

## Emerald Lake Village District



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### EMERALD LAKE VILLAGE DISTRICT BEACHES AND LAKE USE RULES AND REGULATIONS Updated 8/11/2016

**PREAMBLE AND LEGAL AUTHORITY.** The following rules for the Emerald Lake Village District are adopted pursuant to the powers granted generally by RSA 52:1 I (d) and 52:3 to regulate public use and enjoyment of Emerald Lake and its beaches and shall supersede all prior ELVD Beaches and Lake Use Rules and Regulations.

#### **SECTION 1. GENERAL STATEMENT**

- 1.1 These regulations govern maintenance and use of beaches on Emerald Lake (aka Gould Pond) and recreational use of Emerald Lake which are within the jurisdiction of the Emerald Lake Village District.
- 1.2 There are four beaches/Parks located within the Emerald Lake Village District: Meetinghouse Beach, Emerald Beach, Eastman Park, and Hummingbird Beach. The area located at Red Fox Crossing Bridge is designated as Burnham Park.
- 1.3 Only residents, property owners and their guests are allowed to utilize the ELVD parks and beaches. Guests must be accompanied by their host resident at all times while using the District parks and beaches.
- 1.4 Residents, property owners, and renters who live within the Emerald Lake Village District, and can prove so, may obtain a free parking sticker that allows them to park within District parks and beaches.
- 1.5 Only vehicles that display a current year Emerald Lake Village District Parking sticker or decal may enter a District owned park or beach. Any vehicle that does not have a parking sticker may be towed from District property without notice by a commissioner, the District Road Agent, or Hillsborough Police.

## **SECTION 2. USE OF LAKE**

2.1 Emerald Lake is a public body of water which may be used by anyone accessing it through the public boat ramp or through other public designated access points.

2.2 The speed limit on Emerald Lake shall be no more than 10 mph in accordance with SAFC402.30 (State Police, Field Operations Bureau, Marine Patrol), or such other law in effect at the time and governing the applicable speed limit.

2.3 All docks, water crafts, boats of any kind, equipment or other items left in the lake or on a dock shall be securely fastened at all times when not in use. If any of such items becomes loose, the responsible party must retrieve it immediately. Failure to do so more than twice, may result in assessment of fines in accordance with the Schedule of District Fees.

2.4 No one shall discharge any substance in the lake which is harmful or may affect the lake consistency, cause bacteria or pollution to proliferate, or otherwise result in any possible contamination.

2.5 When notice is given, by the District, that the lake levels are to be adjusted seasonally in fall and spring, the applicable date is deemed delivered if posted on the District website and/or by other reasonable means of dissemination. This includes newsletters, physical postings or any other means reasonably to provide notice to persons and residents within the District. It is the responsibility of non-occupant and absentee owners to be aware of such notice even if not residing within the District at the time. It is the responsibility of every property owner and resident who has docks, boats, water crafts, or any items which may be affected by a change in lake level to safely remove or secure such items prior to a change in levels. The District will not be responsible for any property damage in failure to do so by the property owner or resident and may entail additional expense to the District by fines in accordance with a Schedule of District Fees plus actual costs caused by such failure.

2.6 These rules and regulations specifically supplement and endorse the New Hampshire Clean Waters Program, Chapter Env Wq1300 of the New Hampshire Code of Administrative Rules promulgated pursuant to RSA 487:18 and 24, and all persons or entities using Emerald Lake (Gould Pond) shall abide thereby.

## **SECTION 3. BEACHES & PARKS**

3.1 Use of beaches and park facilities is limited to residents, immediate family and guests when accompanied by the resident.

3.2 District beaches and parks shall be considered closed from sunset to sunrise.

3.3 No conduct that interferes with the rights of others to use and enjoy the public beaches and parks is permitted, such as excessive noise or other conduct interfering with the beach and park enjoyment by others. Disorderly conduct on any District property, including beaches and parks, shall be punishable as an offense as set forth in RSA 644:2 or other applicable laws.

3.4 Removal or changing location of any swim rafts, signs, tables, cameras, swings, fences, plants, grass, or other fixtures, materials, or property which are owned by the District is prohibited.

3.5 It is prohibited to alter the contours of the beaches, or to excavate or otherwise alter the topography of any beach, without prior consent of the District.

3.6 No watercraft or vehicles of any description shall be allowed on the beaches or parks overnight except in areas designated by the District. If left for more than 2 days, the watercraft or vehicle shall be considered abandoned and may be removed. The District may auction off any such water craft or vehicle, if the owner is not readily identifiable for purposes of notice, or fails to respond to any such notice. All watercraft or vehicles of any description shall be removed from and not used on the beaches or parks after November 1 of every year, until May 15. No water craft shall be moored or kept within any designated swim area.

3.7 No overnight camping is permitted on any District parks or beaches.

3.8 Littering on beaches is prohibited pursuant with RSA 207:36b (I), and will not be tolerated. Trash cans are provided at every beach for disposal of any necessary litter.

3.9 No glass containers are allowed on any beach.

3.10 Drinking of alcohol or use of any prohibited substance is not permitted on any District beach or property.

3.11 Campfires are prohibited on any District beach or property.

3.12 Only District installed charcoal grills are permitted for use on District beaches or property. Those residents utilizing the charcoal grills must insure that the grill is distinguished and cleaned of all ashes prior to leaving the beach premises. Ashes must be carried out or deposited in District provided containers.

3.13 Dogs are only allowed to swim at Burnham Park and Meetinghouse Beach. From Memorial Day through Labor Day of each year, dogs are only allowed to enter other District beaches before 10 AM. Unless swimming, dogs must be leashed. At all times, dogs must be under the full control and accompanied by a responsible person who shall insure that any litter or waste caused by the dog is cleaned up immediately. Horses and any other animals are strictly prohibited from all ELVD parks and beaches.

3.14 Fishing from within thirty feet of a swimming area or dock is prohibited.

3.15 Motor Vehicles of any type, including ATV, UTV, golf carts or similar vehicles are prohibited on the beaches unless authorized by the Board of Commissioners. All motor vehicles must be parked in areas reserved for parking.

3.16 Fireworks permissible by law are allowed to be used on the beaches but only during hours after dark although no later than 10:30 pm; and must be set off only under safe conditions away from trees or flammable materials with access to water in case of fire, and with sufficient adult persons present to supervise and prevent any damage or danger to others. All trash, packaging and remnants of spent fireworks must be removed after use.

3.17 No one under 12 years of age may be left alone without adult supervision by someone 18 years or older on any District property.

3.18 Any violation of the ELVD Beach and Lake Use Rules and Regulations may result in removal from the beach premises by any ELVD commissioner or the Hillsborough law enforcement.

3.19 Special consideration for Beach use will be given if a homeowner is on ELVD water supply but not located within the District's boundaries. A request has to be made to the Commissioners annually and a fee will be charged equal to the homeowner's assessed value times the ELVD tax rate. Example: Homeowner's assessed value is 150,000. The formula would be  $150,000/1000 \times 2.87$  ELVD tax rate = \$430.50 beach fee. An invoice will be sent to the homeowner.

Amended by the Board of Commissioners on August 11, 2016.

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Zane Merva, Chair

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Mark Rodier, Commissioner  
N/A

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VACANT, Commissioner