

RESOLUTION OF THE  
BOARD OF SELECTMEN AND VILLAGE TRUSTEES  
TOWN AND VILLAGE OF PITTSFORD, VERMONT

WHEREAS, the undersigned Selectmen of the Town of Pittsford, and the Trustees of the Village of Pittsford, Vermont, have conducted an extensive traffic investigation of the streets and roads within the Town and Village of Pittsford, Vermont, for purposes of considering the adoption of a Traffic Ordinance relating to the maximum speed of vehicular traffic, parking, and the regulation of motor vehicles generally, and;

WHEREAS, the results of the investigation were presented by testimony of members of the Board of Selectmen and Village Trustees on January 4, 1980,

NOW THEREFORE, the Board of Selectmen of the Town of Pittsford, and the Trustees of the Village of Pittsford, Vermont, hereby ratify, approve and adopt the results of the investigation as the basis for the proposed traffic ordinance regulating vehicular traffic within the Town and Village of Pittsford.

APPROVED, RATIFIED AND ADOPTED this 6th day of February 1980.

Ayes 3: Ronald D. Moran  
Ronald D. Moran  
George A. Eugair  
George A. Eugair  
Mary C. Crahan  
Mary C. Crahan  
Board of Selectmen  
Pittsford, Vermont

Nays 0

Ayes 5: Harry S. McKinlay  
Harry S. McKinlay, Pre  
Frederick C. Reynolds  
Frederick C. Reynolds  
Jean Ollice Harvie  
Jean Ollice Harvie  
Fred A. Harvie  
Fred A. Harvie  
Ronald D. Moran  
Ronald D. Moran  
Trustees

Nays 0

Barbara J. Smith  
Asst. Town Clerk

Attest: Korochea B. Parker  
Board Clerk

ORDINANCE

AN ORDINANCE to enact, codify, amend and revise certain ordinances of the Town of Pittsford, and Village of Pittsford, Vermont, to be known as the "Revised Ordinances of Pittsford".

BE IT ORDAINED BY THE SELECTMEN OF THE TOWN OF PITTSFORD AND THE TRUSTEES OF THE VILLAGE OF PITTSFORD, VERMONT, AS FOLLOWS:

TITLE 1  
GENERAL PROVISIONS

§101. Pursuant to the authority granted in Chapters 59 & 61 of Title 24 of the Vermont Statutes Annotated, this Title, and the following Titles, are enacted and shall be known as the "Revised Ordinances of Pittsford" hereinafter sometimes referred to as "this Revision". Citations to this revision, and any amendments or additions hereto, shall be as follows: "R.O.P. §      /      /80"

§102. REVOCATION OF PRIOR ORDINANCES; CERTAIN ORDINANCES EXCEPTED:

(a) Except as provided below, all ordinances, or parts of ordinances of the Town of Pittsford enacted or in effect prior to the effective date hereof are hereby repealed and declared to be of no further force and effect.

(b) Nothing contained in this Revision shall in any way be deemed to revoke, amend or modify the Zoning Regulations of the Town of Pittsford, Vermont, approved on March 2 1966, amended March 1967, revised March 6, 1973 and revised on March 4, 1975, except that the penalty and enforcement provision of this Revision shall apply to all violations of said Zoning Regulations.

(c) Nothing contained in this Revision shall in any way be deemed to revoke, amend, or modify the Sewer Ordinance of the Town of Pittsford, Vermont, approved on May 16, 1973, except that the penalty and enforcement provisions of this Revision shall apply to all violations of said Sewer Ordinance.

(d) Nothing contained in this Revision shall in any<sup>way</sup> be deemed to revoke, amend, or modify the Water Ordinance of the Town of Pittsford, Vermont, approved on January 1, 1978, except that the penalty and enforcement provisions of this Revision shall apply to all violations of said Water Ordinance.

(e) Nothing contained in this Revision shall in any<sup>way</sup> be deemed to revoke, amend, or modify the Dance Hall Ordinance of the Town of Pittsford, Vermont, approved on August 9, 1967 except that the penalty and enforcement provisions of this Revision shall apply to all violations of said Dance Hall Ordinance.

(f) Nothing contained in this Revision shall in any way be deemed to revoke, amend, or modify the Sanitary Landfill Ordinance of the Town of Pittsford, Vermont, approved on April 23, 1969 except that the penalty and enforcement provisions of this Revision shall apply to all violations of said Sanitary Landfill Ordinance.

(g) Nothing contained in this Revision shall in any way be deemed to revoke, amend, or modify the Mobile Home Park Ordinance of the Town of Pittsford, Vermont, approved on April 18, 1962 except that the penalty and enforcement provisions of this Revision shall apply to all violations of said Mobile Home Park Ordinance.

(h) This repeal shall not apply to or affect any ordinance heretofore adopted which accepts or adopts the provisions of any statute of the state or which accepts any grant, gift or other benefit to the Town or to any segment thereof. No ordinance which has been repealed heretofore shall be revived by the repeal provisions contained in this section.

§103. CATCHLINES

Title, chapter, and section captions are included for convenience of users, but they are not to be construed as a part of the text to which they relate.

§104. REPEALS; SAVING PROVISIONS

This Revision shall not affect an act done, a right or obligation accruing, accrued, acquired or established, a penalty incurred, or suit, prosecution or proceeding pending, at the time when it takes effect.

§105. NOTICE TO PUBLIC; EFFECTIVE DATE

This Ordinance shall be duly published in accordance with the provisions of Chapter 59 of Title 24 of the Vermont Statutes Annotated, and shall take effect and be in operation in accordance therewith.

§106. SEPARABILITY

It is the intention of the Selectmen that each separate provision of this Revision shall be deemed independent of all other provisions therein, and it is the further intention of the Selectmen that if any provision of this Revision be declared invalid, all other provisions thereof shall remain valid and enforceable.

§107. GENERAL PENALTY

Violation of any provision of this Revision, any Ordinance of the Town of Pittsford not revoked hereby, or any Ordinance adopted by the Town of Pittsford in the future, shall subject the violator to a fine of not more than \$500.00 and imprisonment for not more than one year, and may subject the violator to such other remedies as may be pursued by the Town of Pittsford under the provisions of 24 VSA §1974.

§108. LIABILITY TO TOWN

In addition to any other penalty provided by this Revision, violation of any provision of this Revision or any other Ordinance of the Town of Pittsford not revoked hereby, or any Ordinance adopted by the Town of Pittsford in the future, shall render the violator liable to the Town of Pittsford, Vermont, for any expenses, loss, or damage incurred by the Town of Pittsford by reason of such violation.

TITLE 2  
REGULATION OF MOTOR VEHICLES

CHAPTER 1  
APPLICABILITY OF OTHER LAWS AND ORDINANCES

§2101. TOWN ORDINANCES APPLICABLE

The laws of the State of Vermont shall apply in all instances not covered by this Title. The provisions of this Title shall be applicable upon all streets and roads within the Town of Pittsford, Vermont, except as otherwise declared and determined by said laws of the State of Vermont.

CHAPTER 2  
SPECIAL STOPS REQUIRED

§2201. THROUGH STREETS

The following described highways, and all parts or portions thereof lying within the Town of Pittsford, Vermont, are hereby declared to be through streets for the purpose of this ordinance.

1. U.S. Route #7
2. Vermont Route #3

§2202. AUTHORITY TO ERECT STOP AND YIELD SIGNS

Whenever any ordinance designates and describes a through street, it shall be the duty of the Selectmen to place and maintain a stop or yield sign on each and every street intersecting such through streets or intersecting that portion thereof

described and designated as such by any ordinance of this Town, unless traffic at any such intersection is controlled at all times by traffic-control signals, provided, however, that at the intersection of two through streets or at the intersection of a through street and a heavy traffic street not designated as a through street, stop or yield signs shall be erected at the approaches of either of said streets as may be determined by the Selectmen.

§2203. INTERSECTIONS WHERE STOP REQUIRED

The Selectmen are hereby authorized to determine and designate intersections where particular hazard exists upon other than through streets and to determine whether vehicles shall stop or yield the right of way at one or more entrances to any such intersection, and shall erect a stop sign or yield sign at every such place where a stop or yield of right of way is required.

§2204. SIGNS TO BEAR THE WORD "STOP" OR "YIELD"

(a) Every stop sign erected pursuant to this Chapter shall bear the word "STOP" in letters not less than 8 inches in height, and such sign shall, at nighttime, be rendered luminous by efficient reflecting elements on the face of the sign. Every stop sign shall be located as near as practicable at the nearest line of the cross walk on the near side of the intersection or, if none, at the nearest line of the through street.

(b) Every yield sign erected pursuant to this Chapter shall bear the word "YIELD" in letters not less than 8 inches in height, and such sign shall, at nighttime, be rendered luminous by efficient reflecting elements on the face of the sign. Every yield sign shall be located as near side of the intersection or, if none, at the nearest line of the through street.

§2205. VEHICLES TO STOP AT STOP SIGNS; YIELD AT YIELD SIGNS

When stop or yield signs are erected as herein authorized at or near the entrance of any intersection, every driver of a vehicle shall stop or yield, as the case may be, in accordance with the provisions of 23 VSA §1048.

§2206. EMERGING FROM ALLEY, DRIVEWAY, OR BUILDING

The driver of any 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 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 on said roadway.

§2207. STOP WHEN TRAFFIC OBSTRUCTED

No driver shall enter an intersection or a marked cross walk unless there is sufficient space on the other side of the intersection or cross walk to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians not withstanding any traffic-control signal indication to proceed.

§2208. OBEDIENCE TO SIGNAL INDICATING APPROACH OF RAILROAD TRAIN

(a) Whenever any person driving a vehicle approaches a railroad grade crossing under any of the circumstances stated below in this Section, the driver of such vehicle shall stop within 50 feet but not less than 15 feet from the nearest rail of such railroad, and shall not proceed until he can do so safely. The foregoing requirements shall apply when:

- (1) A clearly visible electric or mechanical signal device gives warning of the immediate approach of a railroad train;

(2) A crossing gate is lowered or when a flagman gives or continues to give a signal of the approach or passage of a railroad train;

(3) A railroad train approaching within approximately 1500 feet of the highway crossing emits a signal audible from such distance and such railroad train, by reason of its speed or nearness to such crossing, is an immediate hazard;

(4) An approaching railroad train is plainly visible and is in hazardous proximity to such crossing.

(b) No person shall drive any vehicle through, around or under any crossing gate or barrier at a railroad grade crossing while such gate or barrier is closed or is being opened or closed.

#### §2209. VIOLATION

The violation of any provision of the ordinances of the Town of Pittsford, pertaining to the use, ownership, or operation of motor vehicles shall be known as a traffic offense, and shall be subject to the provisions of 23 VSA §2201 through §2207 inclusive.

#### §2210. PENALTIES

Every person convicted of a violation of any provision of this Chapter shall pay to the Town of Pittsford any fees or expenses, including legal costs, incurred by the Town of Pittsford in the prosecution of such violations, and, unless another penalty is expressly provided by law, shall be punished by a fine of not more than \$50.00.

#### §2211. ENFORCEMENT

(a) The provisions of this Ordinance may be enforced by any enforcement officer so authorized by the Vermont Statutes, including but not limited to Town constables, county sheriffs or State Police.

(b) Prosecution of any violation of this Chapter shall be undertaken by the Town grand juror or County State's Attorney.

CHAPTER 3  
PARKING VEHICLES

§2301. STOPPING, STANDING, OR PARKING VEHICLES

(a) No person shall stop, stand, or park a vehicle, except when necessary to avoid conflict with other traffic or in compliance with law or the directions of an enforcement officer or traffic-control device, or in any of the following places:

1. On a sidewalk;
2. In front of a public or private driveway;
3. Within an intersection;
4. Within 6 feet of a fire hydrant;
5. On a crosswalk;
6. Within 6 feet of a cross walk at an intersection;
7. Within 30 feet upon the approach of any flashing beacon, stop sign, or traffic-control signal located at the side of a roadway;
8. Within 25 feet of the nearest rail of the intersection of a railroad and any town or state road, street or highway;
9. Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of said entrance (when signposted);
10. Alongside or opposite any street excavation or obstruction when stopping, standing or parking obstructs traffic;
11. On the road way side of any vehicle stopped or parked at the edge of a street or highway;
12. Upon any bridge or other elevated structure upon a highway or within a highway tunnel;
13. At any place where official signs prohibit stopping, standing or parking.

(b) No person shall move a vehicle into any such prohibited area.

§2302. STOPPING, STANDING, PARKING NOT TO OBSTRUCT TRAFFIC

No person shall stop, or park any vehicle or permit any vehicle to stand, except where necessary to avoid conflict with other traffic or in compliance with laws or the direction of an enforcement officer or traffic-control device, upon a street, or alley in such a manner or under such conditions as to leave available less than 10 feet of the width of the roadway for free movement of vehicular traffic.

§2303. PARKING FOR CERTAIN PURPOSES PROHIBITED.

No person shall park a vehicle upon any roadway for the principal purpose of:

- (a) Displaying such vehicle for sale;
- (b) Washing, maintaining or repairing such vehicle except repairs or maintenance necessitated by an emergency.

§2304. PARKING ADJACENT TO SCHOOLS

(a) The Selectmen are hereby authorized to erect signs indicating no parking upon either side or both sides of a town road adjacent to any school property when such parking would, in their opinion, interfere with traffic or cause a hazardous situation.

(b) When official signs are erected indicating no parking upon either side of a road adjacent to any school property as authorized herein, no person shall park a vehicle in any such designated place.

§2305. PARKING PROHIBITED ON NARROW ROADS

(a) The Selectmen are hereby authorized to erect signs indicating no parking upon any town road when the width of the roadway does not exceed 20 feet, or upon one side of a town road

as indicated by such signs when the width of the roadway does not exceed 30 feet.

(b) When official signs prohibiting parking are erected upon a narrow road as authorized herein, no person shall park a vehicle upon any such roadway in violation of any such sign.

§2306. STANDING OR PARKING ON ONE-WAY ROADS

The Selectmen are hereby authorized to erect signs upon the left hand side of any one-way road prohibiting the standing or parking of vehicles, and when such signs are in place, no person shall stand or park a vehicle upon the left hand side of a roadway in violation of such prohibition.

§2307. STANDING OR PARKING ON ONE-WAY ROADS

In the event a town road includes two or more separate roadways with traffic restricted to one direction over each such roadway, no person shall stand or park a vehicle upon the left hand side of any roadway unless signs are erected to permit such standing or parking. The Town Road Commissioner is hereby authorized to determine when standing or parking is permitted upon the left hand side of a one-way roadway and to erect signs giving notice thereof.

§2308. ADDITIONAL RESTRICTED AREAS

(a) The Selectmen of the Town are herewith authorized to designate any street, road, or right of way used by the public, public parking lot or private parking lot used by the public within or on which or along which parking may be restricted or prohibited in their discretion for purposes of health, safety and welfare of the general citizenry of the Town.

(b) Any person owning or having a legal interest in premises which are adjacent to or otherwise affected by public roads, streets or parking areas may petition the Selectmen to designate

such an area as restricted parking or prohibited parking. The Selectmen, as soon as is possible, will proceed to hear such petition and, if they deem it necessary for the furtherance of the public good, health and welfare, they shall designate such areas as restricted or prohibited, and shall so mark them by official signs.

§2309. AUTHORITY TO REMOVE VEHICLES.

(a) In addition to the penalties as may be provided for violation of the Ordinances of the Town of Pittsford, the Selectmen and all lawful enforcement officers are hereby authorized to direct the removal of a vehicle from a street or highway to the nearest garage or other place of safety, or to a garage designated or maintained by the Town of Pittsford under the circumstances hereinafter enumerated:

- (1) When any vehicle is left unattended upon any highway, street, bridge, viaduct, or causeway, or in any tube or tunnel; where, in the opinion of the Selectmen or an enforcement officer, such vehicle constitutes a hazard, or obstruction to traffic;
- (2) When a vehicle upon a highway is so disabled as to constitute an obstruction to traffic and the person or persons in charge of the vehicle are by reason of physical injury incapacitated to such an extent as to be unable to provide for its custody or removal;
- (3) When any vehicle is left unattended in violation of any ordinance of the Town of Pittsford.

(b) Whenever the Selectmen or enforcement officer remove a vehicle from a street as authorized in this Section, the owner of such vehicle shall be required to pay a reasonable towing charge, not to exceed \$50.00 for such removal and a storage charge not to exceed \$1.00 per day for which charges a lien may be