

TRAFFIC ORDINANCE

Town of Jay, Vermont

Pursuant to the provisions of Title 23, Vermont Statutes Annotated, Sections 1007 and 1008, and Title 24, Vermont Statutes Annotated Sections 1971 and 2291 (1)(4) and (5), and such other general enactments as may be material hereto, it is hereby ordained by the Board of Selectmen of the Town of Jay that the following Traffic Ordinance is adopted for the Town of Jay, Vermont.

ARTICLE I: DEFINITIONS

The definition of 23 V.S.A. § 4 are incorporated by reference.

ARTICLE II: SCOPE

- Section 1. The ordinance establishes special traffic regulations on public highways within the Town of Jay, Vermont. The speed, parking and other traffic control device regulations are established and set forth to promote health, welfare and overall public safety for all the residents of the Town of Jay as well as all who travel upon the town highways.
- Section 2. With regard to speed limits, parking and other traffic control device regulations with the Town of Jay, the character of the roadways now in use, the character of neighborhoods and property, abutting land uses have all been considered to create this ordinance.
- Section 3. It has been determined that all vehicular traffic shall travel on all town highways at a speed **not to exceed 35 mph**. The maximum speed limit permitted for any vehicular traffic on Vermont Routes 242, and 105, within the Town of Jay shall be the same as those limits established and posted by the State of Vermont.
- Section 4. All signs posted are posted in accordance with the Manual of Uniform Traffic Control Devices and shall be in effect when so posted.

ARTICLE III: TRAFFIC CONTROL DEVICES

- Section 1. It shall be unlawful for any person to disobey the direction of a traffic control device except in response to the direction of a law enforcement officer.
- Section 2. It shall be unlawful for any person to intentionally remove, injure, obstruct, deface, alter or tamper with any traffic control device and may be subject to fine.
- Section 3. It shall be unlawful for any person to install any sign or device that may resemble or be mistaken for an official traffic control device.”

ARTICLE IV. ENFORCEMENT OF SPEED LIMIT ON STATE HIGHWAY

- Section 1. The maximum speed limit permitted for any vehicular traffic on Vermont Routes 242 and 105, within the Town of Jay shall be the same as those limits established and posted by the State of Vermont.

ARTICLE V: ENFORCEMENT OF SPEED LIMIT ON TOWN HIGHWAY

Section 1. It has been determined that the requirement set forth is that all motor vehicles shall travel on the following town highways at a speed not to exceed **35 mph**.
The speed limit is established and set forth upon the following Class 2, 3 & 4 Roads

Aikens Drive Amos Rd Bacon Road Beadle Hill Road Bear Crossing Road Bell Rd BelleVista Road Camp Rd Cemetery Road Cross Rd Cote Drive Cyr Farm Rd Deer Path Road Elm Drive Foot Hills Drive Graham Hill Rd Gendron Road Green Mountain Drive Hillside Road Jay Peak Road Journey's End Rd Leavitt Circle Loop Rd Lucier Road Marriner Drive Mayhew Road Morin Drive	Morse Road North Hillside Rd North Jay Road Old Jay Montgomery Rd Overlook Drive Partridge Hollow Road Poplar Drive Rabbit Run Revoir Flats Road Russell Hill Drive Sargents Loop Road Sargents Way Shallowbrook Road Stateside Road Stevens Mill Rd Stoney Path Road Sugarplace Rd Tranquility Lane Tuckaway West West Jay Road Westover Road Wilderness Road Woodshed Road
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ARTICLE VI: PARKING REGULATIONS

Section 1. It shall be unlawful to park on any class 2, or class 3 town highway road with the exception of emergency and town of Jay maintenance vehicles.

Section 2 It shall be unlawful to park on class 4 roads making those roads impassable to other property owners as well as emergency and Town of Jay maintenance vehicles.

Section 3 Any vehicle parked in violation of the provisions of this Article may be summarily removed at the owner's expense, by order of any law enforcement officer, road commissioner or selectman.

Section 4. If the owner of a vehicle summarily removed does not claim such vehicle and pay all towing and storage expenses within 30 days of the date of such removal, the title to such vehicle shall escheat to the Town and the vehicle may be sold or otherwise disposed of in accordance with Title 27, Vermont Statutes Annotated, Section 11.

ARTICLE VII: GENERAL PROVISIONS AND PENALTIES

Section 1. **Separate Offenses:** Each violation of a provision of this ordinance shall be deemed a separate offense.

Section 2. **Penalties:** This is a civil ordinance which shall be enforced in accordance with the provisions in 24 V.S.A. §§ 1974a and 1977 et seq. The penalty for violation of any of the above speed limits shall be that set by the Schedule of Fines established by the State of Vermont.

Section 3. **Severability:** The provisions of this ordinance are declared to be severable and if any provisions here to for be adjudged invalid such judgment shall not affect the validity of any other provisions.

Section 4. **Designation:** This ordinance may be referred to as the Town of Jay Traffic Ordinance, and in a prosecution hereunder a copy of such ordinance, certified by the Town Clerk, shall be prima facie evidence thereof. An allegation that the act constituting the offense charged is contrary to a specified provision of this ordinance shall be a sufficient reference here to.

Section 5. **Repeal of Prior Ordinances:** Any older ordinance or traffic regulation heretofore adopted by the Town of Jay is hereby repealed.

Section 6. **Publication and Posting:** This ordinance shall be published in the Newport Daily Express & The Chronicle on October 23, 2015, 9:30 AM and shall be filed with the Jay Town Clerk on October 20, 2015

ARTICLE VIII: ENFORCEMENT OFFICIALS. The issuing officials shall include any certified law enforcement officer from the State of Vermont.

ARTICLE IX: EFFECTIVE DATE. This ordinance shall become effective 60 days after its adoption by the Town of Jay Selectboard. If a petition is filed under 24 V.S.A. § 1973, the taking effect of this ordinance shall be governed by that statute.

Signatures:

Date: October 19, 2015

Marc J. Burroughs-Biron
Marc Burroughs-Biron

Peggy Loux
Peggy Loux

David Sanders
David Sanders

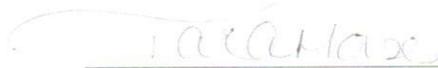
The above ordinance was adopted by the Selectboard for the Town of Jay on October 19, 2015, and shall become effective pursuant to the provisions of Title 24 V.S.A., § 1971, et seq, sixty days from the date of its adoption, to wit, on December 18, 2015, unless a petition for a vote on the question of disapproving the same shall be filed in accordance with the provisions of Section 1973 (b) of Title 24, Vermont Statutes Annotated, which section provides that a petition for a vote on the question of disapproving an ordinance or rule shall be signed by not less than five percent of the qualified voters of the municipality, and presented to the legislative body or the clerk of the municipality within 44 days following the date of adoption of the ordinance or rule by the legislative body.

**TOWN CLERK'S CERTIFICATION RE:
TRAFFIC ORDINANCE TOWN OF JAY, VERMONT**

The within and forgoing ordinance was published in Newport Daily on October 23, 2015, and published in The Chronicle on October 28, 2015 a date within 14 days of the date of adoption, and was posted in the following public places within the Town of Jay on October 20, 2015:

Jay Town Clerk's Office
Jay Village Inn
Jay Country Store
The Snow Job
Jay/Westfield Joint Elementary School
Great Northern Land Co.

Dated at the Town of Jay, Vermont this 20th day of October, 2015



Tara Morse
Jay Town Clerk