

# TOWN OF WEATHERSFIELD, VERMONT

## POLICY REGARDING CLASS IV TOWN HIGHWAYS

---

---

### I. AUTHORITY

This Policy is adopted pursuant to the authority granted in Title 19, Section Chapter 3 and Chapter 7, of the Vermont Statutes Annotated.

### II. PURPOSE

It is the policy of the Select Board to discourage the reclassification and/or upgrading of Class IV Town highways and trails. However, it is the right of an abutting landowner to request changes in the status of a Town highway and/or trail.

If so petitioned, the Select Board will conduct the required hearing, and issue a decision, in accordance with the procedures set forth in Title 19, Sections 708 through 716, inclusive, of the Vermont Statutes Annotated.

### III. PROCEDURES

#### 1. General

Any landowner with property adjacent or abutting a Class IV Town highway or trail who wishes to perform, or arrange for the performance of, maintenance work on a Class IV town highway, trail, or unclassified trail shall make a written request to the Select Board prior to commencing any work.

The written request shall contain drawings and descriptions of the work to be done. The applicant shall also give sufficient notice to the Select Board so that he/she shall meet with the town's Highway Committee to develop a plan.

The landowner shall be responsible for all costs associated with the Class IV Town Highway and/or trail improvements.

No work shall commence without written permission issued by the Select Board.

Upon completion of the work, the landowner shall notify the Select Board in writing. The Town's Highway Committee shall inspect the project and issue a report on the acceptability of the work.

**TOWN OF WEATHERSFIELD, VERMONT**  
**POLICY REGARDING CLASS IV TOWN HIGHWAYS**

---

---

**2. Summer Maintenance**

Annually, the Town's Highway Superintendent shall inspect Class IV Town highways and/or trails which have, as of the date of the adoption of this Policy, at least one (1) year round resident.

The Highway Superintendent shall evaluate the Class IV highways and/or trails and, as time permits, may perform minimal maintenance. Resident input shall be considered during the evaluation.

Any maintenance perform pursuant to this Policy shall not be considered improvements and/or upgrades to the highway and/or trails.

**3. Winter Maintenance**

The Town shall not provide any winter maintenance of Class IV Town highways and/or trails.

Winter maintenance, including snow removal and plowing, may be done by private parties only with the prior written permission of the Select Board.

**IV. INCONSISTENT POLICIES REPEALED**

This Policy shall amend and replace any provisions of any Policy of the Town of Weathersfield in effect at the time of enactment of this amended Policy governing any activity included in this amended Policy.

**V. SEVERABILITY**

If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this Policy, or any part thereof, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Policy or any part thereof.

The Board of Selectmen hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be declared unconstitutional or ineffective.

**TOWN OF WEATHERSFIELD, VERMONT**  
**POLICY REGARDING CLASS IV TOWN HIGHWAYS**

---

---

**VI. EFFECT**

No section of this Policy shall be construed to supersede or replace any Vermont statute.

This amended Policy shall be entered in the minutes of the Board of Selectmen's meeting.

The foregoing amended Policy is hereby adopted by the Selectmen of the Town of Weathersfield, Vermont, this seventeenth day of June, 2002, and is effective as of this date until amended or repealed.

C. Peter Cole, Chairperson  
Henry C. Cobb, Vice-Chairperson  
N. John Arrison, Board Clerk  
Daniel E. Boyer, Selectperson  
Peter J. Skalaban, Selectperson