

## CHAPTER 12

### CLOSING OF WAYS

Section 101. **Purpose.** The following sections are enacted under the authority vested in the City Council by Chapter 84, Section 126 of the Revised Statutes of Maine (1944), to prevent the abuse of highways by motor and horse drawn vehicles during certain seasons of the year.

Section 102. **Posting.** When in the judgment of the City Manager or Road Commissioner, it becomes necessary to limit the use of public ways, said roads shall be posted as closed to all vehicles with a gross vehicle weight in excess of 23,000 pounds.

Section 103. **Notice.** The notice of such closing shall be by means of advertising such action in the "**Ellsworth American**", and at the beginning of each section of road or way affected. Such notice shall state the weight limit allowed, the date of closing, and the penalties for violation of the ordinance.

Section 104. **Exemptions.** The following vehicles are exempt from the requirements of

Chapter 12:

- a. Any vehicle registered for more than 23,000 pounds traveling without a load, other than tools or equipment necessary for the proper operation of the vehicle. This exemption does not apply to special mobile equipment.
- b. City of Ellsworth highway maintenance or vehicles under the direction of the City of Ellsworth engaged in emergency maintenance of public roads or appurtenances thereto.
- c. School buses, emergency vehicles solid waste collection vehicles and vehicles with three axles or less under the direction of a public utility and engaged in plant maintenance or repair.
- d. Service vehicles such as home heating fuel delivery trucks, medical gases trucks, and postal delivery trucks.
- e. Any vehicle operating with a valid special permit to travel over posted roads. Special permit exemptions may be obtained and are on file at the City Hall, Ellsworth Me 04605. The fee for a special permit shall be \$10/day.

Section 105. **Penalties.** Any person found guilty of violating any of the regulations concerning the posted road or way is liable to a fine of not more than

\$100 for each offense, and in addition thereto shall be liable for all damages to the highway occasioned thereby.

Amended April 17, 1995

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