

**TOWN OF CANAAN**

**NOTICE**

**ATV ORDINANCE**

**THE AMENDMENT TO THE EXISTING ATV ORDINANCE TO INCLUDE TOWN HIGHWAY #11 (POWER HOUSE ROAD) AND TOWN HIGHWAY #24 (PARK STREET) WAS ADOPTED ON MAY 28, 2013. IT WILL TAKE EFFECT ON JULY 28, 2013, UNLESS A PETITION SIGNED BY AT LEAST FIVE PERCENT OF THE VOTERS OF THE TOWN OF CANAAN IS FILED WITH THE MUNICIPAL CLERK BY JULY 11, 2013, ASKING FOR A VOTE TO DISAPPROVE THE ORDINANCE. IF A PETITION IS RECEIVED, THE TOWN OF CANAAN WILL WARN A SPECIAL MEETING AND THE VOTERS MAY VOTE ON THAT QUESTION**

**AN ORDINANCE REGULATING THE USE OF ATVS  
IN THE TOWN OF CANAAN  
(Pursuant to 24 VSA Chapter 59)**

Be it Ordained by the Board of Selectmen:

**Sec. 101 Operation**

- A. Subject to all motor vehicle laws and regulations, both State and Local, and in accordance with Title 23 Chapter 31 Section 3506: ATV's may be operated on the following town highways:
- (1) Town Highway #3 Dubeau Road
  - (2) Town Highway #8 Fund/Judd Road
  - (3) Town Highway #9 Hall Stream Road
  - (4) Town Highway #12 Canaan Hill Road
  - (5) Town Highway #15 Clay Brook Road
  - (6) Town Highway #17 Kemp Hill Road
  - (7) Town Highway #20 Todd Hill Road
  - (8) Town Highway #25 East Street in Beecher Falls
  - (9) Town Highway #19 Hudson Road
  - (10) Town Highway # 1 River Road - from the intersection of East Street to the intersection of Hall Stream Road
  - (11) On all Class IV highways not maintained for year round travel by motor vehicles.
  - (12) Town Highway #11 Power House Road**
  - (13) Town Highway #24 Park Street**
- B. Subject to a 10 MPH speed limit, ATV's may be operated on the sidewalks from the West Stewartstown/Canaan Bridge to the corner of Gale St and VT RTE 253 (Christian Hill) to gain access to the driveway leading to the ATV trail.

**Sec. 102 Non-Operation**

- A. All Town Highways and Streets including those not listed under Sec. 101A and B are closed to ATV's except:
1. To travel said highway or street with ATVs to and from a place of residence in an orderly fashion subject to a 10 MPH speed limit and any existing motor vehicle regulation.
  2. Fletcher Park and Beecher Falls Park and the Canaan Recreation Park are closed to ATVs
  3. All school property unless duly authorized by the School Board on specific occasions.

**Sec. 102 Enforcement**

- A. An enforcement Officer may arrest, without warrant, in any part of the Town of Canaan, any person violating any part of this ordinance.
- B. Violations will be written through the use of the "uniform traffic ticket" and so marked "village ordinance".
- C. Fees collected from violations of this ordinance shall be paid to the General Account of the Town of Canaan.

Sec. 105 Definitions for the purpose of this Ordinance

- A. Enforcement Officer means: State Police, Chief of Police, Police Officer, State Game Warden, Sheriff, Deputy Sheriff or Constable.
- B. Operate includes an attempt to operate and shall be construed to cover all matters and things connected with the presence and use of ATVs whether they be at motion or rest.
- C. 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; land, water, snow, ice, marsh, swampland, and natural terrain.

Sec. 106 Organized ATV events

- A. ATV events will not be allowed without permission from the Board of Selectmen, subject to the following conditions:  
Sponsoring party shall provide:
  - (1) Law enforcement officers sufficient to insure a smooth flow of traffic, and prevent any civil disturbance, on duty two hours before and one hour after the event.
  - (2) Adequate parking must be provided off the traveled portion of the highway.
  - (3) Adequate toilets provided for the convenience of the patrons
  - (4) A location away from residences to avoid sound and smoke pollution.

Sec. 107 Effective Date

This ordinance shall be in full force and effect from and after its passage

Adopted this 28 th day of May 2013

