

TOWN OF SUNAPEE, NEW HAMPSHIRE
AN ORDINANCE AND REGULATION
Prohibiting Feeding of Aquatic Birds in Certain Areas of the Town of Sunapee

This ordinance and regulation is adopted jointly by the Sunapee water and Sewer Commission, and the Sunapee health Officer with approval of the Sunapee Selectmen, acting pursuant to authority granted in RSA 38:15-a and RSA 147:1,I, to protect the public water supply system of the Town and the public health, and to prevent nuisances.

1. Findings. Feeding ducks, geese, gulls, loons and other aquatic birds in the vicinity of the intake of the Sunapee Water System and at the Town's public beaches and other recreation areas promotes the growth of bacteria, parasites and other micro-organisms which jeopardize the purity of the public water supply and the health of those using the Town's water system, public beaches and recreation areas.
2. Feeding of Aquatic Birds Prohibited. The feeding of ducks, geese, gulls, loons or other aquatic birds is hereby prohibited.
 - a. in any portion of the Sunapee Harbor defined as the area between the lake outlet and a line drawn between the eastern end of Clearwater drive at Lake Avenue, and the southern tip of Russell Point (off Norcross Drive), or
 - b. on or from land within 100 yards of the shore of Lake Sunapee and within the Sunapee Harbor as defined in (a), or
 - c. on or from any public park or recreation area within the Town.
3. Sanctions. Any person willfully violating this ordinance and regulation shall be guilty of a violation, punishable by a fine of not to exceed \$1,000. In the alternative, any person violating this ordinance and regulation shall be subject to a civil penalty not to exceed \$10,000 per day of such violation.
4. Effective Date. This ordinance and regulation shall take effect on the first day after the following events: approval by the Water and Sewer Commission, Health Officer and Board of Selectmen; recording by the Town Clerk; and posting in two or more public places in the Town.

Received by Toni J. Bressette, Town Clerk on May 24, 1996