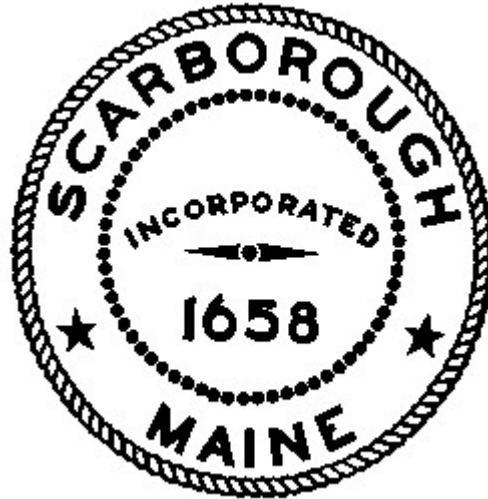


**CHAPTER 601**  
**TOWN OF SCARBOROUGH**  
**TRAFFIC ORDINANCE**



**Adopted May 17, 1967, amended to June 15, 1977**  
**Amended May 5, 1982 - Amended December 1985**  
**Amended October 1, 1986 - Amended June 7, 1989**  
**Amended June 6, 1990 - Amended August 1, 1990**  
**Amended April 3, 1991 - Amended June 17, 1992**  
**Amended April 7, 1993 - Amended December 1, 1993**  
**Amended June 1, 1994 - Amended November 16, 1994**  
**Amended June 6, 1997 - Amended January 5, 1998**  
**Amended January 6, 1999 - Amended April 21, 1999**  
**Amended April 5, 2000 - Amended September 06, 2000**  
**Amended December 6, 2000 - Amended December 21, 2001**  
**Amended February 14, 2003 - Amended June 5, 2002**  
**Amended August 21, 2002 –**  
**Amended February 5, 2003 -Effective Date May 1, 2003**  
**Amended September 17, 2003 – Amended August 18, 2004**  
**Amended September 1, 2004 – Amended September 15, 2004**  
**Amended September 7, 2005 – Amended June 21, 2006**  
**Amended January 20, 2010 – Amended January 19, 2011**  
**Amended February 16, 2011 – Amended May 2, 2012**

Section 1. Definitions .....	1
Vehicle.....	1
Park.....	1
Standing.....	1
Street, Way or Road.....	1
Roadway .....	1
Person .....	1
All Night Parking .....	1
Truck.....	1
Section 2. Signs Required.....	2
Section 3. Unauthorized Signs, Signals or Markings.....	2
Section 4. Prohibited Parking.....	2
Section 5. Stopping, Standing, Parking Prohibited, Specific Locations.....	2
Section 6. Parking at the Scene of a Fire.....	3
Section 7. Snow Removal.....	3
Section 8. Snow Obstruction.....	3
Section 9. Obstruction in Street.....	3
Section 10. Frightening Animals.....	4
Section 11. Transporting Rubbish or Garbage.....	4
Section 12. Authority to Remove.....	4
Notice to owner .....	4
Release of Vehicle.....	4
Section 13. Emerging from Driveways.....	5
Section 14. Standing in Road.....	5
Section 15. Following Traffic Direction.....	5
Section 16. Required Obedience.....	5
Section 17. Traffic Control Devices.....	5
(a) Authority to install traffic control devices.....	5
(b) Obedience to official traffic-control devices.....	6
(c) When traffic devices required for enforcement purposes.....	6
(d) Traffic control signals regulated.....	6
(e) Pedestrian control signals.....	7
(1) Walk.....	7
(2) Don't Walk.....	7
Section 18. Parking on Paved or Improved Surface.....	8
Section 19. Parking on Left.....	8
Section 20. Movement of Traffic.....	8
Section 21. Prima facie Evidence of Operation.....	8
Section 22. True name to be Given.....	8
Section 23. Temporary Signs.....	8
Section 24. Snow Accumulation.....	8
Section 25. Pedestrians Rights and Duties.....	9
(a) Pedestrians subject to traffic control signals.....	9
(b) Pedestrians' right of way in cross walks.....	9
(c) Pedestrians to use right half of crosswalks.....	9
(d) Crossing at right angles.....	9

(e)	When pedestrian shall yield.....	9
(f)	Prohibited crossing. ....	10
(g)	Obedience of pedestrians to bridge and railroad signals. ....	10
(h)	Pedestrians walking along roadways.....	10
(i)	Pedestrians soliciting rides or business. ....	10
(j)	Drivers to exercise due care. ....	10
Section 26.	Penalty. ....	10
Section 27.	Citation on Illegally Parked Vehicles. ....	11
Section 28.	Appealing the Issuance of a Parking Ticket. ....	11
Section 29.	.....	11
A.	PARKING RESTRICTIONS .....	11
I.	NO PARKING AT ANY TIME. ....	11
II.	HIGGINS BEACH.[amended 01/19/2011][02/16/2011] .....	12
III.	PROUTS NECK (from May 1 to September 15 of each year). ....	13
IV.	PINE POINT (from May 1 to September 15 of each year). Revised February 1980. ...	13
IV-1.	PINE POINT (from May 1 to September 15 of each year). ....	14
IV-2.	PINE POINT - CO-OP (Time Limit) [adopted 1/06/99].....	14
V.	TWO ROD ROAD (from May 1 to October 30 of each year).....	14
VI.	LOADING AND UNLOADING ZONES. ....	14
VII.	From 11:00 P.M. to 5:00 A.M. (Revised May 1982) (Amended June 1990) (Amended June 5, 2002) .....	14
VIII.	Deleted by Council Action on 5/5/82.....	15
IX.	Amended 6/7/89 see Section 30, A - I. ....	15
X.	HANDICAPPED PARKING (enacted 2/2/83)(amended 6/17/92). ....	15
B.	LOCATIONS WHERE U TURNS ARE NOT PERMITTED. ....	15
C.	ONE WAY STREETS AND ALLEYS. ....	15
I.	Authority to sign one way streets. ....	15
II.	One-Way Streets. ....	15
D.	SPEED LIMITS IN CERTAIN AREAS. ....	16
I.	DUNSTAN AREA.....	16
II.	PINE POINT AREA.....	16
III.	HIGGINS BEACH AREA. ....	16
IV.	PLEASANT HILL AREA. ....	16
V.	MAPLE AVENUE.....	17
VI.	SAWYER ROAD.....	17
VII.	OLD MILLBROOK AREA. ....	17
VIII.	FOGG ROAD.....	17
IX.	WINNOCK'S NECK ROAD.....	17
X.	ASH SWAMP ROAD. ....	17
XI.	MILLIKIN MILLS ROAD. ....	17
XII.	HOLMES ROAD.....	17
XIII.	NEW ROAD.....	18
XIV.	SPRING STREET.....	18
XVI.	MERRILL BROOK AREA. ....	18
XVI.	ELMWOOD AVENUE.....	18
XVII.	SUNSET AVENUE.....	18

MAINE DEPARTMENT OF TRANSPORTATION SCARBOROUGH .....	19
ASH SWAMP ROAD (T.W.) .....	19
BEECH RIDGE ROAD (S.A. #8) .....	19
BROADTURN ROAD (S.A. #2, I.R. #70602) .....	19
BURNHAM ROAD (T.W. #493) .....	19
CHAMBERLAIN ROAD (I.R. #70201, T.W.) .....	19
CUMBERLAND WAY (T.W., I.R. #78115).....	19
CUMMINGS ROAD (this section was f.k.a. section of SPRING STREET).....	19
DEERING DRIVE (T.W.) .....	19
EASTERN ROAD.....	20
FOGG ROAD (T.W.).....	20
HAIGIS PARKWAY .....	20
HIGHLAND AVENUE (I.R. #70203, S.A. #13).....	20
HOLMES ROAD (S.A. #12) .....	20
JAMECO MILL ROAD (T.W., I.R. #78120).....	20
MILLIKEN MILLS ROAD (T.W. - I.R. #932).....	20
MITCHELL HILL ROAD .....	20
MUSSEY ROAD (S.A. #14).....	21
NEW ROAD (T.W. #507).....	21
OLD BLUE POINT ROAD (S.A. #7) .....	21
ORCHARD HILL ROAD .....	21
PAYNE ROAD (S.A. #8 & S.A. #9) .....	21
PLEASANT HILL ROAD (S.A. #11) .....	21
PORTLAND FARMS ROAD (T.W., I.R. #70111).....	21
PORTLAND AVENUE (S.A. #2) .....	21
ROSS ROAD.....	22
ROUTE ONE .....	22
ROUTE NINE.....	22
ROUTE TWENTY-TWO (MPH ID#05-0508-8908) .....	23
RUNNING HILL ROAD (S.A. #10) .....	23
SCOTTOW HILL ROAD (T.W. – IR #78102) .....	23
SOUTH PORTLAND/SCARBOROUGH CONNECTOR F.A.P. 1-1 SPUR.....	23
SPRING STREET (T.W. #473).....	23
TWO ROD ROAD (T.W.) .....	23
WEST BEECH RIDGE ROAD (T.W.).....	23
WINNOCK’S NECK ROAD (T.W.).....	23
E. LOCATIONS WHERE VEHICLES ARE REQUIRED TO MAKE A FULL AND COMPLETE STOP (UPDATED 10/85)(AMENDED 8/90)(AMENDED 2/5/03 – EFFECTIVE DATE 5/1/2003)(AMENDED 09/03/03)(AMENDED 09/15/04). .....	24
F. LOCATIONS FOR “NO THROUGH TRUCKS (OVER 12,000 POUNDS)” SIGNS. ....	27
G. LOCATIONS FOR “EMERGENCY STOPPING ONLY” SIGNS [Adopted 01/20/2010]	27
H. LOCATIONS FOR "NO PARKING/STOPPING/IDLING" SIGNS [Adopted04/02/2012]	27
I. POLICE ESCORT OF OVER LIMIT HIGHWAY PERMIT - MOVES [12/01/93] .....	28
J. STICKERED PARKING [12/01/93] .....	28
K. PARKING BANS DURING EMERGENCIES [Adopted 01/20/2010] .....	28
Section 30. TOWING [December 1, 1993] [amended 06/21/2006] .....	28

(A). APPLICABILITY.....	28
(B). PROCEDURE FOR REMOVAL: NOTICE TO OWNER.....	29
(C). RELEASE OF VEHICLES. (amended 06/21/2006).....	29
(D). INTERFERENCE WITH ENFORCEMENT.....	29
Section 31. SCARBOROUGH POLICE DEPARTMENT WRECKER POLICY [December 1, 1993] [amended 06/21/2006].....	29
PURPOSE.....	29
POLICY.....	30
I. INSURANCE.....	30
A) Garage Keepers Policy.....	30
B) Garage Keepers Liability.....	30
C) Road Service Liability.....	30
D) Policy Requirements.....	30
II. REGULATIONS.....	30
III. SOLICITATION OF BUSINESS.....	31
IV. REMOVAL FROM THE SCARBOROUGH POLICE ROTATION LIST.....	31
V. RATE SCHEDULE.....	31

**CHAPTER 601**  
**TOWN OF SCARBOROUGH**  
**TRAFFIC ORDINANCE**

**Section 1. Definitions**

**Vehicle**

- (a) The word “vehicle” shall mean:
- (1) Every vehicle which is self-propelled, and
  - (2) Any vehicle defined as a “trailer” according to the Revised Statutes of Maine, Chapter 22, Section 1, as amended.

**Park**

- (b) The word “park” shall mean the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading.

**Standing**

- (c) The word “standing” shall mean any stopping of a vehicle, whether occupied or not.

**Street, Way or Road**

- (d) The words “street, way or road” shall mean the entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right, for purposes of traffic.

**Roadway**

- (e) The word “roadway” shall mean that portion of a street, way or road, designed or ordinarily used for vehicular traffic.

**Person**

- (f) The word “person” shall mean every natural person, firm, co-partnership, association or corporation.

**All Night Parking**

- (g) The words “all night parking” shall mean the parking of a vehicle between the hours of 2:00 A.M. and 6:00 A.M. of any day except physicians or other persons on bona fide emergency calls. (amended 06/21/2006)

**Truck**

- (h) The word “truck” shall mean any motor vehicle designed and used for the conveyance of property having a gross vehicle weight of 12,000 pounds or more. (effective 10/1/86).

**Section 2. Signs Required.**

No provision of this ordinance for which signs are required shall be enforced against an alleged violator if at the time and place of the alleged violation an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section does not state that signs are required, such section shall be effective without signs being erected to give notice thereof.

**Section 3. Unauthorized Signs, Signals or Markings.**

No person shall place, maintain or display upon or in view of any highway any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic signal or control device or sign or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic control device or any sign or signal, and no person shall place or maintain any commercial advertising. This shall not be deemed to prohibit the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official signs.

Every such prohibited sign, signal, or marking is hereby declared to be a public nuisance and the Chief of Police is hereby empowered to remove the same or cause it to be removed without notice.

**Section 4. Prohibited Parking.**

No person shall stand or park a vehicle upon a street, way or road for the principal purpose of:

- (a) Displaying it for sale;
- (b) Washing, greasing or repairing such vehicle except for repairs necessitated by an emergency;
- (c) For the primary purpose of advertising;
- (d) Or for the sale of any personal property, or for the exercise of any business, profession or calling.

**Section 5. Stopping, Standing, Parking Prohibited, Specific Locations.**

No person shall stop, stand or park a vehicle in any of the following places, nor shall any person move a vehicle not owned by him into any of the said places, except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer, other authorized person, or traffic control device:

- (a) On a sidewalk;
- (b) In front of a public or private driveway;
- (c) Within an intersection;
- (d) Within 10 feet of a fire hydrant;
- (e) On a crosswalk;

- (f) Within 20 feet of the near corner of the curbs at an intersection;
- (g) Within 30 feet upon the approach of any flashing beacon, stop sign, or traffic control signal located at the side of a roadway;
- (h) Between a safety zone and the adjacent curb;
- (i) Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station;
- (j) Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic;
- (k) On the roadway side of any vehicle stopped or parked at the edge or curb of a street or double park, so-called;
- (l) Upon any bridge or other elevated structure upon a highway;
- (m) At any place where official signs prohibit stopping.

**Section 6. Parking at the Scene of a Fire.**

No person shall park within 500 feet of the scene of a fire and within 400 feet of fire fighting apparatus at the scene of a fire.

No motor vehicle shall be driven over any unprotected hose of a fire department when laid down on any street or private driveway, to be used at any fire or alarm of fire, without the consent of the state or municipal police or fire department official in command.

**Section 7. Snow Removal.**

No vehicle shall be parked at any time on any street, way or road so as to interfere with or hinder the plowing or removal of snow from any street, way or road. The Chief of Police may cause any vehicle so parked on any street, way or road so as to interfere with or hinder the plowing or removal of snow to be removed from the street in accordance with the provisions of Section 9 of the Ordinance.

**Section 8. Snow Obstruction.**

No person, firm or corporation shall lay, throw, or place, or cause to be laid, thrown or placed on any public street or way, any snow or ice from private property. If, in the removal of snow or ice from private property, it is necessary to place temporarily snow or ice on any public street or way, such snow or ice shall immediately be removed from the public street or way, by and at the expense of the person, firm or corporation that caused it to be placed on the public street or way.

**Section 9. Obstruction in Street.**

Any vehicle of any kind or description parked upon a street, way or road at a place, in a manner, or for a length of time prohibited by an ordinance of said Town is hereby declared to be an obstruction in such street, way or road and a menace to the safe and proper regulation of traffic.

**Section 10. Frightening Animals.**

The driver of any motor vehicle approaching a person riding, driving or leading any animal, shall use reasonable caution in passing said animal(s). If said person so signals, a driver shall bring his motor vehicle to a stop and remain stationary as long as it may be necessary to allow said animal(s) to pass.

**Section 11. Transporting Rubbish or Garbage.**

No person shall transport any garbage or rubbish within the limits of the Town of Scarborough unless the transporting vehicle is so covered as to prevent such garbage or rubbish from blowing away.

**Section 12. Authority to Remove.**

- (a) Any vehicle parked or standing in a manner described in Sections 7 and 9 may be removed by, or under the direction of, or at the request of the Chief of Police or any Police Officer of said Town to a garage or storage place. Such police officer 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 or storing vehicles, for such purpose. Notwithstanding any language herein contained, the removal and storage of a vehicle pursuant to this ordinance, and the payment of the charges specified herein, shall in no way relieve or prevent prosecution for the violation of any provision of the ordinance.

**Notice to owner**

- (b) The Police Department shall make every effort to notify as promptly as possible the owner of any such vehicle of its removal from the streets, ways or roads, 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 shown by the records of the Secretary of Maine. If the owner is unknown, the Chief of Police shall cause to be published in any newspaper printed in the City of Portland notice of such impounding, giving the registration number, the motor number and the name, type, and year of said vehicle.

**Release of Vehicle**

- (c) Before the owner of such vehicle, or his representative, may remove it from the possession of the person towing or storing it, he shall:
  - (1) Furnish satisfactory evidence of his identity and of his ownership of said vehicle to the Chief of Police and to the person having possession of the vehicle.
  - (2) Pay to the person having possession of said vehicle reasonable charges for the towing and storing of said vehicle.
  - (3) Sign a receipt for said vehicle.

**Section 13. Emerging from Driveways.**

The driver of a vehicle emerging from a private driveway, automobile service station or building shall stop such vehicle immediately prior to driving onto a sidewalk, or if none, upon entering the roadway, and shall yield the right-of-way to all vehicles approaching on said roadway.

**Section 14. Standing in Road.**

No person shall stand in a roadway or on a sidewalk for the purpose of soliciting a ride, employment or business.

No person shall stand on or in proximity to a street or highway for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a street or highway.

**Section 15. Following Traffic Direction.**

No person shall refuse, fail or neglect to follow the direction of a constable or police officer directing traffic on a street, way or road, or of a fireman directing traffic at the scene of a fire.

**Section 16. Required Obedience.**

Except when otherwise directed by a police officer, or other authorized person, the driver of any vehicle and every pedestrian shall obey the instructions of any traffic-control device, signal, sign or marker installed under the provisions of this ordinance or State Law, and every such person shall obey each and every provision of this ordinance.

**Section 17. Traffic Control Devices.**

**(a) Authority to install traffic control devices.**

The Council shall place and maintain traffic-control signs, signals, and devices when and as required under the traffic ordinances of this Town to make effective the provisions of said ordinances, and may by order without the necessity of amending this ordinance, place and maintain such additional traffic-control signs, signals and devices as may be deemed necessary to regulate traffic under the traffic ordinances of the Town or under State Law, or to guide or warn traffic. Such additional traffic-control signs, signals and devices shall have the same force and effect as if placed pursuant to amendments to this ordinance.

- (1) Whenever the Council accepts any street or way as a public way, and there are traffic control signs, signals, or devices existing on the street or way at the time of acceptance, and the Council approves the location of such existing traffic control signs, signals or devices as part of the street acceptance, then such traffic control signs, signals or devices shall have the same force and effect as if placed pursuant to an amendment to this Ordinance. (amended August 1, 1990).

**(b) Obedience to official traffic-control devices.**

The driver of any vehicle shall obey the instructions of any official traffic-control device applicable thereto placed in accordance with the traffic ordinances of this Town, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this ordinance.

**(c) When traffic devices required for enforcement purposes.**

- (1) No provision of this ordinance for which signs are required shall be enforced against an alleged violator if at the time and place of the alleged violation an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section does not state that signs are required, such section shall be effective even though no signs are erected or in place.
- (2) Curb painting shall be yellow only and shall designate restricted areas.

**(d) Traffic control signals regulated.**

Whenever traffic is controlled by traffic control signals exhibiting the words “GO”, “CAUTION”, or “STOP” or exhibiting different colored lights successively one at a time, or in combination, or with arrows, the following colors only shall be used and said terms and lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

- (1) Green alone or “GO”.
  - a. Vehicular traffic facing the signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic shall yield the right of way to other vehicles and to pedestrians lawfully within the intersection at the time such signal is exhibited.
  - b. Pedestrians facing the signal may proceed across the roadway within any crosswalk.
- (2) Yellow alone or “CAUTION” when shown following the green or “GO” signal.
  - a. Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at the intersection, but if such stop cannot be made in safety a vehicle may be driven cautiously through the intersection.
  - b. Pedestrians facing such signal are thereby advised that there is insufficient time to cross the roadway, and any pedestrian then starting to cross shall yield the right of way to all vehicles.
- (3) Red alone or “STOP”.

- a. Vehicular traffic facing the signal shall stop before entering the nearest crosswalk at an intersection or at such other point as may be indicated by a clearly visible line and shall remain standing until green or “GO” is shown alone.
- b. No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(4) Red and green arrow.

- a. Vehicular traffic facing such signal may cautiously enter the intersection only to make the movement indicated by such arrow but shall yield the right of way to pedestrians lawfully within a crosswalk and to other traffic lawfully using the intersection.
- b. No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.

(5) Whenever flashing red or yellow signals are used they shall require obedience by vehicular traffic as follows:

- a. Flashing red (stop signal). When a red lens is illumined by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.
- b. Flashing yellow (caution signal). When a yellow lens is illumined with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.
- c. Red and yellow (pedestrian signal). When the red and yellow lenses are illumined together, drivers shall not enter the intersection and the intersection shall be reserved for the exclusive use of pedestrians.

**(e) Pedestrian control signals.**

Whenever special pedestrian control signals exhibiting the words “WALK” or “DON’T WALK” are in place, such signals shall indicate as follows:

(1) Walk.

Pedestrians facing such signals may proceed across the roadway in the direction of the signal and shall be given the right of way by the drivers of all vehicles.

(2) Don’t Walk.

No pedestrian shall start to cross the roadway in the direction of such signal, but any pedestrian who has partially completed his crossing on the

walk signal shall proceed to a sidewalk or safety island while the “don’t walk” signal is showing.

**Section 18. Parking on Paved or Improved Surface.**

No vehicle shall be parked on the paved or improved surface of any street, way or road when it is practicable to park elsewhere.

**Section 19. Parking on Left.**

No vehicle shall be parked or stopped on the left of any street, way or road so that it is facing oncoming traffic.

**Section 20. Movement of Traffic.**

The stopping, standing and/or parking of vehicles and movement of traffic are hereby regulated on the streets or parts of the streets set forth on the Traffic Schedule annexed hereto and made a part of this ordinance and, when signs are erected giving notice thereof, the stopping, standing and/or parking of vehicles and movement of traffic shall be regulated as set forth on said Schedule for such streets or parts of streets.

**Section 21. Prima facie Evidence of Operation.**

No person shall allow, permit or suffer any vehicle registered in his name to stand or park in any street, way or road, in violation of any provision of this ordinance. The fact that a vehicle is unlawfully parked shall be prima facie evidence of the unlawful parking of such vehicle by the person in whose name such vehicle is registered.

**Section 22. True name to be Given.**

It shall be unlawful for any person when given a notice by any police officer or other authorized person to appear to answer for an offense against any provision of this ordinance to give other than his name and true place of residence or address, upon the request of such police officer or other authorized person.

**Section 23. Temporary Signs.**

The Chief of Police is hereby authorized to place temporary no-parking signs, detour signs, and to route traffic by personal direction of police officers of the Town of Scarborough in circumstances of emergency or congestion such as, but not limited to fires, funerals, church services, parades, sporting events and also where the traffic generated by private business locations requires such directional and control.

**Section 24. Snow Accumulation.**

When the width of a roadway is decreased by reason of snow accumulation, or by any other reason, to less than twelve feet, the Chief of Police is authorized to prescribe temporary traffic and parking regulations and to place such temporary signs as may be necessary to give notice of the regulations.

**Section 25. Pedestrians Rights and Duties.**

**(a) Pedestrians subject to traffic control signals.**

Pedestrians shall be subject to traffic control signals as heretofore declared in Section 17-(d) of this ordinance, but at all other places pedestrians shall be granted those rights and be subject to the restrictions stated in this section.

**(b) Pedestrians' right of way in cross walks.**

- (1) When traffic control signals are not in place or not in operation the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger.
- (2) No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.
- (3) Paragraph (1) shall not apply under the conditions stated in paragraph (2) of Section 17-(e).
- (4) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk to an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

**(c) Pedestrians to use right half of crosswalks.**

Pedestrians shall move, whenever practicable, upon the right half of crosswalks.

**(d) Crossing at right angles.**

No pedestrian shall cross a roadway at any place other than by a route at right angles to the curb or by the shortest route to the opposite curb except in a crosswalk.

**(e) When pedestrian shall yield.**

- (1) Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right of way to all vehicles upon the roadway.
- (2) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing had been provided shall yield the right of way to all vehicles upon the roadway.
- (3) The foregoing rules in this section have no application under the conditions stated in Section 17-(f) when pedestrians are prohibited from crossing at certain designated places.

**(f) Prohibited crossing.**

- (1) Between adjacent intersections at which traffic control signals are in operation, pedestrians shall not cross at any place except in a crosswalk.
- (2) No pedestrian shall cross a roadway other than in a crosswalk (in the central traffic district or) in any business district.
- (3) No pedestrian shall cross a roadway intersection diagonally unless authorized by official traffic control devices; and, when authorized to cross diagonally pedestrians shall cross only in accordance with the official traffic control devices pertaining to such crossing movements.

**(g) Obedience of pedestrians to bridge and railroad signals.**

- (1) No pedestrian shall enter or remain upon any bridge or approach thereto beyond the bridge signal, gate or barrier after a bridge operation signal indication has been given.
- (2) No pedestrian shall pass through, around, over or under any crossing gate or barrier at a railroad grade crossing or bridge while such gate or barrier is closed or is being opened or closed.

**(h) Pedestrians walking along roadways.**

- (1) Where sidewalks are provided it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway.
- (2) Where sidewalks are not provided any pedestrian walking along and upon a highway shall when practicable walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

**(i) Pedestrians soliciting rides or business.**

- (1) No person shall stand in a roadway for the purpose of soliciting a ride, employment or business from the occupant of any vehicle.
- (2) No person shall stand on or in proximity to a street or highway for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a street or highway.

**(j) Drivers to exercise due care.**

Notwithstanding the foregoing provisions of this section every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway and shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing any child or any confused or incapacitated person upon a roadway.

**Section 26. Penalty.**

Whoever violates any of the provisions of this Ordinance shall be punished by a fine of not more than Eighty (\$80.00) Dollars for each offense, except for handicapped parking violations which shall be \$120.00 for each offense, to be recovered, on complaint, to the use of

the Town of Scarborough or by imprisonment for not more than ten (10) days or by both such fine and imprisonment. If payment of a ticket is received at the Scarborough Municipal Building within 30 days after the date of issuance of the ticket, the fine shall be reduced to \$40.00, or \$60.00 for handicapped parking violations. (amended 06/21/2006)

**Section 27. Citation on Illegally Parked Vehicles.**

Whenever any motor vehicle is found parked or stopped in violation of any of the restrictions imposed by ordinance of this Town or by State Law, the officer or other authorized person finding such vehicle may take its registration number and may take any other information displayed on the vehicle which may identify the registered owner and may conspicuously affix to such vehicle a parking ticket, on a form provided by the Town, for the registered owner to answer to the charge against him within 5 days during the hours and at a place specified on the ticket. The penalty on illegally parked vehicles shall be \$80.00 for each offense, except for handicapped parking violations which shall be \$120.00 for each offense. (amended June 1990) (amended 06/21/2006)

**Section 28. Appealing the Issuance of a Parking Ticket.**

A registered owner of a motor vehicle that has been issued a parking ticket in violation of this ordinance may request that the issuance of the ticket be rescinded by appealing the issuance of the ticket. An appeal shall be made by delivering to the Scarborough Police Department, within seven business days of the issuance of the ticket, a written appeal on a form to be provided by the Scarborough Police Department. Delivery of the appeal shall be accomplished by hand delivery to the Police Department or by deposit in the United States mail, postage prepaid, properly addressed to the Chief of Police and post marked within seven business days of the issuance of the ticket. The Chief of Police or his designee shall render a written decision granting or denying the appeal within ten business days of the submission of the appeal. Written notice of the decision shall be sent by regular mail to the registered owner of the motor vehicle. (amended 06/21/2006)

**Section 29.**

**A. PARKING RESTRICTIONS**

**I. NO PARKING AT ANY TIME.**

No person shall stop, stand or park a vehicle in any of the following places except when necessary to avoid conflict with other traffic or in compliance with direction of a police officer or authorized person or traffic control device.

- (1) No all night parking upon any street (year round) between the hours of 2 A.M. and 6 A.M.
- (2) Upon the Pleasant Hill Road from U.S. Route #1 to the Rigby Road.
- (3) Upon the westerly side of the Willowdale Road from U.S. Route #1 to the end of the Town right of way. (Parking permitted on the easterly side).

- (4) Upon the Black Point Road from the Old Neck Road to Kirkwood Road. No parking on the Black Point Road from Ferry Road to the end of the Public Way at Prouts Neck. (amended 11/16/94)
- (5) Upon the Boardturn Road within 50' of U.S. Route #1 to end.
- (6) Upon the Pine Point Road (Route #9) within 50' of U.S. Route #1.
- (7) Upon U.S. Route #1 from the South Portland line to the Saco line (both sides).
- (8) No parking on the northerly side of Southgate Road for a distance of not less than 200 feet from the intersection of U.S. Route #1. No parking on the southerly side of Southgate Road for a distance of not less than 60 feet from the intersection of U.S. Route #1.
- (9) Upon Pillsbury Drive (entire length).
- (10) East Grand Avenue (east side) one parking space in front of Colony Motel, no parking. Adopted 10/6/76.
- (11) Avenue One (entire length – from King Street to the ocean), amended 6/7/89.
- (12) Upon Douglas Circle (from Pine Point Road to a point fifty feet beyond the start of the circle) both sides of the road, amended August 1, 1990.
- (13) On Elmwood Avenue from Greenacres Lane to the Dead End by Sewer Pumping Station, Amended August 1, 1990.
- (14) Eastern Road (on the southerly side only, from Route 207 to the east, entire length (Amended August 1, 1990).
- (15) Orchard Street (upon the southerly side only) from U.S. Route 1 to Carriage Way (Amended August 18, 2004).
- (16) Upon the southerly side (ocean side) the entire length of Eagles Nest Drive (Amended September 7, 2005).
- (17) No parking along Bayview Avenue from Houghton Street to Pearl Street. (Adopted January 20, 2010)

## II. HIGGINS BEACH.[amended 01/19/2011][amended02/16/2011]

- a. Upon any of the public streets or highways within the area known as Higgins Beach. For the purpose of this Ordinance the Higgins Beach area is defined as including the area bounded on the South by the Atlantic Ocean, on the East by the Spurwink River, on the West by the property now or formerly of one Edward Piper and on the North by the Spurwink Road (Route #77).

Parking shall be allowed on the easterly side of Acorn Lane from September 16<sup>h</sup> to April 30<sup>th</sup>.

- b. Exempt from paragraph (a) of this subsection are the following:
  - (i) two handicapped parking spaces on Bayview Avenue across from Ashton Street, with no time limit. (amended April 21, 1999)

- (ii) 1 hour parking shall be allowed, from 6:00 a.m. to 10:00 p.m., in designated parking spaces, on the ocean side only of Bayview Avenue from the end of the drop-off zone to Morning Street from September 16<sup>th</sup> to April 30<sup>th</sup>, the 1 hour parking shall not be in effect.
  - (iii) On all other areas of Bayview Avenue there shall be no parking at anytime, except during the off-season [September 16<sup>th</sup> to April 30<sup>th</sup>] on the ocean side of Bayview Avenue from Morning Street to Vesper Street. (amended02/16/2011)
  - (iii) there shall be no parking on any of the other streets year round unless otherwise noted herein.
- c. Upon either side of Spurwink Road (Route #77), from Pleasant Hill Road continuing to the Southerly side of Dorado Drive.
  - d. A five-minute drop-off zone, year round. on the ocean side of Bayview Avenue only outside the travel lane beginning at Pearl Street and continuing approximately 90 feet north toward Ashton Street.

III. PROUTS NECK (from May 1 to September 15 of each year).

- a. Upon any of the public streets or highways within the are known as Prouts Neck area. For the purpose of this Ordinance, the Prouts Neck area is defined as including the area generally South of the property now or formerly owned by Eucharist Archambault on the Prouts Neck Road. (Black Point Road).
- b. Black Point Road from Kirkwood Road to Ferry Road. (amended 11/14/94)

IV. PINE POINT (from May 1 to September 15 of each year). Revised February 1980.

- (1) Upon certain of the public streets or highways within the Pine Point area known as Oak, Granite, Bliss, Dover, Pine, Beach, Sea Rose Lane, Bay, Ninth, or Eleventh Streets.
- (2) King Street (or Front Street) from Pine Point Road to Avenue Seven - both sides, 7/21/77.
- (3) Entire length of Riversands Drive - both sides.
- (4) On the Easterly side of Avenue Five from Jones Creek Drive to King Street.
- (5) On both sides of Avenue Five from King Street to the Ocean.
- (6) Driftwood Lane (the entire length - both sides).
- (7) Upon East Grand Avenue Except in accordance with the following: [amended 09/21/03]
  - a. On the Northerly side of East Grand Avenue from Pine Point Road to the Westerly entrance of Conroy's Garage - No Parking.
  - b. On the Ocean side of East Grand Avenue from the Old Orchard Line to a point opposite the Westerly side of Leary's Store - No Parking.

- c. From a point opposite the Westerly entrance to Conroy's Garage to the Pine Point Road - No Parking.
  - d. On the Northerly side of East Grand Avenue each business shall have one designated parking space in front of the business for the business - 20-minute business parking.
  - e. From the Westerly entrance to Conroy's Garage to the Old Orchard Line "Unlimited Parking Within Designated Spaces Only".
- (8) Tasker Avenue - Both sides from Jones Creek Drive to King Street.
  - (9) Upon both sides of Avenue One, Avenue Two and Avenue Three, from Jones Creek Drive to King Street.
  - (10) On the East Side of Avenue Four from Jones Creek Drive to King Street.
  - (11) On the Northerly side of Jones Creek Drive from the Pine Point Road to the intersection of Avenue Four (amended May 5, 1982).
  - (12) On the Northerly side of Jones Creek Drive from the intersection of Avenue Four to the intersection of Avenue Six - 20 minutes business parking (amended 5/5/82).

IV-1. PINE POINT (from May 1 to September 15 of each year).

- (1) On Pine Point Road (formerly Depot Street) from East Grand Avenue to the Ocean.

IV-2. PINE POINT - CO-OP (Time Limit) [adopted 1/06/99]

- (1) The thirteen (13) parking spaces, three (3) of which shall be designated as handicapped parking, located along the front northeasterly corner of the site plan designated Scarborough Town Landing shall be limited to a total time limit of 30 minutes parking year round. An additional four (4) handicapped parking spaces with no time limit shall be located in the next row back.

V. TWO ROD ROAD (from May 1 to October 30 of each year).

- (1) No parking at any time on the Two Rod Road from Holmes Road southerly a direction of 1500 feet.

VI. LOADING AND UNLOADING ZONES.

- (1) In front of Mr. Twomey's on King Street - 20 minute business zone.
- (2) In front of Mr. Turner's on East Grand Avenue - 20 minutes business zone.
- (3) In front of Mr. Jordan's on East Grand Avenue - 20 minutes business zone.
- (4) Ferry Beach Public Landing - Boat Landing Ramp - 20 minute limit.

VII. From 11:00 P.M. to 5:00 A.M. (Revised May 1982) (Amended June 1990) (Amended June 5, 2002)

- (1) Ferry Road and Ferry Beach Public Landing.
- (2) Hurd Memorial Park.

- (3) Bi-Centennial Parking Lot.
- (4) Pine Point Public Landing.

VIII. Deleted by Council Action on 5/5/82.

IX. Amended 6/7/89 see Section 30, A - I.

X. HANDICAPPED PARKING (enacted 2/2/83)(amended 6/17/92).

It shall be unlawful for any vehicle to park in a parking space(s) designated as handicapped parking space without first displaying a special registration plate or placard issued under Title 29, Section 252, M.R.S.A. or a similar plate issued by another state. There shall be adjacent to and visible from each handicapped parking space(s) a posted sign containing the wording "*Handicapped Parking*" and denoting the International Handicap Symbol of Accessibility depicted in white on a blue background.

**B. LOCATIONS WHERE U TURNS ARE NOT PERMITTED.**

**I. On U.S. Route #1 from the South Portland Line to the Saco Line.**

**C. ONE WAY STREETS AND ALLEYS.**

**I. Authority to sign one way streets.**

Whenever any ordinance of this Town designates any one-way street the Town Council shall place and maintain signs giving notice thereof, and such regulation shall not be effective unless such signs are in place. Signs indicating the direction of lawful movement shall be placed at every intersection where movement of traffic in the opposite direction is prohibited.

**II. One-Way Streets.**

Upon the following streets vehicular traffic shall move only in the following specified directions:

- (1) Ocean Avenue shall be one-way from Greenwood Avenue southeasterly to Bayview Avenue.
- (2) Pearl Street shall be one-way from Bayview Avenue northwesterly to Greenwood Avenue.
- (3) Ashton Street shall be one-way from Bayview Avenue northwesterly to Greenwood Avenue and add a stop sign at Bayview Avenue and Ashton Street. (amended 12/06/00).
- (4) Morning Street shall be one-way from Bayview Avenue northwesterly to Greenwood Avenue.
- (5) Houghton Street shall be one-way from Bayview Avenue northwesterly to Greenwood Avenue. (amended 12/06/00).
- (6) Bayview Avenue shall be one-way from Ocean Avenue southwesterly to Houghton Street. (amended 12/06/00).

- (7) Bayview Avenue shall be one-way from Ocean Avenue northeasterly to Morning Street. (amended 12/06/00).

#### **D. SPEED LIMITS IN CERTAIN AREAS.**

##### **I. DUNSTAN AREA.**

- (1) Broadturn Road from U.S. Route #1 to Urban line. Maximum speed limit 25 M.P.H.
- (2) Old Blue Point Road from U.S. Route #1 to Urban line. Maximum speed limit 35 M.P.H.

##### **II. PINE POINT AREA.**

- (1) Pine Point Area - All streets easterly of Depot Street including Depot Street. Maximum speed limit 25 M.P.H.
- (2) Ross Road from Pine Point Road ½ mile on Ross Road. Maximum speed limit 25 M.P.H.

##### **III. HIGGINS BEACH AREA.**

- (1) All streets including Ocean Avenue. Maximum speed limit 25 M.P.H.

##### **IV. PLEASANT HILL AREA.**

- (1) Highland Avenue from Pleasant Hill Road to Chamberlain Road. Maximum speed limit 35 M.P.H.
- (2) Gunstock Road, entire length. Maximum speed limit is 25 M.P.H. 06/01/94
- (3) Powder Horn Drive, entire length. Maximum speed limit is 25 M.P.H. 06/01/94
- (4) Schooner Road, entire length. Maximum speed limit is 25 M.P.H. 06/01/94
- (5) Honeysuckle Lane. Maximum speed limit 25 M.P.H. starting at the junction of Lilac Lane and extending northeasterly to the end of the pavement, a total distance of 0.25 miles. 09/06/2000
- (6) Magnolia Lane. Maximum speed limit is 25 M.P.H. starting at the junction of Highland Avenue and extending southeasterly to the junction of Honeysuckle Lane, a total distance of 0.04 miles. 09/06/2000
- (7) Lilac Lane. Maximum speed limit is 25 M.P.H. starting at the junction of Highland Avenue and extending southeasterly to the end of the pavement, a total distance of 0.20 miles. 09/06/2000

V. MAPLE AVENUE

- (1) Maple Avenue from U.S. Route #1 to Route #114. Maximum speed limit 25 M.P.H. 06/01/94

VI. SAWYER ROAD.

- (1) Sawyer Road by Drive-In, from U.S. Route #1 to Route #114. Maximum speed limit 35 M.P.H.

VII. OLD MILLBROOK AREA.

- (1) Old Millbrook Area - All streets. Maximum speed limit 25 M.P.H.

VIII. FOGG ROAD.

- (a) Fogg Road from Route #207 to and extending easterly to a point opposite CMP/NET Pole #19 a total distance of .80 mile. Maximum speed limit 35 M.P.H. (8/8/75).
- (b) Fogg Road from a point opposite CMP/NET pole #19 easterly to the junction of Pleasant Hill Road a total distance of .70 mile. Maximum speed limit 30 M.P.H. (8/8/75)

IX. WINNOCK'S NECK ROAD.

- (1) Starting at the junction of the Winnock's Neck Road and the Black Point Road and extending southerly to the end of the road a total distance of 1.40 miles. Maximum speed limit 30 M.P.H. (12/4/75).

X. ASH SWAMP ROAD.

- (1) The Ash Swamp Road. Starting at the junction of Broadturn Road and extending westerly to the Scarborough/Saco town line, a total distance of 2.00 miles. Maximum speed limit 40 M.P.H. (8/23/77).

XI. MILLIKIN MILLS ROAD.

- (1) The Millikin Mills Road. Starting at the junction of Old Blue Point Road in Scarborough and extending southwesterly to the junction of Portland Avenue in Old Orchard Beach a total distance of 1.00 mile. Maximum speed 45 M.P.H. (7/15/86).

XII. HOLMES ROAD.

- (1) The Holmes Road. Starting at the junction of Payne Road and extending westerly to the junction of Two Rod Road, a total distance of 0.80 mile. Maximum speed 40 M.P.H. (7/10/90)
- (2) Holmes Road. Starting at the junction of Two Rod Road and extending westerly to the Saco town line, a total distance of 3.20 miles. Maximum speed 35 M.P.H. (7/10/90)

XIII. NEW ROAD.

- (1) The New Road. Starting at the junction of Route 114 and extending northerly to the junction of Running Hill Road a total distance of .60 mile. Maximum speed 35 M.P.H. (6/21/88).

XIV. SPRING STREET.

- (1) Spring Street. Starting at the junction of Route 114 and extending northerly to the junction of Payne Road a total distance of .50 mile. Maximum speed 35 M.P.H. (9/13/89).

XVI. MERRILL BROOK AREA.

- (1) Beaver Brook Road, entire length. Maximum speed limit is 25 M.P.H. 06/01/94
- (2) Longmeadow Road, entire length. Maximum speed limit is 25 M.P.H. 06/01/94
- (3) Merrill Brook Drive, entire length. Maximum speed limit is 25 M.P.H. 06/01/94

XVI. ELMWOOD AVENUE.

- (1) Elmwood Avenue, entire length. Maximum speed limit is 25 M.P.H. 06/01/94

XVII. SUNSET AVENUE.

- (1) Sunset Avenue, entire length. Maximum speed limit is 25 M.P.H. 06/01/94

## MAINE DEPARTMENT OF TRANSPORTATION SCARBOROUGH

### ASH SWAMP ROAD (T.W.)

40 MPH starting at the junction of Broadturn Road and extending westerly to the Scarborough/Saco town line, a total distance of 2.00 miles.

### BEECH RIDGE ROAD (S.A. #8)

40 MPH starting at the junction of Route 114 and extending southerly to the junction of the Payne Road, a total distance of 5.80 miles.

### BROADTURN ROAD (S.A. #2, I.R. #70602)

25 MPH starting at the junction of Route 1 (Node 7006) and extending westerly to Phillips Brook or a point 0.03 mile east of the junction of Martin Avenue (Node 6805), a total distance of 0.25 mile. (7/24/98).

35 MPH starting at Phillips Brook or a point 0.03 mile east of the junction of Martin Avenue (Node 6805), and extending westerly to a point 0.22 mile west of the junction of Martin Avenue (Node 6805), a total distance of 0.25 mile. (7/24/98).

45 MHP starting at a point 0.22 mile west of the junction of Martin Avenue (Node 6805) and extending northerly to the junction with Route 22 (Node 6456), in the town of Buxton a total distance of 5.56 miles. (12/21/01)

### BURNHAM ROAD (T.W. #493)

35 MPH starting at the Scarborough/Gorham town line and extending westerly to the Scarborough/Saco town line, a total distance of 2.10 miles. (5/21/91).

### CHAMBERLAIN ROAD (I.R. #70201, T.W.)

25 MPH starting at the junction of Pleasant Hill road (Node 5413) and extending southwestly to a point 0.35 mile northeast of the junction of Highland Avenue (Node 5418), a total distance of 0.41 mile. (6/17/98)

35 MPH starting at a point 0.35 mile northeast of the junction of Highland Avenue (Node 5418) and extending westerly to the junction of Highland Avenue (Node 5418), a total distance of 0.35 mile. (6/17/98)

### CUMBERLAND WAY (T.W., I.R. #78115)

25 MPH starting at the junction of Route 114 in Scarborough (Node 00882) and extending northeasterly to the end of the public way located 0.06 mile northeast of the junction of Jameco Mill Road in Scarborough (Node 00883), a total distance of 0.29 mile. (09/03/98)

### CUMMINGS ROAD (this section was f.k.a. section of SPRING STREET)

35 MPD starting at the junction with Payne Road (Node 06829) and extending northerly to the Scarborough-South Portland town line (Node 06681), a total distance of 0.37 miles. *Note: This 35 MPH speed zone extends northerly 0.17 miles into the City of South Portland, for a total distance of 0.54 miles.*

### DEERING DRIVE (T.W.)

25 MPH starting at the junction of Route 22 (Node 1008) in Scarborough and extending northerly through the town line with Buxton (Node 1009) and then northeasterly to its termination (Node 2534) in Buxton, a total distance of 0.95 miles. (01/16/02)

EASTERN ROAD

35 MPH starting at the intersection of Route 207 (Node 5436) and extending north easterly to the intersection of Portland Farms Road (Node 6739), a distance of 0.90 miles. (06/06/97)

FOGG ROAD (T.W.)

35 MPH starting at the junction of Fogg Road and Route 207 and extending easterly to a point opposite CMP/NET Pole #19, a total distance of 0.80 mile.

30 MPH starting at a point opposite CMP/NET Pole #19 and extending easterly to the junction of Pleasant Hill Road, a total distance of 0.70 mile.

HAIGIS PARKWAY

35 MPH starting at the junction of US Route 1 and extending westerly to a point 250' west of the centerline of Scottow Hill Road, a total distance of 0.30 mile.

45 MPH starting at a point 250' west of the centerline of Scottow Hill Road and extending westerly to the intersection of Payne Road, a total distance of 1.00 mile.

HIGHLAND AVENUE (I.R. #70203, S.A. #13)

35 MPH beginning at the junction with Route 207 (Node 05006) and extending northeasterly to a point 0.21 miles beyond the junction with Chamberlain Road (Node 05418), a total distance of 1.18 miles. (06/17/2004)

25 MPH beginning at a point 0.21 miles east of the junction with Chamberlain Road (Node 05418) and extending northeasterly to the junction with Pleasant Hill Road (Node 05409), a total distance of 0.57 miles. (06/17/2004)

45 MPH beginning at the junction with Pleasant Hill Road (Node 05409) and extending northeasterly to the Scarborough/South Portland town line (Node 05378), a total distance of 0.80 mile. (06/17/2004)

HOLMES ROAD (S.A. #12)

40 MPH starting at the junction of Payne Road and extending westerly to the junction of Two Rod Road, a total distance of 0.80 mile. (7/10/90).

35 MPH starting at the junction of Two Rod Road and extending westerly to the Saco town line, a total distance of 3.20 miles. (7/10/90).

JAMECO MILL ROAD (T.W., I.R. #78120)

25 MPH starting at the junction of Cumberland Way in Scarborough (Node 00883), and extending southeasterly to the end of the public way (Node 00883), a total distance of 0.43 mile. (09/03/98)

MILLIKEN MILLS ROAD (T.W. - I.R. #932)

45 MPH starting at the Town of Old Orchard Beach/Town of Scarborough municipal boundary (Node 53476) and extending easterly to the junction with the Old Blue Point Road (Node 10886), a total distance of 0.41 mile. (06/20/2006).

MITCHELL HILL ROAD

35 MPH starting at the junction with Holmes Road (Node 01016) extending northerly to Scarborough-Gorham town line, (Node 01021), a total distance of 1.28 miles. (07/10/02)

MUSSEY ROAD (S.A. #14)

40 MPH starting at the Scarborough/South Portland town line and extending westerly to a point 0.20 mile east of the junction of Spring Street, a total distance of 0.50 mile.

25 MPH starting at a point 0.20 mile east of the junction of Spring Street and extending westerly to the junction of the Payne Road, a total distance of 0.70 mile.

NEW ROAD (T.W. #507)

35 MPH starting at the junction of Route 114 and extending northerly to the junction of Running Hill Road, a total distance of 0.60 mile. (6/21/88).

OLD BLUE POINT ROAD (S.A. #7)

25 MPH starting at the junction of Route 1 and extending 0.30 mile southeast to CMP Pole #10/NET #520.10, a total distance of 0.30 mile. (9/30/87)

40 MPH starting at a point opposite CMP Pole #10/NET #520.10 and/or at a point 0.30 mile southeast of the junction of Route 1 and extending south then east to the southern junction of Burnham Woods Drive, a total distance of 1.00 mile. (9/30/87)

30 MPH starting at the southerly junction of Burnham Woods Drive and extending northeasterly to the junction of Route 9, a total distance of 0.40 mile. (9/30/87)

ORCHARD HILL ROAD

25 MPH beginning at the junction with Winnocks Neck Road (Node 08507) and extending southwest to the junction with High Point Road (Node 08509), a total distance of 0.28 mile. (06/20/2006)

PAYNE ROAD (S.A. #8 & S.A. #9)

35 MPH starting at a point opposite the South Portland/Scarborough town line and extending southerly to a point opposite CMP Pole #28 and/or 0.10 mile south of the junction of the Payne Road and the Gorham Road, a total distance of 0.75 mile.

45 MPH starting at a point opposite CMP Pole #28 and/or 0.10 mile south of the junction of Payne Road and Gorham Road and extending southerly to CMP Pole #19/58, a total distance of 1.10 miles. (11/24/92)

35 MPH starting at a point opposite CMP Pole #19/58 and extending southerly to the junction of Payne Road and U.S. Route 1, a total distance of 2.80 miles. (11/24/92)

PLEASANT HILL ROAD (S.A. #11)

35 MPH starting at the junction of Route 1 and extending easterly to the junction of Fogg Road, a total distance of 2.50 miles.

40 MPH starting at the junction of Fogg Road and extending easterly to the junction of Route 77, a total distance of 0.80 mile.

PORTLAND FARMS ROAD (T.W., I.R. #70111)

25 MPH starting at the junction of Route 1 (Node 7028) and extending southeasterly to the junction of Eastern Road (Node 6739), a total distance of 0.33 mile (05/28/98)

PORTLAND AVENUE (S.A. #2)

25 MPH starting at the junction of Route 98 and extending northerly to a point opposite NET Pole #J40, a total distance of 0.50 mile.

35 MPH starting at a point opposite NET Pole #J40 and extending northerly to a point opposite NET Pole #J89, a total distance of 1.20 miles.

45 MPH starting at a point opposite NET Pole #J89 and extending northerly to the junction of Old Blue Point Road, a total distance of 1.20 miles.

#### ROSS ROAD

35 MPH beginning at the junction with Route 9 (Node 06014) and extending southwesterly to the Town of Scarborough/Town of Old Orchard Beach municipal boundary (Node 01300), a total distance of 0.84 miles (08/24/2005).

#### ROUTE ONE

50 MPH beginning at a point 0.13 miles north of the MDOT Garage Entrance (Node 16592) and extending northerly to the junction with Southgate Road (Node 16596), a total distance of 0.97 miles, and

40 MPH beginning at the junction with Southgate Road (Node 16596) and extending northerly to a point 0.12 miles beyond the junction with Sawyer Road (Node 16602), a total distance of 1.34 miles. (05/22/2006)

35 MPH starting at a point 0.35 mile south of the junction of US Routes 1 and 114 at Oak Hill in Scarborough and extending northerly to the signalized junction of US Route 1 and Sunset Avenue in Scarborough, a total distance of 1.40 miles (5/29/91).

45 MPH starting at the signalized junction of Sunset Avenue and US Route 1 and extending northerly to a point 0.20 mile south of the junction of US Route 1 and Pleasant Hill Road in Scarborough, a total distance of 0.70 mile. (5/29/91)

35 MPH starting at a point 0.20 mile south of the junction of US Route 1 and Pleasant Hill Road in Scarborough and extending northerly to the junction of the I-95 spur in South Portland, a total distance of 0.50 mile. (5/29/91)

#### ROUTE NINE

25 MPH beginning at the Saco/Old Orchard Beach town line (Node 05107) and extending easterly to the junction of Pine Point Road and Jones Creek Drive in the Town of Scarborough (Node 06008), a total distance of 3.79 miles, (06/17/2004)

35 MPH beginning at the junction of Pine Point Road and Jones Creek Drive in the Town of Scarborough (Node 06008) and extending northerly to a point 0.15 miles beyond the junction with Primrose Lane in the Town of Scarborough (Node 00451), a total distance of 1.96 miles, (06/17/2004)

45 MPH beginning at a point 0.15 miles beyond the junction with Primrose Lane in the Town of Scarborough and extending northerly to a point 0.66 miles beyond same junction (Node 00451), a total distance of 0.51 miles, and, (06/17/2004)

35 MPH beginning at a point 0.66 miles east of the junction with Primrose Lane in the Town of Scarborough (Node 00451) and extending northerly to the junction with U.S. Route 1 and Broadturn Road in the Town of Scarborough (Node 07006), a total distance of 0.63 miles. (06/17/2004)

ROUTE TWENTY-TWO (MPH ID#05-0508-8908)

40 MPH starting at a point 0.18 miles west of junction of Route 22 and the entrance to Union Mutual in Portland (Node 0508) and extending westerly to a point 0.55 miles west of the Westbrook/Scarborough town line (Node 5429) a total distance of 2.96 miles. (10/18/96)

RUNNING HILL ROAD (S.A. #10)

35 MPH starting at the Scarborough/South Portland town line and extending westerly to the junction of Route 114, a total distance of 1.90 miles.

SCOTTOW HILL ROAD (T.W. – IR #78102)

35 MPH starting at the junction of Payne Road (Node 1042) and extending easterly to the junction of Haigis Parkway (Node 0752), a total distance of 0.93 miles. (01/05/98)

SOUTH PORTLAND/SCARBOROUGH CONNECTOR F.A.P. 1-1 SPUR

40 MPH starting at the junction of Route 1 in Scarborough and extending northerly to a point 0.15 mile north of said intersection in Scarborough, a total distance of 0.15 mile.

55 MPH starting at a point 0.15 mile north of the junction of Route 1 and extending northerly to the junction of I-295 in South Portland, a total distance of 1.80 miles.

SPRING STREET (T.W. #473)

35 MPH starting at the junction of Route 114 and extending northerly to the junction of Payne Road, a total distance of 0.50 mile. (9/13/89).

TWO ROD ROAD (T.W.)

25 MPH starting at the junction of the Scottow Hill Road and extending westerly to a point opposite CMP Pole #34/C, a total distance of 0.90 mile.

35 MPH starting at a point opposite CMP Pole #34/C and extending westerly to the junction of the Holmes Road, a total distance of 1.00 mile.

WEST BEECH RIDGE ROAD (T.W.)

30 MPH starting at the junction with Beech Ridge Road (Node 01035) and extending westerly to its end (Node 01034), a total distance of 0.67 miles.

WINNOCK'S NECK ROAD (T.W.)

30 MPH starting at the junction of Winnock's Neck Road and Black Point Road and extending southerly to the end of the road, a total distance of 1.40 miles.

**E. LOCATIONS WHERE VEHICLES ARE REQUIRED TO MAKE A FULL AND COMPLETE STOP (UPDATED 10/85)(AMENDED 8/90)(AMENDED 2/5/03 – EFFECTIVE DATE 5/1/2003)(AMENDED 09/03/03)(AMENDED 09/15/04).**

At Abigail Way on Maple Avenue (East)  
At Abigail Way on Maple Avenue (West)  
At Ash Swamp Road on Hearn Road  
At Avenue Five on Driftwood Lane  
At Bayview Avenue on Houghton Street  
At Bayview Avenue on Ashton Street  
At Bayview Avenue on Vesper Street  
At Bayview Avenue on Ocean Avenue  
At Bayview Avenue on Morning Street  
At Black Point Road on Thornton Avenue  
At Black Point Road on Winnocks Neck Road  
At Black Point Road on Old County Road  
At Black Point Road on Highland Avenue  
At Black Point Road on Roundabout Drive  
At Black Point Road on Fogg Road  
At Black Point Road on Woodside Drive  
At Black Point Road on Clay Pits Road  
At Black Point Road on Woodrock Drive  
At Black Point Road on Old Neck Road  
At Black Point Road on Spurwink Road  
At Black Point Road on Ferry Road  
At Black Point Road on Pinewood Circle (2)  
At Broadturn Road on Ash Swamp Road  
At Broadturn Road on Martin Avenue  
At Broadturn Road on Susan Avenue  
At Broadturn Road on Castle Terrace  
At Broadturn Road on Hearn Road  
At Broadturn Road on Holmes Road (Southeast)  
At Broadturn Road on Holmes Road (Northwest)  
At Broadturn Road on Burnham Road (Southeast)  
At Broadturn Road on Burnham Road (Northwest)  
At Broadturn Road on Hanson Road  
At Beech Ridge Road on West Beech Ridge Road  
At Beech Ridge Road on Dresser Road  
At Beech Ridge Road on Holmes Road (East)

At Beech Ridge Road on Holmes Road (West)  
At Chamberlain Road on Highland Avenue  
At Chamberlain Road on Ramsey Terrace  
At Clay Pits Road on Nonesuch Cove Road  
At County Road on Broadturn Road  
At County Road on Deering Road  
At County Road on Gorham Road  
At County Road on on Saco Road  
At County Road on Beech Ridge Road  
At Driftwood Lane on Riversands Drive  
At Dunstan Avenue on North Street  
At Dunstan Avenue on Charles Circle  
At East Grand Avenue on Eleventh Street  
At East Grand Avenue on Ninth Street  
At East Grand Avenue on Bay Street  
At East Grand Avenue on Sea Rose Lane  
At East Grand Avenue on Beach Street  
At East Grand Avenue on Pine Street  
At East Grand Avenue on Dover Street  
At East Grand Avenue on Bliss Street  
At East Grand Avenue on Granite Street  
At East Grand Avenue on Oak Street  
At East Grand Avenue on Route #9 at the Traffic Circle  
At East Grand Avenue on Pine Point Road (Ocean End)  
At Elmwood Avenue on Greenacres Lane  
At Elmwood Avenue on Hunnewell Road  
At Elmwood Avenue on Maple Avenue (North)  
At Elmwood Avenue on Maple Avenue (South)  
At Elmwood Avenue on Second Avenue  
At Elmwood Avenue on Third Avenue  
At Greenacres Lane on I-295 Cut Off  
At First Street on Maple Avenue (North)  
At First Street on Maple Avenue (South)  
At First Street on Sunset Road  
At First Street on Hudson Street  
At Fogg Road on Ironclad Road

At Glenddale Drive at Broadturn Road (10/2/85)  
 At Gorham Road on Greenneedle Drive  
 At Gorham Road on Sawyer Road  
 At Gorham Road on Maple Avenue  
 At Gorham Road on Asselyn Drive  
 At Gorham Road on Spring Street  
 At Gorham Road on Mussey Road (Northeast)  
 At Gorham Road on Mussey Road (Northwest)  
 At Gorham Road on Payne Road (Northeast)  
 At Gorham Road on Payne Road (Northwest)  
 At Gorham Road on New Road  
 At Gorham Road on Running Hill Road  
 At Gorham Road on Beech Ridge Road (Northeast)  
 At Gorham Road on Beech Ridge Road (Northwest)  
 At Gorham Road on Exit Road from Wentworth Middle School by Town Library, (amended 08/01/90)  
 At Gorham Road on Exit Road from Wentworth Middle School by tennis courts, (amended 08/01/90)  
 At Green Road on Running Hill Road  
 At Greenacres Lane on Elmwood Avenue (East)  
 At Greenacres Lane on Elmwood Avenue (West)  
 At Greenwood Avenue on Ocean Avenue (amended 04/05/00)  
 At Greenwood Avenue on Pearl Street (both sides)  
 At Greenwood Avenue on Morning Street  
 At Gunstock Road on Minuteman Drive (amended 11/14/94)  
 At Gunstock Road on Nutter Way. (Both sides of intersection making a four way stop. Amended August 1, 1990).  
 At Gunstock Road on Powderhorn Drive (amended 11/14/94)  
 At Hearn Road on Ash Swamp Road (East)  
 At Hearn Road on Ash Swamp Road (West) (amended 09/03/03)

At Heritage Lane on Pilgrim Drive  
 At Heritage Lane on Puritan Drive  
 At Highland Avenue on Ole Musket Road  
 At Highland Avenue on Pleasant Hill Road from both directions  
 At Highland Avenue on Woodland Road  
 At Highland Avenue on Marcia Street  
 At High Point Road on Orchard Hill Road  
 At High Point Road on Sandy Point Road  
 At High Point Road on Salt Marsh Circle  
 At Hillside Avenue on Storer Drive  
 At Hillside Avenue on Kennedy Drive  
 At Holmes Road on Two Rod Road  
 At Holmes Road on Mitchell Hill Road  
 At Holmes Road on Dresser Road  
 At Houghton Street on Greenwood Avenue (Westerly side)  
 At Houghton Street on Shell Street  
 At Hunnewell Road on Laidlaw Lane  
 At Hunnewell Road on Maple Avenue (North)  
 At Hunnewell Road on Maple Avenue (North)  
 At Jasper Street on Dodge Street  
 At Jasper Street on Baker Street  
 At Jasper Street on Merrill Street  
 At Jones Creek Drive on Tasker Avenue  
 At Jones Creek Drive on Avenue One  
 At Jones Creek Drive on Avenue Two  
 At Jones Creek Drive on Avenue Three  
 At Jones Creek Drive on Avenue Four  
 At Jones Creek Drive on Avenue Five  
 At King Street on Avenue Seven  
 At King Street on Avenue Six  
 At King Street on Avenue Five - both sides  
 At King Street on Avenue Four  
 At King Street on Avenue Three  
 At King Street on Avenue Two  
 At King Street on Avenue One  
 At King Street on Avenue One – both sides  
 At King Street on Tasker Avenue  
 At King Street on Pine Point Road (Ocean side)  
 At Manson Libby Road on Southgate Road  
 At Maple Avenue on First Street  
 At Maple Avenue on Sunset Road

At Maple Avenue on Elmwood Avenue  
At Maple Avenue on Laidlaw Lane  
At Maple Avenue on Hunnewell Road  
At Marion Jordan Road on Meadowood Road  
At Minuteman Drive on Gunstock Road (amended 11/14/94)  
At Mussey Road on Spring Street (both sides)  
At Mussey Road on Honan Road  
At Nelson Road on Ramsey Terrace  
At Nelson Road on Wayne Circle  
At Nutter Way on Gunstock Road  
At Nutter Way on Ole Ironside Lane  
At Nutter Way on Powderhorn Drive  
At Nutter Way on Cannon Lane  
At Ocean Avenue on Greenwood Avenue (East and West)  
At Old Blue Point Road on Milliken Mills Road  
At Old County Road on Kimball Drive  
At Old Neck Road on Melbourne Drive  
At Old Neck Road on Rhonda Drive  
At Old Neck Road on Thomas Drive  
At Ole Musket Road on Flintlock Drive  
At Olde Mill Road on Coachlantern Lane (East and West)  
At Olde Mill Road on Partridge Lane  
At Olde Mill Road on Tall Pines Road  
At Orchard Hill Road on Tall Pines Road  
At Partridge Lane on Fern Circle  
At Payne Road on Milliken Road  
At Payne Road on Beech Ridge Road  
At Payne Road on Scottow Hill Road  
At Payne Road on Puritan Drive  
At Payne Road on Pilgrim Drive  
At Payne Road on Plymouth Drive  
At Payne Road on Two Rod Road (North)  
At Payne Road on Two Rod Road (South)  
At Payne Road on Holmes Road  
At Payne Road on Mussey Road  
At Payne Road on Gorham Road (both sides)  
At Payne Road on Spring Street (North)  
At Payne Road on Cummings Road  
At Pilgrim Drive on Colonial Drive

At Pine Point Road on Douglas Road  
At Pine Point Road on Dunstan Landing Road  
At Pine Point Road on Old Blue Point Road  
At Pine Point Road on Hillside Avenue  
At Pine Point Road on Eagles Nest Drive  
At Pine Point Road on Sylvan Drive  
At Pine Point Road on Seavey Landing Road  
At Pine Point Road on Ocean View Road  
At Pine Point Road on Jasper Street  
At Pine Point Road on Ross Road  
At Pine Point Road on Snow Road  
At Pine Point Road on Bickford Street  
At Pine Point Road on Holly Street  
At Pine Point Road on Depot Street  
At Pine Point Road on Jones Creek Drive  
At Pleasant Hill Road on Rigby Road  
At Pleasant Hill Road on Pond View Drive  
At Pleasant Hill Road on Gibson Road  
At Pleasant Hill Road on Chamberlain Road  
At Pleasant Hill Road on Robinson Road  
At Pleasant Hill Road on Nelson Road  
At Pleasant Hill Road on Pleasant Avenue  
At Pleasant Hill Road on Highland Avenue (East)  
At Pleasant Hill Road on Highland Avenue (West)  
At Pleasant Hill Road on Flintlock Drive  
At Pleasant Hill Road on Gunstock Road  
At Pleasant Hill Road on Minuteman Drive  
At Pleasant Hill Road on Fogg Road  
At Portland Farms Road on Eastern Road (amended 09/15/04)  
At Powderhorn Drive on Gunstock Road (amended 11/14/94)  
At Powderhorn Drive on on Militia Lane  
At Powderhorn Drive on Ole Musket Road  
At Powderhorn Drive on Scabbard Road  
At Ramsey Terrace on Robinson Road  
At Robinson Road on Ramsey Terrace  
At Route #1 on Pleasant Hill Road  
At Route #1 on Payne Road  
At Route #1 on Riverview Place  
At Route #1 on Kenosha Avenue  
At Route #1 on Portland Farms Road

At Route #1 on Foxcroft Drive  
 At Route #1 on Maple Avenue  
 At Route #1 on Downeast Lane  
 At Route One on Fairfield Road  
 At Route #1 on Westwood Avenue  
 At Route #1 on Libby Street  
 At Route #1 on Ward Avenue  
 At Route #1 on Millbrook Road  
 At Route #1 on Scottow Hill Road  
 At Route #1 on Milliken Road  
 At Route #1 on Rose Hill Way  
 At Route #1 on Harlow Street  
 At Route #1 on Orchard Street  
 At Route #1 on Church Street  
 At Route #1 on Dunstan Avenue  
 At Route #1 on Queens Drive  
 At Route #1 on Willowdale Road Turn  
 Around  
 At Running Hill Road on Gorham Road  
 At Running Hill Road on New Road  
 At Sawyer Road on Barbara Avenue  
 At Sawyer Road on Herbert Drive  
 At Sawyer Road on Imperial Lane  
 At Sawyer Road on Phillip Street  
 At Saco Street on Vance Street  
 At Scottow Hill Road on Two Rod Road

At Serenity Drive on Eastern Road  
 (amended 09/15/04)  
 At Spurwink Road on Sawyer Road  
 At Spurwink Road on Pleasant Hill Road  
 At Spurwink Road on Ocean Avenue  
 At Spurwink Road on Marion Jordan Road  
 At Sunset Road on Second Avenue  
 At Sunset Road on Third Avenue  
 At Tall Pines Road on Spruce Circle  
 At Tall Pines Road on Hemlock Circle  
 At Tall Pines Road on Cedar Circle  
 At Tall Pines Road on Rocky Hill Road  
 At Tall Pines Road on Ledgewood Circle  
 At Thomas Drive on Melbourne Drive  
 At Thornton Street on Fairfield Road  
 At Two Rod Road on Heritage Lane  
 At Vesper Street on Greenwood Avenue  
 At Welch Drive on Woodland Road  
 At Westwood Avenue on Seaview Avenue  
 At Westwood Avenue on Thornton Avenue  
 At Winnocks Neck Road on Olde Mill Road  
 At Winnocks Neck Road on Old County  
 Road (2 entrances)  
 At Winnocks Neck Road on Orchard Hill  
 Road  
 At Woodland Road on Nelson Road  
 At Woodland Road on Pleasant Avenue

**F. LOCATIONS FOR “NO THROUGH TRUCKS (OVER 12,000 POUNDS)” SIGNS.**

Chamberlain Road\*  
 Fairfield Road\*  
 Fogg Road\*  
 Maple Avenue\*  
 Mitchell Hill Road\*\*\*  
 New Road\*\*  
 Pondview Drive

Saywer Road\*  
 Thornton Road\*  
 Westwood Avenue\*

\* Revised to include 10/1/86  
 \*\* Revised to include 8/4/88  
 \*\*\*Revised to include 4/3/91 - No Truck over 10 Tons

**G. LOCATIONS FOR “EMERGENCY STOPPING ONLY” SIGNS [Adopted 01/20/2010]**

Pillsbury Drive [the right-of-way between lots 37 and 38].

**H. LOCATIONS FOR “NO PARKING/STOPPING/IDLING” SIGNS [Adopted 04/02/2012]**

On the eastside of Bayview between Ocean Avenue and Pearl Street.

**I. POLICE ESCORT OF OVER LIMIT HIGHWAY PERMIT - MOVES [12/01/93]**

Any person, firm or corporation who moves or causes the movement of any over-limit load which requires a permit for movement of such load from the Maine Department of Transportation and said permit stipulates that a police escort is required before such move may be made upon any of the streets or highways with the Town of Scarborough, shall arrange for said escort through the Scarborough Police Department. A fee for a police escort shall be charged by the Police Department in accordance with the hourly rate established by the Scarborough Town Council for “*Special Police Services.*” An additional fee shall be charged for the assignment of any police cruiser(s) assigned to said escort also at a rate established by the Scarborough Town Council. Fees collected must be used to defray the costs of providing services.

**J. STICKERED PARKING [12/01/93]**

Parking on the following locations shall be permitted by stickers for residents and non-resident taxpayers:

- (1) Bi-Centennial Park
- (2) Ferry Beach
- (3) Hurd Memorial Park

**K. PARKING BANS DURING EMERGENCIES [Adopted 01/20/2010]**

The purpose of this subsection is to communicate the intent of the Town of Scarborough, as it relates to the banning of vehicles parked on the streets of Scarborough during emergencies.

In order to properly remove snow and to provide safer travel conditions, the Town of Scarborough does implement parking bans. After consultation with the Director of Public Works, the Chief of Police shall decide to impose a parking ban.. During an emergency parking ban, all vehicles are prohibited from parking on any street within the Town of Scarborough unless the ban is specifically described and advertised as being limited to a particular area.

Once a parking ban has been imposed, the local broadcast media will immediately be notified of the ban and of the estimated time frame that the ban will remain in effect. If you are unsure if there is a parking ban in effect, you can call our hotline at 883-7760-SNO (766).

The Town of Scarborough strictly enforces parking bans – all vehicles in violation WILL BE TOWED at the owner’s expense.

**Section 30. TOWING [December 1, 1993] [amended 06/21/2006]**

**(A). APPLICABILITY.**

- 1. Any vehicle which is parked in violation of any parking restriction set forth in Section 5 or Section 31(A) of this Ordinance, may at the option of any police or other officer authorized to enforce the parking regulations of the Town, may be removed by a vehicle wrecker or towing service approved by the Chief of Police and stored in a storage location approved by the Chief of Police pursuant to the provisions of this ordinance, including the provisions of the Scarborough Police Department Wrecker

Policy set forth in Section 32 of this Traffic Ordinance until all waiver fees established pursuant to 30-A M.R.S.A. § 3009, for all outstanding notices of parking violations and also the towing and storage charges authorized by this Ordinance have been paid or until the requirements of Section 31(C) have been met.

2. If a motor vehicle has received at least two tickets in violation of this ordinance, both of which tickets were issued after December 31, 2004 and which remain unpaid for more than thirty (30) days, and neither of which tickets is currently under appeal as permitted under Section 28 and the vehicle is found to be in further violation of this ordinance, the motor vehicle may be towed and impounded. (06/21/2006)

**(B). PROCEDURE FOR REMOVAL: NOTICE TO OWNER.**

The police officer requesting removal of a vehicle under this Ordinance shall at the time of such removal notify the dispatcher of the intended storage location of the subject motor vehicle. Such information shall be recorded by the dispatcher for the use of the Chief of Police or Treasurer. If the motor vehicle is impounded, a reasonable attempt shall be made by telephone to contact the registered owner in order to make the owner aware of the impoundment. If contact is not made by telephone, the Chief of Police or his or her designee shall notify by certified mail the registered owner of such vehicle within five (5) business days of the impoundment thereof, the storage location of such vehicle and the requirements for release as set forth in Section 31(C). (amended 06/21/2006)

**(C). RELEASE OF VEHICLES. (amended 06/21/2006)**

- (1) Before a motor vehicle impounded under Section 30A paragraph 1 may be released, all appropriate towing and storage fees must be paid. If the registered owner of the vehicle is successful in appealing the violation, the registered owner will be reimbursed the towing and storage fees.
- (2) Before a motor vehicle impounded under Section 30A paragraph 2 may be released, all outstanding tickets and appropriate towing and storage fees must be paid. The registered owner shall have the right to appeal the ticket issued when the vehicle was impounded. If the registered owner is successful in appealing the ticket, the registered owner shall not be entitled to either reimbursement of fees paid or waiver of fees otherwise due under this paragraph.

**(D). INTERFERENCE WITH ENFORCEMENT.**

It shall be unlawful for any person to obstruct or attempt to prevent the removal of a vehicle as provided in this Section.

**Section 31. SCARBOROUGH POLICE DEPARTMENT WRECKER POLICY [December 1, 1993] [amended 06/21/2006]**

**PURPOSE**

In order to protect motorists within the Scarborough Town Limits, to insure streets and public ways remain open and free of hazards, to insure efficient enforcement of traffic, parking, snow removal and other regulatory ordinances, it is necessary to set a policy to regulate wrecker companies used by the Scarborough Police Department. A **Wrecker Policy** will be established

to regulate towing and services, storage and disposition of vehicles towed and to establish rates for these services.

## **POLICY**

The Scarborough Police Department will maintain a rotation list of wrecker companies approved for use by the Police Department, for towing and service. The list will be used for all normal routine calls town wide and the next due wrecker will have 30 minutes to arrive at the scene of the town (**SEE Regulation “C”**). If a towing company is unable to tow, it will be the responsibility of the Scarborough Police Department to assign a replacement wrecker, not the company originally called. Nothing in the foregoing paragraph will prevent the Scarborough Police Department in emergency situations from calling the closest available wrecker.

If the emergency deems the closest available wrecker be called, it will not be logged against the company called and they will not lose their place on the rotation list.

## **I. INSURANCE**

The following policies will be on file with the Chief of Police.

### **A) Garage Keepers Policy**

This will cover fire, theft, windstorm, vandalism and explosion in the amount of, at least, \$25,000 with each vehicle suffering damage or loss being deemed a separate claim.

### **B) Garage Keepers Liability**

This will cover the wrecker company's business, equipment and/or other vehicles for bodily injury or property damage. The policy shall be in the minimum amount of \$250,000 for any one person injured or killed and a minimum of \$500,000 for more than one person injured or killed in any accident and a minimum of \$25,000 for property damage.

### **C) Road Service Liability**

This will cover the lifting, hoisting and towing of vehicles in the minimum amount of \$25,000.

### **D) Policy Requirements**

Each policy shall contain an endorsement by the carrier providing thirty (30) days notice to both the Town of Scarborough and the insured in the event of any change in coverage and/or cancellation of the policy. Each policy shall also contain an endorsement holding harmless the Town of Scarborough or any of its' officers or employees.

## **II. REGULATIONS**

**A)** Wreckers and storage facilities shall be within the Town of Scarborough limits.

**B)** Wrecker company's shall maintain records as required by the Chief of Police and permit their inspection during normal business hours.

- C) Wreckers shall arrive on the scene within thirty (30) minutes of receipt of a request for service from the Police Department or lose the call to the next wrecker on the rotation list.
- D) Vehicles must be towed and not driven to the storage area.
- E) The wrecker operator shall check each vehicle, before towing, and note any existing damage.
- F) Each wrecker shall carry equipment such as brooms, shovels, speedy dry, and containers, which may be necessary to clean a normal amount of debris from the accident area. Wrecker operators shall clean the accident area of all debris resulting from the accident.
- G) No repairs will be made to the vehicle without the owners consent.
- H) The wrecker company shall hold the Town of Scarborough harmless from all claims for damages to property and injuries to persons resulting from wrecker company's negligence in the towing or storing of a vehicle.
- I) Police Officers may not recommend a wrecker company to the public.
- J) If a request is received from a patron for a wrecker company, the wrecker company's place is not lost on the rotation schedule.
- K) Police Officers will note damage, defects, etc., with the wrecker operator before the vehicle is towed.
- L) Wrecker companies that are used for motorcycle tows must have a motorcycle "sling" device to provide maximum protection to the motorcycle.

### **III. SOLICITATION OF BUSINESS**

No wrecker operator may respond to the scene of an accident or emergency for the purpose of towing vehicles unless specifically called there by the Scarborough Police Department or persons involved in the accident or emergency. This does not prevent the wrecker company from contracting with any person, firm or corporation. It does not prevent soliciting a contract at the scene of an accident or emergency.

### **IV. REMOVAL FROM THE SCARBOROUGH POLICE ROTATION LIST**

The Chief of Police may remove a wrecker company from the Police Department Rotation List for any of the following:

- A) The wrecker company has violated any of the requirements or regulations established herein.
- B) The Chief of Police is not satisfied with the general services of the wrecker company and/or employees or with the cooperation it has received while rendering the services.

### **V. RATE SCHEDULE**

Shall be as specified in the *Schedule of License, Permit and Application Fees* established by the Town Council. [amended 09/06/95]