TOWN OF WATERBURY
ORDINANCE REGULATING MOTOR VEHICLES AND TRAFFIC

ARTICLE I. AUTHORITY

This ordinance is adopted under authority of 24 V.S.A. Chapter 59, 24 V.S.A. Chapter 61, 19 V.S.A., Chapter 3, and 23 VSA Chapter 13.

ARTICLE II. ENFORCEMENT OF AND OBEDIENCE TO REGULATIONS

Sec. 2.10 TRAFFIC CONTROL DEVICES

The Select Board may place and maintain in any street such marks, signs, signals, guides or notices as they may deem proper for the direction or control of traffic therein, and no person shall keep, ride, drive or move any vehicle in any street contrary to such mark, sign, signal, guide or notice.

Sec. 2.11 AUTHORITY TO ERECT

The Select Board may, at its discretion, cause official traffic control devices to be erected within the Town of Waterbury to protect the safety and welfare of the Town's inhabitants and to effect compliance with these ordinances.

Sec. 2.12 TEMPORARY RESTRICTIONS OF STREET TRAVEL

When in its judgment, the public good or safety so requires, the Select Board may temporarily prevent or restrict travel, by persons or vehicles, or both, in or on any town highway or street or part thereof.

Any provision of this ordinance may be temporarily waived, altered or amended by the Municipal Manager or his or her designee, due to construction; an emergency; or for any other cause where preservation of public health, safety, or welfare make such waiver, alteration or amendment prudent. In such instance, appropriate signs shall be posted. Changes under this section shall not extend longer 60 days without approval of the Select Board

A violation of any such temporary regulation shall be punishable in the same manner as similar offenses under this article.

Sec. 2-13 AUTHORITY OF OFFICERS TO ENFORCE ORDINANCE

(a) Enforcement officers , as defined in 23 V.S.A. Sec. 4(11)(A) are authorized and empowered by the Select Board to enforce all traffic and parking ordinances of the Town of Waterbury, including this ordinance, and all of the state laws applicable to motor vehicles, bicycles, pedestrians and related traffic in the Town of Waterbury.

All enforcement officers are designated as issuing municipal officials under this ordinance for the purpose of enforcing the same.

(b) Enforcement officers and others authorized to enforce this ordinance are hereby specifically authorized to direct traffic by voice, hand, or signal in conformance with general traffic laws and this ordinance, provided that, in the event of a fire or other emergency or to expedite traffic or to safeguard pedestrians, enforcement officers may direct traffic as conditions may require notwithstanding the provisions of the general traffic laws or this ordinance.

(c) Officers of the fire department, when at the scene of a fire, or other emergency may direct or assist enforcement officers in directing traffic at the scene or in the immediate vicinity, as provided by the general laws of this state.

(d) Civilian employees of the Town of Waterbury, authorized and designated by the Select Board and under the supervision of the Municipal Manager shall be empowered to enforce violations of Article X, "Parking Violations" of this ordinance and otherwise serve as an issuing municipal official under Chapter 59 of Title 24.

Sec. 2-14 CIVIL ORDINANCE ENFORCEMENTGENERALLY

In accordance with 24 V.S.A. Sections 1971 and 1974a, this ordinance shall be designated a civil ordinance and violations thereof shall be enforced according to the requirements of law. Nothing herein shall preclude the Town from pursuing any and all other civil remedies available by law at the violators expense for the purpose of collection or for pursuing any other remedy at law or in equity, including injunctive relief and process for contempt.

Sec. 2-15 OBEDIENCE TO ENFORCEMENT AND FIRE DEPARTMENT OFFICERS

No person shall willfully fail or refuse to comply with any lawful order of an enforcement officer or fire department official.

Sec. 2-16 DEFINITIONS OF WORDS AND PHRASES

The following words and phrases when used in this ordinance shall for the purpose of this ordinance have the meanings respectively ascribed to them in this section.

(a) Authorized Emergency Vehicle: Vehicles of fire departments, including volunteer members thereof, law enforcement vehicles, ambulance and medical service vehicles, and such other emergency or rescue vehicles of the Town of Waterbury or other municipal departments, the state or public utility corporations or privately owned vehicles designated as "authorized emergency vehicles" by the public body or official having jurisdiction.

(b) Bicycle: Every device propelled by human power upon which any person may ride, having not more than three wheels in contact with the ground.

(c) Commercial Vehicle: Any motor vehicle, except a school bus, with a gross vehicle weight of 26,000 lbs. or greater.

(d) Crosswalk:

(1) That part of a roadway at an intersection included within the prolongation of the lateral lines of a sidewalk to the opposite side of the highway measured from the curbs or in the absence of curbs, from the edges of the traversable roadway.

(2) Marked crosswalk is any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the roadway surface.

(e) Curb: A vertical or sloping member generally along and defining the edge of a roadway.

(f) Curb line: The boundary between a roadway and a sidewalk usually marked by a curb.

(g) Driver: Every person who drives or is in actual physical control of a vehicle or a bicycle.

(h) Hydrant Area: A rectangular space 12 feet long and ten feet wide, one of the longer dimensions being the line of the curb, with the middle thereof at or opposite an adjacent fire hydrant.

(i) Intersection:

(1) The area embraced within the prolongation or connection of the lateral curb lines or, if none, then the lateral boundary lines of the roadways of two highways which join one another at, or approximately at, right angles or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

(2) Where a highway includes two roadways (30) feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways (30) feet or more apart,

then every crossing of two roadways of such highways shall be regarded as a separate intersection. The junction of an alley with a street or highway shall not constitute an intersection.

(j) Motorcycle or Moped: Every motor vehicle having a saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

(k) Motor Vehicle: Every vehicle which is propelled by a motor or an engine.

(l) No Passing Zone: A section of highway or street designated by the public body or official having jurisdiction as one where overtaking and passing or driving to the left of the roadway would be especially hazardous and is prohibited.

(m) Official Traffic Control Devices: All traffic signs, highway traffic signals, traffic markings, other devices erected or placed on or adjacent to a highway or street by authority of the public body or official having jurisdiction, for the purpose of regulating or guiding traffic.

(n) Park: When prohibited means the standing of a vehicle whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading passengers.

(o) Parking: The stopping or standing on a street or roadway of any vehicle whether occupied or unoccupied regardless of the reason.

(p) Municipal Parking Lot: The words "municipal parking lot" shall mean and include all areas of land owned, leased, or controlled by the Town of Waterbury, Village of Waterbury or their successors and prepared and managed for parking by the general public.

(q) Parking Lot-Private: An area designated and owned by an individual, group of individuals, company or corporation which is designated for their use or the exclusive use of their patrons.

(r) Parking Lot-Public Safety: An area for the regulated parking of emergency vehicles owned, used or rented by the Town of Waterbury, the Village of Waterbury or their successors or the vehicles of employees/volunteers assigned to the public safety departments of those municipalities.

(s) Pedestrian: Any person afoot.

(t) Enforcement Officer: All law enforcement officers as defined in 23 V.S.A Section

(u) Right of Way: The right of a pedestrian or a driver's vehicle to proceed in a lawful manner in preference to another pedestrian or vehicle approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

(v) Roadway: The portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the beam or shoulder. In the event a highway includes two or more separate roadways, the term "roadway", as used herein, refers to any such roadway separately but not to all such roadways collectively. For the purpose of this ordinance the words including, but not limited to, street, highway, road, avenue, lane, etc… shall be considered roadways.

(w) Roundabout: An intersection of two or more roadways, designed as a circle to facilitate continuing traffic flow, where vehicles entering the roundabout yield to vehicles traveling within the circle and vehicles entering and exiting the roundabout yield to pedestrians within marked crosswalks.

(x) Public Parking Lots Owned by the Village of Waterbury or its successor or the Town of Waterbury:

Elm Street Parking Lot: Located adjacent to 2 Elm Street

Stowe Street Parking Lot: On both sides of Bidwell Lane from its intersection with Stowe Street for a distance of 95 feet in an easterly direction.

Upper Bidwell Parking Lot: Off the south side Bidwell Lane behind, 23 Stowe Street

Middle Bidwell Parking Lot: Off the north side of Bidwell Lane, adjacent to railroad tracks.

Lower Bidwell Parking Lot: On both sides of Bidwell Lane, behind 46 South Main Street and in front of 30 Foundry Street.

51 S. Main Street Lot: Adjacent to and behind the former Municipal Office Building at 51 S. Main Street

(y) School Zone: A distance not greater than 1,000 feet along the street, on either side of a school, where a speed limit of 25 miles per hour may be posted and enforced when a yellow traffic signal light is flashing.

(z) Sidewalk: The portion of the street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

(aa) Stop: When required means complete cessation of movement.

(ab) Stop, Stopping or Standing: When prohibited means any stopping or standing of a vehicle whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a enforcement officer or a traffic control sign or signal.

(ac) Street or Highway: The entire width between the boundary lines of every way publicly maintained where any part thereof is open to the use of the public for purposes of vehicular or pedestrian travel.

(ad) Traffic: Pedestrians, animals, vehicles, and other conveyances either singly or together, while using any street for purpose of travel.

(ae) Traffic Lane: A strip of roadway intended to accommodate the forward movement of a single line of vehicles.

(af) Traffic Signals-Light:

1. An official traffic control device with colored illuminated lenses used to control traffic, usually at major intersections, school zones or at public safety facilities.

2. Lens Colors:

(a) Green: While the green lens is illuminated, vehicles facing the green lens may proceed through the intersection, but shall yield the right of way to pedestrians within crosswalks or vehicles in the intersection at the time the signal was exhibited.

(b) Red: When the red lens is illuminated, vehicles facing the red lens shall stop prior to entering the crosswalk, or in the absence of a crosswalk, at the stop line or the curb line of the intersecting street. Unless otherwise prohibited by signage, vehicles intending to turn right at the intersection controlled by the red signal may do so after making a complete stop and then only if it is safe to do so.

(c) Red-Flashing: When the red lens is flashing, vehicles facing the flashing red lens shall stop prior to entering the crosswalk, or in the absence of a crosswalk, at the stop line or the curb line of the intersecting street. If the way is clear and no vehicles are approaching the intersection, which have the right of way, the vehicle may proceed through the intersection.

(d) Yellow: While the yellow lens is illuminated, waiting vehicles facing

the yellow lens shall remain standing and any vehicle facing the yellow lens approaching the intersection shall stop prior to entering the crosswalk, or in the absence of a crosswalk, at the stop line or the curb line of the intersecting street unless so close to that point that a stop at the required spot cannot be made safely.

(e) Yellow-Flashing: A flashing yellow lens shall indicate the presence of a hazard or a reduced speed school zone and vehicles must proceed with caution at speeds not greater than posted.

(ag) Trailer: A trailer is a vehicle without motive power designed to be drawn by a motor vehicle and so constructed so that no part of its weight rest upon the towing vehicle.

(ah) Semi-Trailer: A semi-trailer is a vehicle without motive power designed to be drawn by a motor vehicle and so constructed that some part of its weight or its load rest upon or is carried by the towing vehicle.

(ai) Vehicle: Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

(aj) Warning Signal Emergency: A bell, siren or horn, when sounded in conjunction with either a red, red and white, blue, or blue and white light on an emergency vehicle.

(ak) Manual on Uniform Traffic Control Devices-MUTCD: All signs and signals to regulate traffic, movements and parking of motor vehicles, bicycles and pedestrians on all highways, roads and streets.

(al) Town or Municipality: all references to Town or Municipality shall mean the Town of Waterbury, Vermont, a Vermont Municipal Corporation situated in Washington County in the state of Vermont.

(am) Manager, Municipal Manager, Town Manager: The person employed to manage the Town as specified in 24 V.S.A. Sections 1231-1243.

(an) Manager's Designee: Person authorized by the Municipal Manager to perform duties of the manager as authorized by this ordinance

Sec. 2-17 DISOBEYING OFFICIAL TRAFFIC CONTROL DEVICES

It shall be unlawful for any person to disobey the direction of an official traffic control device except in response to the direction of an Enforcement Officer.

Sec. 2-18 TAMPERING WITH OFFICIAL TRAFFIC CONTROL DEVICES

It shall be unlawful for any person to willfully, remove, injure, obstruct, tamper with or deface any official traffic control device.

Sec. 2-18A Compliance with MUTCD Standards

All signs and signals shall comply with MUTCD standards for size and reflectivity. The standard for installation and placement of the devices shall, as best as practicable, meet the MUTCD standard. If field conditions prohibit installation and placement in strict accordance with MUTCD standards, the devices shall be installed and placed to be as close to "in compliance" as possible.

Sec. 2-19 LOCATION ON TRAFFIC CONTROL SIGNAL LIGHTS

Traffic control signals are authorized by the Select Board at the following intersections:

(a) Main Street and Stowe Street

(b) South Main Street and Park Street

(c) Waterbury-Stowe Rd/ Rt. 100 at Stowe Street and Blush Hill Road.

(d) Stowe Street- At points not greater than 1,000 feet north or south of the school where lights which flash yellow have been installed to alert drivers of a school zone.

(e) Northbound I-89 exit ramp at its intersection with Waterbury-Stowe Road

(f) Southbound I-89 exit ramp, for left turning vehicles at its intersection with Waterbury-Stowe Road

(g) Waterbury-Stowe Rd/Rt. 100 at entrance to 820 Waterbury-Stowe Rd.

(h) Waterbury-Stowe Rd/Rt. 100 at Crossroad and Laurel Lane

(i) Waterbury-Stowe Rd/Rt. 100 at Guptil Road

Sec. 2-20 MEANING OF TRAFFIC LIGHT AND BLINKER INDICATIONS

Colors in traffic lights and blinkers shall have the meanings ascribed to them in this section 2-16.

Sec. 2-21 PROCEEDING THROUGH INTERSECTIONS AND CROSSWALKS

It shall be unlawful for the operator of any vehicle to enter or proceed through and intersection or crosswalk without due regard to the safety of other persons, regardless of what indications may be given by traffic lights.

Sec. 2-22 LOCATION OF CROSSWALK

Marked crosswalks shall be located at the discretion of the Select Board, and shall be clearly marked on the road surface. Signs indicating the locations of a crosswalk shall be installed at the crosswalk in compliance with MUTCD Standards.

Sec. 2-23 RIGHTS OF WAY AT CROSSWALKS

It shall be unlawful for the operator of a vehicle to fail to yield the right of way to a pedestrian who is crossing a street in a marked crosswalk or has entered a crosswalk.

(1) Pedestrians shall not have the right of way to cross at intersections controlled by traffic lights unless the lens facing them is green, flashing red, or flashing yellow.

(2) Pedestrians shall not have the right of way to cross at intersections controlled by traffic signals equipped with a pedestrian crossing signal unless the signal indicates that pedestrians may cross.

Sec. 2-24 PASSING VEHICLES STOPPED FOR PEDESTRIANS

Whenever a vehicle has stopped to permit a pedestrian to cross a street, it shall be unlawful for the operator of any other vehicle approaching from the rear to pass such stopped vehicle.

ARTICLE III. MISCELLANEOUS RULES

Sec. 3-10 PERSONS PROPELLING PUSH CARTS, BICYCLES OR RIDING ANIMALS TO OBEY TRAFFIC REGULATIONS

Every person propelling any push cart or riding an animal upon a street or highway, and every person driving any animal-drawn vehicles, and every person riding a bicycle shall be subject to the provisions of this ordinance applicable to the driver of any vehicle, except those provisions of this ordinance which by their very nature can have no application or where excepted by state statute.

Sec. 3-11 AUTHORIZED EMERGENCY VEHICLES

(a) The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

(b) The driver of an authorized emergency vehicle may:

(1) Park or stand, irrespective of the provisions of this ordinance;

(2) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation and only if the way is clear or the traffic entering the intersection has yielded the right of way.

(3) Exceed the prima facie speed limits so long as he does not endanger life or property;

(4) Disregard regulations governing direction of movement or turning in specified directions.

(c) The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds an audible signal by bell, siren, horn or exhaust whistle, as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red or blue light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle, except that an authorized emergency vehicle operated as a police or other law enforcement vehicle need not be equipped with or display a red or blue light visible from in front of the vehicle.

(d) All emergency vehicles shall be equipped with red, blue, or blue and white lamps and or a siren.

(e) The foregoing provisions shall not relive the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety or others. Such driver and the Town of Waterbury shall have such immunity from liability for personal injury and property damage as provided for by the general law of the state.

Sec. 3-12 PARKING NEAR CURB

No person shall park any vehicle in any street except within 12 inches of the curb or the edge of the street thereof and with the curb or street edge to the driver's right, and if the parking area is marked, wholly within the parking area. Parking, in the fashion described above is permitted, in legal parking spaces, with the curb or edge of the street to the driver's left, if the street is marked as a One Way Street.

Sec. 3-13 OBSTRUCTION OF CROSSWALKS AND INTERSECTIONS

No person shall keep any vehicle or part thereof stationary, or keep or permit any animal in his charge standing, over or upon any crosswalk, or within the intersection of streets or of driveways with streets.

Sec. 3-14 OBSTRUCTION OF TRAFFIC

No person shall keep any vehicle or part thereof stationary, or keep or permit any animal in his charge standing, in any street in such manner as unreasonably to obstruct travel thereon.

Sec. 3.15 OPERATION SO AS TO CREATE A NUISANCE

(a) It shall be unlawful to operate or park a vehicle upon a street unless such vehicle is so constructed, loaded and covered as to prevent its contents from escaping therefrom.

(b) It shall be unlawful for any person violating subsection (a) hereof not to remove forthwith from the street any substance or thing so escaping from such vehicle.

Sec. 3.16 PROCEEDING TO FIRE, ACCIDENT, EMERGENCY

No operator of a motor vehicle, other than one on official business relating to the suppression of fire

or handling of an emergency, shall follow any fire apparatus, ambulance, or other authorized emergency vehicle traveling to an emergency closer than five hundred (500) feet, or in a manner to interfere with the suppression of a fire or the handling of the emergency, or so as to endanger the life of any occupant of the authorized emergency vehicle, or thereafter park said vehicle so as to interfere with the suppression of a fire or the handling of the emergency.

Sec. 3.17 CROSSING EMERGENCY LINES

It shall be unlawful for the operator of a vehicle to drive such vehicle across or beyond any lines which may be established at or near the scene of a fire, accident, or other emergency occurrence unless directed to do so by a fire department officer of by an enforcement officer.

Sec 3.18 DRIVING THROUGH PROCESSIONS

It shall be unlawful for the operator of a vehicle to interfere with or break into a funeral procession or into any duly authorized procession unless directed by an enforcement officer.

Sec.3.19 CROSSING SIDEWALK

It shall be unlawful for the operator of a vehicle emerging from an alley driveway or building, when the view of the sidewalk and/or street is obstructed, to fail to stop such vehicle immediately prior to driving onto a sidewalk or into the sidewalk and/or street extending across said alleyway, driveway or past said building.

Sec. 3-20 HYDRANT AREA

No person shall park any vehicle in any hydrant area. If, the hydrant is located behind the sidewalk, the area on the street or road adjacent to the hydrant shall not be considered a hydrant area and parking shall be allowed in that location unless otherwise restricted.

Sec. 3-21 SIRENS OR EMERGENCY LIGHTS ON VEHICLES

No vehicle, shall be equipped with, nor shall there be used thereon, any siren or any light, whether blue, blue and white or red unless it is an authorized emergency vehicle or is permitted to display such lights by the Vermont Department of Motor Vehicles

Sec. 3-22 STOPPING FOR A SCHOOL BUS

The operator of a vehicle, approaching a school bus from either direction must stop when the flashing lights mounted on the bus are illuminated and such vehicle may not proceed or pass the bus until such lights are off. Vehicles approaching a school bus, but traveling in the opposite direction and separated from the bus by a median shall not be required to stop for such bus when its flashing lights are illuminated.

Sec. 3-23 NO PASSING ZONES

The Select Board, at their discretion, may determine those portions of any street in the Town of Waterbury where overtaking and passing or driving on the left side of the roadway would be especially hazardous. The Select Board may, by appropriate signs, indicate the beginning and end of such zones and when the signs are in place and clearly visible, no driver shall at any time drive to the left of center of the roadway within the no passing zone, except where a vehicle is turning left into a street, alley, driveway or private road, after yielding to oncoming traffic.

Sec. 3-24 EXEMPTION TO AUTHORIZED EMERGENCY VEHICLES

The provision of this ordinance regulating the movement of vehicles shall not apply to authorized emergency vehicles as defined in this ordinance while the driver of such vehicle is operating the same in an emergency and in the performance of public duties. This exemption shall not, however, protect the driver of any such vehicle from the consequences of reckless disregard of the safety of other.

Sec. 3-25 UNNECESSARY VEHICLE NOISE: SOUND POLLUTION

No person shall drive, run or operate in any street any vehicle that, from faulty construction, want of repair, or improper handling, shall make unusual or unnecessary noise or disturbance.

Sec. 3-26 SOUNDING HORN

It shall be unlawful to sound the horn of a vehicle for any purpose except to give warning of the presence of such vehicle upon the street to other users of the street. Such use of a horn shall in all cases shall be limited to the extent reasonably necessary under the circumstances to give such warning.

Sec. 3-27 ALLOWING UNOBSTRUCTED PASSAGE OF VEHICLES SOUNDING A SIREN OR DISPLAYING BLUE, BLUE AND WHITE, OR RED LIGHTS

Upon the signal of any authorized emergency vehicle approaching in a street, a person driving or operating any vehicle in such street, or being therein with the same, shall immediately move such vehicle as near as may be to the curb at his right, so as to give such authorized emergency vehicle free and unobstructed passage, and thereafter no such vehicle shall proceed in said street until such authorized emergency vehicle has passed by.

Sec. 3-28 DRIVING OR PARKING ON SIDEWALKS

No person shall ride, drive, wheel, draw, or push any vehicle upon a sidewalk, except wheelbarrows, children's scooters, tricycles, baby carriages and sleds, and children's sleds, carts and bicycles drawn

or pushed by hand, or permit an animal, except dogs, under his/her care to go upon a sidewalk, except to cross the same at places specially built or designated as crossings, and to go into or out of any adjoining enclosure; and no person shall unnecessarily occupy, obstruct or encumber a sidewalk so as to interfere with the convenient use of the same by the public. Areas suffered by the owner to be used by the public, and commonly used by the public, as a sidewalk shall not be regarded as an enclosure within the meaning of this section. Legally permitted vending carts may be exempted from certain provisions of this Section.

Sec. 3-29 VEHICLES ON SIDEWALKS

It shall be unlawful for the operator of a vehicle to operate such vehicle wholly or in part on any sidewalk or on any area designated exclusively for pedestrian traffic except while crossing it traveling on a driveway.

Sec. 3-30 USE OF SLEDS, SLEIGHS, SNOWMOBILES, ETC. IN THE STREET

No person shall coast, course or slide on a sled, sleigh, cart, or operate a snowmobile, or other such vehicle made especially for travel on snow and ice, in a street, except in such streets (other than such part thereof as is used for a sidewalk) as shall be designated therefore, and under such regulations as shall be prescribed by the Select Board, or as allowed by state law.

Sec.3-31 RACING IN STREET

No person shall engage in any race or trial of speed by the riding or driving of animals, or by the drawing or propulsion of vehicles of any kind, in any street or highway.

Sec. 3-32 REPAIRS IN STREET

No person shall assemble or dismantle any vehicle while parked on a street or municipal lot, or perform repairs thereon except minor emergency repairs or providing such vehicle with water, fuel, or motor oil.

Sec. 3-33 DANGEROUS DRIVING

No person shall ride, drive or lead an animal, or move any vehicle in any street or highway in a manner tending to endanger or unreasonably to interfere with or incommode any person in such street or highway.

Sec. 3-34 BOARD VEHICLE IN MOTION

No person shall take hold of, or board any vehicle while the same is passing in a street or highway.

Sec. 3-35 DRIVING OVER FIRE HOSE

No person, without the permission of the Chief of the Fire Department, or of an officer or member of the Fire Department in charge of any hose or other fire apparatus in any street, shall ride, drive or lead any animal, or draw, push or propel any vehicle over or upon any such hose or other fire apparatus.

Sec. 3-37 DESTRUCTION OF PROPERTY IN THE PUBLIC RIGHT OF WAY

No person shall injure, deface, destroy or remove a guide-post, guide-board, pole, post, lamp, light, sign, awning, fence, plant, shrub, tree, greensward, building, or other thing lawfully being in or upon a street, public place, common or park, without the consent of the owner thereof and the Select Board.

Sec. 3-38 Parades

(a) The streets, highways, sidewalks and other thoroughfares of the Town of Waterbury are provided and maintained primarily for use as a public means of transportation, transit, communication and travel, such use being an essential government function mandated by law. Under appropriate and proper circumstances, these highways, streets and sidewalks may be used for parades and processions subject to reasonable regulation and control. The Select Board hereby recognizes and finds that, subject to the paramount government interests to keep highways, streets and sidewalks open for public transportation, there is a right of all citizens to use the public ways for parades and processions. Accordingly, this ordinance shall be applied, construed, interpreted and enforced to regulate and control parades and processions to the end that the welfare of the Town of Waterbury be protected.

(b) As used herein, a parade is defined as a band or company of musicians, drum corps, a procession or like body, including those runners or bikers participating in road races, proceeding on foot or by vehicle in an organized manner, from place to place on, along, or across any public highway, street, sidewalk or thoroughfare.

(c) No parade, as so defined, shall proceed on the aforementioned public ways unless a permit for said parade is issued by the Municipal Manager or his or her authorized designee. Said permit must be issued no less than 7 days prior to the parade.

(d) Applications for a parade shall be filled out on forms provided by Municipal Manager and said application shall be processed by the Municipal Manager or his or her authorized designee, within five days of its receipt.

(f) No application fee is required, but the applicant may be charged for public safety services provided by the town during the event at the discretion of the Municipal Manager. The costs of such services will be negotiated between the

applicant and the Municipal Manger prior to the issuance of said permit.

Sec. 3-39 STOP WHERE TRAFFIC OBSTRUCTED

No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic-control signal indication to proceed.

Sec. 3-40 RAILROAD TRAINS NOT TO BLOCK STREETS

It shall be unlawful for the directing officer or the operator of any railroad train to direct the operation of or to operate the same in such manner as to prevent the use of any street for purposes of travel for a period of time longer than five minutes, except that this provision shall not apply to trains or cars in motion other than those engaged in switching.

Sec. 3-41 DUTY TO MOVE STANDING VEHICLE WHEN DIRECTED BY OFFICER

No person shall leave any vehicle standing in any public highway after being directed to remove it by a police officer.

Sec. 3-42 PARKING IN FIRE LANES PROHIBITED

No motor vehicle shall be parked within designated fire lanes of any building.

ARTICLE IV. SPEED REGULATIONS

Sec. 4-10 SPEED LIMITS

On the basis of an engineering and traffic investigation dated March 15, 1996 conducted for the former Village of Waterbury and ordinances and amendments related thereto, adopted by the Waterbury Village trustees up to and through June 29, 2016, all of which has been reviewed and ratified by the Select Board of the Town of Waterbury, the Select Board hereby adopts, restates and reestablishes the following speed limits on Waterbury Streets listed below:

North Main Street .....25 miles per hour (mph)
South Main Street .....25 mph
Kennedy Drive.....25 mph
Blush Hill Road from Route 100 to Kennedy Drive.....25 mph
Wallace Street .....25 mph
Intervale Avenue .....25 mph
Prospect Street .....25 mph
Butler Street .....25 mph

Winooski Street.....25 mph
Union Street.....25 mph
Stowe St northbound and southbound from Main St to Hillcrest Terrace.....25 mph
Stowe St northbound and southbound from Hillcrest Terrace to Route 100.....25 mph
Hillcrest Terrace.....25 mph
Ellinwood Avenue.....25 mph
Armory Avenue.....25 mph
High Street.....25 mph
Hill Street.....25 mph
Railroad Street.....25 mph
Bidwell Lane.....25 mph
Foundry Street.....25 mph
Park Row.....25 mph
Park Row Extension.....25 mph
Park Street.....25 mph
Batchelder Street.....25 mph
Randall Street.....25 mph
River Road.....25 mph
East Street.....25 mph
Roundabout..... 25 mph

Pursuant to an ordinance dated August 29, 1988 and amendments thereto dated October 1, 1990; July 6, 1999; November 5, 2001; and August 21, 2006, previously adopted by the Town of Waterbury, the Select Board restates and establishes the speed limits on the following Waterbury roadways:

Perry Lea Road.....25 miles per hour (mph)
Spruce Haven Road.....25 mph
Gregg Hill Road
In both directions between its southerly intersection with Rt 100 to a point, in a general northerly direction, 1.5 miles from aforesaid intersection.....25 mph
In both directions from that point 1.5 miles in a general northerly direction from its southerly intersection with RT 100 for a distance of approximately 2.4 miles in a general northerly direction to its northerly intersection with Rt 100.....35 mph
Guptil Road
In both directions, from its intersection with Rt 100 to a point .20 miles south of its intersection with Thatcher Brook Road.....40 mph
In both directions, from that point .20 miles south of its intersection with Thatcher Brook Road to a point .20 miles north of Thatcher Brook Road.....30 mph
In both directions, from that point .20 miles north of Thatcher Brook Road to its intersection with Howard Avenue.....25 mph
Maple Street
In both directions, from its intersection with Guptil Rd to its intersection with Loomis Hill Rd....25 mph

In both directions, from its intersection Loomis Hill Rd north to Barnes Hill Road.....30 mph

Howard Avenue

In both directions, from its intersection with Rt 100 to its intersection with Maple Street.....25 mph

Hollow Road

In both directions, from its intersection with Rt 100 to its intersection with Howard Avenue.....25 mph

Barnes Hill Road

In both directions, from Guild Hill Road to the Stowe town line.....35 mph

Guild Hill Road

In both directions for its entire length from Guptil Rd to Rt 100.....35 mph

Loomis Hill Road

In both directions, from its intersection with Maple Street to the bridge over Thatcher Brook.....30 mph

In both directions, from the bridge over Thatcher Brook to its intersection with Ripley Rd.....35 mph

Sweet Farm Road

In both directions, from its intersection with Ripley Road for the full length of the Class III section of that town highway.....35 mph

Kneeland Flats Road

In both directions, from its intersection with Guptil Rd to the end of the pavement.....40 mph

Ripley Road

In both directions, for its full length from its intersection with Loomis Hill Rd to its intersection with Kneeland Flats Rd.....35 mph

Valley View Road

In both directions, for its full length from its intersection with Loomis Hill Rd to its intersection with Shaw Mansion Rd.....35 mph

Shaw Mansion Road

In both directions, for its full length from its intersection with Loomis Hill Rd to its intersection with Kneeland Flats Rd.....35 mph

Perry Hill Road

In both directions, for its length from its intersection with Kneeland Flats Rd to Lincoln St...35 mph

Blush Hill Road

In both directions, from its intersection with Rt 100 to the end of the pavement.....35 mph

In both directions, from that location where the pavement ends to the terminus of the road at the cul-de-sac at the reservoir.....25 mph

Lonesome Trail

In both directions, for its full length from its intersection with Blush Hill Rd to the terminus of the public highway at Pinnacle Ridge Road.....30 mph

Crossroad

In both directions, for its full length from its intersection with Rt 100 to its intersection with Blush Hill Rd.....25 mph

Henry Hough Road

In both directions, for its full length from its intersection with Perry Hill Rd to its terminus...25 mph

Maggies Way

In both directions, for its full length from its intersection with Guild Hill Rd to its terminus..25 mph

Twin Peaks Road

In both directions, for its length from its intersection with Kneeland Flats Rd to its terminus.25 mph

Perry Lea Road

In both directions, for its full length from its intersection with Perry Hill Rd to its terminus...35 mph

Kneeland Flats Trailer Park

In both directions, on all public roads within the park.....25 mph

East Wind Drive (formerly Lea Haven Trailer Park Rd)

In both directions, from its intersection with Rt 100 to the termini of all public portions of East Wind Drive.....25 mph

ARTICLE V. TURNING & MOVEMENT REGULATIONS

Sec. 5-10 PASSING MOTOR VEHICLES

No person shall drive propel or operate any vehicle on any public street so as to cause such vehicle to overtake or overtake and pass another vehicle proceeding in the same direction, provided that proper signs have been erected and maintained on said streets giving notice to the operators of vehicles that passing within the areas designated by said signs is unlawful.

Sec. 5-11 U-TURNS

The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction upon any street or highway where signs are maintained prohibiting such vehicular operation.

Sec. 5-12 OBEDIENCE TO NO-TURN SIGNS

Whenever authorized traffic signs are erected by authority of the Select Board indicating that no right turn or left turn or U-turns are permitted, it shall be unlawful for a driver of a vehicle to disobey the direction on any such sign. The following turns are prohibited:

a) Union Street at North Main Street-No left turn from Union Street onto North Main Street.
b) South Main Street at Park Street-No turn from South Main Street onto Park Street.
c) Driveway from Anderson Recreation Complex at Butler Street-No left turn from the driveway onto Butler Street.
d) Hill Street at Railroad Street-No left turn from Hill Street onto Railroad Street.
e) Railroad Street at Hill Street-No right turn from Railroad Street onto Hill Street.
f) Mill Road at Waterbury-Stowe Road (Rt. 100)-No left turn from Mill Road onto Waterbury-Stowe Road.

Sec. 5-13 OBEDIENCE TO NO ENTRY SIGNS

Whenever authorized traffic signs are erected by authority of the Select Board indicating that no entry by vehicle is permitted, it shall be unlawful for a driver of a vehicle to disobey the direction on

any such sign.

ARTICLE VI. ONE-WAY STREETS AND ALLEYS

Sec. 6-10 AUTHORITY TO PLACE ONE-WAY STREET SIGNS

The Select Board may designate streets on which traffic may proceed only in one direction whenever they deem such a designation to be in the public's interest. Whenever the Select Board designates a one-way street, signs shall be placed and maintained giving notice thereof, and no such regulation shall be effective unless such signs are in place. Signs indicating the direction of lawful traffic movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

Sec. 6-11 ONE-WAY STREETS

In accordance with Sec. 6-10 of this Article, when properly posted, all vehicular traffic shall pass on the following streets only in the direction indicated and not otherwise.

1. Park Street: Traffic shall travel only in a southerly direction from its intersection with Moody Court to its intersection with Main Street.

ARTICLE VII. STOPS SIGNS

Sec. 7-10 VEHICLES TO STOP AT STOP SIGNS

When stop signs are erected as authorized by the Select Board, every driver of a vehicle shall stop before entering the crosswalk on the near side of the intersection. In the event there is no crosswalk, driver shall stop at a clearly marked stop line, but if none, then at the point nearest the intersecting roadway before the driver has view of approaching traffic on the intersecting roadway, before entering the intersection except when directed to proceed by an enforcement officer or traffic-control signal and then shall proceed so as not to interfere with traffic. Stop signs shall be placed in the following locations:

a) Kennedy Drive at its intersection with Blush Hill Road
b) Lincoln Street with its intersection with Stowe Street
c) Lincoln Street Extension with its intersection with Lincoln St and Perry Hill
d) Union Street at its intersection with Stowe Street
e) Union Street at its intersection with North Main Street
f) Foundry Street at its intersection with S. Main Street
g) Park Row at its intersection with Randall Street
h) Railroad Street at its intersection with Stowe Street
i) Driveway at Best Western Hotel (Blush Hill Rd) at its intersection with Blush Hill Rd.
j) High Street at its intersection with Stowe Street

k) Butler Street at its intersection with N. Main Street
l) Wallace Street at its intersection with N. Main Street
m) Winooski Street at its intersection with N. Main Street
n) Bidwell Lane at its intersection with Stowe Street.
o) Railroad Street at its intersection with Park Row Extension
p) Randall Street at its intersection with Park Row
q) Elm Street at its Intersection with S. Main Street
r) East Street at its intersection with Stowe Street
s) Hillcrest Terrace at its intersection with Stowe Street
t) Armory Drive at its intersection with Union Street
u) Armory Avenue at its intersection with High Street
v) Adams Court at its intersection with Winooski Street
w) Swasey Court at its intersection with Stowe Street
x) Park Street at its intersection with S. Main Street
y) Demeritt Place at its intersection with S. Main Street
z) Batchelder Street at its intersection with S. Main Street.
aa) Ashford Lane at its intersection with Acorn Drive
ab) Mill Rd at its intersection with Rt 100.
ac) Hill Street at its intersection with Railroad Street
ad) River Road at its intersection with S. Main Street
ae) Railroad Street, while proceeding in a southerly direction, at its intersection with Hill Street.
af) Railroad Street, while proceeding in a northerly direction, at its intersection with Hill Street.
ag) Hill Street at its intersection with Railroad Street
ah) Pilgrim Park Road at its intersection with Railroad Street and Park Row
ai) State Drive at its intersection with Randall Street and Park Row
aj) State Drive at its intersection with South Main Street
ak) South end of Horseshoe Drive at its intersection with South Main Street.
al) O'Hear Court at its intersection with Armory Drive
am) Mill Road at its intersection with Rt.100
an) Crossroad at its intersection with Rt.100
ao) Perry Hill Rd at its intersection with Lincoln St. and Lincoln St. Ext.
ap) North Street at its northerly intersection with Stowe Street
aq) North Street at its southerly intersection with Stowe Street
ar) Ashford Lane at its intersection (with its own loop) at Ashford Lane
as) Crossroad at its intersection with Blush Hill Rd.
at) Lonesome Trail at its intersection with Blush Hill Rd.
au) Driveway from Ben & Jerry's at its intersection with RT 100
av) Guptil Rd at its intersection with Rt 100
aw) Stowebury Rd. with its intersection with Rt 100
ax) East Wind Dr. at its intersection with Rt 100
ay) Mc Neil Rd at its intersection with Rt 100

az) Howard Ave at its intersection with Rt 100
a1) ***Intentionally left blank***
a2) Reservoir Rd at its intersection with Rt 100
a3) Lakeview Terrace at its intersection with Rt 100
a4) Hollow Rd at its intersection with Rt 100
a5) Sunset Dr. at its intersection with Rt 100
a6) Suss Dr. at its intersection with Rt 100
a7) Gregg Hill at its southern terminus with Rt 100
a8) Gregg Hill at its northern terminus with Rt 100
a9) Guild Hill Rd. at its intersection with Rt 100
a10) Beaver Pond Rd at its intersection with Rt 100
a11) Spruce Haven Rd at its intersection with Rt 100
a12) Ruby Raymond Rd at its intersection with Rt 100
a13) Russell Rd at its intersection with Rt 100
a14) Maggies Way at its intersection with Guild Hill Rd
a15) Guild Hill Rd at its intersection with Maple Street
a16) Mountain View Dr. at its intersection with Barnes Hill Rd
a17) Loomis Hill Rd at its intersection with Maple Street
a18) Howard Ave at its intersection with Maple Street
a19) Howard Ave at its intersection with Hollow Rd and Guptil Rd-4 Way Stop
a20) Guptil Rd at its intersection with Howard Ave and Hollow Rd-4 Way Stop
a21) Hollow Rd at its intersection with Howard Ave and Guptil Rd-4 Way Stop
a22) Maple Street at its intersection with Guptil Rd.
a23) Metayer Ct at its intersection with Howard Ave
a24) Kneeland Flats Rd at its intersection with Guptil Rd
a25) Huntington Place at its intersection with Kneeland Flats Rd.
a26) Twin Peaks Rd at its intersection with Kneeland Flats Rd
a27) Kneeland Flats Trailer Park Rd at its intersection with Kneeland Flats Rd,
a28) Perry Hill Rd at its intersection with Kneeland Flats Rd.
a29) Shaw Mansion Rd at its intersection with Kneeland Flats Rd.
a30) Kneeland Flats Trailer Park Rd at its intersection (with its own loop) with Kneeland Flats Trailer Park Rd
a31) Shaw Heights at its intersection with Shaw Mansion Rd.
a32) George's Way at its intersection with Shaw Mansion Rd.
a33) Woodland Acres Rd. at its intersection with Perry Hill Rd.
a34) Henry Hough Rd. at its intersection with Perry Hill Rd.
a35) Perry Lea Rd. at its intersection with Perry Hill Rd.
a37) Upland Mowing Rd. at its intersection with Perry Hill Rd.
a38) Stewart Lane at its intersection with Perry Hill Rd.
a39) Perry Hill Rd at its intersection with Lincoln Street and Lincoln Street Extension
a41) Shaw Mansion Rd with its Intersection with Loomis Hill Rd
a42) Perry Hill Rd at its intersection with Lincoln Street
a43) Valley View Rd at its intersection with Loomis Hill Rd.

a44) Ripley Rd. at its intersection with Loomis Hill Rd. and Sweet Rd.

Sec. 7-11 EMERGING FROM ALLEY, DRIVEWAY OR BUILDING

The driver of a vehicle within a business or residence district emerging from an alley, driveway, or building shall stop such vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across any alleyway or driveway, yielding the right of way to any pedestrian as may be necessary to avoid collision, and upon entering the roadway shall yield the right of way to all vehicles approaching on said roadway.

Sec. 7-12 YIELD SIGN

Yield signs are erected as authorized by the Select Board. All vehicles, upon approaching such a sign, shall do so at a reasonable and safe speed. Prior to entering such a posted intersection, each operator shall yield the right-of-way to any vehicle approaching the intersection or already within the intersection, unless directed otherwise by an enforcement officer. Yield signs shall be placed in the following locations:

a) Roundabout at intersection of Rt. 2 and Rt. 100: Vehicles entering the roundabout yield to vehicles traveling within the circle and vehicles entering and exiting the roundabout yield to pedestrians within marked crosswalks.
b) At the intersection of the southbound off ramp from I-89 and Rt. 100: Vehicles from the off ramp yield to vehicles traveling south on Rt. 100.
c) Perry Hill Rd at its intersection with Henry Hough Rd.: Vehicles proceeding on Perry Hill Rd. in a north bound direction must yield to traffic south bound on Perry Hill Rd. proceeding to Henry Hough Road.
d) Hubbard Farm Rd at its intersection with Loomis Hill Rd: Vehicles on Hubbard Farm Rd. entering Loomis Hill Rd. must yield to vehicles traveling on Loomis Hill Road.

Sec. 7-13 TRAFFIC CONTROL SIGNAL

All vehicle operators shall obey directions given by traffic control devices that are legally authorized and properly erected. Official traffic control signals of the various colors and arrows of direction, and posted signs indicating directions and traffic control shall be obeyed unless directed otherwise by an enforcement officer.

ARTICLE VIII. PARKING AND PARKING ZONES

Sec. 8-10 PARKING TRAILERS AND SEMI-TRAILERS

No person shall leave or park a trailer or semi-trailer upon any street in the Village while such trailer

is not attached to a motor vehicle in running condition having sufficient motive power to draw said trailer or semi-trailer.

Sec. 8-11 MOTOR VEHICLE OWNER, LIABILITY

A person who is the registered owner(s) of a motor vehicle which is parked in contravention of the sections of this Ordinance, shall be subject to and liable for the penalties of Section 10-17 and 10-18 of this Code.

ARTICLE IX. PARKING OF VEHICLES

Section 9-10

The Select Board for the Town of Waterbury shall cause signs to be erected and maintained and pavement and curbing to be painted indicating areas where parking is regulated, controlled or prohibited.

ARTICLE X. PARKING VIOLATIONS

Sec. 10-10 No motor vehicle shall be parked at any time on any street or municipal lot within the Town of Waterbury when:

1. Within six feet either side of a fire hydrant if the hydrant is located in the street, curb line or sidewalk. Parking is not prohibited if the hydrant is located behind the sidewalk.

2. In front of the Main Street Fire Station located on South Main Street from the driveway at #29 S. Main street for a distance of 135 feet in an easterly direction.

3. Within 15 feet of the curb line of another street unless otherwise posted.

4. On the Stowe Street railroad overpass or the approaches to the overpass.

5. On the east side of Park Row, from its intersection with South Main Street north, for a distance of 50 feet.

6. On the east side of Park Row, from the north end of Rusty Parker Park, south for a distance of 50 feet.

7. On the north side of Union Street from a point 20 feet west of the driveway at 23 Union Street, west to its intersection with North Main Street.

8. On the east side of Stowe Street, from its intersection with High Street, north to the

driveway of the Thatcher Brook Primary School.

9. On the west side of Stowe Street beginning at the south end of the turnout at the Newton Baker Mini-Park, south to a point across from the driveway of the Thatcher Brook Primary School.

10. On the west side of Park Row, from a point 75 feet south of its intersection with South Main Street, in a southerly direction to Randall Street.

11. On the east side of Park Row from between South Main Street and Randall Street.

12. On the east side of Park Street between Moody Court and South Main Street.

13. Except on the right hand side of the street in the direction in which said vehicle is headed. Such vehicle shall park or stand within 12 inches of said right hand curb or street edge. Parking, in the fashion described above is permitted, in legal parking spaces, with the curb or edge of the street to the driver's left, if the street is marked as a One Way Street.

14. On any sidewalk.

15. On any crosswalk.

16. In front of a public or private driveway.

17. Abreast of another vehicle.

18. Along the side or opposite any street excavations or obstructions.

19. On the east side of Hill Street from Railroad Street to the intersection of High Street.

20. On the north side of High Street from a point 20 feet easterly of its intersection with Stowe Street for a distance of 195 feet in an easterly direction to the steps at the High Street entrance to the school AND on the north side of High Street from a point 20 feet westerly of its intersection with Amory Avenue for a distance of 90 feet in a westerly direction, except as provided hereunder:

21. On the south side of High Street from its intersection with Stowe Street to its intersection with Hill Street except as provided hereunder:

    (a) Vehicles displaying a permit for resident/guest parking issued for such purpose by the Town of Waterbury may park in this described area provided they comply with all other sections of this ordinance.)

22. On the south side of North Main Street from its intersection with Moran Lane in an easterly direction to a point 45 feet east of the entrance to the Dascomb P. Rowe Recreation Field.

23. On the North side of North Main Street, from its intersection with Stowe Street to the west side of the driveway at #17 North Main Street.

24. Within a parking space designated as handicapped parking by the international symbol of access and/or the words "Handicapped Parking Only" unless the vehicle is displaying a special handicapped plate or card from any state, as provided in 18 VSA 1324.

    a) This shall include handicapped spaces in any parking facility open to and used by the general public.

25. Said vehicle is not properly registered.

26. At any point on a street, including a designated parking space, when the presence of such vehicle in conjunction with any other condition then existing will obstruct the free passage of other vehicles upon the street.

27. On either side of Demeritt Place from South Main Street to the railroad tracks.

28. On the south both sides of Randall Street from its intersection with Park Row for a distance of 150 feet in a westerly direction to a point five (5) feet west of the driveway at 40 Randall Street.

29. On the east side of Butler Street from its intersection with N. Main Street for a distance of 110 feet in a northerly direction.

30. On the west side of Butler Street from its intersection with N. Main Street for a distance of 75 feet in a northerly direction.

31. On the south side of S. Main Street from its intersection with the State Drive for a distance of 60 feet in an easterly direction.

32. On the west side of Batchelder Street from its intersection with Main Street to the railroad tracks.

33. On the south side of Union Street from the west side of the driveway at 16 Union Street west to the westerly side of the driveway at 34 Union Street.

34. On the south side of N. Main Street from the east side of the driveway at 6 North Main Street in an easterly direction to the east side of the driveway at 1 South Main Street.

35. On the west side of Stowe Street at its intersection with Swasey Court for a distance of 20 feet in a northerly direction.

36. On the north side of High Street from its intersection with Armory Avenue in an easterly direction to its intersection with Hill Street.

36 a) On the west side of Armory Avenue for its entire length between High Street and Hillcrest Terrace.

37. On the north side of Pilgrim Park Road

38. On the south side of Pilgrim park Road from the railroad tracks for a distance of 160 feet in an easterly direction.

39. On the north side of High Street from its intersection with Stowe Street in an easterly direction for a distance of 20 feet.

40. On the south side of Mill Street.

41. On the south side of East Street from the corner of Stowe Street in an easterly direction for 435 feet.

42. On the south side of South Main Street from the east side of the driveway at 47 S. Main Street for a distance of 60 feet in an easterly direction to the west side of the driveway at 51 S. Main Street when signage is present restricting these spaces for the parking of buses—otherwise no restrictions.

43. On either side of Reservoir Road from its intersection with Rt. 100 to its terminus.

44. **For not more than two hours at a time, between the hours of 8:00 am - 6:00 pm in the following locations:**

a) On either side of South Main Street between Foundry Street and its intersection with Stowe Street.

b) On south side of North Main Street from the east side of the driveway at 8 North Main Street (Congregational Church) for a distance of 60 feet in an easterly direction to the west side of the driveway a 6 North Main Street. This space is reserved for passenger cars only.

c) On either side of Stowe Street from its intersection with Main Street to the approach of the railroad overpass, except for the space in front of 5 Stowe Street, which is designated as a 15 minute space.

d) On east side of Elm Street from its intersection with South Main Street for a distance or two hundred (200) feet in a southerly direction.

e) On the west side of Elm Street from its intersection with South Main Street for a distance of one hundred feet (100) in a southerly direction.

f) In the Stowe Street Parking lot

45. **For not more than 15 minutes, between the hours of 8:00 am - 6:00 pm, when designated by 15 minute signs, designated with Town of Waterbury insignia, in the following locations:**

a) On the west side of Elm Street in the two spaces in front of 3 Elm Street.

b) On the north side of South Main Street in the space at 34 South Main Street immediately north of the driveway at 34 South Main Street.

c) On the west side of Stowe Street at 5 Stowe Street.

d) On the south side of South Main Street, in the space in front of 27 South Main Street Main Street.

e) On the south side of South Main Street, in the space in front of 29 South Main Street.

46. Bus Parking: When marked by signs buses may park for up to 15 minutes to load or discharge passengers in the spaces on the south side of South Main Street from the east side of the driveway at 47 S. Main Street for a distance of 60 feet in an easterly direction to the west side of the driveway at 51 S. Main Street,

47. A vehicle shall be deemed continuously parked unless it has been withdrawn from the parking space for at least five (5) minutes.

Sec. 10-11 PAINTED SPACES

Where lines are painted outlining parking spaces and when said lines are visible, vehicles shall be parked wholly within the boundaries of said lines.

Sec. 10-12 REPAIRS

It shall be unlawful to assemble or dismantle any vehicle while parked on a street or municipal lot, or to perform repairs thereon except emergency minor repairs or the securing of such vehicle with gasoline or oil or water.

Sec. 10-13 SPACES DELINEATED, VIOLATION

The Select Board may have lines or markings painted or placed upon the curb and/or upon the street adjacent to each parking space for the purposes of designating the parking space to be used and each vehicle parking adjacent to or next to any parking meter shall park within the lines of markings so established. It shall be unlawful and violation of this ordinance to park any vehicle across any such line or making or to park said vehicle in such position that the same shall not be entirely within the area so designated by such lines or marking.

Sec. 10-14 PARALLEL PARKING SCHEME

When a parking space in any parking zone is parallel with the adjacent curb or sidewalk, any vehicle parked in such parking space shall be parked such a manner that the foremost part of such vehicle faces in the direction of the line of vehicular travel upon such street; and said vehicle shall be parked within 12 inches of the curb or curb line.

Sec. 10-15 COMMERCIAL TRUCK LOADING AND/OR UNLOADING

Commercial trucks may park in the parking zones to load or to unload merchandise for a period not to exceed thirty (30) minutes. Should any truck or delivery car be so parked longer than thirty (30) minutes, it will be classed as a violation of this ordinance.

Sec. 10-16 NIGHT PARKING DURING WINTER

Parking of motor vehicles or any other conveyance on the streets of the Town of Waterbury between the hours of 12:00 Midnight and 6:00 A.M. is hereby prohibited between November 15 and April 15, inclusive.

Parking of motor vehicles or any other conveyance in public parking lots owned by the Town or Village of Waterbury, between the hours of 2:00 A.M. and 6:00 A.M. is hereby prohibited between November 15 and April 15, inclusive.

The Municipal Manager or his or her designee may, by executive order, prohibit night parking at any other times of the year, if emergency road conditions exist.

Sec. 10-17 REMOVAL OF VEHICLES PARKED IN VIOLATION

Any motor vehicle, trailer or other conveyance parked on the streets, parking lots and public property of the Town, in violation of any sections of Article X of this ordinance may be removed, when the municipal manager or his or her designee or any enforcement officer or officer of the fire department determines that public safety demands; or may be removed when the municipal manager or public works director or their designees determines the proper plowing, maintenance or repair of said street or water or sewer mains or pipes under said street requires its immediate removal. All costs of said removal and any expense incurred in securing such removal may be charged against the owner of the vehicle at the time removal is ordered and said vehicle shall not be released to the owner, or person responsible for it at the time removal was ordered, until all such cost have been made.

Sec. 10-18 REMOVAL OF VEHICLES PARKED WITHOUT AUTHORIZATION

Whenever any vehicle shall impeded access to any public or private property within the Town of Waterbury, or be parked thereon without authorization of the owner or other person entitled to the use or possession thereof, any enforcement officer may order its removal. The owner of such vehicle shall pay any reasonable towing and storage charges to the extent permitted by law, which charges shall be a lien on said vehicle, prior to reclaiming the towed vehicle.

Sec. 10-19 REMOVAL OF UNREGISTERED VEHICLES

It shall be unlawful for any person to park or leave standing any motor vehicle or conveyance that is not a legally registered motor vehicle in any jurisdiction upon a public street within the geographical boundaries of the Town of Waterbury.

Any vehicle found contrary to the above prohibition shall be removed immediately by the owner. Should the owner fail to remove the vehicle, the municipal manager or his or her designee or any enforcement officer may cause the vehicle to be removed at the expense of the owner. A reasonable attempt will be made to locate the owner to locate the owner prior to having the vehicle removed.

Sec. 10-20 REMOVAL OF VEHICLES CONSIDERED ABANDONED

Any vehicle or conveyance found in a public parking lot or on any town street for 48 consecutive hours or parked contrary to the provisions of this ordinance for 48 hours shall be deemed abandoned.

Should the owner fail to remove the vehicle, then an enforcement officer shall cause the vehicle to be removed at the expense of the owner.

The enforcement officer will make any reasonable attempt to locate the owner prior to having the vehicle removed.

Sec. 10-21 TOW-AWAY ZONES

The Select Board may determine from time to time to create tow-away zones. Any area designated as a tow-away zone shall be adequately posted as such. Any vehicle or conveyance parked contrary to any parking ordinance, and within a tow-away zone, may be removed upon the order of a police officer. The following areas have been designated as tow-away zones:

Sec. 10-22 SPECIAL HANDICAPPED PARKING

(a) The Select Board may, at its discretion, establish certain selected parking spaces for those handicapped persons whose vehicles shall display a distinguishing decal, placard, or a registration plate approved and issued by the State Department of Motor Vehicles in accordance with Title 18, Section 1325 of the Vermont Statutes Annotated.

(b) No person shall park a motor vehicle in a space designated as parking for the handicapped without displaying a special handicapped plate or card issued by the Vermont Department of Motor Vehicles, or as otherwise provided by law of the state in which the vehicle is registered. Any person found in violation of this section shall be fined per the prevailing state statute and be subject to costs for the vehicle's removal under all applicable sections of Article 10 of this ordinance. For purposes of this subsection "space designated as parking for the handicapped" means any space designated as handicapped parking under either 18 V.S.A. 1324 (a) or subsection (a) of this section.

The following spaces are designated for Special Handicapped Parking Areas:

a) On the west side of Stowe Street, in the space immediately south of the driveway at 14 Stowe street.

b) On the south side of Bidwell Lane, in the westerly most space of the Stowe Street Parking Lot.

c) In the space marked for handicapped parking by line striping and signs in the Upper Bidwell Parking Lot.

d) In the space marked for handicapped parking by line striping and signs in the Middle Bidwell Parking Lot.

e) In the space marked for handicapped parking by line striping and signs in the Lower Bidwell Parking Lot

f) In the space marked for handicapped parking by line striping and signs in the Elm Street Parking Lot.

Sec. 10-23 PARKING VIOLATION WAIVER

Any person violating any section of Article X of this ordinance may, within three business days from the date of such violation, admit the violation and waive the issuance of any further process or hearing, by voluntarily paying to the Town the waiver penalty for the violation as listed in Section 10-24a hereunder,

Sec. 10-24 WAIVER PENALTIES

a. The following penalties shall be imposed for violations of the ordinance.

1. Overtime Parking..... $25.00
2. Crosswalk.....$25.00
3. Curb of Left $25.00
4. Prohibited (Pro) Parked (all other) $25.00
5. Hydrant $25.00
6. Winter Night Parking 12:00 midnight – 6:00 a.m.....$25.00
7. Winter Night Parking in Village lots, 2:00 a.m. – 6:00 a.m. $25.00
8. Handicap Parking..... according to statute
9. All penalties for speeding and other moving violations shall be in accordance with state statute.

b. The waiver penalty for a violation of any section of Article X of this ordinance must be paid to the Town within three business days from the date of such violation. If not paid within the specified time, the applicable penalty will be increased by multiplying the waiver penalty by 1.5. After thirty (30) days from the date of the violation, the applicable waiver penalty shall be increased by multiplying the original waiver penalty by 2.0. The late penalties listed above for untimely payment do not apply to Handicapped Parking or Obstructed Crosswalk violations.

c. In any prosecution charging a violation of any law or regulation governing the standing or parking of a vehicle, proof that the particular vehicle described in the complaint was parked in violation of any such law or regulation, together with proof that the defendant name in the complaint was at the time of such parking the registered owner of such vehicle, shall constitute in evidence a prima facie presumption that the registered owner of such vehicle was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred.

Sec. 10-25 REMOVAL OF VEHICLES

Vehicles parked in violation of the ordinance regarding parking at hydrants or at the fire station, in front of a public or private drive, unregistered, all night parking, abandoned vehicles, or in any manner as to cause a public nuisance or who's presence condition, or manner of parking create a hazard, shall be subject to removal and storage at the owners expense by the order of any enforcement officer.

Sec. 10-26 EXEMPTIONS TO AUTHORIZED EMERGENCY VEHICLES

The provisions of these ordinances shall not apply to authorized emergency vehicles when parking is necessary in an emergency and in the performance of their official duties.

This exemption shall not, however, protect the operator of any such vehicle from the consequences of their reckless disregard of the safety of others.

Nothing in this Ordinance shall be construed to make unlawful vehicle stops in obedience to a signal by an enforcement officer, stops to clear the way for emergency vehicles, or stops made necessary by causes beyond the control of the operator.

ARTICLE XI REGULATING COMMERCIAL VEHICLES ON WATERBURY STREETS

The Select Board may regulate the passage of commercial vehicles, except school buses, on streets, but must insure that deliveries to residences and businesses on such designated streets can be made. Signs must be posted at all entrances to such designated streets which clearly indicate the prohibition of commercial vehicles

Sec. 11-10 **Streets on Which Commercial Vehicles are not Permitted**

Commercial vehicles may not pass on the following streets except to make deliveries to residents or businesses located on those streets:

a) Union Street
b) Winooski Street
c) Batchelder Street
d) Railroad Street
f) Hillcrest Terrace from its intersection with Ellinwood Avenue to its intersection with Stowe Street
g) Randall Street

ARTICLE XII PENALTIES FOR VIOLATIONS

Any person violating any section of this ordinance, except one or more sections of Article X, may within twenty (20) days from the date of such violation, admit the violation and waive the issuance of further process and or hearing, by voluntarily paying to the Town the waiver penalty for the violation as referenced in Section 12-10.

12-10 PENALTIES

The penalties for violations of this ordinance, except for municipal parking violations as specified in Section 10-24, shall be consistent with applicable Vermont Law and the Judicial Bureau Waiver Penalty Schedule.

ARTICLE XIII INCONSISTENT ORDINANCES REPEALED

Ordinances or parts thereof in force at the time this ordinance takes effect and inconsistent herewith are hereby repealed as of the date of the effect of this ordinance.

ARTICLE XIV EFFECTIVE DATE

This ordinance shall be effective at midnight the 61st day after the date of adoption by the Select Board.

Adopted this 7th Day of May, 2018, by all or a majority of the Select Board whose signatures appear below,

SS: Christopher Viens

SS: Marc Metayer

SS: Mark Frier

SS: Jane Brown

SS: Nathaniel Fish

Received this 7th **Day of** May**, 2018**

Carla Lawrence

Carla Lawrence, Town Clerk