

TOWN OF ALBANY NEW HAMPSHIRE  
TOWN ORDINANCES  
VEHICLE USE  
ALCOHOL PROHIBITED

1. No person shall consume any liquor or beverage or possess any opened container thereof, as defined by RSA 175:1, while in any vehicle upon a public highway, or while upon any public highway, sidewalk, public access, scenic areas or common with in the limits of the Town of Albany.

NOISE

2. (a) Unnecessary Noise - No person shall operate any vehicle on any way in the Town of Albany so as to make any loud, unusual or other unnecessary noise as hereinafter defined  
(b) Definitions:
  1. Vehicle - the word "vehicle" shall include bus highway equipment, motorcycle, motor truck, motor vehicle, semi trailer, sidecar, tractor, trailer or other vehicle as defined by RSA 259:1.
  2. Way - The word "way" shall include crosswalk, intersecting way or other public highway, or other way all as defined by RSA 259:1.
  3. Loud, Unusual or Other Unnecessary Noise - The words "loud, unusual or other unnecessary noise" shall include any noise occasioned by any one more of the following actions of the operator of any vehicle:
    - a. Misuse of power exceeding tire traction limits in acceleration, sometimes known as "laying down rubber" or "peeling rubber" or
    - b. Misuse of braking power exceeding tire traction limits in deceleration where there is no emergency,
    - c. Rapid acceleration by means of quick upshifting of transmission gears with either a clutch and manual transmission or automatic transmission, or
    - d. Rapid deceleration by means of quick downshifting of transmission gears with either a clutch or manual transmission or an automatic transmission or
    - e. Racing of engines by manipulation of the accelerator, gas pedal, carburetor, or gear selection whether the vehicle is either in motion or standing still, or
    - f. The blowing of any horn except as a warning signal or the use of any other noise making device whether the vehicle is either in motion or standing still, or
    - g. The operation of a refrigeration unit or other types of compressors, between the hours of 8:00 PM and 7:00 AM, while the vehicle is not in motion except for emergency use or while actually loading or unloading.
    - h. No sound reproduction systems operated within a motor vehicle shall be used in such a manner as to create unnecessary noise for any person other than the driver and passengers in said vehicle.  
(BoFS-Effective 5/22/87)

PARKING

3. No person shall place or park a vehicle in the town of Albany so as to interfere with public travel, create a public nuisance or create a danger to pedestrians, cars, including the parked car, or the traveling public. The Selectman may by vote designate areas within said town which may be posted for no parking. Parking within said designated area shall be Prima Facie evidence of a violation of the ordinance.

PROHIBITED ACTS

4. No person shall cause, suffer, allow or permit the following acts except by written permission of the Chief of Police or the Board of Selectmen.
  1. Sound reproduction systems operating, playing, or permitting the operation or playing of any radio television, phonograph or similar device that reproduces or amplifies sound without the use of earphones or headphones upon any way or in any campground.
  2. The unlawful discharging of fire arms within three hundred feet (300') of state highway or discharge of fire arms on a repeating basis, so as to constitute a public nuisance

PENALTY AND VALIDITY

5. (a) Penalty - Any person violating any of the provisions of this Article shall be guilty of a misdemeanor and upon conviction thereof shall be liable to a penalty of not more than One Hundred (\$100.00) Dollars for each offense.  
(b) Validity - If any section or part of a section, or paragraph of this Article is declared invalid or unconstitutional, it shall not be held to invalidate or impair the validity, force or effect of any other section or sections, or part of a section or paragraph of this Article.

EFFECTIVE: APRIL 1, 1990

AUTHORITY: SELECTMEN, TOWN OF ALBANY