

ORDINANCE #17

AN ORDINANCE RELATING TO TRAFFIC AND PARKING CONTROL

**SECTION I. UNLAWFUL PARKING**

No person shall allow, permit, or suffer any vehicle, motor vehicle or self-propelled machinery under his control, or registered in his name to be in violation of any of the following provisions of this Ordinance upon or in any street, way, highway, road, parking area of public place under this control of the town of Winthrop so that:

- a. It in any manner blocks a public way, a private driveway or a pedestrian crosswalk.
- b. It is double parked, so-called, except by the verbal permission of the Chief of Police or one of his duly authorized police officers while on traffic control, or except commercial vehicles for the purpose of delivery, pickup or performing other necessary services, but only in such a manner as shall not impede the passage of other vehicles.
- c. Any part of said vehicle is in, over or on the areas of the sidewalk, or any adjoining or adjacent marked parking space.
- d. It obstructs or impedes the passing of other vehicles.
- e. It is within seven (7) feet of any hydrant of the Winthrop Water District.
- f. It is within twenty (20) feet of any crosswalk.
- g. It is within twenty (20) feet of the intersection of any street line.
- h. It is within any area or against any curb, which is painted yellow.
- i. It is within any alley, drive or area so designated a "fire lane".

**SECTION 1A. CROSSWALKS**

Crosswalks shall be maintained in the following locations:

1. Main Street
  - a. Westerly side of Highland Avenue intersection.
  - b. Easterly side of Hanson Street intersection.
  - c. Approximately three (3) feet west of Clark Street intersection.
  - d. Approximately four (4) feet east of Mechanic Street intersection.
  - e. Easterly side of Union Street intersection.
  - f. Approximately eighteen (18) feet east of Morton Street intersection.

- g. Approximately three hundred eight (308) feet east of Royal Street intersection.
2. Western Avenue
    - a. Approximately three (3) feet north of High Street intersection.
  3. Bowdoin Street
    - a. Parallel to Main Street intersection.
    - b. Approximately two hundred three (203) feet west of Green Street intersection.
    - c. Southerly side parallel to summer Street intersection.
    - d. Northerly side parallel to Summer Street intersection
  4. Highland Avenue
    - a. Approximately twenty (20) feet south of and parallel to Main Street intersection.
    - b. Northerly side of Pleasant Street intersection.
  5. Outer Highland Avenue
    - a. Approximately seventy (70) feet south of Route 202 intersection.
  6. Route 202
    - a. Approximately ten (10) feet west of Highland Avenue intersection.
  7. Union Street
    - a. Parallel to Main Street intersection.
  8. Hanson Street
    - a. Parallel to Main Street intersection.
  9. Summer Street
    - a. Westerly side parallel to Bowdoin Street intersection.
    - b. Easterly side parallel to Bowdoin Street Intersection.
  10. Clark Street
    - a. Parallel to Main Street intersection.
  11. Mechanic Street
    - a. Parallel to Main Street intersection.
  12. Morton Street
    - a. Parallel to Main Street intersection.

## SECTION 2A.

### NO PARKING ZONES

No person shall allow, permit, or suffer any vehicle, motor vehicle or self-propelled machinery under his control, or registered in his name to be parked, stopped or standing in any of the following designated “NO PARKING ZONES”:

- a. Beale Street
  - Either side from Hanson Street to Greenwood Avenue
  
- b. Bowdoin Street
  - Westerly side from Central Street to Main Street.
  - Westerly side from Highway Bridge to Memorial Drive from 2 AM to 6 AM.
  - Easterly side from Highway Bridge to the Legion parking lot.
  - Easterly side from CMP Pole #14 to Green Street from 2 AM to 6 PM.
  - Easterly side from Main Street to a point 20’ southerly of CST Pole #1-1.
  - Bowdoin Street Municipal Parking Lot (so called) Between the hours of 10:00 PM to 4 AM, except when authorized by the Chief of Police. The Chief of Police and/or Town Manager will determine the need for designated municipal or library employee parking.
  
- c. Green Street
  - either side from Main Street to Bowdoin Street
  
- d. Greenwood Avenue
  - Easterly side from Main Street to CMP Pole #15, a distance of approx. 215’.
  - Westerly side from Main Street to Beale Street, a distance of approx. 328’.
  
- e. Hanson Street
  - Easterly side from Main Street to Knickerbocker Road.
  - Westerly side from Main Street to the intersection of Beale Street.
  
- f. High Street
  - either side between CMP Co. Pole #14/12 and CMP Co. Pole #17/11, a distance of approx. 362’
  
- g. Highland Avenue
  - easterly side from Main Street to Route 202 that will support an installed bike lane
  - westerly side from Main Street a distance of approximately 151’
  - westerly side from the southerly edge of the original Grade School parking spaces (6), a distance of approximately 80.5’

- westerly side from the southerly edge of the student drop off Zone 1 area, southerly, a distance of approximately 51.5'
  - westerly side from the southerly edge of the parking spaces (7) that end at Town Hall Lane, southerly, a distance of approximately 97'
- h. Island Park Road
- On the westerly side from Island Park Bridge, so-called, to the intersection of the Old Augusta Road, so-called, a distance of 322' northerly on Island Park road, so-called; on the easterly side from Island Park Bridge, so-called, a distance of 186' northerly on Island Park Road, so-called; also along the southerly side of the Old Augusta road, so-called, from the northerly end of the intersection with Route 202.
- i. Main Street
- Northerly side from Greenwood Avenue easterly for a distance of 117'.
  - northerly side from the easterly edge of Bowdoin Street easterly, a distance of approximately 40'
  - Area designated as a Fire Lane adjacent to and parallel to the fire department building, specifically in front of the garage bay doors. (Except of on-duty firefighters, if necessary, where it will not impede emergency vehicles.)
- j. Mechanic Row
- Either side within 75' of the intersection with Maine Street.
- k. Pitts Street
- Either side from Central Streete to the street's end at the property line, Winthrop Property Tax Map #31, Lot #221.
- l. Royal Street
- westerly side from Main Street to Rte 202
  - easterly side from CMP Pole #10 to Rte 202
- m. Union Street
- Westerly side from the municipal parking lot (so-called) to Summer Street.
- n. Western Avenue
- Westerly side from CMP Co. Pole #216 northerly to CMP Co. Pole #218 a distance of approx. 288'.
- o. Town Hall Lane (so-called)
- Both sides from Main Street to the southerly side of the town Hall building except on the easterly side directly across from the town Hall building, which shall be 15 minute public parking from 8:00 AM. to 5:00 PM., Monday through Friday, except northerly of the building shall be reserved for police vehicles.

- p. Norcross Point (so-called)
  - Between the hours of 10:00 PM to 4 AM, except when authorized by the Chief of Police.
  - Either side of the road leading from Bowdoin Street to Norcross Point.
- q. Narrows Pond Road
  - On the northerly side (at the causeway, so-called) beginning at a point 20' easterly of CMP Co. Pole #39 extending westerly to a point 30' easterly of CMP Co. Pole #38, a distance of approx. 196'.
  - On the southerly side (at the causeway, so-called) beginning at a point 20' easterly of CMP Co. Pole #39 extending westerly a distance of approx. 420'.
- r. Charles Street
  - On the sidewalk side starting at CMP Co. Pole #10 and extending southerly for a distance of 1,120 feet.

**SECTION 2B                    STUDENT DROP OFF ZONE**

No person shall allow, permit or suffer any vehicle, motor vehicle or self-propelled machinery under his or her control, or registered in his or her name to be parked and/or left unattended in any designated Student Drop Off Zone between the hours of 8:00 AM and 8:40 AM on days school is in session. Any vehicle using the Drop Off Zones shall be facing the direction of traffic flow. For purposes of this section designated areas are described below.

- a. Highland Avenue
  - Drop Off Zone 1 - westerly side, beginning at a point approximately 382' from Main Street, a distance of 55' southerly. This section is always a no parking zone at all times.
  - Drop off Zone 2 – westerly side, beginning at a point approximately 469' from Main Street, a distance of 190' southerly.

**SECTION 3.                    ONE HOUR PARKING ZONE**

No person shall allow or permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name to be parked for a period of time longer than one (1) hour during times specified.

- a. Between the hours of 8:00 AM and 6:00 PM Monday, Tuesday, Wednesday, Thursday and Saturday and between the hours of 8:00 AM and 9:00 PM on Friday; Sunday and legal holidays excluded:
  - 1. Main Street –
    - Southerly side from Winthrop Post Office to the Maple Cemetery Drive; northerly side from the easterly corner of the 48 Main Street building to a point 40' easterly of the easterly edge of Bowdoin Street.

- Union Street – Easterly side from the municipal parking lot (so-called) to Summer Street.

**SECTION 4.            TWO HOUR PARKING ZONE**

No person shall allow or permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name to be parked for a period of time longer than two (2) hours during times and areas specified:

- a.     Between the hours 9:00 AM and 6:00 PM on any day except Sunday, and a public holiday
  - 1.     Bowdoin Street -
    - Easterly side from Summer Street to a point 20’ southerly of CST Pole #1-1.
  - 2.     Bowdoin Street Municipal Parking Lot -
    - Westerly from Bowdoin Street into the Bowdoin Street Parking Lot, all parking spaces inclusive.
  
- b.     Between the hours of 8:00 AM and 6:00 PM Monday, Tuesday, Wednesday, Thursday and Saturday, and between the hours of 8:00 AM and 9:00 PM Friday, Sunday and legal holidays excluded:
  - 1.     Main Street -
    - Northerly side from Smith’s Service Station to Greenwood Avenue; southerly side from Mechanic Row to Highland Avenue.
  
  - 3.     Municipal Parking Lot –
    - Northerly from Main Street on Union Street all parking spaces inclusive.
  
- c.     Between the hours of 8:40 AM and 3:00 PM on days school is in session.
  - 1.     Highland Avenue
    - Seven (7) spaces on the westerly side of Highland Avenue between the entrance and exit of the Grade School semicircular drive. Any vehicle using this parking shall be facing the direction of traffic flow.

**SECTION 4A.            15 MINUTE PARKING ZONE**

- a. Two (2) spaces being the first two parking spaces on the south side of Main Street adjacent to U.S. Post Office.
- b. Four spaces on the easterly side of Town hall Lane adjacent to the municipal building between the hours of 8:00 AM and 5:00 PM, Monday through Friday, holidays excluded.
- c. Six (6) spaces on the westerly side of Highland Avenue adjacent to the Grade School building between the hours of 8:00 AM and 3:00 PM on days school is in session. Any vehicle using this parking shall be facing the direction of traffic flow.

**SECTION 5. DIAGONAL PARKING AREAS**

The following areas are hereby designated diagonal parking only:

- a. Main Street –
  - Northerly side from CMP Pole #36 to the easterly corner of the 48 Main Street building.

Entering diagonal parking on the northerly side of Main Street shall be from an easterly direction only. Departing diagonal parking on the northerly side of Main Street shall be in a westerly direction only.

All other parking in the Town of Winthrop upon lanes, streets, ways, highways and roads shall be parallel parking only, unless otherwise authorized in this Ordinance, and such parking shall be as closely as possible to the curb or ditch.

**SECTION 6. WINTER PARKING RESTRICTIONS**

November 1<sup>st</sup> to April 15<sup>th</sup> inclusive.

- a. No person shall allow, permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name to stand or be parked in any public street or way from November 1<sup>st</sup> to April 15<sup>th</sup> inclusive of each year between the hours of 12:00 AM and 6:00 AM for a period of more than one (1) hour, but in no event shall standing or parking between the hours of 12:00 AM and 6:00 AM be legal if it interferes with or hinders the plowing, loading or removal of snow from such public street or way.
- b. No person shall park or leave standing any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name, upon a public way within the limits of the Town of Winthrop in such a manner as to interfere with or hinder the plowing or removal of snow at any time. Any municipal officer may cause any vehicle parked in violation of this

Ordinance to be removed from the way and placed in a suitable parking place at the expense of the person having control of such vehicle or the owner of such vehicle.

Neither the Town of Winthrop nor its agent shall be liable for any damage that may be caused by such removal.

- c. No person shall allow permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name, to stand or be parked in the municipal parking lot (so-called) in violation of this section.

**SECTION 7.            EMERGENCY VEHICLE – Repealed – 11/86**

**SECTION 8.            ONE WAY STREETS**

No person shall permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name to be operated on the following streets or public ways except in the direction indicated below:

- a.     Beale Street -  
      - Westerly from Greenwood Avenue to Hanson Street.
- b.     Green Street –  
      - Northerly from Main Street to Bowdoin Street.
- c.     Union Street -  
      - Northerly from the municipal parking lot (so-called) to Summer Street.

**SECTION 9.            MOTOR VEHICLES PROHIBITED FROM SIDEWALKS**

No person shall allow, permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control or registered in his name to be operated upon any public sidewalk within the limits of the Town of Winthrop, excluding the direct crossing of same.

**SECTION 10.          COMMERCIAL VEHICLES EXCLUDED**

Commercial vehicles for the purpose of delivery, pickup, loading or unloading or performing other necessary services, may stop, stand or park notwithstanding the provision of this Ordinance, but only in such a manner as shall not to impede the passage of other vehicles.

No person shall operate any truck in excess of registered weight of 15,000 lbs, G.V.W. capacity on any of the below names streets at any time, except for fire trucks and highway department vehicles or unless such truck is going to make a pickup, delivery or stop for emergency service purposes.



- a. Main Street – from Route 202 to Western Avenue
- b. Highland Avenue – from Route 202 to Main Street.
- c. Royal Street – from Route 202 to Main Street.
- d. Central Street – from Lake Street to Bowdoin Street.
- e. Summer Street – from Lake Street to Union Street.
- f. Union Street – from Main Street to Summer Street.

**SECTION 11. STOP AND YIELD INTERSECTIONS**

- a. Every driver of a vehicle, motor vehicle or self-propelled machinery approaching a stop intersection indicated by a red traffic light or sign, shall stop on the near side of the intersection at the point nearest the intersection roadway where the driver has a view to approaching traffic on the intersection roadway before entering the intersection.

Stop signs shall be erected and maintained in accordance with the following schedule on the first named street at its intersection with the second named street.

<u>FIRST NAMED</u>	<u>SECOND NAMED</u>
1. Annabessacook Drive	1. Annabessacook Road
2. Beale Street	2. Hanson Street
3. Central Street	3. Bowdoin Street
4. Forest Avenue	4. Knickerbocker Road
5. Forest Avenue	5. Memorial Drive
6. Green Street	6. Bowdoin Street
7. Hanson Street	7. Knickerbocker Road
8. Hillside Avenue	8. High Street
9. Knickerbocker Road	9. Bowdoin Street
10. Norcross Point (so-called)	10. Bowdoin Street
11. Summer St. (easterly)	11. Bowdoin Street
12. Taylor Street	12. Pleasant Street
13. Summer St. (westerly)	13. Bowdoin Street
14. Soper road	14. Wilson Pond Road
15. Pennwood Road	15. Forest Avenue
16. Lambert Street	16. High Street
17. Beechwood Road	17. Bearce Road
18. Beechwood Drive	18. Memorial Drive
19. Greenwood Terrace	19. Greenwood Avenue
20. Greenwood Park	20. Greenwood Avenue
21. Greenwood Lane	21. Greenwood Avenue
22. Union Street	22. Summer Street
23. Bowdoin Street (northerly)	23. Summer Street
24. Bowdoin Street (southerly)	24. Summer Street
25. Nottingham Road	25. Sturtevant Hill Road
26. Apple Farm Crossing	26. Old Lewiston Road

27. Mayflower Way

27. Alden Road

- b. Every driver of a vehicle, motor vehicle or self-propelled machinery approaching a yield intersection indicated by a yellow traffic light or yield sign, shall proceed to the point nearest the intersection roadway where the driver has a view to approaching traffic on the intersection roadway before proceeding with caution.

Yield signs shall be erected and maintained in accordance with the following schedule on the first named street at its intersection with the second named street.

FIRST NAMED

SECOND NAMED

- 1. Narrows Pond Road
- 2. Beechwood Drive
- 3. Butters Hill Terrace
- 4. Middle School  
(South Entrance Road)
- 5. Robin Hood Road
- 6. Bearce Road

- 1. Outer Highland Avenue
- 2. Beechwood Road
- 3. Lakeshore Drive
- 4. Charles Street
- 5. Nottingham Road (North End)
- 6. Memorial Drive

- c. All town road and/or streets entering State or State Aid highways where yield signs are erected and maintained by the State of Maine Department of Transportation are covered by that department's listing.

**SECTION 12. TOWN MANAGER'S EMERGENCY POWERS**

The Town Manager is hereby authorized to:

- a. Erect signs indicating no parking upon any street or way when such parking would, in his opinion, interfere with traffic or create a hazardous condition on a temporary basis.
- b. Mark lanes for traffic on street pavements at such places as he may deem advisable, consistent with traffic ordinance of the Town of Winthrop.
- c. Declare a "winter parking ban" as may be deemed appropriate when such parking would, in his opinion, interfere with or hinder the plowing or removal of snow. Any violation of the parking ban instituted by the Town Manager, under this section, shall be treated as a violation under Section 6 of this ordinance.

**SECTION 13. SPEED LIMITS**

No person shall allow, permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control to be operated at a rate of speed greater than that indicated in the following areas:

- a. Norcross Point (so-called)
  1. Road leading from Bowdoin Street to Norcross Point (so-called) (Approximately 100') 10 miles per hour.
  2. 10 miles per hour all other areas.
- b. Municipal Parking Lot (so-called)
  1. 10 miles per hour

**SECTION 14. VEHICLE REMOVAL**

Any vehicle stopped, standing or parked in violation of Sections 1,2,5,6, or 21 may be removed by or under the direction of or at the request of the Chief of Police of the Town of Winthrop, or one of his authorized officers to a garage or storage place within the limits of the Town of Winthrop and impounded therein. Such police officers may use such force as may be necessary to enter such vehicle and cause the same to be placed in a condition to be moved and may employ any reputable person engaged in the business of towing and storing vehicles for such purposes.

Notwithstanding any language herein contained the removal or storage of a vehicle pursuant to this ordinance and the payment of the charges specified herein no way relieves or prevents prosecution for the violations of any provision of the Ordinance of the Town of Winthrop.

The Chief of Police of the Town of Winthrop, or one of his duly authorized officers shall make every effort to notify the owner of any such vehicle, as promptly as possible, of its removal from the streets, ways, or public places under the control of the Town of Winthrop and as soon as possible a written notice that such vehicle has been impounded shall be sent by the Chief of Police to the owner at his last known address, as may be shown by the records of the Secretary of State or the Registry of Motor Vehicles. If the owner is unknown, the Chief of Police shall cause notice of such impound to be published in any newspaper printed in Kennebec County, giving the registration number (if known), the vehicle identification number, and the name, type and year of said vehicle.

**SECTION 15. LIABILITY OF VEHICLE OWNER**

Before the owner of such vehicle or his representative may remove it from the possession of the person towing it or storing it, he shall:

- a. Furnish satisfactory evidence of his identity and of his ownership of said vehicle to the chief of Police or his duly authorized officer, and to the person having possession of said vehicle.
- b. Pay to the person having possession of said vehicle all reasonable charges for the towing and the storage of said vehicle.
- c. Sign a receipt for said vehicle.

**SECTION 16. PENALTIES**

Whoever violates any of the provisions of this Ordinance shall be fined not more than Twenty-five Dollars (\$25.00) for each offense, except that the fine for violations of Section 21 shall be one hundred dollars (\$100.00) for each offense, and except that violations of Section 3 and 4 upon issuance of a parking tag may pay a token fine of Two Dollars (\$2.00) within five (5) calendar days of such violation and prior to the issuance of a court summons; and violations of Sections 1,2,5 and 6 may pay a token fine of Five dollars (\$5.00) within five (5) calendar days of such violation and prior to the issuance of a court summons after issuance of a parking tag; and except that violators of Section 21 of this Ordinance, after the issuance of a court summons, may pay to the town of Winthrop a token fine of Fifty dollars (\$50.00). All fines assessed and collected pursuant to this Ordinance shall be payable to the Town of Winthrop.

**SECTION 17. ADMINISTRATION**

The Chief of Police of the Town of Winthrop shall be responsible for the administration and enforcement of this Ordinance and shall maintain written records of the issuance of all parking tags and fines collected. The Chief of Police shall turn over to the Town Treasurer all fines received for the violations of this Ordinance each week.

**SECTION 18. BICYCLES; SKATEBOARDS; ROLLER SKATES; SCOOTERS Amended**

No person shall ride a bicycle, moped, scooter, skateboard, roller skates, sled, motorized bicycle or motorized tricycle upon any public property: to include municipal parking lots and upon the sidewalks of the following street(s):

- a) Main Street from Morton Street to Clark Street during business hours.

Notwithstanding, the provisions of this Section any person who rides a bicycle, moped, scooter, skateboard, roller skates, sled, motorized bicycle or motorized tricycle upon any municipal parking lot for the purpose of patronizing an adjoining business shall not be deemed to have violated this Section.

- b) No person shall ride a skateboard in the Bowdoin Street Municipal Parking Lot at any time.

Any person who violates Section 18 shall, upon adjudication, be punished by a fine of not less than \$50.00 or more than \$100.00.

## **SECTION 18- 1 CLINGING TO MOVING VEHICLES**

No person riding upon any bicycle, moped, scooter, skateboard, roller skates, sled, toy vehicle, motorized bicycle or motorized tricycle shall attach himself or herself to any moving vehicle upon any roadway.

Any person who violates Section 18-1 shall, upon adjudication, be punished by a fine of not less than \$50.00 or more than \$100.00.

## **SECTION 18-2 TRUE NAMES**

It shall be unlawful for any person when given notice by a police officer to appear to answer for any offense against any provision of this ordinance to give other than his or her true name, date of birth and true place of residence.

Any person who violates Section 18-2 shall, upon adjudication, be punished by a fine of not less than \$50.00 or more than \$250.00.

## **SECTION 18-3 SKATEBOARD AND ROLLER SKATES**

Any person riding a skateboard or roller skates on any public way shall ride the same in a careful and prudent manner, keeping to the right having due regard to the traffic and of any other conditions existing.

Any police officer, or other duly authorized law enforcement officer, within the Town of Winthrop, when satisfied that a person over the age of (18) years has ridden a skateboard or roller skates in violation of the provisions of Section 18-3 may enforce this section in accordance with M.R.S.A. Title 17-A section 505, Obstructing Public Ways.

## **SECTION 18-4 JUVENILE PENALTIES**

The Chief of Police or his designee, when satisfied that a juvenile under the age of (18) years has ridden a bicycle, moped, scooter, skateboard, roller skates, sled, toy vehicle, motorized bicycle or motorized tricycle in violation of any of the provisions of Sections 18, 18-1, or 18-3 may, after first receiving a warning for the violation, impound the bicycle, moped, scooter, skateboard, roller skates, sled, toy vehicle, motorized bicycle, or motorized tricycle for a period not to exceed 5 days for the first offense, for a period not to exceed 10 days for the second offense, and for a period not to exceed 30 days for any subsequent offense.

## **SECTION 19.        DATE OF EFFECT**

This Ordinance shall take effect and be in force thirty (30) days after its approval by the Council of the Town of Winthrop and shall supersede all previous traffic and parking control ordinances.

## **SECTION 20.        VALIDITY**

Should any section or part thereof, of this Ordinance be held by the courts to be invalid, the same shall not affect the validity of this Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

**SECTION 21.            HANDICAPPED PARKING SPACES**

- a. Owners of privately-owned off-street parking lots who provide handicapped parking spaces in accordance with the requirements of the Maine Human Rights Act, 5 M.R.S.A. ss 4511, et seq. Or other state or federal law shall arrange for private enforcement of handicapped parking restrictions or shall enter into agreements with the Winthrop Police Department for enforcement of handicapped parking restrictions by the Department. An owner of a private off-street parking facility who violates this subsection commits a civil violation for which a forfeiture of not less than one hundred dollars (\$100.00) shall be adjudged.
- b. No person shall allow, permit or suffer any vehicle, motor vehicle or self-propelled machinery under his control, or registered in his name, which vehicle or machinery does not bear a special registration plate or placard issued under Title 29 M.R.S.A. ss 252, 252-A or 252-C, or a similar plate or placard issued by another state, to be parked in a public or private parking space clearly marked as a handicapped parking space. Any person who violates this provision commits a civil violation for which a forfeiture of not less than one hundred dollars (\$100.00) shall be adjudged.
- c. For purposes of this Section, “clearly marked” includes painted signs on pavement and/or vertical standing signs which are visible in existing weather conditions, which signs display the international symbol for accessibility.
- d. For purposes of this Section, to “arrange for private enforcement” means to contract with or hire a person or entity to take reasonable and lawful measures to ensure that parking spaces designated for the handicapped are used only for vehicles or machinery which bear a special registration plate or placard issued under Title 29 M.R.S.A. ss 252, 252-A or 252-C or a similar plate or placard issued by another state.
- e. The Chief of the Winthrop Police Department is authorized to enter into agreements with owners of private off-street parking lots to enforce handicapped parking restrictions. Under such agreements, officers of the Winthrop Police Department may ensure that parking spaces designated for the handicapped are used only for vehicles or machinery which bear a special registration plate or placard issued under Title 29 M.R.S.A. ss 252, 252-A or 252-C, or a similar plate or placard issued by another state. Such

agreements shall provide that unauthorized vehicles will be ticketed. Such agreements shall further provide that the Winthrop Police Department shall have the right, but not the obligation, to respond to any complaints about improper use of designated handicapped spaces located in privately owned off-street parking lots, whether such complaints are initiated by the owner, its agents, or others, and to monitor use of designated handicapped parking spaces, using available personnel and resources. Such agreements shall further provide that the Winthrop Police Department is not obligated to allocate any particular personnel or resources to the enforcement of restrictions on usage of handicapped parking spaces.

- f. The Chief of the Winthrop Police Department may, with the approval of the Winthrop Town Council, establish a program to deputize Volunteer Parking Enforcement Specialists to enforce handicapped parking restrictions in private lots within the Town of Winthrop pursuant to 30-A M.R.S.A. ss 472-473 and 3009 (D).
  
- g. Handicap Parking spaces – the following spaces shall be reserved for handicap parking plates:
  - one (1) space on the south side of Main Street, in the first space beyond Mechanic’s Street and in front of the woolen mill building; and
  - four (4) spaces, being so designated in the rear High School parking lot, south of the gymnasium and overlooking the athletic field; and
  - two (2) space, being so designated in the parking lot adjacent to the entrance of the Middle School; and
  - one (1) space, being the first space closest to Main Street on the easterly side of Town Hall Lane; and
  - one (1) space on the southeasterly corner of the municipal parking lot (so-called); and
  - one (1) space on the northwesterly corner of the municipal parking lot (so-called); and
  - One (1) space on the easterly side of Bowdoin Street in the first space southerly of Summer Street in front of the library building.
  - Three (3) spaces on the easterly side of the semi-circular drive, directly across from the entrance to the Highland Avenue School facility.
  - One (1) space on the westerly side of Town Hall Lane, being the first full space northerly of the Ambulance facility.

APPROVED April 20, 1976  
AMENDED February 5, 1979  
AMENDED January 7, 1980  
AMENDED October 5, 1991  
AMENDED July 1, 1985  
AMENDED November 28, 1986  
AMENDED September 12, 1988

AMENDED June 28, 1979  
AMENDED April 2, 1979  
AMENDED July 7, 1980  
AMENDED August 1, 1983  
AMENDED October 6, 1986  
AMENDED December 22, 1986  
AMENDED June 4, 1990

AMENDED October 13, 1993  
AMENDED December 7, 2009  
AMENDED July Meeting 2020  
AMENDED August 2, 2021 after 2<sup>nd</sup> reading

AMENDED November 6, 1995  
AMENDED July 1, 2019

AGREEMENT TO ENFORCE HANDICAPPED PARKING REGULATIONS  
ON PRIVATE PROPERTY

This Agreement is entered into this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by and between the Town of Winthrop (the “Town”) and \_\_\_\_\_ (the “Owner”) to ensure that handicapped parking spaces located in the parking lot located at \_\_\_\_\_ (the “Premises”) are used only by authorized persons, as follows:

1. Owner hereby authorizes and permits the Winthrop Police Department and/or any deputized Volunteer Parking Enforcement Specialist, if the Winthrop Police Department establishes a volunteer parking enforcement program as authorized by 30-A M.R.S.A. ss 472, 473 and 3009 (D), to enter upon the Premises for the purpose of ensuring that parking spaces designated for the handicapped are used appropriately by handicapped persons. It shall be the responsibility of the Owner to clearly mark handicapped parking spaces by signs painted on the pavement and/or vertical standing signs such that these signs are visible under existing weather conditions. Such signs shall display the international symbol for accessibility.
2. Owner and the Town hereby agree that any vehicle or motorcycle parked in a parking space clearly marked as a handicapped parking space which does not bear a special registration plate or placard issued under 29 M.R.S.A. ss 252, 252-A or 252-C or a



similar plate or placard issued by another state, shall be cited for a forfeiture of not less than one hundred dollars (\$100.00), except Those violators, after the issuance of a parking tag, and within five (5) calendar days of such violation, and prior to the issuance of a court summons, may pay to the town of Winthrop a token fine of fifty dollars (\$50.00).

- 3. The town and its Police department shall have the right, but not the obligation to respond to any complaints about improper use of designated handicapped spaces on the Premises, whether initiated by Owner, its agents or others, and to monitor use of designated handicapped parking spaces, using available personnel and other resources. Nothing in this Agreement shall require the town of its Police Department to allocate any particular personnel or resources to the enforcement of handicapped parking regulations on the Premises.
- 4. This Agreement shall remain in full force and effect for an indefinite period of time, unless revoked in writing by either party with ten (10) days advanced notice to the other party.

By: \_\_\_\_\_, Owner  
d/b/a \_\_\_\_\_

TOWN OF WINTHROP

By: \_\_\_\_\_  
Chief of Police