council Chairman

Date

Diane Trippett, Town Clerk / Tax Collector

Date