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TOWN OF FRANCESTOWN
TIMBER CUTTING ORDINANCE

I. PURPOSE:

The purpose of this ordinance is to clarify the administrative requirements to be overseen by the town when processing a "Notice of Intent to Cut" and to establish uniform submission of information by owners, loggers or harvesters of forest products.

II. JURISDICTION:

All lands devoted to forest growth owned or administered by private person(s), corporation(s), or organization(s) or by any federal, state, county, municipal or other public agency.

III. REGULATIONS:

1. Pursuant to RSA 79:10 a "Notice of Intent to Cut" shall be filed with the Town of Frankestown prior to the operation commencing. No intent to cut form application shall be accepted without maps.

1a. Bond required to be posted by all non-land owners.

2. A separate "Notice of Intent to Cut" shall be filed for each parcels intended to be cut unless the individual(s) shall own contiguous parcels to be cut at the same time

2a. EXCEPTION: a separate "Notice of Intent to Cut" shall be filed by the individual(s) who may own contiguous lands separate by a street, road or river. In no event shall the Selectmen approve a "Notice of Intent to Cut" which would combine lands separated by a street, road or river under one (1) Notice.

3. The owner shall submit a tax map showing the areas to be cut and shall designate wetland(s), landing area(s) and road(s) to be used during the logging operation. Individuals shall so shade the property as to provide the Selectmen an overview of the items so noted above. Said map shall remain a part of the records on file with the Notice.

4. Starting an operation before the "Notice of Intent to Cut" has been filed with the Town and signed by the Board of Selectmen shall constitute a violation by the owner or any other person performing the cutting, or both. Failure to post the certificate on the job in a conspicuous place upon receipt from the Commissioner of Revenue Administration shall constitute a separate violation.

5. In the event a cutting operation shall take place on a Class VI road the individual(s) shall be required to file "Permission to Haul Over a Class VI Roads" permit which shall be reviewed by the Road Agent and approved by

the Board of Selectmen.

The Board, upon recommendation of the Road Agent, may require the posting of a bond by the individual(s) prior to the commencement of any cutting.

The Board may require a bond be posted on any Class V road if, in the opinion of the Road Agent and Selectmen, a bond should be required.

Said permit shall remain a part of the record on file with the Notice.

In the event no visible access to the property has been established the Town shall require a Driveway Permit to be submitted together with the "Notice of Intent to Cut".

IV. ENFORCEMENT:

Enforcement of this ordinance shall be as prescribed in RSA 79:28.

Effective Date: October 16, 1995

Bert M. Clary
O. Alan Thulander
[Signature]

Board of Selectmen
Town of Frankestown

A true copy attest: Elaine J. McClary

Town Clerk

October 17, 1995