

SUTTON, VERMONT SPEED ORDINANCE

Article 1: Authority

Under Authority granted in 13 V.S.A. 7251; 19 V.S.A. 304; 23 V.S.A. 1007; 23 V.S.A. 1008; 24 V.S.A. 1971; 24 V.S.A. 2291 (1) (4) (5) and 24 V.S.A. Chapter 59 the Select Board of the Town of Sutton, Vermont hereby adopt the following Ordinance establishing Speed Limits.

Article 2: Definitions

The definition of Title 23, Vermont Statutes Annotated, Section 4 are incorporated by reference herein.

Article 3: Purpose

The purpose of this Ordinance is to promote Public Safety through enforcement of special traffic regulations on public highways within the Town of Sutton, Vermont.

Article 4: Traffic Control Devices

Section A: It will be unlawful for any person to disobey the direction of traffic control devices except in response to the direction of a Law Enforcement Officer

Section B: It shall be unlawful for any person to intentionally remove, injure, obstruct, deface, alter or tamper with any Traffic Control Devices. Exemption: Traffic Devices may be erected, repaired or removed by any person granted permission by the Select Board of the Town of Sutton.

Section C: It shall be unlawful for any person to install any device which may resemble or be mistaken for an official Traffic Control Device, without prior approval of the Select Board of the Town of Sutton.

Article 5: Speed Limits on Town Highways

The Select Board shall establish the speed limits on all highways which are not governed by the Federal Highway Administration or the Vermont Agency of Transportation. The Select Board shall base its determination on a traffic and engineering study as well as consideration of the neighborhood characteristics abutting land use, bicycle and pedestrian use and physical characteristics of the highway.

The speed limits shall be posted in accordance with standards set forth I the manual of uniform traffic control devices (MUTCD)

The maximum speed limits are here by confirmed as established on the Town Highway for the regulation of any vehicular traffic.

A. Class 2: Highways

1. TH #1 Calendar Brook Road
2. TH #1 Underpass Road
3. TH #2 Burke Road
 - Maximum Speed Limit shall be 40 MPH unless otherwise posted.
 - All Sutton Village speed limit shall be 25 MPH. (See Section 4 C.)

4. TH #3 Paved Portion and Gravel Portion

- a. TH #3 paved portion and Gravel portion from the Village line to the Town of Sheffield Town line shall be 35 MPH unless otherwise posted.

B. Class 3 Highways

- Maximum Speed Limit shall be 35 MPH unless otherwise posted.

C. Highways within the Village of Sutton

- Maximum Speed Limit on all Class 2 and Class 3 Highways, paved or unpaved shall be 25 MPH unless otherwise posted.

D. Class 4 Highways

- Maximum Speed Limit on all Class 4 shall be 35 MPH unless otherwise posted.

Article 6: Special Speed Zone Areas

The Select Board of the Town of Sutton, Vermont shall have the power and authority to designate special speed zone areas in which maximum speed limits shall be lowered to a speed set by the Select Board to protect the health and safety of the public. i.e. work zones. Each special zone areas will be designated and traffic devices (signs) shall be erected and remain until the special zone area no longer requires a special zone area restriction and the zone shall return to the original speed limit unless a traffic survey is conducted and shows a need for a change in speed. If there is a need identified, the Select Board will follow the procedure of creating or adjusting a section of this Ordinance. All special speed zones shall be clearly described in writing and kept on file in the Sutton Municipal Office for examination by the public. In addition, at the termination of the special speed zone a written notice will be placed and attached to the special zone written documentation indicating; date and approximate time of termination and the Select Board members authorizing same.

All additional special speed zones shall be clearly designated by signs posted at the limits thereof and indicating a maximum speed limit for the entire special zone.

Article 7: Enforcement

This Ordinance may be enforced by any sworn and certified law enforcement officer in the State of Vermont. Certified law enforcement officer who is certified by the standards of the Vermont Criminal Justice Training Council.

Article 8: 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 speed limits and

regulations in municipalities (VO) shall be that set by schedule of fines established by the State of Vermont.

Article 9: Repeal of Prior Ordinances

Any other ordinance or regulation in conflict with this Ordinance is hereby repealed. Ordinances or parts thereof in force at the time this ordinance takes effect and inconsistent herewith are hereby repealed as of the effective date of this Ordinance.

Article 10: Severability

If any portion of this Ordinance is held by a court of competent jurisdiction to be invalid; such finding shall not invalidate any part of this ordinance.

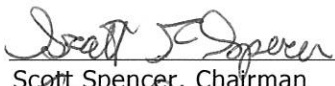
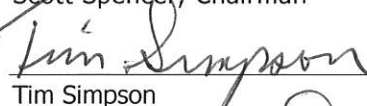
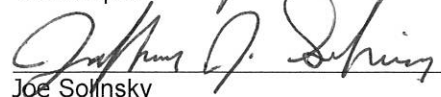
Article 11: Effective Date:

This Ordinance shall become effective 60 days after its adoption by the Sutton Select Board. If a petition is filed under 24 V.S.A. Section 1973, that Statute shall govern the taking effect of this Ordinance.

Article 12: Notice

This Ordinance shall be entered into the minutes of the Town Records and shall be posted in at least five conspicuous places in town.

A concise summary of it shall be published in the Caledonian Record newspaper within 14 days of its adoption, accompanied by information as to where the full text of the Ordinance may be examined, the right of the voters to petition for a vote and the name, address and telephone numbers of a person who is available to answer questions about it.

 _____ Scott Spencer, Chairman	<u>2-1-19</u>
 _____ Tim Simpson	<u>2-1-19</u>
 _____ Joe Solinsky	<u>2-1-19</u>

Adoption History

1. Agenda item as regular Select Board meeting held on 11/29/2018
2. Read and approve at regular elect Board Meeting on 1/31/2019
3. Posted in five public places on _____
4. Notice of adoption published in the Caledonian Record newspaper (within 14 days of adoption on _____ with notice of the right to petition.
5. Other actions (if any) _____