

SALISBURY TRAFFIC ORDINANCE

The Town of Salisbury, pursuant to the authority granted us in 23 VSA 1007 and 1008, and Title 24 VSA 1971 and 2291 (1) (4) and (5) and such other general enactments as may be material hereto, does hereby enact the following Traffic Ordinance for the Town of Salisbury:

ARTICLE I. Definitions

The following definitions shall apply:

1. *Crosswalk*:
 - a) That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway.
 - b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface with properly posted warning signs.
2. *Edge of the roadway* is the extreme right-hand limit of any improved area within the right of way of the highway.
3. *Enforcement officers* shall include sheriffs, deputy sheriffs, constables, police officers, state's attorneys, capitol police officers, motor vehicle inspectors, state game wardens and state police.
4. *Highway, road, public highway or public road* shall include all parts of any bridge, culvert, roadway, street, square, fairground or other place open temporarily or permanently to public or general circulation of vehicles and shall include a way laid out under authority of law.
5. *Intersecting highway* shall mean any highway which joins another at an angle, whether or not it crosses the other; but a driveway leading to or from private grounds shall not be interpreted to be a highway.
6. *Motor vehicle* shall include all vehicles propelled or drawn by power other than muscular power, except farm tractors, vehicles running only upon stationary rails or tracks, motorized highway building equipment, road making appliances, snowmobiles, or tracked vehicles or electric personal assistive mobility devices.
7. *Operate, operating or operated* as applied to motor vehicles shall include drive, driving and driven and shall also include an attempt to operate, and shall be construed to cover all matters and things connected with the presence and use of motor vehicles on the highway, whether they be in motion or at rest.
8. *Operator* shall include all persons properly licensed to operate motor vehicles.
9. *Owner* shall include any person, corporation, co-partnership or association, holding legal title to a motor vehicle, or having exclusive right to the use or control thereof for a period of 30 days or more.

10. *Person* as used in this ordinance shall include a corporation, association, co-partnership, company, firm or other aggregation of individuals.
11. *Roadway* is that portion of a highway improved, designed or ordinarily used for vehicular traffic, exclusive of the shoulder.
12. *Pedestrian* means any person afoot, and shall also include any person 16 years of age or older operating an electric personal assistive mobility device. The age restriction shall not apply to a person who has an ambulatory disability as defined in 23 VSA 304a.

ARTICLE II. Scope

The ordinance establishes special traffic regulations on public highways within the Town of Salisbury.

ARTICLE III. Traffic Control Devices

- A. 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.
- B. It shall be unlawful for any person to intentionally remove, injure, obstruct, deface, alter or tamper with any traffic control device or any railroad sign or signal or any inscription, shield or insignia thereon, or any part thereof.
- C. 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 the permission of the Salisbury Selectboard.

ARTICLE IV. Speed Regulations

On the basis of traffic studies, the following speed limits are hereby established:

- A. A maximum speed of 40 miles per hour on Shard Villa Road from the intersection of Columbus Smith Road to the Middlebury town line,
- B. A maximum speed of 25 miles per hour on Maple Street from the intersection of Schoolhouse Road to the Leicester town line,
- C. A maximum speed of 25 miles per hour on Smead Road from the intersection of Schoolhouse Road to the intersection of Maple Street,
- D. A maximum speed of 25 miles per hour on Kelley Cross Road.
- E. A maximum speed of 30 miles per hour on the following roads:
 1. Lake Dunmore Road from 200' north of the intersection of West Shore Road to the Leicester town line,
 2. The entire length of West Shore Road from Lake Dunmore Road to the intersection with Maple Street.
- F. The maximum speed limit on US Route 7 shall be the same as those limits established and posted by the State of Vermont.
- G. A maximum speed of 35 miles per hour on all other paved and unpaved roads within the Town of Salisbury.

The above speed limits shall be posted in accordance with the standards set forth in the Manual of Uniform Traffic Control Devices and shall be in effect when so posted.

Article V. Intersection Where Stop or Yield Required

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 Title 23 VSA Section 1048.

- a) The following intersections shall be designated as “STOP” intersections and shall be so signed:

Creek Road at Railroad Crossing
West Salisbury Road at Shard Villa Road (NB)
3-Way at Plains/Lower Plains/Beaver Pond Roads
Columbus Smith Road at Shard Villa Road
Columbus Smith Road at Middle Road
Pidgeon Road East at Middle Road
Middle Road at West Salisbury Road
Leland Road at West Salisbury Road
Morgan Road at West Salisbury Road
Morgan Road at Leland Road (SB)
Maple Street at Maple Street (NB) @ Village Triangle
Kelly Cross Road at West Salisbury Road (SB)
Kelly Cross Road at Holman Road
Holman Road at US Route 7 (both ends)
West Salisbury Road at US Route 7
Maple Street at US Route 7

Lake Dunmore Road at US Route 7
Plains Road at US Route 7
Pidgeon Road West at Shard Villa Road
Beaver Pond Road at Upper Plains Road
Upper Plains Road at Lake Dunmore Road
Upper Plains Road at West Shore Road
West Shore Road at Lake Dunmore Road
Smead Road at Lake Dunmore Road
Smead Road at Maple Street (SB)
Rogers Road at West Shore Road
Preston Road at West Salisbury Road
Schoolhouse Road at Maple Street
Schoolhouse Road at Smead Road
Maple Street (SB) at West Salisbury Road
Maple Street (SB) at West Shore Road

- b) The following intersections shall be designated as “YIELD” intersections and shall be so signed:

Dewey Road at West Salisbury & Creek Roads
West Salisbury Road at Shard Villa Road (SB)
Morgan Road at Leland Road (NB)
Kelley Cross Road at West Salisbury Road (NB)
Upper Plains Road at Beaver Pond Road (NB & SB)
Smead Road at Maple Street (NB)
West Shore Road at Maple Street (SB)
Beaver Pond Road at Upper Plains Road

ARTICLE VI. Stop When 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/she is operating without obstructing the passage of other vehicles or pedestrians not withstanding any traffic-control signal indication to proceed.

ARTICLE VII. Obedience to Signal Indicating Approach of Railroad Train

- a) Whenever any person driving a vehicle approaching a railroad grade crossing under any of the circumstances stated in this section, the driver of such vehicle shall stop within fifty (50) feet but not less than fifteen (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 human flagman gives or continues to give a signal of the approach or passage of a railroad train;

- 3) A railroad train approaching within approximately fifteen hundred (1500) feet of the highway crossing emits a signal audible from such distance and such 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.

ARTICLE VIII. U Turns Prohibited Using Right of Way

It shall be unlawful for the driver of any vehicle traveling or parking within or adjacent to the right of way of any street, road, or highway within the Town of Salisbury to turn such a vehicle within said right of way so as to cause said vehicle to proceed in the opposite direction.

ARTICLE IX. Crosswalks

Crosswalks in the Town of Salisbury shall be properly marked and have warning signs as detailed in the Federal Highway Administration, Manual of Uniform Traffic Control Devices (MUTCD). Crosswalks are permitted at the following locations:

- West Shore Road (at Waterhouse Campground)
- West Shore Road (at Sunset Lodge)
- Lake Dunmore Road (at Kampersville Deli)
- Lake Dunmore Road (at Kampersville Beach)
- Lake Dunmore Road (at Camp Keewadin)
- Lake Dunmore Road (at Branbury State Park)

ARTICLE X. Parking Regulations

- a) It shall be unlawful to park at any time in the travel portion of any public highway.
- b) It shall be unlawful to park within any highway right-of-way [25' from center of road] when inclement weather requires snow plowing or other maintenance.
- c) Any vehicle parked in violation of the provisions of this article may be summarily removed at the owner's expense, by order of any law enforcement officer, road foreman, or Select Board member.

ARTICLE XI. Enforcement

This ordinance shall be enforced by any law enforcement officer certified by the State of Vermont.

ARTICLE XII. Emergency Vehicle Exception

The speed limitations as set forth in this ordinance shall not apply to official emergency service vehicles (police, fire, ambulance) when operated with due care for safety by a person certified to operate the same when travelling to an alarm or emergency.

ARTICLE XII. General Provisions

1. Separate Offenses:

Each violation of a provision of this ordinance shall be deemed a separate offense.

2. Penalties:

A person who violates any provision of this ordinance shall be fined in accordance with fines and points as assessed by the Vermont Judicial Bureau. The provisions of this ordinance shall be cumulative to the fullest extent permitted by law with respect to all other statutes or ordinances now or hereafter adopted regardless of their order of passage or enactment.

3. Severability:

The provisions of this ordinance are declared to be severable and if any provision hereof is adjudged invalid such judgment shall not affect the validity of any other provision.

4. Designation:

This ordinance may be referred to as the Salisbury Traffic Ordinance and in a prosecution hereunder a copy of such ordinance, certified by the Town Clerk, shall be prima facie evidence thereof. An allegation that the act constituting the offense charged is contrary to a specified provision of this ordinance shall be a sufficient reference hereto.

5. Repeal of Prior Traffic or Speed Ordinances:

Any other ordinance or traffic regulation, or any amendments thereto, heretofore adopted by the Town of Salisbury are repealed as of the effective date of this ordinance.

Date Adopted: September 8, 2015

Effective Date: November 7, 2015

Martha Sullivan



Jackie Devoid



John Rouse



Jonathan Blake

Tom Scanlon



