

VILLAGE OF WATERBURY
ORDINANCE REGULATING MOTOR VEHICLES AND TRAFFIC

ARTICLE I. AUTHORITY

This ordinance is adopted under authority of the Charter of the Village of Waterbury Sec. 10 (XXII), Sec. 11, 24 VSA Chapter 59, 19 VSA Chapter 3, and 23 VSA Chapter 13.

ARTICLE II. ENFORCEMENT OF AND OBEDIENCE TO REGULATIONS

Sec. 2.10 TRAFFIC CONTROL DEVICES

The Board of Trustees 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 Trustees may, at their discretion, cause official traffic control devices to be erected within the Village to protect the safety and welfare of its inhabitants and to effect compliance with these ordinances.

Sec. 2.12 TEMPORARY RESTRICTIONS OF STREET TRAVEL

When in their judgment, the public good or safety so requires, the Board of Trustees may temporarily prevent or restrict travel, by persons or vehicles, or both, in any street or part thereof.

Any provision of this ordinance may be waived, altered or amended by the Chief of Police, as he shall see fit, on account of construction, an emergency; or for any other cause where preservation of public health, safety, or welfare make such waiver, alteration or amendment prudent. Appropriate signs shall be posted. Changes under this section shall not extend longer 60 days without approval of the Village Trustees.

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 POLICE OFFICERS TO ENFORCE ORDINANCE

- (a) It shall be the duty of sworn police officers to enforce all street and traffic laws of this Village and all of the state motor vehicle laws applicable to street traffic in this Village.

- (b) Police officers are hereby authorized to direct all 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, police 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 the police in directing traffic there at or in the immediate vicinity, as provided by the general laws of this state.
- (d) Civilian employees of the village, authorized by and under the supervision of the Police Chief, shall be empowered to enforce violations of Article X, "Parking Violations", of this ordinance.

Sec. 2-14 REQUIRED OBEDIENCE TO TRAFFIC ORDINANCE: VIOLATION AS MISDEMEANOR

It is a misdemeanor for any person to do any act forbidden or fail to perform any act required in this ordinance.

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

No person shall willfully fail or refuse to comply with any lawful order of a police 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 the fire department, including volunteer members thereof, police vehicles, ambulance and medical service vehicles, and such other emergency or rescue vehicles of the Village or other municipal departments, the state or public service 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 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 self-propelled.
- (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 Village and prepared by it for parking by the general public.
- (q) Parking Lot-Private: An area designated and owned by an individual or group of individuals which is designated for their use or the exclusive use of their patrons.
- (r) Parking Lot-Public Safety: An area for the regulated public parking of vehicles owned, used or rented by Waterbury Village or Town or their employees.
- (s) Pedestrian: Any person afoot.
- (t) Police Officer. Every officer of the Village Police Department or any officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations, including Sheriffs, Deputy Sheriffs, Police Officers, Special Police Officers, State's Attorneys, Motor Vehicle Inspectors, Constables, and State Police.
- (u) Right of Way: The right of one's vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian 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.
- (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:**
 - 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.
- (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 police 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 vehicle.

(af) Traffic Signals-Light:

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

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 and vehicles within crosswalks or 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.

(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.

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 a Police 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 Trustees 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.

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 an 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 Trustees, and shall be clearly marked on the road surface. Signs indicating the locations of a crosswalk must be installed at the crosswalk.

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 if the driver

has seen, or in the exercise of due care and caution, ought to have seen such pedestrian.

ARTICLE III. MISCELLANEOUS RULES

Sec. 3-10

PERSONS PROPELLING PUSH CARTS 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 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 relieve 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 Village 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 this 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

Sec. 3-23

NO PASSING ZONES

The Trustees at their discretion may determine those portions of any street in the Village where overtaking and passing or driving on the left side of the roadway would be especially hazardous and 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 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

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

Based on a Traffic and Engineering Study dated March 15, 1996, the speed limits on the following Waterbury Village Streets shall be:

| | |
|---|-------------------------|
| 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 |

Sec. 5-13

OBEDIENCE TO NO ENTRY SIGNS

Whenever authorized traffic signs are erected by authority of the Board of Trustees 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 Board of Trustees 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 Trustees designate 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 sign 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 Board of Trustees, 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 a police 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) (Intentionally left Blank)
- 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) North Street at its northerly intersection with Stowe Street.
- 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 with 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 with its intersection with Rt . 100
- an) Crossroad with its intersection with Rt 100
- ao) Perry Hill Rd with 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

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 Board of Trustees. 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 a police officer. Yield signs shall be placed in the following locations:

- a) Vehicles entering roundabouts yield to vehicles traveling within the circle and vehicles entering and exiting the roundabout yield to pedestrians within marked crosswalks.

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 a police 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 10-718(a) and 10-719 of this Code.

ARTICLE IX.

PARKING OF VEHICLES

Section 9-10

The Trustees of the Village 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 Village 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 Village 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 Village 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. Unless said vehicle is 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. **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
49. **For not more than 15 minutes, between the hours of 8:00 am - 6:00 pm, when designated by 15 minute signs, designated with Village 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.
50. **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,
51. 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

opinion of the Village public works director or his/her designee, the proper plowing, maintenance or repair of said street or water or sewer mains or pipes under said street requires its immediate removal, be removed forthwith on order of said officer or official. 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 Village, or be parked thereon without authorization of the owner or other person entitled to the use or possession thereof, any police 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 lien on said 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 Village.

Any vehicle found contrary to the above prohibition shall be removed immediately by the owner. Should the owner fail to remove the vehicle, then a police officer shall cause the vehicle to be removed at the expense of the owner.

The Police Department will make any reasonable attempt 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 Village 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 a police officer shall cause the vehicle to be removed at the expense of the owner.

The Police Department will make any reasonable attempt to locate the owner prior to having the vehicle removed.

Sec. 10-21 TOW-AWAY ZONES

The Board of Trustees 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 Board of Trustees may, at its discretion, establish certain selected parking spaces in the Village for those handicapped persons whose vehicles shall display a distinguishing decal or metal tag on the 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 PENALTIES

Any person violating any Section of Article X of this ordinance may, within three days from the date of such violation, admit the violation and waive the issuance of any process and a trial by court or by jury or hearing, by voluntarily paying to the Village the penalty for the violation as listed hereunder, and may so waive issuance of process and trial by voluntarily paying the Village the penalty for the violation as listed hereunder after the expiration of said three day period but within thirty days from the date of such violation. After thirty days from the date of such violation, the penalties therefore shall be increased to the amounts listed.

Sec. 10-24

PENALTIES

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.

The penalty must be paid within 72 hours. If not paid with specified time, the fine will be increased by multiplying the fine by 1.5. All fines shall be increased by multiplying the original fine by 2.0, if not paid within 30 days after issued. The late penalty does not apply to Handicapped Parking or Obstructed Crosswalk violations.)

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 a 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 police 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.

fThis 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 a police 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 VILLAGE STREETS

The Trustees may regulate the passage of commercial vehicles, except school buses, on Village 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 Village streets except to make deliveries to residents or businesses located on those streets in the Village of Waterbury:

- 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 sections in Article X, may within ten days from the date of such violation, admit the violation and waive the issuance of process and trial by court or by jury or hearing, by voluntarily paying to the Village the penalty for the violation as listed hereunder, and may so waive issuance of process and trial by voluntarily paying the Village the penalty for the violation as listed hereunder after the expiration of said ten day period, but within thirty days for the date of such violation. After 30 days from the date of said violation, the penalties shall be increased by 100 percent of the amounts listed.

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 23 VSA Sec. 1008.

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.

Specific ordinances repealed as of the date of this ordinance shall include, but not be limited to an Ordinance Regulating Parking and Traffic adopted March 18, 1957, an Amendment to Village Ordinance adopted April 29, 1957, a Village By-Law adopted July 9, 1957, Ordinances Regulating Motor Vehicles and Traffic adopted November 2, 1983, February 16, 1994, June 8, 1994, May 26, 1999, April 12, 2006, and September 23, 2015.

ARTICLE XIV

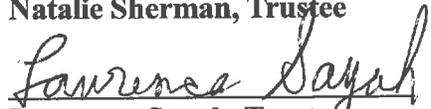
EFFECTIVE DATE

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

Adopted this 29th Day of June, 2016


P. Howard Flanders, President


Natalie Sherman, Trustee


Lawrence Sayah, Trustee