

TRAFFIC ORDINANCE

Town of Holland, Vermont

Pursuant to the provisions of Title 23, Vermont Statutes Annotated, Section 1007, and Title 24, Vermont Statutes Annotated Sections 1971 and 2291 (1)(4) and (5), and such other general enactments as may be material hereto, it is hereby ordained by the Board of Selectmen of the Town of Holland that the following Traffic Ordinance is adopted for the Town of Holland, Vermont.

ARTICLE I: DEFINITIONS

The definition of 23 V.S.A. § 4 are incorporated by reference.

ARTICLE II: SCOPE

Section 1. The ordinance establishes special traffic regulations on public highways within the Town of Holland, Vermont. The speed, parking and other traffic control device regulations are established and set forth to promote health, welfare and overall public safety for all the residents of the Town of Holland as well as all who travel upon the town highways.

Section 2. With regard to speed limits, parking and other traffic control device regulations with the Town of Holland, the character of the roadways now in use, the character of neighborhoods and property, abutting land uses have all been considered to create this ordinance.

Section 3. It has been determined that all vehicular traffic shall travel on all unpaved town highways at a speed **not to exceed 35 mph**. The maximum speed limit permitted for any vehicular traffic on Vermont Route 111 within the Town of Holland shall be the same as those limits established and posted by the State of Vermont. The maximum speed limit permitted on the Valley Road shall be 50 MPH with the following exception: 1) In the vicinity of the Holland Elementary School (School Road), the speed limit shall transition from 50 MPH to 35 MPH. Appropriate signage shall be erected to provide this transition both into and out of this speed limit change.

Section 4. All signs posted are posted in accordance with the Manual of Uniform Traffic Control Devices and shall be in effect when so posted.

ARTICLE III: TRAFFIC CONTROL DEVICES

Section 1. 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.

Section 2. It shall be unlawful for any person to intentionally remove, injure, obstruct, deface, alter or tamper with any traffic control device and may be subject to fine.

Section 3. It shall be unlawful for any person to install any sign or device that may resemble or be mistaken for an official traffic control device.

ARTICLE IV: GENERAL PROVISIONS AND PENALTIES

Section 1. **Separate Offenses:** Each violation of a provision of this ordinance shall be deemed a separate offense.

Section 2. **Penalties:** This is a civil ordinance which shall be enforced in accordance with the provisions in 24 V.S.A. §§ 1974a and 1977 et seq. The penalty for violation of any of the above speed limits shall be that set by the Schedule of Fines established by the State of Vermont.

Section 3. **Severability:** The provisions of this ordinance are declared to be severable and if any provisions here to for be adjudged invalid such judgment shall not affect the validity of any other provisions.

Section 4. **Designation:** This ordinance may be referred to as the Town of Holland 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 here to.

Section 5. **Repeal of Prior Ordinances:** Any older ordinance or traffic regulation heretofore adopted by the Town of Jay is hereby repealed.

Section 6. **Publication and Posting:** This ordinance shall be published in The Chronicle on September 28, 2016, and the Orleans County Record on September 28, 2016 consistent with State regulations and shall be filed with the Holland Town Clerk.

ARTICLE V: ENFORCEMENT OFFICIALS. The issuing officials shall include any certified law enforcement officer from the State of Vermont.

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

Adopted by the Board of selectmen, Town of Holland, at its meeting held on September 21, 2016.

Amended: Article II Section 3 Dated May 20, 2019

The above ordinance was adopted by the Selectboard of the Town of Holland on September 21, 2016 and shall become effective pursuant to the provisions of Title 24 VSA 1971, et seq, sixty days from the date of its adoption, unless a petition for a vote on the question of disapproving the same shall be filed in accordance with the provisions of Section 1973 (b) of Title 24, Vermont Statutes Annotated, which section provides that a petition for a vote on the question of disapproving an ordinance or rule shall be signed by not less than five percent of the qualified voters of the municipality, and presented to the legislative body or clerk of the municipality within 44 days following the date of adoption of the ordinance or rule by the legislative body.