

TRAFFIC ORDINANCE OF THE TOWN OF CASTINE, MAINE



ENACTED BY THE BOARD OF SELECTMEN
THE 6TH DAY OF SEPTEMBER 2011

DAVID G. UNGER

CONSTANTINO G. BASILE

PETER F. VOGELL

ATTEST: THIS IS A TRUE DOCUMENT.

DATE: SEPTEMBER 6, 2011

SIGNATURE: _____

AFFIX SEAL

SUSAN M. MACOMBER
CASTINE TOWN CLERK

ARTICLE 1: GENERAL PROVISIONS

1.1 TITLE

This Ordinance shall be known as the “Traffic Ordinance of the Town of Castine, Maine” and shall be referred to herein as the “Ordinance.”

1.2 REPEAL OF OTHER ORDINANCES

The “Traffic Ordinance of the Town of Castine, Maine” adopted on August 18, 2009 is hereby repealed.

1.3 AUTHORITY

This Ordinance is adopted by the Castine Board of Selectmen pursuant to the Constitution of the State of Maine, Article VIII-A, and Title 30-A M.R.S.A. § 3009, as amended.

1.4 PURPOSES

- To promote public safety, facilitate traffic flow and control speed on the travel ways and streets in the Town of Castine.
- This Ordinance does not exempt any person from compliance with all other applicable laws and regulations.

1.5 SEVERABILITY.

In the event that any section, subsection or provision of this Ordinance shall be declared by any court of competent jurisdiction to be invalid for any reason, that declaration shall not be deemed to affect the validity of any other section, subsection or provision of this Ordinance. To this end, the provisions of this Ordinance are hereby declared to be severable.

1.6 DEFINITIONS

For the purpose of interpreting this ordinance, the following terms and their derivations shall have meanings as follows:

- **NORTH:** The direction along Main Street toward Battle Avenue and the direction along Routes 166 and 166A toward the Castine/Penobscot town line.
- **SOUTH:** The direction along Main Street toward Water Street and the direction along Routes 166 and 166A toward the village area of Castine.
- **EAST:** The direction along Court Street toward Spring Street.
- **WEST:** The direction along Court Street toward Tarratine Street.
 - Within the village area of Castine, streets approximately parallel to Main Street are north-south streets and streets approximately parallel to Court Street are east-west streets. In the rural area of Castine, streets intersecting Route 166 and Route 166A are east-west streets.
- **OVERNIGHT PARKING:** Parking for any period of time between 11:00 pm and 6:00 am.
- **WEEKDAY:** Any day except Saturday, Sunday and Town holidays.

ARTICLE 2: PARKING RESTRICTIONS

Any illegally parked vehicle shall be ticketed and may be towed at the discretion of the town. Parking restrictions are both street specific and town-wide as follows:

2.1 BATTLE AVENUE

- No parking anytime in the travel lanes (inside the white edge lines) between Main Street and State Street.
- No parking anytime on north side of street between the Golf Club driveway and Wadsworth Cove Road.
- No parking, 8 am – 4 pm weekdays, on north side of street between Wadsworth Cove Road and Tarratine Street.
- No parking, 8 am – 4 pm weekdays, on south side of street between Tarratine Street and Main Street.

2.2 BACKSHORE BEACH

- No overnight parking.

2.3 COURT STREET

- No parking, 8 am – 4 pm weekdays, on south side of street between Main Street and Green Street except for the posted fifteen (15) minute parking zone at Emerson Hall.
- No parking anytime on south side of street between the Castine Fire Department driveway and Main Street.
- Two (2) hour parking, 8 am – 4 pm weekdays, on north side of street between Main Street and Tarratine Street.

2.4 DRESSER LANE

2.5 DYER LANE

- No parking anytime on east side of street.

2.6 FORT GEORGE

- Two hour parking, 8 am – 4 pm weekdays.
- No overnight parking.
- No parking in driveway.
- No parking on grass.
- No parking at any time (facility closed) from November 1 to April 30 or as ordered by the Board of Selectmen.

2.7 FORT MADISON

- No overnight parking.
- No parking on grass.
- No parking at any time (facility closed) from November 1 to April 30 or as ordered by the Board of Selectmen.

2.8 GREEN STREET

2.9 LATOUR STREET

2.10 MADOCKAWANDO ROAD

2.11 MAIN STREET

- No parking, 8 am – 4 pm weekdays, on east and west sides of street between Battle Avenue and Stevens Street.
- Two (2) hour parking, 8 am – 4 pm weekdays, on east and west sides of street between Stevens Street and Court Street.
- No parking, 7 am – 8 am and 4:15 pm – 5 pm, in the Post Office loading zone any day the Post Office is open.
- Fifteen (15) minute parking, 8 am – 4 pm weekdays, in the first two spaces on west side of street north of Water Street.

2.12 MILL LANE

2.13 PERKINS STREET

- No parking anytime on south side of street from 150 feet west of Main Street to Main Street, as posted.

2.14 PLEASANT STREET

- No parking anytime on east and west sides of street between Perkins Street and Water Street.
- No parking anytime on west side of street at MMA driveways as posted.
- No parking, 8 am – 4 pm weekdays, on east side of street between Court Street and Battle Avenue.

2.15 SCHOOL STREET

- No parking anytime on Town Common side of street.
 - No parking during school hours in front of 13 and 17 School Street.

2.16 SEA STREET

2.17 STATE STREET

- No parking anytime on east and west sides of street.

2.18 STEVENS STREET

- No parking anytime on north and south sides of street.

2.19 TARRATINE STREET

- Two hour parking, 8 am – 4 pm weekdays, on east and west sides of street between Court Street and Battle Avenue.

2.20 TOWN DOCK

- Three (3) hour parking 6 am – 9 pm in all parking spaces.
- Thirty (30) minute parking in loading zone spaces.
- No overnight parking (11 pm – 6 am) from November 1 to April 30 in any parking space except the sixteen (16) spaces south of the flagpole.
- No parking anytime in the pump station driveway.
- No parking anytime on or blocking the public boat launch ramp.
- Parking any trailer is prohibited from June 15 to September 15. A boat trailer attached to a vehicle may park for up to one (1) hour while launching or retrieving a boat.

2.21 WADSWORTH COVE ROAD

- No parking anytime on east side of street from Battle Avenue to 600 feet north of Battle Avenue.
- No parking anytime on west side of street between the Fort George driveway and Battle Avenue.
- No parking, 8 am – 4 pm weekdays, on west side of street from the Fort George driveway to 600 feet north of Battle Avenue.

2.22 WATER STREET

- No parking anytime on north and south side of street from Pleasant Street to Main Street except for the posted fifteen (15) minute parking zone across from the market.
- Parking on south side of street between Main Street and Green Street is limited to passenger cars and pick-up trucks that do not extend beyond the marked spaces.
- No parking anytime on south side of street from Green Street to #107 Water Street.
- No parking anytime on north side of street from Main Street to Green Street.
- No parking anytime on north side of street from Dyer Lane to 40 feet east of Dyer Lane.
- Fifteen (15) minute parking, 8 am – 4 pm weekdays, in the first two spaces on south side of street east of Main Street.

2.23 PROHIBITED PARKING, TOWN-WIDE AT ALL TIMES

- Parking within ten (10) feet of the corner at any intersection.
- Parking to obstruct a fire hydrant, public sidewalk, crosswalk, driveway or road.
- Double parking on any town street.

2.24 HANDICAP PARKING

- Parking is restricted to vehicles displaying a handicap registration plate or placard issued pursuant to Title 29-A M.R.S.A. § 521 - § 523 or a similar regulation for another state at the following locations when identified by signage with the international symbol for accessibility:
 - Two year-round spaces at the Town Dock.
 - One space on the south side Water Street at Main Street adjacent to the front entry to 27 Water Street.
 - One space in front of Emerson Hall when posted.

2.25 SEASONAL PARKING RESTRICTIONS

- In order to facilitate snow removal from town streets and to minimize the potential for damage to private owned vehicles, there shall be no overnight (any time during the period between 11:00 pm and 6:00 am) parking on the paved surface or within four (4) feet of the paved surface of any town street or parking lot during the winter snowplowing season, November 1 to April 30. Any property owner or tenant may request the Board of Selectmen grant an exemption to the “within four (4) feet” provision of this section for the current

snowplowing season. The applicant for this exemption must demonstrate that no alternative parking exists on the property.

2.26 LONG TERM PARKING

- No vehicle shall park in an otherwise unrestricted parking area on Main Street from Court Street to Water Street and Water Street from Pleasant Street to Green Street, for more than twenty-four (24) hours.
- No vehicle shall park in an otherwise unrestricted parking area on any other town street or town property for more than ninety-six (96) hours.

2.27 PERMIT PARKING

- A property owner or contractor may apply to the Town Manager for a temporary permit that will allow the contractor to park one (1) vehicle in time restricted areas in the immediate vicinity of the work site for up to nine (9) hours per day while working. The permit shall be valid for up to six (6) months and can be renewed.
- A property owner or contractor may apply to the Town Manager for a temporary permit that will allow the contractor to park one (1) vehicle in a no parking zone in the immediate vicinity of the work site for up to nine (9) hours per day while working. The permit shall be valid for up to thirty (30) days and cannot be renewed.
- A property owner or contractor may apply to the Town Manager for a temporary permit that will allow the contractor to park one (1) trailer or dumpster, or store material in a no parking zone in front of the work site. The permit shall be valid for up to thirty (30) days and cannot be renewed.
- The holder of a commercial fishing license or the crew of a commercial fishing vessel, moored or registered in Castine, may apply to the Town Manager for a temporary permit that will exempt one (1) vehicle from the time limit on the Town Dock while actively engaged in commercial fishing. The permit shall be valid for up to six (6) months and can be renewed.
- The owner of a commercial vessel, moored or registered in Castine, may apply to the Town Manager for a temporary permit that will exempt one (1) vehicle from the time limit on the Town Dock while the vessel is underway. The permit shall be valid for up to six (6) months and can be renewed.

2.28 EXCEPTIONS

- The owner of a residence, which abuts a street with time limited parking, and their guests are exempt from the time limit when parked on the street directly in front of said residence.
- A property owner, their tenants and their guests are exempt from the time limits established by § 2.26 when parked on the street directly in front of said property.
- Vehicles displaying a handicap registration plate or placard issued pursuant to Title 29-A M.R.S.A. § 521 or § 523 or a similar regulation in another state may park for twice the posted time limit in time restricted parking spaces.

- The Harbor Master and Assistant Harbor Master are exempt from the time limit on the Town Dock when working.
- Commercial delivery vehicles are exempt from the parking restrictions while making deliveries to Castine businesses, residences or institutions.

ARTICLE 3: SPEED LIMITS

All speed limit signs shall be designed and installed in accordance with the *Manual on Uniform Traffic Control Devices* (MUTCD).

- 3.1** The speed limit on all town streets is 25 miles per hour (MPH) unless otherwise posted.
- 3.2** Specific posted speed limits other than 25 MPH:
 - 35 MPH – Wadsworth Cove Road from Route 166 to Backshore Road.
 - 20 MPH – Court Street from State Street to Tarratine Street.
 - 20 MPH – Water Street.

ARTICLE 4: TRAFFIC CONTROL

Traffic control in Castine shall be accomplished with posted signs and painted cross walks. All signs and pavement marking used for traffic control shall be designed and installed in accordance with the *Manual on Uniform Traffic Control Devices* (MUTCD). Traffic control sign and cross walk locations are as follows:

4.1 STOP SIGNS

- Court Street at Tarratine Street.
- Dresser Lane at Perkins Street.
- Dresser Lane at Court Street.
- Green Street at Water Street.
- LaTour Street at Battle Avenue.
- LaTour Street at Perkins Street.
- Madockawando Road at Battle Avenue.
- Madockawando Road at Perkins Street.
- Main Street at Battle Avenue.
- Mill Lane at Route 166A (The Shore Road).
- Perkins Street at Main Street.
- Pleasant Street at Battle Avenue.
- State Street at Court Street.
- State Street at Route 166 (Castine Road).
- Stevens Street at Main Street.
- Stevens Street at Pleasant Street.
- Tarratine Street at Battle Avenue.
- Tarratine Street at Perkins Street.
- Wadsworth Cove Road at Route 166 (Castine Road).
- Wadsworth Cove Road at Battle Avenue.
- Water Street eastbound at Main Street.

- Water Street eastbound at Green Street.

4.2 THREE-WAY STOP SIGNS

- Main Street southbound and Court Street eastbound and westbound.
- Pleasant Street southbound and Perkins Street eastbound and westbound.

4.3 FOUR-WAY STOP SIGNS

- Green Street/School Street and Court Street.
- Pleasant Street and Court Street.

4.4 YIELD RIGHT OF WAY SIGNS

- Court Street westbound at Spring Street.
- Dyer Lane at Water Street.
- Dyer Lane at Court Street.
- Perkins Street at Battle Avenue.

4.5 CROSSWALKS

Vehicles shall yield to pedestrians in designated pedestrian crosswalks at the following locations:

- Across Court Street from the southeast corner of Green Street to the northwest corner of School Street.
- Across Pleasant Street at MMA campus sidewalks.
- Across Water Street on the east side of Main Street.
- Across Main Street on the north side of Water Street.
- Across Main Street on the north side of Court Street.
- Across Court Street on the east side of Main Street.

4.6 NO THRU TRUCKS

- Green Street.
- Water Street westbound from Dyer Lane to Green Street.

4.7 ONE-WAY STREETS

- School Street is one-way counterclockwise around the Town Common.
- Water Street is one-way eastbound from Main Street to Green Street.

4.8 ADVISORY SIGNS

- The placement or removal of Advisory Signs shall not be considered an amendment to the Traffic Ordinance and may be ordered by the Board of Selectmen without holding a public hearing.

4.9 PRIVATE ROADS

- It is the responsibility of the owner of a private road to post traffic control signage where said road intersects a town road. In the absence of signage, it is the implied responsibility of vehicles on the private road to stop before entering the public road.

4.10 SPEED CONTROL

- Physical obstructions used to control vehicle speed, commonly called “speed bumps,” “speed tables,” etc., may not be constructed on any town street without the approval of the Board of Selectmen. The first time approval for the installation of a speed bump shall be considered an amendment to the

ordinance. The replacement of any speed bump that is removed for the winter snow plowing season shall not be considered an amendment to the Traffic Ordinance and may be ordered by the Board of Selectmen without holding a public hearing.

- Speed tables are authorized at the following locations:
 - Three (3) on Wadsworth Cove Road

ARTICLE 5: ENFORCEMENT

5.1 FINES

Violation of any provision of this Ordinance shall be punishable by a fine as follows:

- Handicap Parking Violation (§2.24) - \$ 200.00 pursuant to Title 30-A M.R.S.A. § 3009.
- All other violations - \$30.00.
- All fines are payable to the Town of Castine. Any fine not paid within thirty (30) days will be referred to a collection agency and be subject to a \$25.00 service charge in addition to the fine.

5.2 TOWING

- The town may tow any vehicle parked in violation of the Ordinance.
- It shall be the vehicle owner or operator's responsibility to arrange for the release of the vehicle from impoundment and to pay all fines, towing charges and storage charges.
- The towing company will not release a vehicle from impoundment until all fines (from current and prior violations) have been paid to the town and all towing and storage charges paid to the towing company.
- The town is not responsible or liable for any damage incurred by any illegally parked vehicle during towing or impoundment.

5.3 MUNICIPAL AUTHORITY

- The Board of Selectmen delegates authority to each selectman, each municipal employee and the Hancock County Sheriff to write traffic tickets for parking violations.
- The Board of Selectmen delegates authority to MMA Security Officers to write traffic tickets for parking violations on the sections of Pleasant Street, Main Street, Stevens Street, Court Street and Battle Avenue abutting the campus.
- The recipient of a traffic ticket issued pursuant to this ordinance may seek to have the ticket voided as follows:
 - Submit a complete *Application to Void Traffic Ticket* to the Town Manager within thirty (30) days of the date of the ticket if the recipient believes the ticket was issued in error.
 - Submit a written appeal to the Board of Selectmen if the recipient disagrees with the Town Manager's decision.

