

**Noise from page 2**

production or reproduction of sound in such a manner as to disturb the peace, quiet, and comfort of neighboring inhabitants or any time with louder volume than is necessary for the reasonable hearing for the person or persons who are in the room, vehicle or chamber in which such machine or device is operated and who are voluntary listeners thereto.

Animals, birds and the like. The keeping of any animal, bird or pet which by causing frequent and/or long continued noise shall disturb the comfort or repose of any person in the vicinity.

Loading, unloading and the like. The creation of a loud and excessive noise in connection with loading or unloading any vehicle, or the opening and destruction of bales, boxes, crate, containers or logs.

Construction, repair of building, excavation.

Construction or repair of buildings. The erection, demolition, excavation, alteration or repair of any building other than between the hours of 7 AM and 10:30 PM Monday through Saturday or 8 AM and 10:30 PM on Sunday, except in cases of emergency or urgent necessity in the interest of public health and safety, and then only with a permit from the Zoning Administrator, which permit may be granted for a limited time only while the emergency continues or urgent necessity warrants. If the Zoning Administrator should determine that public health and safety will not be impaired and that loss or substantial inconvenience would result to any interested party if the erection, demolition, alteration or repair of any building were not allowed a time other than between the hours of 7 AM and 10:30 PM, Monday through Saturday or 8 AM and 10:30 PM on Sunday, he may grant permission for such work to be performed at a time specified by special permit, upon application being made in accord with Section 3 of this Ordinance.

Pile drivers, hammers and the like. The operation between the hours of 10:30 PM and 7 AM Monday through Saturday and 8 AM Sunday, of any pile driver, steam shovel, pneumatic hammer, derrick, steam or electric hoist, or other appliance, the use of which is attended by loud or unusual noise.

Fireworks. Any use of Fireworks between the hours of 10:30 PM and 7 AM, Monday through Saturday and 8 AM Sunday, will be prima facie evidence that the user has violated this ordinance. Law Enforcement Officers may confiscate any and all remaining fireworks on-site.

Firearms. Any use of prolonged firearms for recreational purposes between the hours of 10:30 PM and 7 AM, Monday through Saturday, and 8 AM Sunday, will be prima facie evidence that the user has violated this ordinance. This subsection shall not apply to firearm noise resulting from licensed hunting activities.

**EXEMPTIONS**

The following categories of uses and activities shall be exempt from noise level regulations:

Noise of safety signals, warning devices and emergency pressure relief valves.

Noises resulting from any authorized vehicle when responding to an emergency call or acting in time of emergency.

Noises resulting from emergency maintenance work as performed by the town, by the state or by public utility companies, to include snow removal operations.

Municipal maintenance work where the abutter to the work site have been given prior notice of the project.

Any other noise resulting from activities of a temporary duration permitted by law and for which a license or permit therefore has been granted by the town.

Snow blowers and other types of private or commercial snow removal operations.

Noise resulting from the use of emergency generators during periods of power loss

Parades and public gatherings for which the Town of Andover has issued a permit.

**SECTION 3**

**APPLICATION FOR SPECIAL PERMIT**

Application for a permit for relief from the noise prohibitions set forth in Sections 2 of this Ordinance, for a special circumstance of temporary duration, may be made to the Zoning Administrator or Town Administrator. Any permit granted shall set forth all conditions pertaining to the specified noise and circumstance, and shall specify a reasonable time limit for its abatement.

**SECTION 4**

**ENFORCEMENT AND PENALTIES**

Upon receipt of a noise complaint, the Andover Police Department, the Town's Zoning Administrator and/or other enforcement authorities, shall investigate, record their findings(s), and take appropriate action, in the officer's discretion.

The primary objective and action of this ordinance is for the parties involved to reach a solution to the initial complaint. Should the initial solution not be sufficient and the factors of the complaint continue, the officer's discretionary power/recommendation, on site, shall be noted and the First Offense penalty can be instituted. If the situation goes beyond the Third Offense penalty, additional action will have to be determined at that time, to include the complaint being upgraded to a more severe legal action.

Any person convicted of knowingly violating this Ordinance, shall be subject to the following penalties as permitted by RSA 31:39, III, with a maximum penalty not to exceed \$1,000.

- First offense: \$100.
- Second offense \$200.

Third offense or subsequent offense within a (12) month period: \$500.

Note: Any penalties assessed will be returned to the Town of Andover.

ADOPTED:



# Minimal Increase of 1.49% in 2017 Town Budget

**Andover Select Board**

Once October arrives, the Select Board begins meeting most Friday mornings (open to the public) with the Town Administrator and often the Road Agent, to begin reviewing expenditures in the different town departments. Many questions are asked: Did we have enough resources to carry out the day-to-day business? Were there any unexpected problems needing extra funds? Do we need to change a department's allocation up or down to reflect the actual needs? What are our long term needs laid out in the Capital Improvement Plan and what do we need to do to secure plans for the future? How do we take care of the town's needs while keeping the tax rate at a reasonable level?

Some of our work is laid out in increases or decreases to the operating budget. Others need heavier allocations to Capital Reserve Funds or Expendable Trust Funds to take care of larger projects or savings for the future.

For 2017, we have been pleased to see that we have leveled out in many areas, after seeing increases in past years to bring departments up to current standards. For example, after hiring 2 full-time employees for the highway department, and establishing a line for special maintenance projects and maintenance equipment, the highway budget is only up \$10,680.

Half of that amount, \$5,600, is due to the addition of Blackwater Park care and maintenance to the Highway budget from Recreation. Technology Information is only up \$2,816, this year after a more than \$10,000, increase last year.

A new program at the Transfer Station is mostly responsible for bringing that budget up by \$6,854. The Transfer Station is now open Friday afternoons for contractors and commercial waste. This means shorter lines for residents on Saturday and allows closer inspection of loads on Fridays.

One more noticeable increase to the budget is in the Forest Fire line. The Forest Fire truck lease payment of \$15,687, which came out of a warrant article last year, is now in the operating budget for the next 2 years of the 3 year lease period.

Decreases to the budget are smaller overall, but come from more areas of the budget. Town Clerk budget is down by \$5,600, due to a quieter election year. 2017 has only one Election-Town Meeting Day, as opposed to 4 last year.

The Legal line is down by \$4,875, because some of the utility assessment appeals have been settled. Cemeteries is down \$4,812, due mostly to fewer projects needed this year. In Recreation, the money for Blackwater Park care and maintenance was moved to the Highway Department resulting in a \$5,500 decrease in Recreation.

The final significant decrease is basically eliminating the line for Interest on Tax Anticipation Notes (TAN). With the twice-a-year billing, we no longer need to borrow money to get through the year.

Overall, the operating budget increases amount to \$55,472, and the decreases amount to \$25,858. This brings the total budget increase to \$24,014, or a 1.49% increase.

**BEACON DEADLINE: THE 15<sup>TH</sup>!**

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