

**TOWN OF MADISON, NEW HAMPSHIRE  
REQUEST TO USE TOWN PROPERTY  
MEMORANDUM OF AGREEMENT**

Agreement made as of this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_ by and between the **Town of Madison**, a municipal corporation having a business address of 1923 Village Road (PO Box 248), Madison, NH 03849 (the "Town"), and \_\_\_\_\_, a resident or taxpayer –OR- business entity, having mailing address of \_\_\_\_\_ (the "User").

For and in consideration of the Town agreeing to allow the User to utilize the below defined Town property for recreational purposes free of charge, the Town and the User hereby agree as follows:

1. **Town Property**

The subject property "Town Parks/Fields/Beaches/Buildings" include the property commonly referred to as:

Name of Town Property: \_\_\_\_\_

2. **Responsibilities of the Town**

Schedule the use of all facilities. Maintain, irrigate, and mow grass. Keep areas free of litter.

3. **Responsibilities of the User**

Submit schedule of proposed activities for review and approval by the Town. **NO GLASS** is to be brought onto Town property. Remove trash and debris resulting from use of the Town property. Request your insurance company forward the Town a **copy of insurance coverage** (see #6 below). Payment of Police detail, if required, shall be made prior to the event and any additional hours will be billed after the event. Extra portable toilets for 100 or more people and/or extra cleanings for use of existing units may be required. Keep noise under control. Repair any damages done to Town property as a result of the event. Dogs must be leashed, kept away from spectator areas, and cleaned up after. Follow all applicable Regulations and procedures. Make the Town aware of any maintenance items that need attention. Maintain fields during tournaments.

4. **Release**

For and in consideration of the Town allowing the User to use the Town property in the manner set forth herein, the User hereby releases the Town from any and all liability for loss or damage to real and personal property, personal injury or death arising from any use of Town property herein described by the User.

5. **Indemnification**

The User will also indemnify, defend and hold harmless the Town and its officers, directors, shareholders, employees, servants, contractors, and agents from and against any and all loss, liability, cost, expense, or damage for property damage, personal injury or death of whatever kind or character which might arise from the use to which any of the above-described Town property are put by the User, sponsored by the User or in any way affiliated with the User.

6. **Insurance Policy**

The User shall name the Town as an additional insured on its insurance policy or policies. A Certificate of Insurance shall be provided to the Town directly from the insurance company as a precondition to the User's use of town property.

7. **Conduct of Activities**

The User agrees that it holds the sole responsibility for planning, conducting, and managing activities occurring on Town property.

8. **Large Groups**

Police Detail may be required for large groups on outdoor properties and for any group using a Town building. Need for Police Detail to be determined by the Board of Selectmen and/or Police Chief. Cost of the Police Detail will be the sole responsibility of the User.

User Contact Name: \_\_\_\_\_ Phone #: \_\_\_\_\_

Description of Event: \_\_\_\_\_

Event Date: \_\_\_\_\_ Hours: \_\_\_\_\_ Number of People Expected: \_\_\_\_\_

**IN WITNESS WHEREOF**, the Town and the User have executed this Agreement as of the date set forth above.

\_\_\_\_\_  
User (Applicant)

\_\_\_\_\_  
Town Agent

<b>FOR TOWN USE ONLY</b>		
Police Detail Required:	Y	N
Police Approval	_____	_____
Recreation Approval	_____	_____
Fire Approval	_____	_____

NOTES: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NOTICE OF REGULATIONS TOWN  
PROPERTIES MADISON, NEW  
HAMPSHIRE

The use of Town property is for the enjoyment of Madison residents, taxpayers, and guests, and any use that would constitute disturbing the peace is strictly prohibited. The following rules apply for use:

**General Guidelines:**

Any private group or organization based in Madison hosting any event at any Town property must apply for a permit at least 3 weeks in advance. Applications are available at Town Hall. Organizations hosting an event of 40 or more people may be required to hire a police officer to be present for the duration of the event, a decision to be made by the Chief of Police at time of request. The group or organization permitted to use the Town property is solely responsible for the cleanup of the property used. If cleaning is not done satisfactorily, the responsible party can be billed.

All rules posted at the beaches/parks/athletic fields are included as part of this regulation, which include but is not limited to: no alcoholic beverages, no glass, no dogs, and feeding the waterfowl is prohibited.

Users are responsible for removal of their own trash and failure to do so can result in a littering fine.

No camping is permitted on any Town land, except by special permit from the Town.

All Town beach/parks/athletic field areas are closed from 10pm to 6am, except the Boat Ramp, which will be open 24 hours for launching or retrieval only. Overnight parking at Boat Ramp is prohibited.

**Specific Facilities:**

*Town Hall Meeting Rooms:* Any usage of the Town Hall meeting room must be requested and scheduled with the Town Administrator. The fee for 2 hours of use is \$50 at the discretion of the Town Administrator.

*Athletic Fields:* While the Madison athletic field is primarily for resident/taxpayer's events e.g., youth sports, family reunions, town teams, Old Home Week, etc., the ball field may be used for nonresident/taxpayer's events e.g., baseball/softball tournaments, races etc. by permit. It must be scheduled through Town Hall. Permit is dated and will be issued at Town Hall and the Town Administrator reserves the right to charge a fee up to \$100 per team, based on the impact of the event i.e., adult softball tournaments with multiple teams. Users should consider supplying rental porta-potties.

*Town Sand:* Sand is available for resident use only (no commercial use) during the winter months for driveways and walkways. The sand pile is behind the Fire Station. Use and access to the sand is via the Town-issued permit sticker permanently attached to the resident's vehicle.

*Transfer Station Use:*

Residents: The transfer station use permit sticker is the same as your Madison resident parking permit. For all Madison residents/taxpayers it is the colored sticker, with year designation, issued biennially with the resident's vehicle license plate number indicated. This permit allows full use of the transfer station facilities. The sticker must be permanently attached to the windshield.

Use of the Transfer Station is for small household items, recyclables, and trash. Up to one pick-up truck load or 150 cubic feet of debris may be disposed of weekly, for an \$80 fee. Up to one pick-up truck load or 150 cubic feet of brush may be disposed of per week, for a \$35 fee. Larger amounts of home construction debris, remodeling debris, or large amounts of cut brush should be disposed of by other commercial sources e.g., rental dumpsters, commercial dumps (i.e., Coleman's), rental chippers, or landscape service providers. Fees will be collected at the Transfer Stations by the attendant. Failure to pay at the time of delivery will result in refusal to admit for dumping. An additional fee of \$30 is charged per item for large items or quantities, electronics, etc.

Non-residents (e.g., guests or renters): Guest and renter may dispose of household trash at a cost of \$5/bag with no charge for disposal of properly sorted recyclables. No other guest or renter debris is accepted e.g. no construction waste, brush, large items, electronic, etc.

### **Parking, Beaches, and Boat launching:**

*General parking:* Parking permit for all Madison residents/taxpayers is the colored sticker, with year designation, issued biennially with the resident/taxpayer's vehicle license plate number indicated. This permit allows all town parking and is specific to that vehicle. The sticker must be permanently attached to the front windshield. Failure to display valid parking permit may incur a \$100 fine.

Parking regulations do not apply (except for overnight parking) at the athletic fields, Monument beach, Point beach, Nichols beach, and Town Hall. Special parking rules/restrictions apply at the boat ramp and Foot of the Lake beach – see specifics below. Kennett Park and Big Island are also open to the public by Town agreement with the State of NH per LWCF#33-00527/00107.

*Beaches:* Town beaches and parks are for the use of Madison residents, taxpayers and their guests. No visitors, guests, or renters may use the Foot of the Lake beach, unless accompanied by a resident/taxpayer. Unaccompanied visitors, guests, and renters may use the other beach locations in Madison (Point, Nichols, Kennett, and Monument). All parked vehicles must have current Town permit affixed to vehicle for Foot of the Lake Beach/.

Moving or removal of swim lines, signs, tables, etc. is prohibited and may be subject to a fine of one hundred dollars (\$100.00) for first offense, two hundred and fifty dollars (\$250) for second offense.

It is unlawful to leave or park vehicles, watercraft, or boat trailers at beaches or the Boat Ramp overnight and may be subject to a fine of one hundred dollars (\$100.00).

Swimming is prohibited at the Boat Ramp.

*Foot of the Lake Beach:* Parking at the Foot of the Lake beach is by Town permit only and is only for Madison residents/taxpayers. No parking is permitted 1) directly across from the access entrance to the boat launch, 2) across East Shore Drive from the Foot of the Lake beach (exception is for Old Home Week activities), or 3) within 30ft of any mailbox (US Postal Service requirement). All drivers must ensure space for emergency vehicle access on East Shore Drive.

Residents: Parking permit for all Madison residents/taxpayers is the colored sticker, with year designation, issued biennially with the resident/taxpayer's vehicle number indicated. This permit allows all town parking and is specific to that vehicle. The sticker must be permanently attached to the front windshield.

Non-residents (e.g., guests or renters): Visitors, guests, or renters may only use this beach when accompanied by a resident and with a resident's parking permit on their vehicle. No unaccompanied visitors, guests, or renters may park at or use the Foot of the Lake beach.

*Motorized Boat Launching/Recovery and Boat Ramp Visitor parking:*

The Boat Ramp is the only approved launching site on Silver Lake for motorized boats. With the exception of the Boat Ramp, it is unlawful to drive a vehicle and/or boat trailer onto any other property for launching or retrieval purposes for motorized boats.

Residents: Annual motorized boat launching and retrieval for Madison residents is free, however, the vehicle used must have the resident permit sticker and only be accomplished at the Town boat launch site, where boat and trailer must be cleaned, drained, and dried before and after launch – per NH state law (NH Clean, and Drain statute). There is an attendant to do this no-fee cleaning during normal hours. After hours, the cleaning must be done by the boat owner/user. When resident is not present for the launch of a resident/taxpayer's boat a Town issued permit is required.

Non-residents: Must purchase a motorized boat launch permit annually from the Town Hall before traveling to the Town boat launch site. This permit must be displayed in the launching vehicle windshield and is valid for one year only. Motorboats may only be launched into Silver Lake at the Town boat launch site, where both the boat and trailer must be cleaned, drained, and dried before and after launch – per NH state law (Clean & drain statute). There is an attendant to do this no-fee cleaning during normal hours. Outside of normal hours, the cleaning must be done by the boat owner. The annual launching permit fee is \$100. Additionally, parking permits for boat launch visitors may be purchased from the Town Hall during normal hours or via mail from the Town Hall. These permits must be displayed in the visitor's vehicle to park near the boat launch location. The permit is both temporary and non-transferable to others. The permit does not permit parking at the Foot of the Lake beach. Parking permits are dated and the fee is \$25/day.

The registered owner of any boat or vehicle in violation of these regulations shall be prima facie evidence and considered the violator.

**Enforcement:**

Parking – enforced by Madison Police

Transfer Station – enforced by Transfer Station attendants

Boat launching – enforced by Madison Police and/or their Staff

Off-shore moorings – enforced by NH Marine Patrol

Athletic Field – enforced by Town Administrator

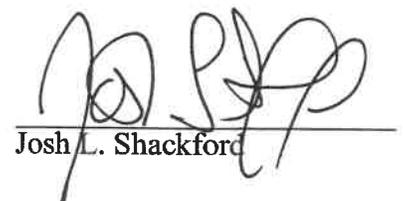
All violations should be reported to both the Madison Police and the Town Administrator. Violators of parking rules and regulations are subject to a fine and possible towing of vehicle at the owner's expense.

The Selectmen may amend this regulation at any time without notice. This amended Notice of Regulations Town Properties, takes effect upon approval of the Selectmen of Madison.

July 14, 2020

  
John Arruda

  
William T. Lord

  
Josh L. Shackford

COPY

# ALCOHOLIC BEVERAGES AND LIQUOR ORDINANCE

Original Ordinance adopted April 10, 1995

1<sup>st</sup> Revision/Update of Original Ordinance adopted June 15, 2004

2<sup>nd</sup> Revision/Update of Original Ordinance adopted April 19, 2005

## ARTICLE I: PROHIBITED ACTS

No person shall possess any alcoholic beverage or liquor, as defined in RSA 175:1 on the following properties within the Town of Madison:

- A. In/on any Town building, parking lot, property or premises thereof including the Madison Elementary School.
- B. At the Madison Transfer Station on Boulder Road.
- C. In any Town owned motor vehicle.

## ARTICLE II: ENFORCEMENT

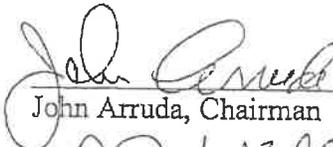
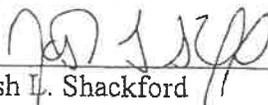
Any sworn law enforcement officer is empowered to enforce the provisions of this ordinance.

## ARTICLE III: VIOLATIONS AND PENALTIES

Any person found in violation of this ordinance shall be guilty of a violation and may be fined not in excess of one thousand dollars (\$1,000) for each offense, with such fines to ensure to the general fund of the Town per RSA 31:39 III.

The wording of the April 19, 2005 Alcoholic Beverage and Liquor Ordinance was changed by affirmative vote at the 2006 Town Meeting under petitioned Warrant Article #25. Based on the Town Meeting vote, the Board of Selectmen adopted the above revised Alcoholic Beverage and Liquor Ordinance at their meeting on April 18, 2006 by a vote of 2-0.

### BOARD OF SELECTMEN

	4/25/06
John Arruda, Chairman	Date
	4/25/06
Josh L. Shackford	Date

Michael R. Brooks	Date
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