

**Town of Stockbridge Ordinance
Regulating All Terrain Vehicles**

SECTION I. AUTHORITY. Under authority granted in 24 V.S.A. Chapter 59 and 23 V.S.A. 3510, the Selectboard of the Town of Stockbridge hereby adopts the following civil ordinance regulating the time, manner and location of operation of all-terrain vehicles within the town. This ordinance and accompanying regulations are adopted as a supplement to, and not as a substitute for, any Vermont statutes and regulations with reference to all-terrain vehicles.

SECTION II. PURPOSE. The purpose of this ordinance is to protect the health and safety of operators of all-terrain vehicles and of the residents of the Town and to protect the animals, property and environment of the Town.

SECTION III. DEFINITIONS.

- A. "All-terrain vehicle," or "ATV," means any non-highway recreational vehicle, except snowmobiles, when used for cross-country travel on trails or on any one of the following or a combination thereof; water, snow, ice, marsh, swampland and natural terrain.
- B. "Operate" shall include any attempt to operate and shall be construed to cover all matters and things connected with the presence and use of all-terrain vehicles whether they be in motion or at rest.

SECTION IV. OPERATION OF ATVS

- A. All ATVs must be registered and operated according to the requirements of 23 V.S.A. Chapter 31.
- B. In addition to specific provisions of Vermont Statutes, ATVs may be operated on the segments of town highways as designated on a map available at the Town Clerk's office. The Selectmen, from time to time, shall decide which roads and highways will be opened for use by all-terrain vehicles. The Board of Selectmen reserve the absolute right to redesignate any roads at any time, or to close all roads.
- C. The ATV club will be responsible to provide and post (Selectboard approved) signage, at each end of all subject class 3 highways, to notify motorists that ATVs are on the road.
- D. ATVs may be operated on Town Highways May 15th to November 1st of each year.
- E. ATVs may be operated on Town Highways only between the hours of 9 A.M. and 9 P.M.

- F. All speed limits and traffic control devices apply to the operation of ATVs on Town Highways. Travel on Town Highways by all ATVs will be single file, to the right with headlights on, wearing proper head gear, at a speed not to exceed 25 MPH.
- G. ATVs shall **not** be operated on any Town/School recreation fields, in any burial ground, on the school playground or in the parking lot of any church, school or town property.

SECTION V. PENALTIES.

First offense.....	\$25.00, waiver fee \$15.00
Second offense.....	\$50.00, waiver fee \$30.00
Third and each subsequent offense.....	\$100.00, waiver fee \$75.00

SECTION VI. ENFORCEMENT. Designated enforcement officers will be in accordance with V.S.A. 23 Chapter 31 and V.S.A. Chapter 59. They shall issue complaints and may be the appearing officer at any hearing.

SECTION VII. 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.

SECTION VIII. EFFECTIVE DATE. This ordinance shall become effective 60 days after its adoption by the Stockbridge Board of Selectmen. If a petition is filed under 24 V.S.A. 1973, that statute shall govern the taking effect of this ordinance.

SECTION IX. NOTICE. This ordinance shall be entered into the minutes of the town records and shall be posted in at least 5 conspicuous places in town. A concise summary of it shall be published in The Herald of Randolph, within 14 days of its adoption accompanied by information as to where the full text of it may be examined, the right of voters to petition for a vote, and the name, address and telephone number of a person who is available to answer questions about it.

Passed and Adopted this 21st day of May 2009 by the Board of Selectmen of the Town of Stockbridge, State of Vermont.

Mark Pelletier

Willis Whitaker

Mark Doughty

Adoption History.

1. Agenda item at a regular Selectboard meeting held on May 7, 2009
2. Read and approved at regular Selectboard meeting on May 21, 2009 and entered in the minutes of that meeting which were approved on _____.
3. Posted in public places on _____
4. Notice of adoption published in The Herald of Randolph newspaper on _____ with a notice of the right to petition.
5. Other actions: