

CHAPTER 501

ORDINANCE REGULATING THE USE OF
CERTAIN VEHICLES ON TOWN WAYS

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TOWN OF GRAY, MAINE
Adopted July 13, 1982

SECTION 501.1 - TITLE

This ordinance shall be known and may be cited as the Vehicular Use Ordinance of the Town of Gray, Maine.

SECTION 501.2 - PURPOSE

The purpose of this ordinance is to regulate the use of certain vehicles on certain town ways within the Town of Gray. The restrictions imposed prevent safety hazards and damage which damage has been or will be caused by the passage of vehicles which are too heavy for the designated town ways. Preventing safety hazards and damage to the roads reduces the cost of maintenance, reduces the danger of injury to the traveling public, and generally improves the use of roads by the public.

SECTION 501.3 - AUTHORITY

This ordinance is enacted pursuant to Title 30, MRSA §1917 and 2151 and Title 29 MRSA §902, 1702, 1703 and 1611.

SECTION 501.4 - DEFINITIONS

- A. Restricted Vehicle - a vehicle with dual wheel axles and over sixteen (16) feet in length including any attached trailer or semitrailer. Vehicles used to make residential deliveries or rented on an occasional basis shall not be considered restricted vehicles.
- B. Town Way - an area or strip of land designated and held by a municipality for the passage and use of the general public by motor vehicle and all town or county ways not discontinued or abandoned before the effective date of this ordinance.
- C. Other Words - the definitions contained in Title 29, Section 1 or the Maine Revised Statutes Annotated shall govern the construction of other words contained in this ordinance.

SECTION 501.5 - RULES OF CONSTRUCTION

Any reference to a Title and Section of the Maine Revised Statutes Annotated shall include any amendments, whenever enacted, to the referenced Title and Section unless the amendments support a result which is inconsistent with the purposes of this ordinance, in which case the amendments shall be disregarded.

SECTION 501.8 - PENALTIES

- A. Any person found guilty of violating any provisions of this ordinance shall be subject to a fine of not more than one-hundred (100) dollars. Each violation shall be considered a separate offense and violation of this ordinance. All fines imposed pursuant to this ordinance shall accrue to the Town of Gray.

- B. In addition to any fines imposed pursuant to Section 501.8.A, any person violating this ordinance shall be responsible for all damage which said town way may sustain as a result thereof and the amount may be recovered in a civil action brought by the municipality. Any amount so recovered shall be used for repair of the ways so damaged. This section shall not be construed to limit the amount that may be recovered by the Town in a civil action. Any amount recovered in excess of the amount needed to repair the damaged way shall accrue to the Town. If the Town prevails in a civil action brought pursuant to this section, it shall be entitled to an award of reasonable attorney's fees in addition to any damages awarded.

SCHEDULE A

Name of Street

Restriction

1. Florence Road

No Thru Trucks

10D.2