



## Town of Underhill

P.O Box 120, Underhill, VT 05489

[www.underhillvt.gov](http://www.underhillvt.gov)

Phone: (802) 899-4434

Fax: (802) 899-2137

**July 20, 2022**

### **Re: Speed Limit Ordinance**

The Town of Underhill Vermont adopted a Speed Limit Ordinance at a duly warned meeting of the Selectboard on July 14, 2022. The Speed Limit Ordinance establishes speed limits for all Underhill Town Highways. A complete copy of the Speed Limit Ordinance may be found on the Homepage of the Town of Underhill website [www.underhillvt.gov](http://www.underhillvt.gov) The Speed Limit Ordinance may be examined in its entirety at the Underhill Town Hall located at 12 Pleasant Valley Road in Underhill Vermont, Monday-Friday from 8-4, excluding holidays. Questions may be directed to the Underhill Town Administrator, Brad Holden, by mail, to the following address: Town of Underhill P.O. Box 120 Underhill VT 05489 or by calling 802-899-4434 Ext 7.

**Town of Underhill, Vermont**  
**Speed Limit Ordinance**

**ARTICLE 1. AUTHORITY.** The Town of Underhill Selectboard adopts this Speed Limit Ordinance (“Ordinance”) under authority granted by 4 V.S.A. Chapter 29; 19 V.S.A. §§ 304(a)(6) and (a)(7); 23 V.S.A. §§ 1007, 1008, 2302(a)(4), and 2305; and 24 V.S.A. §§ 1971 *et seq.*, and §2291(4).

**ARTICLE 2. PURPOSE.** The purpose of this Ordinance is to promote the public health, safety, and welfare by establishing safe speed limits on certain paved and unpaved highways in the Town of Underhill (“Town”) and to consolidate existing speed ordinances in a single ordinance.

**ARTICLE 3. SPEED REGULATIONS.** Based on considerations of neighborhood character, abutting land use, bicycle and pedestrian use, physical characteristics of the highways and, where applicable, on traffic and/or engineering studies, the Selectboard establishes the following speed limits:

A. Town Highways.

1. The following Town highways shall have a speed limit of 25 miles per hour:

Downes Road (TH# 6)  
Park Street (TH# 1)  
Poker Hill Road (TH# 3) from Route 15 to 0.1 miles north of Deer Run  
Range Road (TH# 44).

2. The following Town highways shall have a speed limit of 30 miles per hour:

Beartown Road (TH# 40)  
Harvey Road (TH# 27)  
Lower English Settlement Road (TH# 24)  
Meadow Lane (TH# 53)  
Pleasant Valley Road (TH# 1) from River Road intersection through village to Mountain Road  
River Road (TH# 1) from Sand Hill Road to intersection with Pleasant Valley Road in Underhill Center.  
Sugar Hill Road (TH# 52)

3. The following Town highways shall have a speed limit of 35 miles per hour:

Bill Cook Road (TH# 5)  
Cilley Hill Road (TH# 30)  
Corbett Road (TH# 17)  
Covey Road (TH# 35)  
Evergreen Drive (TH# 59)  
Fox Run (TH# 56)

Irish Settlement Road (TH# 35)  
Krug Road (TH# 42)  
Maple Leaf Road (TH# 36)  
Maple Ridge Road (TH# 54)  
McClellan Farm Road (TH# 33)  
Mountain Road (TH# 2)  
Mt. Vista Road (TH# 62)  
New Road (TH# 26)  
North Underhill Station Road (TH# 9)  
Pine Ridge Road (TH# 61)  
Poker Hill Road (TH# 3)  
Repa Road (TH# 21)  
Sand Hill Road (TH# 4)  
Stevensville Road (TH# 37)  
Timber Ridge (TH# 58)  
Tupper Road (TH# 23)  
Upper English Settlement Road (TH# 24).

4. The following Town highways shall have a speed limit of 45 miles per hour:

River Road (TH# 1) from cemetery to Sand Hill Road  
Pleasant Valley Road (TH# 1) from Mountain Road to Cambridge town line.

5. The maximum speed limit on all other Class 2, Class 3, and Class 4 highways shall be 35 miles per hour unless otherwise posted.

- B. State Highways. The maximum speed limit permitted for any motor vehicle traffic on Vermont Route 15 within the Town shall be the same as those limits established and posted by the State of Vermont, to wit:

- i. The speed limit shall be 50 mph from the Underhill-Westford town line west for a distance of 4.3 miles where it changes to
- ii. 35 mph for a distance of 0.6 miles west to the Underhill-Jericho town line. [etc.]

- C. Posting. The above speed limits shall be posted in accordance with standards set forth in the *Manual of Uniform Traffic Control Devices*.

**ARTICLE 4. VIOLATIONS & PENALTIES.** It shall be a violation of this Ordinance for any person to operate a motor vehicle in excess of the above-posted speed limits. The penalty for a violation of this Ordinance is assessed according to the Judicial Bureau Waiver Penalty Schedule in effect at the time of violation.

**ARTICLE 5. ENFORCEMENT.** The violation of this Ordinance shall be a civil matter which may be enforced in the Vermont Judicial Bureau in accordance with the provisions of 24 V.S.A. §§

1974a and 1977 *et seq.* and Rule 80.6 of the Vermont Rules of Civil Procedure. For purposes of enforcement in the Judicial Bureau, any Enforcement Officer shall have the authority to issue tickets and may be the appearing officer at any hearing.

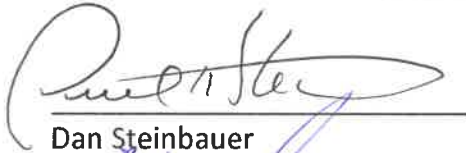
This Ordinance may be enforced by any qualified law enforcement officers in the State of Vermont.

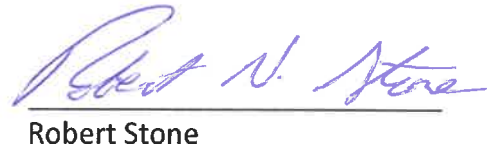
**ARTICLE 6. OTHER LAWS.** This Ordinance is in addition to all other Town ordinances and all applicable Vermont laws. All ordinances or parts of ordinances, resolutions, regulations, or other documents that are inconsistent with the provisions of this Ordinance are repealed to the extent they are inconsistent.

**ARTICLE 7. SEVERABILITY.** If a court of competent jurisdiction holds any section of this Ordinance to be invalid, such finding shall not invalidate any other part of this Ordinance.

**ARTICLE 8. EFFECTIVE DATE.** This Ordinance shall become effective 60 days after its adoption by the Town Selectboard. If a petition is filed under 24 V.S.A. § 1973, that statute shall govern the effective date of this Ordinance.

Adopted this 14<sup>th</sup> day of July, 2022 by the Town of Underhill Selectboard.

  
Dan Steinbauer

  
Robert Stone

  
Patricia Richards

Adoption History

1. Agenda item at regular Selectboard meeting held on 7/14/2022.
2. Read and approved at regular Selectboard meeting on 7/14/2022 and entered in the minutes of that meeting which were approved on 7/28/2022.
3. Posted in public places on 7/20/2022.
4. Notice of adoption published in the BFP newspaper on 7/22/2022 with a notice of the right to petition.
5. Other actions [petitions, etc.].

POSTED ON TOWN WEBSITE 7/20/2022



100 Bank Street Suite 700 Burlington VT 05401  
Phone: 802-863-3441

UNDERHILL, TOWN OF  
PO BOX 120

UNDERHILL, VT 05489

**AFFIDAVIT OF PUBLICATION**

**State of Wisconsin, } SS.  
County of Brown.**

This is to certify that advertising for which space measurements are listed below has been published in all editions Burlington Free Press in the issue date(s) indicated:

**Customer:** UNDERHILL, TOWN OF  
**Product:** BUR-Burlington Free Press  
**Columns x Lines:** 1 col x 22 lines  
**Insertion Dates:** 07/22/2022  
**Total Space Measurements:** 22.00

Affirmed before me, this 22 day of July, 2022

THE BURLINGTON FREE PRESS

By: *Shelly Hora*  
Notary State of Wisconsin County of Brown

*Ricelle Jacobs*  
Affiant

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# of Affidavits 1

My commission expires 8-25-23

SHELLY HORA  
Notary Public  
State of Wisconsin

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July 22, 2022