

PARKING ORDINANCE

Adopted March 13, 1956 – Article 10

Amended: 3/10/59 – Art. 8

3/9/65 - Art. 8

3/10/70 – Art. 25

3/25/72 - Art. 18

3/17/79 – Art. 18

3/14/81 – Art. 21

3/15/82 – Art. 22

3/16/83 – Art. 38

3/14/92 – Art. 12

3/18/95 – Art. 18

3/16/96 – Art. 23 paragraph 12

3/11/03 – Art. 26

3/09/04 – Art. 21 (repeals & replaces Section 9 – Enforcement)

This Ordinance regulates parking on State highways, town highways, and all highways and ways used by the public from May 1st to October 1st of each year:

1. Subject to such regulations as have been lawfully imposed thereon by the laws of the State of New Hampshire, regulating the use and parking on the State highways, otherwise, the use thereof by the public shall be subject to this Ordinance.
2. Rye Beach Precinct:
 - a. No parking on south side of Sea Road.
 - b. No parking on the north side of Sea Road in front of 5 Sea Road at the corner of Ocean Boulevard.
 - c. No parking on both sides of Ocean Boulevard from the Beach Club to the North Hampton line.
 - d. No parking on Causeway Road.
 - e. Parallel parking by permit only at Sawyer's Beach, so-called, between 2360 Ocean Boulevard and 2420 Ocean Boulevard.
 - f. No parking between Jenness Beach and Sawyer's Beach on the east side (2300 Ocean Boulevard to 2360 Ocean Boulevard).
 - g. No parking on the west side of Ocean Boulevard from the north precinct line (Dunes Motel) to Sea Road.
 - h. No parking on both sides of South Road from Route 1A west six hundred feet (600').
3. Jenness Beach Precinct:
 - a. Right angle parking at the beach in from of the Sand Piper.

- b. No parking on the north side of Perkins Road from Ocean Boulevard to Big Rock Road.
 - c. No parking on the north side of Cable Road from Ocean Boulevard to Big Rock Road.
 - d. No parking on the south side of Cable Road Extension from Ocean Boulevard to the beach and parallel parking on the north side of Cable Road Extension by permit only.
 - e. Parallel parking on both sides of Ocean Boulevard from Cable Road to Perkins Road, except that there shall be no parking on the east side of Ocean Boulevard (Rte. 1A) beginning at a point 150 feet north of Perkins Road and extending southerly for 750 feet on Ocean Boulevard. (Note: The State Highway Department has banned parking in this area per RSA 262-A:72 and RSA 249:5)
 - f. Parallel parking on the east side of Old Beach Road.
 - g. Jenness Avenue Extension, so-called, a public way to the beach between 86 and 92 Old Beach Road; parallel parking on the left (north) side by permit only; the first two spaces near the beach to be reserved for handicapped persons.
4. Rye Water District:
- a. No parking on the south side of Wallis Road from Odiorne Drive to the beach.
 - b. No parking on either side of Marsh Road.
(Note: The State of New Hampshire Department of Transportation enacted the following regulation on July 8, 1991: In accordance with RSA 265:71 and RSA 236:1 a section of Marsh Road #50 in the Town of Rye, New Hampshire, beginning at a point on both sides of the highway at the intersection of Route NH 1-A and extending in a westerly direction to the intersection of Parson's Road on Marsh Road #50 is hereby restricted and within the area so described the parking of vehicles of any type is prohibited at any time.)
 - c. No parking on either side of Fairhill Avenue or Glendale Road.
 - d. No parking on the south side of Wallis Road Extension from Ocean Boulevard to the beach and angle parking on the north side of Wallis Road Extension by permit only.
 - e. No parking on the west side of Ocean Boulevard from a point 1200 feet south of Washington Road for a distance of 2500 feet toward Rye Harbor. (Note: The State Highway Department has banned parking in this area per RSA 262-A:72, RSA 249:5 and RSA 249:6).
 - f. Parallel parking (off paved surface) is permitted on the north side of Washington Road from Ocean Boulevard to the first house (#11). No parking is permitted on the south side of Washington Road in the same area.
 - g. No parking on the north side of Wallis Road from Ocean Boulevard to Parsons Creek causeway. Parallel parking is permitted on the north side of Wallis Road from Parsons Creek causeway to the first house at the junction of Wallis Road and Appledore Avenue.

- h. No parking on Washington Road from Walker Lane on the south side and from Olde Parish Road on the north side to Grange Park, so-called, at the intersection of Washington and Wallis Roads, except that there shall be a fifteen minute loading/unloading zone at the Rye Junior High School on the north side of Washington Road.
 - i. No parking on the bikeways (paved shoulders within 6 feet of the marked travelway) beginning at the entrance to Wallis Sands State Beach and extending northerly along Route 1-A to the southerly border of Odiorne State Park and no parking on both sides of Route 1-A from the southerly boundary of Odiorne Point State Park northerly to the entrance gate to the Seavey Creek boat launching area, which point is approximately 350 feet south of Pine Tree Bridge, so-called, over Seavey Creek. (Note: The State Highway Department has banned parking in this area per RSA 262-A:72).
 - j. No parking of cars at any time on Harbor Road beyond Remick's Pier except by permit only.
 - k. No parking on either side of the highway on Harbor Road from a point commencing at the Public Service Co. of NH light pole no. 23-30-50A, to the easterly side of the driveway of 100 Harbor Road.
 - l. No parking at the "T" at the end of Alehson Street.
 - m. Approximately ten (10) permit only parallel parking spaces located approximately 150 feet north of Parsons Creek on the easterly side of Route 1A on a public beach access; almost opposite the Harbormaster Restaurant
5. No persons shall park a vehicle so as to interfere with the normal use of any person's property or block any entrance to the same.
6. No person shall park a vehicle on the traveled portion of any highway or in a manner which is likely to impede free passage on any highway unless the vehicle is disabled and when told to do so by a police officer.
7. Vehicles parked illegally in restricted areas, as defined by this Ordinance, may be subject to towing at the owner's expense, as directed by the Rye Police Department.
8. The Selectmen shall have the power to made additional parking regulations until the next regular town meeting.
9. Enforcement.
- 9.1 Owner Responsibility for Illegal Parking. A person shall not allow, permit or suffer a vehicle registered in his or her name to stand or park in violation of any of the provisions of this ordinance, and the owner or person in whose name such vehicle is registered shall be held as prima facie responsible for such violation.
- 9.2 Notice of Violation. A police officer or parking enforcement officer observing a violation of any of the provisions of this ordinance shall attach to

the vehicle a notice to the operator or owner that the vehicle has been parked in violation of this ordinance and ordering the operator or owner to report to police head-quarters to pay the appropriate penalty. The notice shall contain the location where the vehicle is parked; the state registration number of the vehicle; the time at which such vehicle is parked in violation of this ordinance; and any other facts which are necessary to understand the circumstances of the violation.

9.3 Penalties. A person violating a provision of this ordinance shall be punished by a fine as follows:

- a. A person violating any provision of this ordinance by parking without a town permit where parking is allowed only by town permit shall be punished by a fine of up to \$100 for each offense, as follows:
\$50.00 if paid within 5 days of the issuance of a Notice of Violation.
\$75.00 if paid after 5 days from the issuance of a Notice of Violation.
\$100.00 if a court summons must be issued.
- b. A person violating any provision of this ordinance by parking in a handicapped designated space without the required handicapped license plate, decal or card shall be punished by a fine of not less than \$250 for each offense, pursuant to RSA 265:69.
- c. A person violating any other provision of this ordinance shall be punished by a fine of up to \$50 for each offense, as follows:
\$25.00 if paid within 5 days from the issuance of a Notice of Violation.
\$35.00 if paid after 5 days from the issuance of a Notice of Violation.
\$50.00 if a court summons must be issued.

9.4 Appeal to Chief of Police. Any person to whom a Notice of Violation has been issued may appeal to the Chief of Police or his designee within 5 days of such notice. The Chief of Police, or his designee, is hereby authorized to review the facts and circumstances surrounding the issuance of the Notice of Violation and to: (1) affirm the Notice of Violation or (2) revoke it if he determines that it was issued in error, or otherwise as justice may require.

10. In certain areas, the Town may designate that parking shall be restricted to the use of residents and taxpayers of the Town of Rye who are in possession of a valid permit for such purpose. The Selectmen shall determine the terms upon which permits shall be issued, unless the Town shall otherwise designate.

11. To locate two (2) No Parking signs at the Wentworth Road turn around. One No Parking sign will include the times from 11 PM until 6 AM and the second No Parking sign addresses RV's and campers.