

**SPECIAL TOWN COUNCIL MEETING**  
**AGENDA**  
**May 8, 2017**  
**6:00 PM**

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Councilors: Council Chair; George Edwards \_\_\_\_\_, Councilors; Stephen Clay \_\_\_\_\_, Jeffery Gifford \_\_\_\_\_, Sheldon Hanington \_\_\_\_\_, Marscella Ireland \_\_\_\_\_, Sharon Sibley \_\_\_\_\_, and John Trask \_\_\_\_\_.

**1. Call to Order**

a. Pledge

- 2. Public Hearing-** A possible limited access ATV route on Taylor Street as part of an ATV ordinance (0100)

**SUGGESTED MOTION:** Move to open a public hearing for the purpose of hearing oral and written comments on the proposed limited access ATV route on Taylor Street as part of an ATV ordinance.

**MOTION:** \_\_\_\_\_      **SECOND:** \_\_\_\_\_      **VOTE:** \_\_\_\_\_

**TIME STARTED:** \_\_\_\_\_      **TIME CLOSED:** \_\_\_\_\_

**27. Adjourn**

**SUGGESTED MOTION:** Move to adjourn meeting \_\_\_\_\_ pm

**MOTION:** \_\_\_\_\_      **SECOND:** \_\_\_\_\_      **VOTE:** \_\_\_\_\_

**1412. All Terrain Vehicles Ordinance**

1412.1.1. This Ordinance shall be known and may be cited as the “ATV Ordinance of the Town of Lincoln, Maine.”

1413. As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings:

**1. ATV.**

“ATV” means all-terrain vehicle. “All-terrain vehicle” means a motor driven, off-road, recreational vehicle capable of cross-country travel on land, snow, ice, marsh, swampland or other natural terrain. It includes, but is not limited to, a multi-track, multi-wheel or low pressure tire vehicle or a 3-wheel or belt-driven vehicle. For the purpose of this ordinance no dirt bikes.

**2. Operate.**

“To operate” in all its moods and tenses when it refers to an ATV, means to use an ATV in any manner within the public right of way of the Town of Lincoln.

**1414. Operating an ATV on a public way.**

1414.1. ATVs may be operated on streets and public ways in special events of limited duration conducted according to a prearranged schedule, under a permit from the governmental unit having jurisdiction.

1414.2. ATVs may only operate only on Public Ways designated ATV Access Routes. All ATV Access Routes will be designated and signage will indicate the Routes

1414.3. ATV Access Routes shall include the following streets:  
Taylor Street and Main Street from Taylor Street to Veterans Memorial Parking Lot.

1414.4. All ATVs must be operated on the right hand side of the lane which they are travelling in and they must operate in single file in a public way.

1414.5. All ATVs must be properly registered and insured.

1414.6. ATV operation will be allowed on Public Ways between 8 a.m. and 8:00 p.m. and between May 15 and November 1 or as long as snow is not visible on the public way or sidewalk.

1414.7. Travel speeds are limited to the conditions of travel and maxed at 15 M.P.H.

- 1414.8 Any operator that is age 10-16 can operate on a public way provided they can show proof of completing a State of Maine sponsored ATV safety program and be placed between their parent's ATVs. No Exceptions. All operators on public way over the age of 16 must be accompanied by a parent or an adult guardian until the age of 18. All operators must be able to show proof that they are over 18 to ride independently.
- 1414.9 All operators under the age of 18 must wear a helmet when operating in a public way. Operators must be able to show proof of age.
- 1414.10 ATV Operators must obey all posted signs and traffic laws.
- 1414.11 All ATV operators will proceed with caution when approaching /passing all non-motorized trail users including , but not limited to, bicyclists, pedestrians- with or without pets and horses.
- 1414.12 No ATVs are allowed to operate on any way designated for pedestrian traffic.
- 1414.13 ATVS are not allowed to operate on any area that is designated a park or school.
- 1414.14 Half Township Road, Curtis Farm Road and South Road from Curtis Farm Road intersection and extend ½ mile to the town line shall consist of a separate ATV Access Route with the following guidelines:  
All ATVs must be registered and insured  
ATV operation will be from May 1 to December 1 with no time restriction  
Speed Limit is 20 M.P.H.

Penalty:

Any person who violates any section of this ordinance commits a civil violation for which fine of not more than two hundred dollars (\$200.00) shall be adjudged.

This ordinance shall be enforced by the Lincoln Police Department and any other law enforcement agency.

Severability:

Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason then the remainder of the Ordinance shall not be affected.

Effective: