

TOWN OF ARLINGTON
RIGHT OF WAY ORDINANCE
SEPTEMBER 21, 1987

NOTICE

TO: THE RESIDENT VOTERS OF THE TOWN OF ARLINGTON

This notice cancels the previous Highway Right of Way Ordinance, to have become effective September 25, 1987. We found that there were corrections and omissions that needed to be made. This done we now submit that on September 21, 1987 the Selectmen of the Town of Arlington duly adopted the following highway right of way ordinance and the same has been posted in five (5) conspicuous places within the Town of Arlington. This publication and notice is being given pursuant to 24 V.S.A. 1972. Unless a petition signed by five (5) percent of the registered votes of the Town of Arlington is filed with the Town Clerk within forty-five (45) days of the date the Selectmen adopted the ordinance, the ordinance will be in full force and in effect sixty (60) days from the date Selectmen adopted same. If a petition to disapprove the ordinance is filed with the forty-five (45) day period, the Selectmen shall call a special meeting with sixty (60) days of the receipt of the petition and a majority of the qualified voters voting at said meeting may defeat the adoption of the ordinance.

Any person having questions relating to this ordinance may contact any member of the Board of Selectmen or telephone their office at 375-6474 and speak with Millicent Cross, Secretary to the Board of Selectmen. The office of the Board of Selectmen is in the Arlington Town Hall, Main Street, Arlington, VT 05250

TOWN HIGHWAY RIGHT OF WAY REGULATIONS ORDINANCE

The purpose of this regulation is to control and regulate construction, excavation and tree work within the right of way of the town of Arlington.

A permit must be obtained from the Town of Arlington before work is done. Permits may be obtained by contracting the Highway Department and scheduling an inspection of the proposed site.

Copies of the rules and specifications may be obtained from the office of the Selectmen or the Highway Foreman.

Permits are valid only when dated and signed by the applicant and an authorized town representative.

Permits will be valid for one (1) year from date issued.

Violators may be fined for any infractions, up to \$250.00 per violation.

Clarence S. Curtis, Chairman
Ralph Sherwin
Lawrence Molloy
Keith Squires
Richard Mason

Arlington Board of Selectmen
Arlington, Vermont
Dated this September 21, 1987

EXCAVATION PERMIT, TOWN OF ARLINGTON RIGHT OF WAY

1. This permit covers only work within the Town of Arlington Right of Way and in no way releases the permit holder from the requirements of the Agency of Environmental Conservation, Vermont Public Service Board, Vermont Water Department and Pollution Control Division, Vermont State Health Department, Arlington Zoning By-Laws or other parties having jurisdiction with the Town, State or Nation.
2. The permit holder shall take all necessary precautions to safeguard the traveling public until the work is completed.
3. Uniformed traffic officers shall be provided when two-way traffic cannot be maintained, if requested by the Town, whenever they deem it necessary for the protection of the public.
4. All roadways or driveways shall be constructed in accordance with the State Highway Standard Sheet, A-76 and B-71.
5. Gravel base and surface courses shall be replaced, in kind, if disturbed by the permit holder.
6. Back fill shall be thoroughly compacted to prevent future settlement of the highway per "notes", Vermont State Form #D-20.
7. Pavement to be cut before excavation and re-cut, if necessary, to maintain a straight edge, before replacement.
8. Pavement to be replaced, in kind, as soon as conditions allow, within the duration of the permit.
9. Construct all roadways and driveways, so that water does not run onto the highway. If this is not done it will be necessary to re-grade the drive at the petitioner's expense.
10. The permit holder shall maintain the surface of the roadway and shoulder area that was disturbed as long as the Town may deem necessary, until all signs of the excavation have been eliminated.
11. Maintenance of all drives to be the responsibility of the permit holder.
12. The permit holder will be responsible for location all utilities and to prevent their damage. The permit holder will be responsible for any damage, repair or maintenance of any facilities within Town highway limits.
13. Culverts, water pipes, and sleeves to be of standard manufacture and approved by the town of Arlington before installation.
14. Water lines shall be driven under the highway where feasible.
15. Sleeves to be installed in accordance with the State of Vermont Highway Standard Sheet #D-20.

16. Open trench cuts shall be performed in accordance with the State of Vermont Highway Standard Sheet #D-20.
17. Except in emergency situations all work will be done during daylight hours and on normal work days.
18. Requirements of this permit may be waived under emergency conditions for public utilities.

**TREE MAINTENANCE OR REMOVAL PERMIT
TOWN OF ARLINGTON RIGHT OF WAY**

1. This permit covers only work within the Town of Arlington Right of Way and in no way releases the permit holder from the requirements of the Vermont Agency of Environmental Conservation, Vermont Public Service Board, Vermont Department and Pollution Control Division, Vermont State Health Department, Local Zoning or other parties having jurisdiction.
2. The permit holder shall take all necessary precautions to safeguard the public until the work is completed.
3. Uniformed traffic officers shall be provided when two-way traffic cannot be maintained, if requested by the Town, whenever they deem it necessary for the protection of the public.
4. Except in emergency situations all work will be done in the daylight hours and normal working days.
5. All material and debris will be removed from within the Town of Arlington Highway Right of Way and deposited at an appropriate location.
6. The permit holder will be responsible for any damage done to the highway or ditches it will be at the per holders expense.