

TOWN OF KIRBY - ALL TERRAIN VEHICLE ORDINANCE

Notice is hereby given that pursuant to the provisions of 23 VSA Section 3510 and pursuant to the provisions of 24 VSA Chapter 59, the Selectmen of the Town of Kirby, by a majority vote of said Selectmen at a meeting held on the 9th day of September, 1986, passed and enacted the following ordinance subject to the provisions for a petition set forth in 24 VSA Section 1973 and have caused said ordinance to be entered in the minutes of the municipality and posted in at least five conspicuous places.:

BE IT ORDAINED BY the Selectmen of the Town of Kirby as follows:

1. Title: This ordinance shall be known as the Kirby All Terrain Vehicle Ordinance.
2. Definition: "All Terrain Vehicle" or "ATV" means any non-highway recreational vehicle, except snow mobiles, when used for cross country travel on trails or on any one of the following or combination thereof: land, water, snow, ice, marsh, swamp land and natural terrain.
3. Operation: A person may only operate or permit an all terrain vehicle owned by him or under his control to be operated in accordance with this ordinance.
4. Highways Opened to All Terrain Vehicle Travel: All Town highways in the Town of Kirby are hereby opened to all terrain vehicle travel in accordance with the provisions of 23 VSA Section 3506 (b) (1) except, State Aid Highway No. 1 from Kirby-Lyndon Town Line to the Kirby-Burke Town Line.
5. Prohibited Hours of Operation: An all terrain vehicle may not be operated between the hours from 10:00 in the evening to 7:00 in the forenoon.
6. Speed Limitations:
  - (a) Class 3 Highways: An all terrain vehicle may not be operated on a Class 3 Highway at speeds greater than 20 miles per hour.
  - (b) Class 4 Highways: An all terrain vehicle may not be operated on a Class 4 Highway at speeds greater than 35 miles per hour.
7. Seasonal Limitations: An all terrain vehicle may not be operated on any Town Highway during the time between December 15 and April 15.

IT IS HEREBY ORDERED, pursuant to 24 VSA Section 1972 (a) that the full text of the ordinance shall be published in the Caledonian Record, a newspaper circulating in the Town of Kirby on the 19th of September, 1986.

TOWN OF KIRBY - ALL TERRAIN VEHICLE ORDINANCE

ALL TERRAIN VEHICLE ORDINANCE (CONT'D)

708.

NOTICE OF PERMISSIVE REFERENDUM

This ordinance may be disapproved by a vote of a majority of the qualified voters of the Town of Kirby voting on the question at an annual or special meeting duly warned for the purpose pursuant to a petition signed and submitted by not less than 10% of the qualified voters of the Town of Kirby, and presented to the legislative body or the clerk of the Town of Kirby within forty five (45) days following the date of adoption, to wit September 9, 1986.

Unless a petition is filed in accordance with 24 VSA Section 1973, this ordinance shall become effective sixty (60) days after the date of its adoption.

Adopted this 9th day of September, 1986.

Attest: Wanda Libhart  
Wanda L. Grant  
Town Clerk

MEMBERS OF THE TOWN OF KIRBY

Harold H. W. Coy  
Wade H. Lucas

A TRUE COPY.

Attest: Wanda Libhart  
Town Clerk

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