

Town of Belvidere, Vermont
Speed Limit Ordinance

ARTICLE 1. AUTHORITY. This ordinance is adopted by the Selectboard for the Town of Belvidere, Vermont, under authority granted by 4 V.S.A. Chapter 29; 19 V.S.A. §§ 304(a)(6) and (a)(7); 23 V.S.A. §§ 1007, 1008, 2302(a)(4), and 2305; and 24 V.S.A. §§ 1971 et seq., 2291(4).

ARTICLE 2. PURPOSE. The purpose of this ordinance is to promote the public health, safety, and welfare by establishing safe speed limits on certain paved and unpaved Town highways in the Town of Belvidere, Vermont.

ARTICLE 3. DEFINITIONS. As used in this ordinance "motor vehicle" shall include, consistent with state law, all vehicles propelled or drawn by power other than muscular power.

ARTICLE 4. SPEED REGULATIONS. Based on considerations of neighborhood character, abutting land use, bicycle and pedestrian use and physical characteristics of the highways, and where applicable, on traffic studies performed by the Lamoille County Planning Commission, the following speed limits are hereby established and shall apply to all motor vehicles:

A. Town Highways.

i. The following Town highway(s) shall have a speed limit of twenty-five (25) miles per hour:

1. T.H. #7, Laraway Mountain Road – for the entire length, including the Class 4 section.

ii. The following Town highway(s) shall have a speed limit of thirty (30) miles per hour:

1. T.H. #6, Smithville Road - for the entire length, including the Class 4 section

Posting. The above speed limits shall be posted in accordance with standards set forth in the *Manual of Uniform Traffic Control Devices*.

ARTICLE 5. VIOLATIONS & PENALTIES. It shall be a violation of this ordinance for any person to operate a motor vehicle in excess of the above posted speed limits. The penalty for a violation of this ordinance is assessed according to the Judicial Bureau Waiver Penalty Schedule in effect at the time of violation.

ARTICLE 6. ENFORCEMENT. This ordinance may be enforced by any qualified law Enforcement Officer in the State of Vermont. The violation of this ordinance shall be a civil matter which may be enforced in the Vermont Judicial Bureau in accordance with the provisions of 24 V.S.A. §§ 1974a and 1977 et seq. and Rule 80.6 of the Vermont Rules of Civil Procedure. For purposes of

enforcement in the Judicial Bureau, any Enforcement Officer shall have the authority to issue tickets and may be the appearing officer at any hearing.

ARTICLE 7. OTHER LAWS. This Ordinance is in addition to all other ordinances of the Town and all applicable laws to the State of Vermont. All ordinances or parts of ordinances, resolutions, regulations, or other documents inconsistent with the provision of this ordinance are hereby repealed to the extent of such inconsistency.

ARTICLE 8. 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.

ARTICLE 9. EFFECTIVE DATE. This ordinance shall become effective 60 days after its adoption by the Town of Belvidere Selectboard. If a petition is filed under 24 V.S.A. § 1973, that statute shall govern the taking effect of this ordinance.

Adopted this 17th day of August, 2022 by the Town of Belvidere Selectboard.

Town of Belvidere Selectboard

Earl H. Domine Jr.

Kenneth Adams Jr.

Kim LA

signatures

Adoption History

1. Agenda item at regular Selectboard meeting held on 8-17-2022
2. Read and approved at regular Selectboard meeting on 8-17-2022 and entered in the minutes of that meeting which were approved on 9-07-22.
3. Posted in public places on 8-22-22.
4. Notice of adoption published in the News+Citizen newspaper on Aug 26, 2022 with a notice of the right to petition.
5. Other actions [petitions, etc.].