

TITLE 7

CHAPTER 5 – TRAFFIC REGULATIONS

It is hereby enacted by the Selectboard of the Town Trustees of the Village of Richford for the purposes of identifying traffic regulations in the former boundaries of the Village of Richford:

Formatted: Font color: Red

Title 7, Chapter 5, Subchapter 1 of the Richford TownVillage Ordinances is enacted to read:

Subchapter 1. General Provisions

S5105 Definitions

Unless the context otherwise requires, the definitions contained in Title 23, Chapter 1, Sec. 4 Vermont Statutes Annotated shall apply throughout this chapter. **(effective Dec. 1, 1974)**

Title 7, Chapter 5, Subchapter 2 of the Richford Village Ordinances is enacted to read:

Subchapter 2. Operation of Vehicles

S5151. Speed Limitations

- (a) No person shall operate a vehicle on or over a highway within the limits of the Village of Richford at a speed greater than is reasonable and prudent under the conditions, having regard for the actual and potential hazards then existing. In every event speed shall be controlled as necessary to avoid colliding with any person, vehicle or other object on or adjacent to the highway.
- (b) The driver of every vehicle shall, consistent with the requirements of subsection (a) of this section, drive at an appropriate reduced speed when approaching and crossing an intersection or railway grade crossing, when approaching and going around a curve, when approaching the crest of a hill, when traveling upon any narrow or winding roadway, and when special hazard exists.
- (c) Except when there exists a special hazard or driving situation that requires lower speed in accordance with subsections (a) and (b) of this section, the limit specified in this section is the maximum lawful speed and no person shall drive a vehicle on a highway with the limits of Richford Village at a speed in excess of twenty-five (25) miles per hour. **(effective December 1, 1974; amendment effective March 10, 1998)**

S5165. Full Stop Intersections

- (a) Any person operating a motor vehicle shall bring said vehicle to a full and complete stop before proceeding into the following intersection:
 - 1. School Street at its intersection with Main Street;
 - 2. Troy Street at its intersection with Main Street
 - 3. Harlem Street at its intersection with South Main Street;
 - 4. Maple Street at its intersection with South Main Street;
 - 5. Home Street at its intersection with Thomas Street;

6. Liberty Street at its intersection with Thomas Street;
7. Willow Street at its intersection with Troy Street;
8. Eastern Avenue at its intersection with Province Street;
9. Union Street at its intersection with Eastern Avenue;
10. Corliss ~~Heights Street~~ at its intersection with Eastern Ave, Stops at each end? Province Street;
- ~~11. Railroad Street at its intersection with Province Street;~~
- ~~12-11.~~ Church Street at its intersection with Province Street;
- ~~13-12.~~ Mullins Avenue at its intersection with River Street;
- ~~14-13.~~ Dewey Street at its intersection with Province Street;
- ~~14.~~ Elm Street at its intersection with Province Street;
15. Elm Street at its intersection Church Street;
16. Richard Street at its intersection with Elm Street Province Street;
17. Richard Street at its intersection with Church Street;
18. Hamilton Place at its intersection with Dewey Street;
19. Hamilton Place at its intersection with Elm Street;
20. Hamilton Place at its intersection with Church Street;
21. Elm Avenue at its intersection with Elm Street;
22. North Avenue at its intersection with River Street;
23. Elm Street at its intersection with North Avenue;
24. Elm Avenue at its intersection with Dewey Street;
25. Green ~~Avenue Street~~ at its intersection with Province Street;
26. Main Street at its intersection with River Street;
27. Town ~~Street House Hill Road~~ at its intersection with River Street;
28. River Street at its intersection with Town House Hill Road and River Street approaching from the east; and
- ~~29.~~ River Street at its intersection with Town House Hill Road and River Street approaching from the west.
- ~~29-~~
- ~~30-~~ Dunlavy Ave / North Ave Stop
- ~~31-~~ Webster Street ~~Street~~ its intersection with Province Street
- ~~30.~~
- ~~32-~~ Kings Court with its intersection with Province Street
- ~~33-~~ Quaker Street with its intersection with Province Street
- ~~31.~~
- ~~32.~~ Playground Road with its intersection with Intervale Ave

- (b) Every vehicle, immediately before entering the limits of the above designated full stop intersections shall yield the right-of-way to all vehicles and pedestrians approaching from either direction except when otherwise directed by a police officer or signal. **(effective December 11, 1974)**

SS175. General Penalties

Formatted: Numbered + Level: 1 + Numbering Style: 1, 2, 3, ... + Start at: 1 + Alignment: Left + Aligned at: 0.5" + Indent at: 0.75"

A violation of any of the provisions of this subchapter shall be considered a traffic ~~offense violation~~ and a fine therefore shall be levied in accordance with the provisions of Title 23, Chapter ~~243~~, Vermont Statutes Annotated as the same is from time to time amended by the Legislature. **(effective December 1, 1974)**

Title 17, Chapter 5, Subchapter 4 of the Richford Village Ordinances is enacted to read:

Subchapter 4. Streets

S5251. Limited Access Streets

- (a) ~~For the purposes of this section the term "motor truck" means any motor vehicle designated primarily for the transportation of property but not including motor vehicles commonly referred to as "pick-up" trucks. (effective December 1, 1974)~~
- (b) No person shall operate a motor truck on or over the following streets:
 - (1) Farrar Street between South Main Street and Center and Troy Streets.
 - ~~(c) For the purposes of this section the term "motor truck" means any motor vehicle designated primarily for the transportation of property but not including motor vehicles commonly referred to as "pick-up" trucks. (effective December 1, 1974)~~

Formatted: Indent: Left: 0.5", No bullets or

S5252. One Way Streets

- A. No person shall operate a motor vehicle on or over the following streets except in a north to south direction:
 - 1. Town Street starting at a point marking the intersection of River Street and Town Street and terminating at a point marking the intersection of Town Street and Church Street. **(effective November 8, 1976)**
- B. No Person shall operate a motor vehicle on or over the following streets except in a west to east direction:
 - 1. Farrar Street starting at a point marking the intersection of Main Street (Route #105) and Farrar Street and terminating at a point marking the intersection of Farrar Street, Troy Street and Center Street. **(effective July 10, 1978)**

S5298. Signs

The ~~street-highway~~ department of the ~~Town Village~~ of Richford under the direction of the ~~Town street-Highway Ce~~ommissioner shall be responsible for the placement of signs on those streets where vehicular movement is restricted pursuant to the provisions of this subchapter. **(effective November 8, 1976)**

Formatted: Font: Bold

S5299. General Penalties

A violation of any of the provisions of ~~thi~~s subchapter shall be considered a traffic ~~offense-violation~~ and a fine therefore shall be levied in accordance with the provisions of Title 23, Chapter ~~243~~, Vermont Statutes Annotated as the same is from time to time amended by the Legislature. **(effective December 1, 1974)**

Title 7, Chapter 5, Subchapter 5 of the Richford Village Ordinances is enacted to read:

Subchapter 5. Parking

Street parking is viewed as temporary in nature. In the sections below there are various restrictions for parking in different areas of the village.

Formatted: Left

S5300. Residential / Tenant Street Parking -

Formatted: Left

- (a) Permanent residential / tenant on-street parking is prohibited except as allowed in section S5301 through section through S5305. As such, overnight on-street parking from by residents or tenants will be deemed a public nuisance and will be subject to written warning, towing, and/ or fine.
- (b) Permanent parking of a camper is prohibited on any street and/or municipal parking lot unless authorized by the Selectboard.
- (c) If such parking occurs, the Police Commissioner, Street Commissioner, Highway Foreman, Town Constable, or any law enforcement officer so authorized, may remove any vehicle so parked, or cause it to be removed at the sole expense of the owner of such, to any parked garage or any holding area as authorized by the Select Board or designated by a law enforcement officer, by towing or otherwise.

Formatted: List Paragraph, Numbered + Level: 1 + Numbering Style: a, b, c, ... + Start at: 1 + Alignment: Left + Aligned at: 0.25" + Indent at: 0.5"

S5301. Restricted Parking – Time Limits

- (a) No person shall park or cause to be parked a motor vehicle under ~~(his)~~ their control or direction or registered in ~~(his)~~ their name within the highway right of way of the public streets set forth in subsection (b) of this section between the hours of 7:00 AM and 6:00 PM for more than sixty (60) consecutive minutes **(effective Nov. 8, 1976; amendment effective Dec.10, 1996)**
- (b) The following streets are subject to the parking restrictions set forth in subsection (a) of this section.
 - (1) The north side of River Street starting at the point marking the southernly terminus of Province Street and the easterly terminus of River Street and proceeding in a westerly direction to a point marking the intersection of the northerly limit of River Street and the southerly extension of the center line of Mullen Elm Avenue.
 - (2) The south side of River Street starting at the point marking the southerly terminus of Province Street and the easterly terminus of River Street and ~~proceeding in a westerly direction a distance of one hundred fifty feet (150') from the point of beginning.~~ eEnding at the center line of Mullen Ave. (effective Nov. 8, 1976)
- (c) No person shall park or cause to be parked a motor vehicle under their control or direction or registered in their name within the highway right of way of the public streets set forth, in subsection (d)

of this section for more than twenty (20) consecutive minutes in any one (1) calendar day **(effective Dec. 10, 1996)**

(d)

(1) On the westerly side of Troy Street from a point marking the northerly edge of a driveway of ~~16 Troy Street the property now or formerly owned by Glenford Wetherby~~ and proceeding in a southerly direction to the intersection of said Troy Street and Farrar Street. **(effective Dec. 10, 1996)**

S5302. No Parking

- (a) No person shall park or cause to be parked a motor vehicle under ~~his~~their control or direction or registered in ~~their~~his name within the highway right of way of the public streets set forth in subsection (b) of this section.
- (b) The following streets are subject to the parking restrictions set forth in subsection (a) of this section
 1. ~~The (south) north side of Eastern Avenue starting at the intersection of Province Street until the end of Eastern Ave. point marking the intersection of Eastern Avenue and Corliss Heights and proceeding in an easterly direction to a point marking the intersection of said Eastern Avenue and the Town Village boundary line. (amendment effective Feb. 15, 1977)~~
 2. The south side of Church Street starting at a point marking the intersection of Church Street and Province Street and proceeding in a westerly direction to a point marking the intersection of Church Street and ~~Richards~~ Hamilton Place Street. **(effective November 8, 1976)**
 3. On both sides of Troy Street from Liberty Street to the ~~e~~Entrance of Missisquoi Valley Rail Trail Central Vermont Railway track crossing. **(effective Sept. 13, 1982)**
 4. ~~Both sides of The westerly side of~~ Main Street starting at a point marking the intersection of Main Street and the northerly side of Harlem Street and proceeding in a northerly direction to a point marking the intersection of the Main Street / Troy Street intersection. westerly side of Main Street and the westerly extension of the centerline of Sweet Street. **(effective May 10, 1983)**
 5. ~~(4.)~~ *On the westerly side of Province Street from a point marking the intersection of said Province Street and River Street and proceeding in a northerly direction to a point marking the intersection of said Province Street and Elm Street. ~~{Not enacted Should Enact?}~~*
 6. ***North side of River Street headed east to the intersection of River and Province Street***
 - ~~5-7.~~ On the northerly side of School Street from a point marking the intersection of said School Street and Main Street and proceeding in a westerly direction to a point marking the intersection of said School Street and Academy Street. **(effective July 13, 1987)**
 - ~~6-8.~~ On both sides of School Street from a point marking the intersection of said School Street and Academy Street and proceeding in a westerly direction to the end of said School Street **(effective July 13, 1987)**

Formatted: Font: Italic

Formatted: List Paragraph, Numbered + Level: 1 + Numbering Style: 1, 2, 3, ... + Start at: 1 + Alignment: Left + Aligned at: 0.5" + Indent at: 0.75"

Formatted: Font: Bold, Italic

~~7-9.~~ On the northerly side of Farrar Street from a point marking the intersection of said Farrar Street and Main Street and proceeding in an easterly direction to a point marking the intersection of said Farrar Street and Troy Street. **(effective July 13, 1987)**

~~8-10.~~ On the easterly side of Troy Street from a point marking the driveway of ~~a house now owned by 19 Troy Street James & Better Clawson~~ and proceeding in a southerly direction to a point marking the south-westerly corner of the Troy Street Cemetery. **(effective July 13, 1987)**

~~9.~~ On the easterly side of Troy Street beginning at the Central Vermont Railway track crossing and proceeding in a southerly direction to a point marking the Town Village boundary line. **(effective July 13, 1987)**

~~10-11.~~ Both sides of Troy Street from a point marking the intersection of Liberty Street and running in an easterly direction to ~~the former village line, a point marking the crossing of the so-called Rail Trail (formerly the CV Rail right-of-way).~~ **(effective Mar. 15, 1998)**

~~11-12.~~ Both sides of South Street from a point marking the intersection of Province Street running in an easterly direction ~~through Union Street~~ to a point marking the intersection of Eastern Avenue. **(effective Mar. 15 1998)**

~~12.~~ The east side of Union Street from a point marking the intersection of South Street running in a southerly direction to a point marking the intersection of Eastern Ave. **(effective Mar. 15, 1998)**

13. The southwesterly side of Eastern Avenue from a point marking the intersection of Corliss Heights running in a west-northerly direction to a point marking the intersection of River and Province Street. **(effective Mar. 15, 1998)**

~~14.~~ The northwesterly side of River Street at a point marking the northwest corner of the building currently or formerly belonging to Thomas Michaels and running in a north-northeasterly direction a distance of fifty (50) feet to a point marking the intersection of Province Street and Eastern Avenue. **(effective Mar. 15, 1998) covered in proposed number 4**

~~14.~~ The westerly side of Province Street at a point marking the intersection of River Street and Eastern Avenue and running in a northerly direction to a point marking the (intersection of Church Street.) ~~northerly edge of 14 Province Street the now or former Mokah's Crossing Motel parking lot.~~ **(effective Mar. 15, 1998) (amendment effective Dec. 15, 1998)**

~~15.~~ **On the northern side of intersection the intersection of Main Street and Troy Street to the boundary line of 9 Troy Street.**

S5303. Restricted Parking – Miscellaneous

- (a) Except for the purpose of loading and unloading personal property and freight from a motor vehicle, no person shall park or cause to be parked a motor vehicle under ~~his~~their control or direction or registered in ~~his~~their name within the highway right of way of the public streets set forth in the subsection (b) of this section.
- (b) The following streets are subject to the parking restrictions set forth in the subsection (a) of this section.
 - (1) Both sides of Town Street starting at a point marking the intersection of River Street and Town Street and proceeding in a northerly direction to a point marking the intersection of said Town Street and Church Street.

~~(c) Subsection (a) of this section is intended to create a freight loading and unloading zone to serve commercial establishments located in the vicinity of such zones, and this section should be construed in light of that purpose.~~

(d) The parking of motor vehicles within the highway right of way on those streets designated in subsection (b) shall be limited to two (2) hours during any one calendar day. **(effective November 8, 1976)**

S5304 Limited Parking

~~(a) No person shall park or cause to be parked a motor vehicle under his their control or direction or registered in his their name within the highway right of way of the streets set forth in subsection (b) for more than one (1) hour during any one calendar day.~~

~~(b) The following street/(s) or portions thereof are subject to the parking restrictions set forth in subsection (a) of this section.~~

~~(1) The easterly side of Troy Street starting at a point which marks the intersection of the easterly edge of the right of way of Troy Street and the northerly edge of a driveway, which driveway is located between the building which currently houses Gilman's Variety Store and a building owned by Gerard A. and Madeline Lariviere, thence extending in a northerly direction along Troy Street a distance of 110 Feet. **(effective March 15, 1998)**~~

S5305 Handicap Parking

(a) Except for those motor vehicles displaying Disabled Parking Plates or Disabled Parking Placard, no person shall park or cause to be parked a motor vehicle under his control or direction or registered in his name in any parking space marked for handicap parking individuals with disabilities as set forth in subsection (b) of this section. Anyone found in violation of this ordinance may be subject to being towed at the owner's expense or ~~(a \$ 33.00)~~ civil penalties as defined in Section 53265309 of this subchapter. **(effective July 10, 1995; amendment effective March 15, 1998)**

(b) The following parking spaces are to be designated as handicap-parking spaces for individuals with disabilities and are subject to the parking restrictions set forth in subsection (a) of this section.

(1) The first two parking spaces on the south side of River St., starting at a point thirty (30) feet east of a point marking the intersection of River St., and Main St., and heading in an easterly direction. **(effective July 10, 1995, amendment effective March 15, 1998)**

(2) The first parking space on the east side of Main Street, starting at a point marking the southerly edge of 55 Main Street the now or former Richford Health Center and proceeding south. **(effective March 15, 1998)**

S5306. Presumptions

For purposes of this subchapter the registered owner of a motor vehicle shall be responsible for violations committed by all persons using such motor vehicle with his permission. The registered owner of a motor vehicle must assert in writing the defense of unauthorized use in all prosecutions pursuant to this subchapter before it shall be the duty of the Village-Town to establish the contrary as a part of its prima facie case. **(effective November 8, 1976)**

S5307. Signs

The ~~street-highway~~ department of the ~~Village Town~~ of Richford under the direction of the ~~street Highway Ce~~ommissioner shall be responsible for the placement of signs on those streets where parking is restricted pursuant to the provisions of this subchapter. **(effective November 8, 1976)**

S5308. Unlawful parking as a Public Nuisance

(a) Towing

The parking of any vehicle ~~within:~~

- ~~That is disabled, unregistered, or uninspected,~~
- ~~-At an~~ intersection,
- ~~on~~ a crosswalk,
- ~~within~~ fifteen feet of a fire hydrant,
- ~~in~~ front of a private driveway,
- ~~on~~ a bridge ~~or,~~ viaduct,
- ~~A or approach thereto~~ on a sidewalk,
- ~~within~~ the traveled right-of-way of any public highway,
- ~~within~~ any area wherein parking is prohibited or restricted by this ~~title~~Ordinance,
- ~~within~~ any public right-of-way against the lane of travel, ~~- and~~
- ~~a permanent residential / tenant on street as prohibited in Section (see S5300.)~~

~~It~~ is hereby declared a public nuisance, and the Police Commissioner, ~~Street Commissioner,~~ Highway ~~Foreman~~Commissioner, Fire Chief, Town Constable, or any law enforcement officer so authorized, may remove any vehicle so parked, or cause it to be removed at the sole expense of the owner of such, to any parked garage or any holding area as authorized by the Select Board or designated by a law enforcement officer, by towing or otherwise. In the event of such removal, the provisions of (b-f) inclusive shall apply. **(effective Nov. 14, 2002)**

~~(b)~~ Record of Removed Vehicle

~~(c)~~ The following information will be captured from any vehicle towed in compliance of (b):

1. photo of the vehicle;
2. License plate; and
3. VIN (if possible).

~~(b)(d)~~ All information captured for vehicles towed will be shared ~~list~~ with the Town Administrator

The persons so authorized in 5308(b) and the owner of any ~~public~~ garage to which such vehicle is removed shall keep a record of each vehicle so removed ~~as follows:~~

Formatted: Bulleted + Level: 2 + Aligned at: 0.75" + Indent at: 1"

Formatted: List Paragraph, Bulleted + Level: 2 + Aligned at: 0.75" + Indent at: 1"

Formatted: Indent: Left: 0.75"

- ~~— Manufacturer's trade name or make,~~
- ~~— Registration number or motor number if the vehicle is not registered,~~
- ~~— Registered owner if the vehicle bears Vermont Registration~~
- ~~— Such other descriptive matter as may be necessary to identify such vehicle,~~
- ~~- And the name and address of any claimant thereof.~~

~~(e)~~(e) Reclaiming of Vehicle

Before the owner shall be permitted to reclaim a vehicle which has been removed pursuant to (a) of this section, the owner shall provide sufficient information so that their identity may be verified.

- Verification of ownership shall be performed by the towing company or owner of the garage before said vehicle is released
- The vehicle owner shall be required to sign a written receipt acknowledging delivery of said vehicle before release.

~~(f) — Furnish satisfactory evidence to the Police Commissioner and to the owner or person in charge of such public garage of their identity and of their ownership of such vehicle. Verification of ownership shall be done performed by the towing company or owner of the garage before release of said vehicle is released.~~

~~(ii) — Pay to the Police Commissioner all charges for removing said vehicle and all charges for the storing or parking thereof, and for the publication of record of removal.~~

~~(iii) — The vehicle owner shall be required to sign a written receipt acknowledging delivery of said vehicle before release.~~

(effective Nov. 14, 2002)

~~(d)~~(f) Charges

No charges made or incurred hereunder shall be in excess of the rate ordinarily charged by the person making such removal or doing such storing or parking, and if such removal, storing or parking is done by the Town, such charges shall be in conformity with prevailing rates thereof in the Ttown. **(effective Nov. 14, 2002)**

~~(e)~~(g) Lien; Foreclosure

Pursuant to 23 V.S.A. § 1753, aAny and all expenses incurred by the Ttown, or any of the departments thereof, under and by virtue of (a-f) of this subsection, shall be and become a lien upon the motor vehicle removed as herein authorized, and such lien may be foreclosed in accordance with the procedure provided in Ssection 207-1952 of Title 9, Vermont State Statutes Annotated. **(effective Nov. 14, 2005)**

~~(f)~~(h) Charges Not a Fine, Penalty, or Forfeiture

No charges made or incurred hereunder shall be considered to be a fine, penalty or forfeiture. The removal and storage or parking of any vehicle under (a-e) of this subsection shall not be a bar to the institution and prosecution of criminal proceedings against the owner or operator of such vehicle. **(effective Nov. 14, 2002)**

~~(g)~~(i) Severability

If any subsection of this ordinance is held by a court of competent jurisdiction to be invalid, such finding shall not invalidate any other part of this ordinance. **(effective Nov. 14, 2002)**

~~S5309. Violations~~S5309 Municipal Parking Lots

~~Overnight residential / tenant parking is prohibited in municipal parking lots unless authorized by the Selectboard. Parking Ban is subject to 5:00 AM – 8:00 AM for snow removal. This includes River Street parking lot, Davis Park parking lot, and the Municipal Park & Ride on Eastern Avenue.~~

~~(A violation of any provision of this subchapter shall be considered a traffic offense and a fine therefor shall be levied in accordance with the provisions of Title 23, Chapter 243, Vermont Statutes Annotated as the same is from the time to time amended by the Legislature or except that subject to the terms and conditions of Title 7, Chapter 5, subchapter 10 of the Richford Village Ordinances violations of the provisions of this subchapter may be prosecuted and disposed of in the Police Court when a person charged hereunder has not been convicted of a violation of an ordinance which regulates the time, place or manner of parking vehicles more than twice before in the same calendar year. **(effective November 8, 1976)**)~~

~~A violation of this ordinance shall be a civil matter enforced in accordance with the provisions of Title 24, Sections 1974 a, 1977 and et seq., Vermont Statutes Annotated. A civil penalty of \$ 100 may be imposed for the initial violation of this civil ordinance. The penalty for the second offense within a four-month period shall be \$150, and the penalty for subsequent offenses within a four-month period shall be \$200. The waiver fee shall be set at \$25 for the first offense, \$50 for the second offense within a four-month period, and \$75 for all subsequent offenses with a four month period. Each day that the violation continues will constitute a separate violation of this ordinance. (amendment effective Dec. 10, 1996)~~

S5321. Winter Parking – Restriction

(a) No person shall park or cause to be parked a motor vehicle under ~~(his)~~ their control or direction or registered in ~~(his)~~ their name within the highway right of way of the public streets located ~~within the boundaries of the former Village between in the (Village) Town of Richford between~~ the hours of ~~{2:00 AM and 6:00 AM} 11 P.M and 8 A.M.~~; including Sundays and legal holidays during the period from December 1st of every year to April 15th of the following year. **(effective July 10, 1978, amendment effective Nov. 14, 2002)**

~~(b) Notwithstanding the provisions of subsection (a) of this section parking on Main Street between River Street and School Street, Province Street, and River Street shall be prohibited between the hours of 2:00 A.M and 6:00 A.M.; including Sundays and legal holidays during the period from December 1st of every year to April 15th of the following year. **(effective Nov 14, 2002)**)~~

~~(c) Notwithstanding the provisions of subsection (a) of this section parking shall be permitted past 11 PM for church, school, and Town Hall functions on Main and Church Streets. (effective Nov. 14, 2002)~~

~~(d)~~ The Selectboard may grant by pre-arrangement a written temporary waiver not to exceed 48 hours for circumstances deemed appropriate and beyond the control of the applicant. **(effective Nov. 14, 2002)**

S5323 repealed in its entirety effective Nov. 14, 2002

S5323. Removal of Stopped Vehicles – Generally

- (a) Any law enforcement officer is authorized to:
- (1) Move or cause to be moved a vehicle stopped, parked or standing contrary to any of the provisions of this title, or to require the driver or other person in charge to move the vehicle
 - (2) Remove or cause to be removed an unattended vehicle, which is an obstruction to traffic, to a garage, or other place of safety;
 - (3) Remove any vehicle found upon a highway as defined in Title 19, Section 1, Vermont Statutes Annotated, to a garage or other place of safety when:
 - (A) The officer is informed by a reliable source ~~if that~~ the vehicle has been stolen or taken without consent of its owner; or,
 - (B) The person in charge of the vehicle is unable to provide for its removal, and the law enforcement officer determines the vehicle should be removed; or
 - (C) The person in charge of the vehicle has been arrested under circumstances which require his-their immediate removal from control of the vehicle.
- (b) Any enforcement officer removing or causing the removal of the motor vehicle under this section shall notify the ~~Village-Town~~ Clerk as to the location and date of discovery of the vehicle and the place of storage. The officer shall record and remove from the vehicle, if possible, any information which might aid him in ascertaining the ownership of the vehicle.
- (c) All expenses incurred in the removal of the vehicle pursuant to this section shall be borne by the registered owner thereof and such expenses shall constitute a lien on such vehicle in favor of the ~~Village-Town~~ of Richford, which lien shall be discharged before a vehicle subject thereto is returned to the owner. (effective July 10, 1978)
- ~~(e)(a) (effective July 10, 1978)~~

S5324. Public Notice

Public notice will be specified in the winter maintenance policy set forth by the Sselect Bboard.

Formatted: Font: Not Bold

~~On or before December 1st in each year the (Village Trustees) Town Selectboard shall cause to published in a newspaper having general circulation in the (Village) Town of Richford a notice directed to the public generally setting forth the provisions of (Section 5321 and Section 5323) *sections 5321, 5323 and 5326) Section 5321 and Section 5308 of this subchapter. Said notice shall be published at least once each week for three consecutive weeks and in no event shall the first publication be prior to November~~

~~1st (effective July 10, 1978, amendment effective Nov.11, 1996, 2nd amendment effective Nov 14, 2002)~~

55326. Violations

~~(A violation of any provisions of section 5321 of this subchapter ordinance shall may be considered a traffic offense-violation and a fine therefor shall be levied in accordance with provisions of Title 23, Chapter 243, Vermont Statutes Annotated as the same is from time to time amended by the Legislature except that, as described below and subject to the terms and conditions of Title 7, Chapter 5, Subchapter 10 of the Richford Village Ordinances violations of the provisions of section 5321 may be prosecuted and disposed of in the Police Court when a person charged thereunder has not been convicted of a ~~link~~ violation more than twice before in the same calendar year. (effective July 10, 1978)~~

~~(A violation of this ordinance shall may be considered be a civil matter enforced in accordance with the provisions of Title 24. Sections 1974-a, 1977 and et seq., Vermont Statutes Annotated. Penalties will be assessed according to the Judicial Bureau Waiver Penalty Schedule in effect at the time of violation." A civil penalty of \$100 may be imposed for the initial violations of this civil ordinance. The penalty for the second offense with a four month period shall be \$150, and the penalty for subsequent offenses within a four month period shall be \$200. The waiver fee shall be set at \$25 for the first offense, \$50 for the second offense within a four month period, and \$75 for all subsequent offenses within a four month period. Each day that the violation continues will constitute a separate violation of this ordinance. (amendment effective Nov.11. 1996)) The removal and storage of any vehicle under this ordinance shall not be a bar to the institution and prosecution of civil proceedings against the owner or operator of such vehicle.~~

A violation of any provisions of Section 5321 of this subchapter shall be declared:

- (a) A parking offense and a fine therefor shall be levied in accordance with the provisions of Title 23, Chapter 19, Vermont Statutes Annotated as the same is from time to time amended by the Legislature except that subject to the terms and conditions of Title 7, Chapter 5, Subchapter 10 of the Richford Town Ordinances. Violations of the provisions of this subchapter may be prosecuted and disposed of in the Police Court when a person charged hereunder has not been convicted of a violation of an ordinance which regulates the time, place or manner of parking vehicles more than twice before in the same calendar year.
- (b) A public nuisance; and removed, stored and returned according to section 5308 of this title.

Formatted: No underline

Formatted: No underline

Formatted: No underline

A violation may be subject to either provision (a) or provisions (b) of this section, but not to both. (amendment effective Nov.14, 2002)

~~(A violation of any provision of this subchapter shall be considered a traffic offense and a fine therefor shall be levied in accordance with the provisions of Title 23, Chapter 24, Vermont Statutes Annotated as the same is from the time to time amended by the Legislature except that subject to the terms and conditions of Title 7, Chapter 5, subchapter 10 of the Richford Village Ordinances violations of the provisions of this subchapter may be prosecuted and disposed of in the Police Court when a person charged hereunder has not been convicted of a violation of an ordinance which regulates the time, place or manner of parking vehicles more than twice before in the same calendar year. (effective November 8, 1976)~~

~~A violation of this ordinance shall be a civil matter enforced in accordance with the provisions of Title 24, Sections 1974 a, 1977 and et seq., Vermont Statutes Annotated. A civil penalty of \$ 100 may be imposed for the initial violation of this civil ordinance. The penalty for the second offense within a four month period shall be \$150, and the penalty for subsequent offenses within a four month period shall be \$200. The waiver fee shall be set at \$25 for the first offense, \$50 for the second offense within a four month period, and \$75 for all subsequent offenses with a four month period. Each day that the violation continues will constitute a separate violation of this ordinance. (amendment effective Dec. 10, 1996)~~

S5327. Other Relief

In addition to the enforcement procedures available, the Town of Richford is authorized to commence a civil action to obtain injunctive and other appropriate relief, or to pursue any other remedy authorized by law. **(effective Nov. 14, 2002)**

S5328. Severability

If any section of this ordinance is held by a court of competent jurisdiction to be invalid such finding shall not invalidate any other part of this ordinance. **(effective Nov. 14, 2002)**

This ordinance shall become effective sixty (60) days after its adoption by the Richford Selectboard. If a petition is filed under 24 V.S.A. § 1973, that statute shall govern the taking effect of this ordinance.

Adopted this 16th day of September 2024. Effective date November 18, 2024.

Formatted: Superscript

Selectboard, Chair

Selectboard, Vice Chair

Selectboard

Selectboard

Selectboard