

**TOWN OF MOUNT DESERT**

**TRAFFIC ORDINANCE**

**APRIL 15, 1991**

and as amended March 16, 1992, May 18, 1992, July 6, 1992, February 22, 1994, May 16, 1994, November 21, 1994, December 12, 1994, June 19, 1995, October 02, 1995, March 18, 1996, August 18, 1997, September 09, 1998, December 14, 1998, March 17, 1999, April 03, 2000, June 06, 2000, September 18, 2000, December 18, 2000, February 20, 2001, June 18, 2001, July 02, 2001, June 03, 2002, September 03, 2002, April 21, 2003, August 04, 2003, October 20, 2003, April 18, 2005, August 01 2005, October 03, 2005, September 04, 2007 and March 31, 2008..

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TRAFFIC AND PARKING ORDINANCE  
for the  
TOWN OF MOUNT DESERT

SECTION A

SECTION A-1 STATE TRAFFIC LAWS ADOPTED

- (a) Statutes Adopted. The statutory provisions in Title 30, Section 2151 and Title 29-A, Maine Revised Statutes Annotated (MRSA), describing and defining regulations with respect to vehicles and traffic, are hereby adopted and by reference made a part of this ordinance as if fully set forth herein. Any future amendments, revisions or modifications of the statutory regulations incorporated herein are intended to be made part of this code in order to secure to the extent legally practicable uniform regulations of vehicle traffic in the Town of Mount Desert.
- (b) General References. General references in this Ordinance to Maine statutory section or chapters describing or defining procedures or authority for enactment or enforcement of local traffic regulations shall be deemed to refer to the most recent enactments of the Maine legislature describing or defining such procedures or authorities.
- (c) Definitions. Terms used in this section shall have the same definition as used in State statutes previously referenced unless specified below:

SECTION A-2 OFFICIAL TRAFFIC SIGNS AND CONTROL DEVICES; PROHIBITED SIGNS, SIGNALS AND MARKERS.

- (a) Duty to Erect and Install Uniform Traffic Control Devices. Whenever traffic regulations created by this Chapter, including a State traffic regulation adopted by reference in Section A-1, require the erection of traffic control devices for enforcement the Public Works Director or his designee and Highway Superintendent, with the cooperation of the Police Chief, shall procure, erect and maintain uniform traffic control devices, giving notice of such traffic regulation to the users of the streets and highways on which such regulations apply. Whenever State law grants discretion to local authorities in erecting or placement of a uniform traffic control device, devices shall be erected in such locations and in such a manner as, in the judgment of the Police Chief or his designee, will carry out the purposes of this Chapter and give adequate warning to users of the streets and highways of the Town of Mount Desert.
- (b) Prohibited Signs and Markers in Highways. No person other than an officer authorized by this chapter to erect and maintain official traffic control devices or his or her designee shall place within the limits of any street or highway maintained by the Town any sign, signal, marker, mark or monument unless permission is first obtained from the Police Chief, or where applicable, the Department of Transportation. The Town may remove any sign, signal, marking or other device which is placed maintained or displayed in violation of this Chapter or State law.
- (c) The Selectmen may authorize directional, restrictive, cautionary and other similar signs on roadsides which may be necessary to advise the public of traffic restrictions and to assist the flow of traffic. (03/16/92)

## SECTION A-3 HEAVY TRAFFIC ROUTES

- (a) Definition. For purposes of this Section, heavy traffic shall be defined as:
  - (1) All vehicles not operating completely on pneumatic tires; and
  - (2) All vehicles or combination of vehicles, other than motor buses, designed or used for transporting property of any nature and having a gross weight of more than 6,000 pounds.
- (b) Prohibited Routes. Heavy traffic is prohibited from using any Town street or highway not designated as a heavy traffic route. This section shall not act to prohibit heavy traffic from using a street or highway for the purpose of obtaining orders for supplies or moving or delivering supplies or commodities to or from any place of business or residence which has an entrance on such street or highway. Furthermore, this Section will not act to prohibit heavy traffic from using any Town streets over which are routed state trunk highways.
- (c) Liability. Any operator, corporation, owner or agent whose heavy traffic vehicle damages any Town streets or highways in violating this Section shall be liable and required to pay the Town the cost of repair or replacement of the damaged street or highway.

## SECTION B CONTROLLED INTERSECTIONS; STREET TRAFFIC REGULATIONS

### SECTION B-1 OPERATORS TO OBEY TRAFFIC CONTROL DEVICES

Every operator of a vehicle approaching an intersection at which an Official Traffic Control Device is erected in accordance with this chapter shall obey the direction of such Official Traffic Control Device as required by the Statutes incorporated by reference in Section A-1 of this Chapter.

### SECTION. B-2 CONTROLLED INTERSECTIONS: VEHICLES REQUIRED TO STOP

In the interest of public safety, traffic shall be required to stop at the following intersections:

In the village of Northeast Harbor:

- (a) Traffic on Sea Street shall be required to stop before entering the intersection with Main St.
- (b) Traffic on Sea Street shall be required to stop before entering the intersection with Harbor Drive.
- (c) Traffic on Harbor Drive shall be required to stop before entering the intersection with Harborside Drive.
- (cc) Traffic on Harbor Drive shall be required to stop before entering the intersection with Sea Street. (08/01/2005)
- (d) Traffic on Huntington Road shall be required to stop before entering the intersection with Kimball Road.
- (e) Traffic on Huntington Road shall be required to stop before entering the intersection with Huntington Road/Harbor Drive.
- (f) Traffic on Main Street shall be required to stop before entering the intersection with Neighborhood Road.
- (g) Traffic on Neighborhood Road shall be required to stop before entering the intersection with Manchester Road.
- (h) Traffic on Kimball Road shall be required to stop before entering the intersection with South Shore Road.
- (i) Traffic on Rock End Road shall be required to stop before entering the intersection with Neighborhood Road.

- (j) Traffic on Rock End Road shall be required to stop before entering the intersection with Maple Lane.
- (k) Traffic on Rock End Road shall be required to stop before entering the intersection with South Shore Road.
- (l) Traffic on Cove End Road shall be required to stop before entering the intersection with South Shore Road.
- (ii) Traffic on Cove End Road shall be required to stop before entering the intersection with Neighborhood Road.
- (n) Traffic on Gilpatrick Road shall be required to stop before entering the intersection with Joy Road.
- (o) Traffic on Gilpatrick Road shall be required to stop before entering the intersection with Neighborhood Road.
- (p) Traffic on Maple Lane shall be required to stop before, entering the intersection with Summit Road.
- (q) Traffic on Maple Lane shall be required to stop before entering the intersection with Neighborhood Road.
- (r) Traffic on Tracy Road shall be required to stop before entering the intersection with Summit Road.
- (s) Traffic on Tracy Road shall be required to stop before entering the intersection with Neighborhood Road.
- (t) Traffic on Joy Road shall be required to stop before entering the intersection with Summit Road.
- (u) Traffic on Joy Road shall be required to stop before entering the intersection with Manchester Road.
- (v) Traffic on Pine Road shall be required to stop before entering the intersection with Spruce Road.
- (w) Traffic on Manchester Road shall be required to stop before entering the intersection with Millbrook & Sargeant Drive.
- (x) Traffic on Sargeant Drive shall be required to stop before entering the intersection with Route 198.
- (y) Traffic on South Shore Road Extension shall be required to stop before entering the intersection with South Shore Road.
- (z) Traffic on Stanley Lane shall be required to stop before entering the intersection with Summit Road.
- (aa) Traffic on Stanley Lane shall be required to stop before entering the intersection with Sylvan Road.
- (ab) Traffic on Tennis Club Road shall be required to stop before entering the intersection with Manchester Road.
- (ac) Traffic on Cove End Road shall be required to stop before entering the intersection with Neighborhood Road.
- (ad) Traffic on Lookout Way shall be required to stop before entering the intersection with Summit Road.
- (ae) Traffic on Lookout Way shall be required to stop before entering the intersection with Joy Road.
- (af) Traffic on Summit Road shall be required to stop before entering the intersection with Manchester Road.
- (ag) Traffic on Millbrook Road shall be required to stop before entering the intersection with Summit Road.
- (ah) Traffic on Sylvan Road shall be required to stop before entering the intersection with Millbrook Road.
- (ai) Traffic on Pine Road shall be required to stop before entering the intersection with Millbrook Road.

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- (aj) Traffic on Spruce Road shall be required to stop before entering the intersection with Millbrook Road.
- (ak) Traffic on Tennis Club Road shall be required to stop before entering the intersection with Millbrook Road.
- (al) Traffic on Sinclair Road shall be required to stop before entering the intersection with Manchester Road.
- (am) Traffic on Sinclair Road shall be required to stop before entering the intersection with Millbrook Road.
- (an) Traffic on Schoolhouse Ledge Road shall be required to stop before entering the intersection with Millbrook Road.
- (ao) Traffic on Clifton Dock Road shall be required to stop before entering the intersection with Huntington Road.

### In Somesville/Pretty Marsh/Sound:

- (ap) Traffic at the intersection of Rte 102 & Rte 3 will be required to follow direction of the traffic Light(12/14/98)
- (aq) Traffic on Butler Road shall be required to stop before entering the intersection with Route 198 (north and south ends.
- (ar) Traffic on Bartlett Island Landing Road shall be required to stop before entering the intersection with Indian Point Road.
- (as) Traffic on Indian Point Road (northbound) shall be required to stop before entering the intersection with Bartlett Island Landing Road.
- (at) Traffic on Ripples Road shall be required to stop before entering the intersection with Long Pond Road.
- (au) Traffic on Beech Hill Crossroad shall be required to stop before entering the intersection with Beech Hill Road.
- (av) Traffic on Beech ill Crossroad shall be required to stop before entering the intersection with Route 102.
- (aw) Traffic on Beech Hill Road shall be required to stop before entering the intersection with Long Pond Road.
- (ax) Traffic on Indian Point Road (south) shall be required to stop before entering the intersection with Bartlett Island Landing Road.
- (ay) Traffic on Whitney Farm Road shall be required to stop before entering the intersection with Long Pond Road.
- (az) Traffic on Whitney Farm Road shall be required to stop before entering the intersection with Oak Hill Road.
- (ba) Traffic on Indian Point Road shall be required to stop before entering the intersection with Long Pond Road (east).
- (bb) Traffic on Indian Point Road shall be required to stop before entering the intersection with Long Pond Road (west).
- (bc) Traffic on Oak Hill Road shall be required to stop before entering the intersection with Route 3.
- (bd) Traffic on Ripples Road shall be required to stop before entering the intersection with Beech Hill Road.
- (be) Traffic traveling Southeast (towards Somesville from Indian Point Road) on the Oak Hill Road shall be required to stop before entering the intersection with the Whitney Farm Road. (April 18, 2005)

### In Otter Creek:

- (bd) Traffic on Wall Street shall be required to stop before entering the intersection with Route 3.
- (be) Traffic on Grover Avenue shall be required to stop before entering the intersection with Route 3.

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- (bf) Traffic on Richardson Avenue shall be required to stop before entering the intersection with Route 3.

### In Hall Quarry:

- (bg) Traffic on Easy Street shall be required to stop before entering the intersection with Hall Quarry Road.
- (bh) Traffic on Hall Quarry Road shall be required to stop before entering the intersection with Route 102 (north and south)

### In Seal Harbor:

- (bi) Traffic on Seal Harbor Town Dock Road shall be required to stop before entering the intersection with Steamboat Wharf Road.
- (bj) Traffic on Upper Dunbar Road shall be required to stop before entering the intersection with Route 3.
- (bk) Traffic on Lower Dunbar Road shall be required to stop before entering the intersection with Route 3.
- (bm) Traffic on County Road shall be required to stop before entering the intersection with Route 3.
- (bn) Traffic on Cooksey Drive shall be required to stop before entering the intersection with Route 3.
- (bo) Traffic on Steamboat Wharf Road shall be required to stop before entering the intersection with Cooksey Drive.
- (bp) Traffic on Cooksey Drive shall be required to stop before entering the intersection with County Road.
- (bq) Traffic on Upland Road shall be required to stop before entering the intersection with Rowland Road.
- (br) Traffic on Upland Road shall be required to stop before entering the intersection with Cooksey Drive.
- (bs) Traffic on County Road shall be required to stop before entering the intersection with Route 3.
- (bt) Traffic on Cooksey Drive shall be required to stop before entering the intersection with Route 3.
- (bu) Traffic on County Road shall be required to stop before entering the intersection with Rowland Road.
- (bv) Traffic on Rowland Road shall be required to stop before entering the intersection with Cooksey Drive.
- (bw) Traffic on Maple Lane shall be required to stop before entering the intersection with Joy Road. (10/02/95)
- (bx) Traffic on Jordan Pond Road shall be required to stop before entering the intersection with Route 3.

## SECTION B-3 CONTROLLED INTERSECTIONS: VEHICLES REQUIRED TO YIELD

When yield right-of-way signs are installed, the operator of a vehicle proceeding in the specified direction on the following specified streets shall yield the right-of-way to other traffic.

- (a) Traffic on Summit Road shall be required to yield to traffic on Main Street (Northeast Harbor).
- (b) Traffic on Neighborhood Road shall be required to yield to traffic on Main Street (Northeast Harbor).
- (c) Traffic on Steamboat Wharf Road shall be required to stop at its intersection with Route 3 (Main St., Seal Harbor).

- (d) Traffic on County Rd. shall be required to yield to traffic on Steamboat Wharf (Seal Harbor).

#### SECTION B-4 VEHICLE AND WEIGHT RESTRICTIONS

- (a) No person owning or having control of any truck in excess of 10,000 lbs., trailer, truck power unit, tractor, bus, camper, or recreation vehicle shall operate the same upon any highway, street or road designated below:
- (1) Sargeant Drive in its entirety (6/1/72)
  - (2) Rock End Road in its entirety
  - (3) Cooksey Drive in its entirety (2/1/88)
  - (4) Whitney Farm Road in its entirety (09/04/07)
  - (5) Ripples Road in its entirety (0/04/07)
- (b) No vehicle or trailer carrying more than two watercraft shall operate upon, stop, or otherwise use the following:
- (1) Bartlett Island Landing boat ramp (2/22/94)

Town owned trucks and delivery trucks having business on the above streets are exempt for purposes of providing required services.

#### SECTION B-5 ONE WAY STREETS

The following streets and parts thereof are declared to be one-way streets, and no person shall operate any vehicle thereon except as indicated.

- (a) Traffic on Main Street, Northeast Harbor to Neighborhood House Road is one-way beginning on the first Monday in May (03/31/2008) and returns to two-way on the first Monday in November (03/31/2008). In addition, parking during the 'summer' is diagonal and in the 'winter', parallel (12/18/00).

#### SECTION C SPEED LIMITS

The Board of Selectmen hereby determines the statutory speed limits on the following streets or portions thereof are as follows:

##### SECTION C-1 15 MPH

- (a) On Joy Road from within 500 feet of the school grounds and within one half hour before and one hour after any time when school is in session or at any time when school children have gathered.

##### SECTION C-2 25 MPH

- (a) On Upper Dunbar Road in its entirety.
- (b) On Lower Dunbar Road in its entirety.
- (c) On Jordan Pond Road in its entirety.
- (d) On Grover Avenue in its entirety.
- (e) On Wall Street in its entirety.
- (f) On Richardson Avenue in its entirety.
- (g) In the entire village of Northeast Harbor with the exception of Joy Road at the Mount Desert Elementary School (15 mph.).

- (h) On Hall Quarry Road in its entirety.
- (i) On Easy Street (Hall Quarry) in its entirety.
- (j) On County Road in its entirety.
- (k) On Rowland Road in its entirety.
- (l) On Cooksey Drive in its entirety.
- (m) On Gray Farm Road in its entirety.
- (n) On Bartlett Island Landing Road in its entirety.
- (o) On Beech Hill Crossroad - from Route 102 to Beech Hill Road (06/19/95)

#### SECTION C-3      35 MPH

- (a) On Sargeant Drive in its entirety.
- (b) On Beech Hill Road from its intersection with Route 102A in its entirety.
- (c) On Ripples Road from its intersection with in its entirety.
- (d) On Oak Hill Road in its entirety.

#### SECTION D PARKING REGULATIONS

##### SECTION D-1      RESTRICTIONS ON PARKING; POSTED LIMITATIONS

- (a) Twenty-four (24) Hour Limitation. No person, firm or corporation shall park or leave standing any automobile, truck, tractor, trailer or vehicle of any description on any public street or public parking lot in the Town for a period of twenty-four (24) or more consecutive hours in the same location at any time, except that where other parking limits have been specifically established in this ordinance the other limits as established and posted shall apply. When any law enforcement officer shall find a vehicle standing upon a public street or parking lot in violation of the provisions of this Section the law enforcement officer may cause said vehicle to be removed to a proper impoundment and storage area within the Town where storage space is available and in such case the owner shall pay the costs of removing said vehicle and the storage fees on said vehicle before he may recover the possession thereof.
- (b) Other Limitations
  - (1) The Board of Selectmen may designate certain streets or portions of streets as no parking or no stopping or standing zones or as zones for parking by physically handicapped persons and may limit the hours in which the restrictions apply. The Town shall mark, by appropriate signs, each zone so designated in accordance with the provisions of Maine Statutes.
  - (2) Except when necessary to avoid conflict with other traffic or in compliance with the directions of a police officer or traffic control device, no person shall stop or park a vehicle in an established no stopping or standing zone when stopping or standing is prohibited. No vehicle shall be parked in a no parking zone during hours when parking is prohibited except physicians on emergency calls or as permitted by State law or elsewhere by this Code of Ordinances.
  - (3) The Chief of Police is hereby granted the authority within the reasonable exercise of police power to prohibit, limit the time or otherwise restrict the stopping, standing or parking of vehicles beyond the provisions of this Ordinance to respond to temporary conditions.



**SECTION D-2      PARKING RESTRICTIONS DURING TEMPORARY SNOW REMOVAL OR STREET MAINTENANCE**

- (a)    Snow Removal. Pursuant to authority granted to municipalities, the Chief of Police of the Town is empowered to make and enforce temporary regulations relating to emergency, snow or special conditions and to prohibit, limit the time of or otherwise restrict the stopping, standing or parking of vehicles beyond the prohibitions, limitations or restrictions imposed by the Statutes or by this Chapter on highways, streets or alleys within the Town. However, no prohibition, limitation or restriction on parking imposed under this Section is effective unless official traffic signs or markers have been placed or erected indicating the particular prohibition, limitation or restriction or the owner of a vehicle has been notified to move the vehicle. The owners or operators of all motor vehicles parked thereon shall be subject to such regulations. During the periods when snow has accumulated and requires removal from highways, streets and alleys of the Town, parking may be prohibited thereon in order to facilitate such snow removal; in such case, police officers shall attempt to give notice to the owner or operator of any motor vehicle so parked to remove the same as soon as it is possible to do so. If such owner cannot be located after reasonable attempts or fails to remove such motor vehicle within a reasonable time of receiving such notice, he shall be subject to penalty as provided in Section F-1 of this chapter and any police officer is authorized to remove the vehicle or cause it to be removed from the highway, street or alley. The owner of said vehicle shall be responsible for all costs associated with removal and storage of said vehicle. (4/18/05)
- (b)    The parking of vehicles at all times between the hours of 12 midnight and 6 a.m. is prohibited on all Town roads commencing November 1 and terminating April 1 of each year. (03/18/96).

**SECTION D-3      STOPPING OR PARKING PROHIBITED IN CERTAIN SPECIFIED PLACES**

- (a)    Parking Prohibited at All Times. Except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property and while the vehicle is attended by a licensed operator so that it may be moved promptly in case of emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle:
- (1)    Within an intersection.
  - (2)    On a crosswalk.
  - (3)    On a sidewalk or terrace area, except when parking in such place is clearly indicated by official traffic signs or markers. "Terrace or Sidewalk Area" means that area between the sidewalk and the nearest curb line running parallel or generally parallel thereto or in the absence of a sidewalk four (4) feet beyond the curb line.
  - (4)    Alongside or opposite any highway excavation or obstruction when such stopping or standing would obstruct traffic or when pedestrian traffic would be required to travel in the roadway.
  - (5)    On the roadway side of any parked vehicle unless double parking is clearly indicated by official traffic signs or markers.
  - (6)    Within twenty (20) feet of the driveway entrance to a fire station.
  - (7)    Upon any portion of a highway where and at the time when stopping or standing is prohibited by official traffic signs indicating the prohibition of any stopping or standing.
  - (8)    In any place or manner so as to obstruct, block or impede traffic.
  - (9)    Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs.
  - (10)   Upon any bridge.

- (11) On Huntington Road from Kimball Road to Harbor Road.
- (12) Upon any terrace or sidewalk in the Town at any time.
- (13) In a loading zone.
- (14) Within four (4) feet of the entrance to an alley, private road or driveway.
- (15) On Sea Street, Northeast Harbor except 3 stalls in front of the Town Hall.
- (16) On Harbor Drive and Huntington Road, starting from Harborside Road and terminating at South Shore Road.
- (17) From 9 Harborside Drive to 27 Harborside Drive. (4/18/05)
- (18) On either side of Pretty Marsh Road from the intersection of Ripple Road to Northern Neck Road. (5/22/78)
- (19) There shall be No Parking from Pole #14 in a Westerly direction to the Boat Launching Ramp on the South side of the Bartlett Island Landing Road and No Parking on the North side of the Bartlett Island Landing Road from Pole #14 in a Westerly direction to the Ingersol driveway. (5/22/78)
- (20) There shall be No Parking on the West side of the Bartlett Island Parking Area from the Boat Launching Ramp Northwesterly a distance of sixty-three (63) feet. (5/22/78)
- (21) On the north side of Summit Road beginning one-hundred and eighty (180) feet west of the entrance to Municipal Lot #2.
- (22) On the south side of Summit Road in the first sixty (60) feet west of the intersection with Main Street.
- (23) On the east side of Route 3, Main Street, starting at a point 15 feet south of the junction of Route 3 and Steamboat Wharf Road (adjacent to NET Pole 41, in the village of Seal Harbor and extending northerly to a point 165 feet north of the junction of Route 3 and Steamboat Wharf Road (adjacent to NET Pole 1/3). A total distance of 180 feet. (08/18/97)
- (24) On the east side of Route 3, Main Street, Seal Harbor from NET pole #41 in the fountain area northerly to NET pole #1/3, a total distance of approximately 185 feet. (05/18/92).
- (25) On the south side of Route 3, starting at a point 610 feet west of the junction of Route 3 and Stanley Brook Road (opposite NET Pole 123 1/3), in the village of Seal Harbor and extending easterly to a point 130 feet south of the junction of Route 3 and Steamboat Wharf Road (opposite NET pole 2). A total distance of 1,400 feet. (08/18/97)
- (26) On the north side of Route 3, starting at a point 825 feet west and north of the junction of Route 3 and Stanley Brook Road (opposite NET Pole 1/3), in the village of Seal Harbor and extending south and west to the junction of Route 3 and Stanley Brook Road. A total distance of 825 feet. (08/18/97)
- (27) On the north side of Route 3, starting at a point 185 feet west of the junction of Route 3 and Stanley Brook Road (adjacent to NET Pole 126) in the village of Seal Harbor and extending west to a point 610 feet west of the junction of Route 3 and Stanley Brook Road (opposite NET Pole 123 1/3). A total distance of 425 feet. (08/18/97)
- (28) On the south side of Route 3, starting at a point 535 feet west of the junction of Route 3 and Little Long Pond Road (opposite and 60 feet west of NET Pole 9/95) in Mount Desert and extending easterly to a point 495 feet east of the junction of Route 3 and Little Long Pond Road (opposite NET Pole 103). A total distance of 1,020 feet (08/18/97).
- (29) On the north side of Route 3, starting at a point 410 feet west of the junction of Route 3 and Little Long Pond Road (65 feet west of NET Pole 96) in Mount Desert and extending westerly to a point 640 feet westerly of the junction of Route 3 and Little Long Pond Road (adjacent to NET Pole 9/92). A total distance of 230 feet (08/18/97).

- (30) On the north side of Route 3, starting at a point 485 feet east of the junction of Route 3 and Little Long Pond Road (adjacent to NET 103) in Mount Desert and extending westerly to a point 50 feet east of the junction of Route 3 and the Little Long Pond Road (adjacent to NET 99). A total distance of 435 feet. (08/18/97)
  - (31) On the north side of Route 3, starting at a point 862 feet east and south of the junction of Route 3 and 198 (adjacent to NET pole 91S). A total distance of 982 feet. (08/18/97)
  - (32) On the north side of Pretty Marsh Road (S.A. 5), starting 30 feet west of the junction of Pretty Marsh Road and Whitney Farm Road (adjacent to NET Pole 76/38 ½) in Mount Desert and extending westerly to a point 645 feet west of the junction of Pretty Marsh Road and Whitney Farm Road (adjacent to NET Pole 41). A total distance of 615 feet. (08/18/97)
  - (33) On the south side of Pretty Marsh Road (S.A. 5), starting 445 feet west of the junction of Pretty Marsh Road and Whitney Farm Road (opposite and 35 feet east of NET Pole 76/40) in Mount Desert and extending easterly to a point 275 feet west of the junction of Pretty Marsh Road and Whitney Farm Road (opposite and 25 feet west of NET Pole 39). A total distance of 170 feet. (08/18/97)
  - (34) On the south side of Pretty Marsh Road (S.A. 5), starting 45 feet west of the junction of Pretty Marsh Road and Whitney Farm Road (adjacent to NET 38 ½ S) in Mount Desert and extending easterly to a point 15 feet east of the junction of Pretty Marsh Road and Ripples Road (adjacent to NET Pole 36). A total distance of 610 feet. (08/18/97)
  - (35) On the southerly side of Joy Road from its intersection with Gilpatrick Lane to its intersection with Lookout Way. (07/06/92)
  - (36) Campers and trailers shall not park on the northerly side of Joy Road from its intersection with Gilpatrick Lane to its intersection with Lookout Way. (07/06/92)
  - (37) On the easterly side of Lookout Way from its intersection with Joy Road to the church right-of-way. (07/06/92)
  - (38) An area within eight (8) feet from a point on the nearest curb or roadside to a line perpendicular from the curb or roadside to a fire hydrant. (10/20/03)
  - (39) On the south side of Route 3 on Peabody Drive from utility pole 91 extending easterly to utility pole 102. (August 4, 2003)
- (b) Vehicles Not to Block Private Drive, Alley or Fire Lane. No vehicle shall, at any time, be parked so as to unreasonable restrict the normal access to any private drive, alley or fire lane. Said access shall be deemed to be unreasonably restricted if any vehicle other than owner's vehicle is parked within four (4) feet of either side of said access. Upon discovery by a police officer or upon complaint by the owner of any such blocked drive, alley or fire lane, the Chief of Police may order said vehicle towed from such position at the risk and expense of the owner of said vehicle.
- (c) No Parking on Private Property. No person shall, without the permission of the owner or lessee of any private property, leave or park any vehicle thereon if there is in plain view on such property a "No Parking" sign or a sign indicating limited or restricted parking. Police Department is authorized to enforce all provisions of the Subsection and upon complaint can tow any motor vehicle or vehicles found in violation of "No Parking" and unauthorized parking as set forth above. Any charges or expenses for towing or otherwise removing vehicles under this Section shall be born by the owner thereof.

#### SECTION D-4 ANGLE PARKING

- (a) Angle parking or parking diagonally is prohibited on all the streets, alleys and highways of the Town, except where vehicle parking markers indicate that angle parking is permissible. All vehicles shall park parallel to, and within one (1) foot of the curb except where streets and parking lots are so marked for angle parking.
- (b) No person shall at any time angle park any vehicle:
  - (1) In any direction other than the designated parking angle, where angle parking spaces are so designated and provided by appropriate markings.
  - (2) Backwards into angle parking spaces so designated and provided by appropriate markings.
  - (3) With a trailer attached or any vehicle longer than twenty (20) feet on any street where angle parking is so provided and allowed.

#### SECTION D-5 PARKING AND STORAGE PROHIBITED

- (a) Parking Prohibited except When Unloading or Vehicle is attended. No person shall stop or leave any vehicle standing on any portion of the following highways at the following locations except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers and while the vehicle is attended by a licensed operator so that it may promptly be moved in case of an emergency or to avoid obstruction of traffic:
  - (1) At any place on any of the streets and highways in the Town at which "No Parking" signs shall be posted by the Chief of Police or any police officer. Such signs may be placed whenever the Chief of Police or any police officer on duty deems it necessary for the safety of the traffic at any point within fifty (50) feet of any intersection of two (2) or more highways or streets within the Town or where free space is necessary for the turning of buses or other vehicles, or when the open traveled portion of the highway is narrowed by excessive snow, or whenever hazardous conditions are created by construction operations, fire or other casualty, or whenever any celebration or other cause for the assembly of crowds, or the orderly handling of large amounts of traffic, may require limitation upon parking within any area on the streets and highways in the Town.
- (b) Storage Prohibited. No person owning or having custody of any partially dismantled, non-operable, wrecked, unregistered, junked or discarded motor vehicle shall allow such vehicle to remain on any public highway, public parking lot or public ramp longer than twenty-four (24) hours after notification thereof by the Police Department. Any vehicle which is not removed within twenty-four (24) hours after notice is declared to be a public nuisance and may be removed as provided in Section D-8.

#### SECTION D-6 PARKING LOTS AND PARKING SPACES

- (a) Ten Minute Parking. Parking at the Seal Harbor Post Office is restricted to ten minutes. (04/03/00)

- (b) Half Hour Parking. No person shall park or leave standing any vehicle on any portion of the following highways or parking lots or streets in the Town for a period of more than one-half hour in the same location at any time between the hours of 6:00 a.m. and 6:00 p.m.
- 1) 5 stalls west of the Town Office
  - 2) 3 stalls on Sea Street north of the Town Office
  - 3) 10 stalls east of the Town Office
  - 4) 3 stalls on Harbor Road near the Chamber of Commerce
- (c) One Hour Parking. No person shall park or leave standing any vehicle on any portion of the following highways or parking lots or streets in the Town for a period of more than one hour in the same location at any time between the hours of 6:00 a.m. and 6:00 p.m.
- 1) All stalls on the Northeast Harbor Marina bulkhead except in the Boat Owners Parking Lot adjacent to the Chamber of Commerce Building. (03/18/96)
- (d) Two Hour Parking. No person shall park or leave standing any vehicle on any portion of the following highways or parking lots or streets in the Town for a period of more than two (2) consecutive hours in the same location at any time between the hours of 6:00 a.m. and 6:00 p.m.
- 1) All of Main Street, Northeast Harbor - Angle parking only while street is one-way. Included are the two handicap spaces.  
One handicap space is located at the west side of Main Street south of the exit from the parking lot south of Bar Harbor Banking and Trust Co. and one is located on the west side of Main Street south of the fire hydrant located between 151 Main Street and John Madonna's residence. (10/20/03)
  - 2) All of the area in Municipal Lot #1, surrounding the old Municipal Building, Northeast Harbor (about 21 stalls)
  - 3) All of the stalls in Municipal Lot 2, near the Knowles Building, Northeast Harbor (about 12 stalls)
  - 4) All of the stalls in the Village Improvement Society lot behind / beside the Bar Harbor Bank, Northeast Harbor (about 9 stalls)
  - 5) In front of the Somesville Library
  - 6) On the north side of Summit Road from its intersection with Main Street to its intersection with Joy Road
  - 7) 6 stalls in front of Northeast Harbor Library
- (e) Parking by Permit. No person shall park or leave standing any vehicle on any portion of the following parking lots without the indicated permits.
- 1) Parking area south of Municipal building generally known as the Cranberry Lot (approximately 123 stalls-(permit fee set by language contained in the contract with the Town of Cranberry Isles (09/04/07).
  - 2) Parking area east of Municipal Building reserved for municipal Employees (14 stalls — no fee)
  - 3) Parking area east of Municipal Building for temporary Parking by permission of Police Office or Dispatchers (25 stalls - \$10/day fee) (03/16/92)
  - 4) All those stalls in the Lot below the Chamber of Commerce, Northeast Harbor and near the Marina — those stalls being reserved for slip renters (27) but not including those 12 stalls along the bulkhead where one hour parking (b) above is allowed. In addition, a three day permit will be available for the four handicap spaces in the so-called Boat Owners Parking Lot (left of the Harbormaster's Office). (06/05/00)
  - 5) all stalls in the Northeast Harbor School Parking Lot -reserved for school use or by permission of school officials
  - 6) Eight stalls in the U-shaped Parking Lot around the tennis courts near the Northeast Harbor Marina — reserved for Harbormaster use (8 stalls - no fee)

- 7) One stall in the Lot immediately adjacent to the Municipal Pier-reserved for the U.S. Postal Service (one stall — no fee)
  - 8) The Harbormaster will issue overnight mooring parking permits to mooring owners. No seasonal permits will be issued to the owners of moorings. (06/03/02)
- (f) No Overnight Parking. No person shall park or leave standing any vehicle on any portion of the following highways, parking lots or streets in the Town overnight.
- 1) The U-shaped Parking Lot around the tennis courts near the Northeast Harbor Marina except for the eight stalls reserved for Harbormaster use which are not subject to limitations (about 84 stalls)
  - 2) All those stalls in the Lot immediately adjacent to the Municipal Pier, Northeast Harbor except reserve stalls outlined in D6 (d) (7) and (8) and (b) (1) above (about 34 stalls — no fee)
  - 3) All those stalls on Harborside Drive Circle - otherwise known as the circular road around the tennis courts (23 stalls - no fee)
  - 4) All of Main Street, Seal Harbor (about 20 stalls)
  - 5) All those stalls at the Seal Harbor dock (about 22 stalls -no fee). Including handicap spot. (09/18/00)
  - 6) All those stalls at the Seal Harbor Beach. Including handicap spot. (09/18/00)
  - 7) All those stalls at Municipal Lot #3 (upper Gray Cow lot) except as specified in D6(c) (7). Gray Cow parking spaces are color coded (04/3/00).
  - 8) All of those stalls at the parking lot on the Jordan Pond Road in Seal Harbor, located across from the Seal Harbor Fire Station. (10/03/2005)

The Police Chief or any Police Officer may permit overnight parking in the above areas, [e1, e5], in an emergency or as conditions, in the opinion of the Police Officer or Chief, warrant. The Harbormaster may permit overnight parking in the above area [e1] for mooring owners.

- (g) No Restrictions. The following highways, parking lots and streets in Mount Desert shall have no time limits, except that obviously abandoned, unregistered or unserviceable vehicles maybe removed by the police as per Section D-5 (6) of this Ordinance.
- 1) All those stalls at Bartletts Landing, Pretty Marsh. Included is the handicap parking space. (09/09/98)
- (h) Loading and Unloading Areas. No person shall park or leave standing any vehicle on any portion of the following highways, parking lots or streets for a period of more than 15 minutes and then only when attended and for the purpose of loading and unloading.
- 1) The Northeast Harbor Marina Pier (3 stalls)
- (i) Winter Regulations. During the period between October 15 of each year through May 15 of the succeeding year, the time or permit requirements specified in the below named Sections of this Ordinance shall be suspended:
- 1) Section D6
    - d) 1,2,3,4,5,6,7
    - e) 3, 4, 8
    - f) 1,5,6,7
- (j) Limited Parking. No person shall park or leave standing any vehicle on any portion of the following parking lot(s) unless (s) he is a resident or taxpayer of the Town of Mount Desert, or is an owner or renter of a mooring issued for Bartlett Island Landing.
- 1) Bartlett Island Landing parking lot. (2/22/94)

- (k) Restricted Parking. Beginning sixty (60) feet from the current location of the STOP sign at the intersection of Joy and Summit Roads, Northeast Harbor, there shall be eight (8) parking spaces reserved for exclusive use by patrons of the Northeast Harbor Library on the Library side of Joy Road. One of these spaces, located between the Library Harris and Mellon Room crosswalks, shall be designated for "Handicapped Only". (11/21/94)
- (l) ~~Four Hour Parking. No person shall park or leave standing any vehicle on any portion of the following highways or parking lots or streets in the Town for a period of more than four (4) consecutive hours in the same location at any time between the hours of 6:00 a.m. and 6:00 p.m.: (deleted 09/04/2007)~~  
~~1) the northern half of the Grey Cow lot [approximately 50 stalls no fee] (03/18/96) (Deleted 10/03/2005)~~
- (m) Between May 15 and October 01 of each year, parking of boat trailers, individually or when attached to a vehicle, is prohibited in the U shaped parking lot around the tennis courts in Northeast Harbor, the slip renters lot located below the Chamber of Commerce building in Northeast Harbor and the parking lot known as the boat owners lot at the municipal pier in Northeast Harbor. (10/03/02005)

#### SECTION D-7 UNLAWFUL REMOVAL OF PARKING CITATIONS

No person other than the owner or operator thereof shall remove a Town Parking ticket from a motor vehicle.

#### SECTION D-8 REMOVAL OF ILLEGALLY PARKED VEHICLES

- (a) Hazard to Public Safety. Any vehicle parked, stopped or standing upon a highway or public parking lot or ramp in violation of any of the provisions of this Ordinance is declared to be a hazard to traffic and public safety.
- (b) Removal by Operator. Such vehicle shall be removed by the operator in charge, upon request of any Police Officer, or by a Police Officer at the owner's expense, to a position where parking is permitted or to a private or public parking or storage premises.
- (c) Removal by Police Officer. Any Police Officer after issuing a citation for illegal parking, stopping or standing of an unattended vehicle in violation of this Chapter, is authorized to remove such vehicle at the owner's expense to a position where parking is permitted.

#### ARTICLE E MISCELLANEOUS PROVISIONS

##### SECTION E-I OPERATION ON SIDEWALKS.

There shall be no parking or operating of bicycles, skateboards or motor vehicles on sidewalks in the Town of Mount Desert.

## ARTICLE F ENFORCEMENT AND PENALTIES

### SECTION F-I PENALTIES.

Violations of these Ordinances will be classified as civil violations and enforceable in accordance with MESA Title 17-A, Section 3.

#### Parking Violations - \$20.00 (04/03/00)

Any vehicle ticketed three consecutive times (successive 2 hour periods) for the same violation may be towed after 24 hours of the first violation and towing and storage bill will be paid by the operator or owner of the vehicle after a tickets are paid.

The town authorizes the Police Department to use parking boots on vehicles whose owners have accumulated and received adequate notice of three or more delinquent parking violations. The fee for removal of a traffic boot shall be payment of the delinquent parking violations and a \$200.00 fee. (09/04/2007)

Parking violations shall be considered delinquent if not paid within 30 days of issue. Adequate notice is presumed after notice is sent via regular mail to the vehicle owner's address as listed in DMV records. Parking boots may only be used for delinquent parking violations occurring after 05/01/05. (4/18/05)

#### Other Violations

Any person who shall violate any provision of this chapter for which a penalty is not otherwise established by this section shall be subject to a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00) for each offense.

Violation of "Handicapped Only" parking shall carry a fine of \$100.00. (Maine Motor Vehicle Statutes Title 29-A).

#### Traffic Ordinance

This Ordinance, adopted this 15 day of April, 1991, and amended March 16, 1992, May 18, 1992, July 6, 1992, February 22, 1994, May 16, 1994, November 21, 1994, December 12, 1994, June 19, 1995, March 18, 1996, August 18, 1997, September 09, 1998, December 14, 1998, March 17, 1999, April 03, 2000, June 06, 2000, September 18, 2000, December 18, 2000, February 20, 2001, June 18, 2001, July 02, 2001, June 03, 2002, September 03, 2002, April 21, 2003, August 04, 2003, October 20, 2003, April 18, 2005, August 01, 2005, October 03, 2005 and September 04, 2007 cancels and supersedes Chapters 17, 18, 28, 29, 30 and 31 Town of Mount Desert Ordinance Book.

#### Board of Selectmen

Attest:        A true and correct copy.

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Town Clerk

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Date