

Filing No. 2017-02

**CERTIFICATION OF OFFICIAL TEXT TO AMEND AN
ORDINANCE
BY THE SELECT BOARD OF THE TOWN OF RUMFORD
[30-A M.R.S. § 3002(2)]**

Amend Chapter 16 Excavations and Deposits in Streets

To: **BETH BELLEGARDE**, *Town Clerk*:

We hereby certify to you that the document to which we have affixed this certificate is a true copy of the official text for a proposed amendment of the ordinance entitled "**Chapter 16 Excavations and Deposits in Street**" approved by the Select Board and which is to be presented to the voters for their consideration on June 13, 2017.

Pursuant to 30-A M.R.S. § 3002(2), you will retain this copy of the complete text of the proposed ordinance amendment as a public record and make other copies available for distribution to the voters, and you will ensure that copies are available at the Town Meeting/Polling Places on the day of the vote.

Dated: March 2, 2017

SELECT BOARD OF THE TOWN OF RUMFORD



JEFFREY STERLING, Chair



MARK N. BELANGER, Vice-Chair



M. PETER CHASE, Selectperson



JAMES WINDOVER, Selectperson



CHRISTOPHER BRENNICK, Selectperson

CHAPTER 16
Excavations and Deposits in Public Streets, Rights of Ways and Sidewalks

Section 1. Permits Required. It shall be unlawful for any person or corporation to make or cause to be made any excavation within the limits of a public highway, or to deposit or cause to be deposited within the limits of a public highway or sidewalk, any material excepting garbage and refuse on the days set by the Town for collection, placed in metal or other suitable containers for collection, without first obtaining a written permit therefore from the Board of Selectpersons. Such permits shall be issued by the Town Manager.

Section 2. Snow and Ice. It shall be unlawful for any person, firm or those in plowing for hire or their agents to deposit snow and ice upon any public way or rights of way which obstructs or interferes with the free passage of foot or vehicular traffic. It shall be unlawful to deposit snow and ice ~~so as to obstruct~~ within a three feet radius of any fire hydrant or fire alarm system call box.

Public Way Defined. As used in this section "public ways" shall mean any public street, road, sidewalk or private way laid out under authority of statute, ways dedicated to public use, ways upon which the public has access, ways under control of Rumford Public Works Department or anybody having like powers.

Section 3. Written permit and decal required. It shall be unlawful for any person, firm or those plowing for hire to plow across any public way or deposit snow and ice adjacent to rights of way within the Town without first obtaining a written permit and or decal for snow removal equipment. At no time shall any written permit allow the placing of snow or ice upon any public way. Issued permits shall describe in detail any rights or restriction applying to individual permits and shall be issued by the Town Manager. The fees for written permits shall be established by the Selectpersons in the *Schedule of License, Permit and Application Fees*.

Section 4. Enforcement. Any violation of this chapter by any person engaged in obstructing, depositing or plowing without a written permit shall be subject to an initial written warning by the Code Enforcement Officer or a police officer and shall upon demand remove such obstructions and deposits. Failure to remove upon demand or a violation after a written warning shall be a civil violation and subject to the fines and penalties in Chapter 26. In addition to any fine imposed, the cost of removal of the obstruction or deposit shall be added to the judgment.