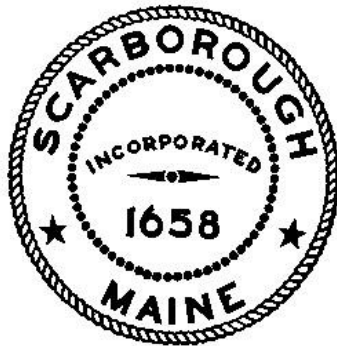


CHAPTER 601
TOWN OF SCARBOROUGH
TRAFFIC ORDINANCE



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**CHAPTER 601
TOWN OF SCARBOROUGH
TRAFFIC ORDINANCE**

Section 1. Definitions

Vehicle

- (a) The word “vehicle” shall mean as defined in the Maine Motor Vehicle Statutes Title 29-A:
- (1) Means a device for conveyance of persons or property on a way. “Vehicle” does not include conveyances propelled or drawn by human power or used exclusively on tracks or snowmobiles as defined in Title 12, Section 13001 or an electric personal assistive mobility device as defined in this section, and; [amended 07/16/14]
 - (2) Any vehicle defined as a “trailer, semi-trailer or tow dolly” according to the Maine Motor Vehicle Statutes Title 29-A. [amended 07/16/14]

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 used for the conveyance of person and/or property having a gross vehicle weight of 26,001 pounds or more. (Effective 10/1/86) [Amended 07/16/14].

Public Safety Traffic Flagger

- (i) As defined in Maine Motor Vehicle Statutes, Title 29-A: means a municipal firefighter, a volunteer firefighter or a member of an emergency medical service licensed by the Department of public Safety. [Adopted 07/16/14]

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. [amended 07/16/14]

No person shall 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. Parking Prohibited, Specific Locations. [amended 07/16/14]

No person shall 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. [Amended 07/16/14]

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 or her/his designee may cause any vehicle so parked to be removed from the street in accordance with the provisions of Section 9 of the Ordinance. [Amended 07/16/14][Amended 11/01/17]

Section 8. Snow Obstruction.

No person shall lay, throw, or place, or cause to be laid, thrown or placed on any public street, way or road 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, way or road such snow or ice shall immediately be removed from the public street, way or road, by and or at the expense of the person that caused it to be placed on the public street, way or road. [Amended 07/16/14]

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/her motor vehicle to a stop and remain stationary as long as it may be necessary to allow said animal(s) to pass. [Amended 11/01/17]

Section 11. 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 by the quickest means. If this is not possible, a written notice that such vehicle has been impounded shall be sent by the Chief of Police or her/his designee to the owner at her/his last known address as shown by the records of the Secretary of Maine within (5) five business days of the vehicle removal thereof.. 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. [Amended 07/16/14][amended 11/01/17]

Release of Vehicle

- (c) Before the owner of such vehicle, or her/his representative, may remove it from the possession of the person towing or storing it, he/she shall: [Amended 11/01/17]
 - (1) Furnish satisfactory evidence of her/his identity and of her/his ownership of said vehicle to the Chief of Police or her/his designee and to the person having possession of the vehicle. [Amended 07/16/14] [Amended 11/01/17]
 - (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 12. Required Obedience.

Except when otherwise directed by a police officer, or Public Safety Traffic Flagger, 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. [Amended 07/16/14]

Section 13. 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 08/01/90]

(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 or Public Safety Traffic Flagger, subject to the exceptions granted the driver of an authorized emergency vehicle in this ordinance. [Amended 07/16/14]

(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.

Section 14. 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 15. 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 16. Movement of Traffic.

The parking of vehicles and movement of traffic are hereby regulated on the streets or parts of the streets set forth in Section 25, annexed hereto and made a part of this ordinance and, when signs are erected giving notice thereof, the parking of vehicles and movement of traffic shall be regulated as set forth on said Schedule for such streets or parts of streets. [Amended 07/16/14]

Section 17. Prima facie Evidence of Operation.

No person shall allow, permit or suffer any vehicle registered in her/his name to stand or park on 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. [Amended 07/16/14] [Amended 11/01/17]

Section 18. 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 her/his name and true place of residence or address, upon the request of such police officer or other authorized person. [Amended 11/01/17]

Section 19. Temporary Signs.

The Chief of Police or her/his designee is hereby authorized to place temporary no-parking signs, detour signs, and to route traffic by personal direction of police officers and/or Public Safety Traffic Flagger 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. [Amended 07/16/14]
[Amended 11/01/17]

Section 20. 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 21. Pedestrians Rights and Duties. [Amended 07/16/14]

(a) Pedestrians to use right half of crosswalks.

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

(b) Prohibited crossing.

No pedestrian shall cross a roadway other than in a crosswalk (in the central traffic district or) in any business district.

(c) 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.

(d) Pedestrians soliciting rides or business.

- (1) No person shall stand in a roadway or a sidewalk for the purpose of soliciting a ride, employment or business from the occupant of any vehicle. [Amended 07/16/2014]
- (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.

Section 22. 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 06/21/06]

Section 23. Citation on Illegally Parked Vehicles.

Whenever any motor vehicle is found parked 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 her/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 06/21/06] [Amended 07/16/14] [Amended 11/01/17]

Section 24. 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 her/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) [Amended 11/01/17]

Section 25. Parking Restrictions.

A. PARKING RESTRICTIONS

I. NO PARKING AT ANY TIME.

No person shall 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. [Amended 07/16/14]

- (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 One to the Rigby Road.
- (3) Upon the westerly side of the Willowdale Road from U.S. Route One 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 Broadturn Road within 50' of U.S. Route One to end.

- (6) Upon the Pine Point Road (Route #9) within 50' of U.S. Route One.
- (7) Upon U.S. Route One 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 One. 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 One.
- (9) Upon Pillsbury Drive (entire length).
- (10) East Grand Avenue (east side) one parking space in front of 19 East Grand Avenue formerly; Colony Motel, no parking. [Adopted 10/6/76]
- (11) Avenue One Extension (entire length – from King Street to the ocean). [Amended 6/7/89] [Amended 07/16/14]
- (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 08/01/90]
- (13) On Elmwood Avenue from Greenacres Lane to the Dead End by Sewer Pumping Station. [Amended 08/01/90]
- (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 08/18/04]
- (16) Upon the southerly side (ocean side) the entire length of Eagles Nest Drive. [Amended 09/07/04]
- (17) No parking along Bayview Avenue from Houghton Street to Pearl Street. (Adopted J01/20/10)
- (18) No parking on north side of Gorham Road from 183 Gorham Road to the intersection of Gorham Road and Spring Street at number 209 and on the south side of Gorham Road from the westerly end of the stockade fence fronting on 200 Gorham Road, easterly for a distance of 50 yards. [amended 12/21/17]
- (19) Within 50 feet of the southwest most corner of the entrance to or within 50 feet of the northeast most corner of the exit to the Scarborough Beach State Park, located at 418 Black Point Road. [adopted 08/15/18]

II. HIGGINS BEACH.[amended 01/19/2011][amended02/16/2011][amended 06/05/2019]

- 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^h to April 30th.

- 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 metered parking spaces, on the ocean side only of Bayview Avenue. From the end of the drop-off zone to Morning Street from September 16th to April 30th, the 1 hour parking shall not be in effect. [amended November 4, 2015]
 - (iii) On all other areas of Bayview Avenue there shall be no parking at any time, except during the off-season [September 16th to April 30th] on the ocean side of Bayview Avenue from Morning Street to Vesper Street. (amended 02/16/2011)
 - (iiii) 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.
 - e. Vehicles found in the Higgins Beach Parking lot outside of the posted operational hours will be subject to ticketing as established in Section 22 of this Ordinance.

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

- a. Upon any of the public streets or highways within the area 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 at 364 Black Point Road, now or formerly owned by Eucharist Archambault on the Prouts Neck Road. (Black Point Road). [Amended 07/16/14]
- 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 [Amended 09/06/17; 03/06/24].

- (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. [Amended 07/21/77]
- (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 in front of number 3 East Grand Avenue at CMP Pole #116 back to Pine Point Road – No Parking. [Amended 09/06/17]
 - b. 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.

c. From CMP Pole #116 at 3 East Grand Avenue to the Old Orchard Line “Unlimited Parking Within Designated Spaces Only”. [Amended 09/06/17; 03/06/24]

- (8) Tasker Avenue - Both sides from Jones Creek Drive to King Street.
- (9) Upon both sides of Avenue One, Avenue Two, Avenue Three, Avenue Four and Avenue Six, from Jones Creek Drive to King Street. [Amended 07/16/14]
- (10) On the Northerly side of Jones Creek Drive from the Pine Point Road to the intersection of Avenue Four. [Amended 05/05/82]
- (11) 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 05/05/82]

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.
- (2) On Pine Point Road, both sides, within twenty (20) feet of either side of the driveway opening of the Audubon Nature Center.
- (3) No parking shall be allowed on Pine Point Road from east Grand Avenue to Snow Canning Road, except for within the delineated on-street parking spaces on the southwesterly side of the road. [adopted 03-01-17]

IV-2. PINE POINT - CO-OP (Time Limit) [adopted 1/06/99][amended 06/05/19][amended 05/19/2021]

- (1) Pine Point Co-Op (Time Limit - Adopted 11/06/99): 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.
- (2) Fifteen (15) double parking spaces in the second row to the right of the entry road facing toward the pier, shall be designated as “Commercial Fisherman – including trailers” with red painted lines and additional signage to read “Parking by Commercial Permit Only.” April 15th to September 15th from 8:00 a.m. to 5:00 p.m. Violators subject to ticketing.” Vehicles required to display a Town of Scarborough Commercial Sticker.
- (3) The unpaved (aka gravel) parking lot to the left of the entry road facing toward Jones Creek shall be maintained for “Parking – Commercial Fisherman Only. April 15th to September 15th from 8:00 a.m. to 5:00 p.m. Violators subject to ticketing” and designated with signage. Vehicles required to display a Town of Scarborough Commercial Sticker.

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) 63 King Street - 20 minute business zone.
- (2) 27 East Grand Avenue - 20 minutes business zone.
- (3) 49 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 02/02/83][Amended 06/17/92]

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.

XI. ORCHARD STREET.

No parking shall be allowed on Orchard Street, except for three (3) parking spaces located along the southerly side of Orchard Street [Church side of Street].

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]
- (8) Berry Road shall be one-way from 1,525 feet easterly of Beech Ridge Road to the round-about on Berry Road, 150 feet westerly of Barley lane. [Adopted 03-01-2023]

D. SPEED LIMITS. [Amended 03/06/24]

- I. Maine State Law (29-A §2073 §-1 and §2075 §-3) authorizes the Maine Department of Transportation (MaineDOT), with the approval of the Chief of the State Police, as the only legal entity to create or change a speed limit on a public way which includes, state and state aid highways and townways. Speed limits for roadways within the Town of Scarborough can be found at: <https://www.maine.gov/mdot/mapviewer/> and by contacting Maine DOT Region 1 office.
- II. Per MRSA 20-A §2074, except when conditions or other regulations require a lower speed, the following are maximum rates of speed:
- 15 m.p.h. in a school zone at specific times of the day.
 - 25 m.p.h. in a business or residential area or built up portion, unless otherwise posted.
 - 45 m.p.h. on all other public ways, unless otherwise posted.

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 Glenndale 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 26,001 POUNDS)” SIGNS.

Chamberlain Road*

Thornton Road*

Fairfield Road*

Two Rod Road (Holmes Road - Scottow Hill Road)

Fogg Road*

Westwood Avenue*

Maple Avenue*

Mitchell Hill Road***

*Revised to include 10/1/86

New Road**

** Revised to include 8/4/88

Pond View Drive

***Revised to include 4/3/91 - No Truck over 10 Tons

Sawyer Road*

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][Amended 07/16/14]

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

- (1) Bi-Centennial Park
- (2) Ferry Beach
- (3) Higgins Beach Parking Lot
- (4) 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 26. 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 25(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 27 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 26(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 24 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 26(C). (amended 06/21/2006)

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

- (1) Before a motor vehicle impounded under Section 26A 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 26A 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 27. 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) day 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]