

# Municipal Officers' Notice of Public Hearing

Notice is hereby given that the Municipal Officers of the Town of Belgrade will hold a public hearing on the 15th day of August, 2017 at 6:00PM at the Belgrade Town Office to hear public comment on the following:

## *"Traffic Control and Parking Ordinance"*

(See Attached)

### Municipal Officers' Return

Pursuant to 30-A M.R.S.A. § 2528(5), we have this day, being at least seven days before the hearing, notified the inhabitants of the Town of Belgrade of a public hearing, to be held at the time and place, and for the purposes stated above, by posting a copy of said notice around the Town.

Dated: 8/4/2017

Attest:

Gary Mc  
[Signature]

SA Muckens

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Town of Belgrade Selectman

SAMPLE

## Town of Belgrade

### Traffic Control and Parking Ordinance

Authority: This Parking Ordinance (hereinafter "the Ordinance") is adopted pursuant to 30-A M.R.S.A. § 3009. This ordinance applies to all state and local roads within the borders of the Town of Belgrade.

#### Section 1: Words and Phrases Defined

Any words or phrases used in this Ordinance shall have the same meaning as those given to them in Title 29A, Section 1, of the Maine Revised Statutes Annotated as amended. Any words or phrases not defined therein and used in this Ordinance shall be given ordinary accepted meanings unless the context otherwise indicates.

#### Section 2: Traffic Control

##### A. Temporary Street Closings

The Board of Selectpersons or their designee may, on the written application of any person on forms to be provided by the Town, approve the temporary closing of any Town street or road, or any portion thereof, upon a finding by the Fire Chief and the Road Commissioner that the temporary closing will not create a hazard to the traveling public; and subject to suitable arrangements to post the street or road concerned and to designate alternative routes for vehicle travel during the temporary closing.

B. Except under emergency circumstances, e.g., removal of fallen trees or lines, or repair of any underground utility, any application for this purpose must be submitted to the Town Manager at least 48 hours prior to the requested start of the closure.

C. If the closure is for a non-emergency special event, i.e., parades, festivals, block parties and the like, applications must be made at least 2 weeks before the closure.

#### Section 3: Use of Sidewalks

A. It shall be unlawful for any person to operate or to park any motorized vehicle, whether it be a truck, automobile, motorcycle, all-terrain vehicle, or other motorized means of conveyance, upon any public sidewalk in the Town of Belgrade for a period longer than reasonably necessary to cross the same or to load or unload passengers and freight.

B. Provisions of the Section shall not be applicable to motorized wheelchairs, or to equipment being operated for authorized maintenance purposes.

C. Sidewalk Snow Removal

- a. Commercial property owners are required to remove snow from the sidewalk abutting their property within 12 hours after snow has ceased to fall.
- b. All residential property owners are required to remove snow from the sidewalk abutting their property within 24 hours after the State or Town has finished clearing snow from that storm.
- c. A minimum of four feet is required to be clear of snow and treated for ice on all public sidewalks and sidewalk access ramps. Snow cannot be pushed or dumped from driveways and parking lots onto public ways.

Section 4: Parking

Parked vehicles must be within the confines of parking spaces designated by painted lines when applicable and in compliance with Maine state statute Title 29A, Chapter 19, Section 2068, 1B.

It shall be unlawful for any person to park or leave unattended a motor vehicle other than an authorized emergency response vehicle in the following places:

A. Restrictions

1. On a sidewalk
2. In front of a public or private driveway
3. Within an intersection
4. Upon any place where official signs or markings prohibit stopping or parking
5. Within 20 feet of a fire hydrant
6. Upon any bridge or elevated structure upon a highway.
7. In the travel lane of a street in a manner to obstruct traffic.

## B. Emergency Parking

1. If, in the judgment of the Selectpersons or their authorized designee(s), there exists within the town of Belgrade a snow emergency, the acting official shall have the authority to declare a snow emergency and place such restrictions on parking in Town ways as deemed necessary for the protection of the health and safety of the public.
2. The authorized official shall direct the Road Commissioner to post designated roadside signs giving notice of the snow emergency parking restrictions and to so announce on radio and/or TV.
3. Any vehicle parked in violation of the restrictions imposed in Sections 2A and 2B of this ordinance shall be towed at the owner's and/or operator's expense to unauthorized location.
4. Authorized law enforcement from Maine State Police and the Kennebec County Sheriff's Office and the Fire Chief or his designees are authorized to enter or relocate by any means necessary any parked vehicle(s) that violate this ordinance during a town declared emergency for the purpose of facilitating emergency operations. The town and its agents shall not be liable for any damages incurred to any such vehicle.

## C. Other prohibited parking.

1. The Selectpersons are hereby authorized to have signs posted indicating no parking upon any street when the parking site is considered to represent a hazard to public safety or the public parking area is designated for a specific use only.
2. In the event of a planned parking ban, public notification will be made available prior to the event through means to include added signage.

## D. Handicapped parking

1. It shall be unlawful for any vehicle to park in a parking space(s) designated as a handicapped parking space without first displaying a special registration plate or placard issued under Title 29A, Section 521 of M.R.S.A. or a similar plate issued by another state, providing that such area(s) after being designated as a handicapped parking space(s) are signed and posted adjacent to and visible for each handicapped parking space a sign consisting of a profile view of a wheelchair with

occupant in white on a blue background, and bearing the following warning: Handicapped Parking.

**Section 5: Penalties**

Any person who violates this ordinance may be subject to a civil penalty up to \$100.00 per violation.

**Section 6: Enforcement**

- A. This Ordinance may be enforced by the Code Enforcement Officer or any other municipal official specifically designated by ordinance or other law, or by the municipal officers, with such authority.
- B. Pursuant to 30-A M.R.S.A. §3009-A, the Board of Selectpersons may contract with the Kennebec County Sheriff's Department for the enforcement of this Ordinance.

**Section 7: Validity and Severability**

Should any section or provision of this Ordinance be declared by the courts to be invalid, such decision shall not invalidate any other section or provision of this Ordinance.

A True Attested Copy of Ordinance adopted By the Town of Belgrade Board of Selectpersons on \_\_\_\_\_.