

On August 16, 2017 the Franklin Selectboard approved the stop sign and other traffic control devices ordinance for the Town of Franklin. The full text is available for review at the Town Clerk's office, 5167 Main St, Franklin, Vermont as required by V.S.A., Title 24, Section 1972 a concise summary of the ordinance is being published herewith:

TOWN OF FRANKLIN ROAD/TRAFFIC ORDINANCE

ARTICLE 1. AUTHORITY. Pursuant to the provisions of Title 19, Vermont Statutes Annotated, Section 111, Title 23, Vermont Statutes Annotated, Sections 1007, 1008, and 1126 and Title 24, Vermont Statutes Annotated Sections 1971 and 2291 (1)(4) and (5), and such other general enactments as may be material hereto, it is hereby ordained by the Board of Selectmen of the Town of Franklin that the following ROW, Stop Sign and other Road/Traffic Controls Ordinance is adopted for the Town of Franklin, Vermont

ARTICLE 2. PURPOSE. The purpose of this ordinance is to regulate traffic in order to protect the public health, safety and welfare.

ARTICLE 3. DEFINITIONS. For purposes of this ordinance, the following words and/or phrases shall be defined as follows:

- a. Stop sign: The signs described in MUTCD, section 2B-4.
- b. Highway and town highway: As defined in 19 V.S.A. § 1 (12) & (21).
- c. Permitted use of the Right-of-Way: as defined in 19 V.S.A. §1111.
- d. Putting glass, other items, on highway prohibited: as defined in 23 V.S.A. §1126.
- e. Intersection: Any point at which a highway joins another at an angle, whether or not it crosses the other.
- f. MUTCD: The Manual for Uniform Traffic Control Devices issued by the Federal Highway Administration.

ARTICLE 4. TRAFFIC CONTROL DEVICES

Section 1.

It shall be unlawful for any person to disobey the direction of a traffic control device except in response to the direction of a law enforcement officer.

Section 2.

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

Section 3.

It shall be unlawful for any person to install any sign or device, which may resemble or be mistaken for an official traffic control device, without prior approval of the Town of Franklin Selectboard.

Section 4.

Farming activities shall be required to erect caution signage when egressing onto town highways while working croplands to warn vehicles of potential hazards left on the roadways.

ARTICLE 5. LOCATION OF STOP SIGNS. Stop signs shall be erected on the following highways for the regulation of traffic at the following intersections:

<u>Road #</u>	<u>Intersection</u>
TH1	Morses Line Road x TH1 (Rte 235)
TH8	Pidgeon Hill Road x TH1 (Rte 235)
TH9	Richard Road x TH1 (Rte 235)

TH10	Gallup Road x 4-way stop at Middle Rd
TH10	Gallup Road x VT Rte 120
TH12	Scott Road x Middle Road
TH17	Middle Road x Main St./Rte 120
TH17	Middle Road x VT Rte 120
TH 18	Dewing Shore Rd x VT Rte 236 & VT Rte 120
TH13	Dandurand Road x TH1 & Barnum Rd
TH15	Messier Road x TH1
TH24	Durkee Road x Browns Corner Road
TH25	Beaver Meadow Road x Browns Corner Road
TH25	Beaver Meadow Road x Hanna Road
TH3	Browns Corner Road x Durkee Road and Barnum Road
TH29	Towle Neighborhood Road x Stanley Road
TH31	Kendall Road x Stanley Road
TH32	Colton Road x Stanley Road
TH21	Webster Road x Hanna Road
TH14	Barnum Road x Browns Corner Road
TH26	Rice Hill Road x VT Rte 120
TH37	Hanna Road x Browns Corner Road & Main Street
TH16	Square Road x Hanna Rd and VT Rte 120
VT Rte 120	VT Rte 120/Main Street x Middle Rd
TH22	Riley Road x VT Rte 120
VT Rte 236	VT Rte 236 x VT Rte 120
TH23	Kennison Road x VT Rte 236
TH5	Swamp Road x VT Rte 120 and VT Rte 236
TH34	Skunk Misery x VT Rte 120
TH6	Stanley Road x VT Rte 236
TH33	Marsh Farm Road (State Park) x VT Rte 236
TH4/TH29	Dewing Rd x Towle Neighborhood Rd – 3-way stop
VT Rte 120	Morses Line Rd (235) x Middle Rd x VT Rte 120

ARTICLE 6: SPEED REGULATIONS

<u>Road #</u>	<u>Road Name</u>	<u>Speed Limit (mph)</u>
TH3	BROWNS CORNER	45 from the intersection of Hanna Rd to two tenths (.2) of a mile before the intersection of the Durkee Road and Barnum Road and continuing two tenths (.2) of a mile after to be 35; then a maximum speed of 45 to the Franklin/Highgate Town Line
TH4	DEWING RD	35 from VT Route 236 to Berkshire Town Line
TH4	DEWING RD "SHORE"	25 from VT RTE 120 to VT RTE 236 with pedestrian sign attached
TH7	SCHOOL STREET	25; there shall be Advisory Speed Signs posted at 15 with black on yellow school sign attached
TH16	SQUARE ROAD	25
TH3	HANNA ROAD	35 from VT Rte 120 to Browns Corner Rd
VT RTE 120	MAIN ST	35
VT RTE 120	LAKE ROAD	35 from Patton Shore Rd to Gallup Road
TH17	MIDDLE ROAD	35 from Rte 120/Main St to Rte 120/Lake Rd
TH22	RILEY ROAD	35 from Rte 120 to Rte 120
TH13	DANDURAND RD	35 from TH1 to end
TH24	DURKEE RD	35 from TH3 to Highgate Town line

The speed limits have been established on the basis of engineering and traffic studies as well as considering neighborhood characteristics, roadside activity, abutting land uses, and physical characteristics of the roads and streets. Roads not otherwise posted shall be limited to 50 mph.

ARTICLE 7: ALL-TERRAIN VEHICLES

This ordinance shall not cover all-terrain vehicles which is under separate cover as the Town of Franklin ATV Ordinance and recorded in the Town Clerk's office.

ARTICLE 8: PERMITTED USE OF THE RIGHT-OF-WAY (19 VSA § 1111)

It shall be unlawful to deposit materials of any kind within or to in any way affect the grade of a highway right-of-way, or obstruct a ditch, culvert or drainage course that drains a highway so as to divert the flow of water from the highway surface.

ARTICLE 9: PUTTING GLASS, OTHER ITEMS, ON HIGHWAY PROHIBITED. (23 VSA §1126)

No person shall drop or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure any person, animal, or vehicle upon the highway. A person shall immediately remove or cause to be removed any destructive or injurious material which he drops or deposits, or permits to be dropped or deposited upon any highway. In the event that farm equipment deposits amounts of any substance such as soil, manure, fertilizer or feed on the road surface it must be removed and cleared within 24 hours of being deposited or sooner at the discretion of the road foreman. If not cleared within 24 hours the Town Highway Crew may take measures to clean up such roads and will bill the responsible party for such services and may impose civil penalties upon the responsible party of \$100.00 for each violation as per the Statute.

ARTICLE 10: OVERWEIGHT LIMIT

All vehicles with a gross vehicle weight of 24,000 lbs or more, no exclusions, must obtain an overweight permit issued from the Town of Franklin to travel over any portion of the town highways. This consideration is to maintain the quality and stability of the town roads.

ARTICLE 11: VIOLATIONS & ENFORCEMENT.

- a. A violation of this ordinance shall be a civil matter enforced in the Vermont Judicial Bureau in accordance with the provisions of 24 V.S.A. §§ 1974a and 1977 *et seq.*
- b. This ordinance may be enforced by any properly qualified Vermont law enforcement officer.

ARTICLE 12. PENALTIES & WAIVER FEES. All penalties and waiver fees shall be those established by the Vermont Judicial Bureau for traffic violations.

SECTION 13. SEVERABILITY. If any portion of this ordinance is held unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected and shall remain in full force and effect. If any statute referred to in this ordinance shall be amended, this ordinance shall be deemed to refer to such amended statute.

SECTION 14. NOTICE. This ordinance shall be entered into the minutes of the town records and shall be posted in at least 5 conspicuous places in town. A concise summary of this Ordinance shall be published in the St. Albans Messenger within 14 days of its adoption, full text of it may be examined at the Franklin Town Clerk's Office,

SECTION 15. REPEAL OF PRIOR ORDINANCE. Any other related ordinance or traffic regulation heretofore adopted by the Town of Franklin is hereby repealed.

SECTION 16. EFFECTIVE DATE. This ordinance shall take effect 60 days (Oct 16 , 2017) following adoption by the selectboard, unless five percent of the voters petition the legislative body of the clerk of the municipality within 45 days of Aug 16 , 2017 for a vote on the question of disapproving the ordinance. You may call Lisa Larivee, Town Clerk at 285-2101 with any questions concerning the above ordinance.

Adopted by the Board of Selectman, Town of Franklin at its regular meeting held on the 16th day of August 2017. As recorded in the Selectman's regular meeting minutes of June 21 and July 19, 2017.

Peter Magnant Peter Magnant

Yvon Dandurand Yvon Dandurand

Andrew Godin Andrew C. Godin

Edmund Rainville Edmund Rainville

Brooks Sturtevant Brooks Sturtevant