Town of Baltimore
Class IV Road Ordinance

Revision: October 6, 2011

The Selectmen of the Town of Baltimore, County of Windsor, State of Vermont, in accordance with the authority invested in them by virtue of Title 24, Section 1972 through 1976 of the Vermont Statutes Annotated, hereby adopt the following Class IV Road Ordinance.

1.01 GENERAL

No section of this ordinance shall be construed to supersede or replace any Vermont Statute.

The Selectmen may, at their discretion, modify the requirements contained herein if their strict enforcement would cause undue hardship due to unusual conditions, provided the general objectives of these requirements are satisfied.

Compensation for damages to a Class IV Road caused by acts of noncompliance with this Class IV Road Ordinance may be assessed against violators by the selectmen.

1.02 CLASSIFICATION

The upper section of the Graves Road which joins with the Quarry Road in Weathersfield is classified as a Class IV Road and is currently the only Class IV Road in the Town of Baltimore.

It is the policy of the Selectboard to discourage the reclassification and/or upgrading of Class IV Roads. However, it is the right of a landowner to request changes in road status. The Selectboard if so petitioned will follow the procedures set out in Title 19, VSA, Sections 708—716.

1.03 CLASS IV ROAD CONSTRUCTIONS, MAINTENANCE AND USE.

Class IV Road improvements shall be constructed or installed in accordance with sound engineering practice and in accordance with this Class IV Road Ordinance.

1) Access via a Class IV Road is for a single family dwelling only.
2) Any driveway, entrance or approach from private property entering a Class IV Road must meet the Town of Baltimore Regulations regarding driveway access and an Application For Access Permit must be filled out and submitted to the town.
3) No water or debris will be allowed to enter into the public road other then through properly designed drainage ditches.
4) If at some point the Town of Baltimore is asked or petitioned to reconsider or reclassify the Class IV Road, the Road must meet Town specifications prior to the concideration of approval or acceptance.
5) The Town assumes no maintenance responsibility or liability of this Class IV Road except as outlined in the Vermont State Statutes.
6) Written permission must be obtained from the Baltimore Selectboard before any private construction or improvements can be made to the Class IV Road.
1.04 RIGHT-OF-WAY ACCESS

Selectmen shall control access into the road right-of-way for the installation or repair of utilities and for access of driveways, entrances and approaches.

1.05 POSTING

A Class IV Road may not be intentionally closed by a gate or other obstruction by anyone other than the Board of Selectmen.

Selectmen may post a road in accordance with 19 V.S.A. § 1110.

1.06 PERMITS

All normal Town and or State Permits must be obtained by the land owner for any development of property which will be accessed by a Class IV Road.

1.07 FEES

All normal Town Fees for development or construction must be paid by the land owner for any development of property which will be accessed by a Class IV Road.

1.08 ADOPTION

A copy of this ordinance shall be entered in the minutes of the Board of Selectmen's Meeting.

The foregoing ordinance is hereby adopted by the Selectmen of the Town of Baltimore, Vermont, this 5th day of October, 2011.

Date Posted/Newspaper. (Within 14 days of its adoption): October 13, 2011.

Petition disapproving the ordinance within 44 days following the adoption: ___ Yes ___ No

Date The Class IV Highway Ordinance becomes effective (If no disagreement petition was received then effective date is 60 days after the date of its adoption): December 5, 2011

Baltimore Selectboard:                  Signatures:                  Date Signed
Walter Rich, Chairperson                  Walter Rich                  October 6, 2011
Harrison Kendall                         Harrison Kendall
Kevin Gould                              Kevin Gould