

## SELECTMEN ROAD ACCEPTANCE POLICY

It is the policy of the Board of Selectmen to entertain application for the acceptance of privately owned roadways and highways by the Town of Weston and to adopt and adhere to an orderly procedure for the receipt of and acting upon such application.

The decision on an application for acceptance of a highway is reserved to the sole and absolute discretion of the Board of Selectmen who will consider the grant or denial of an application on the basis of the best interest of the inhabitants of the Town.

All road applications will be considered in light of the road specifications in effect on the date of the issuance of the subdivision permit allowing for the construction of the road and also any conditions contained in the permit. When specifications at the time of permit issuing differ from those at the time of application for acceptance, the owner will be urged to meet the most recent specifications.

The Selectmen may, at their discretion, modify the requirements contained herein if their strict enforcement would cause undue hardship due to unusual conditions, provided the general objectives of these requirements are satisfied. Compensation for damages to town highways caused by acts of non-compliance with this highway ordinance may be assessed against violators by the selectmen.

Application must be made by the legal owner of the road or their agent. Upon receiving an application the Selectmen shall rule on it's validity under the conditions of this policy. The Selectmen shall inspect the road within 30 days of ruling the application to be valid. An applicant shall secure and provide all other necessary governmental permits for a land subdivision or for road construction as a condition precedent before an application can be considered valid.

After the Selectmen have completed their initial inspection, and with the permission of the applicant, the Town will assume normal maintenance of the road for a 12 month period. It is the sole responsibility of the applicant to repair any defects or deviations from specification which may become apparent during this twelve month period. Should the road not be repaired in such manner as to correct defects or meet specifications within 12 month period, the Town shall discontinue all normal maintenance. It shall be the responsibility of the applicant to correct all defects in the road before the Selectmen will consider a second application to be valid for the same road.

During this twelve month period, the Town will proceed with the "Laying out" of the road according to T-19, V.S.A. Chapter 7. At the end of this 12 month period, the Selectmen will vote on the acceptance of the road based on evidence taken at public hearing(s) and their inspection(s) of the road. Also, during this period, inspections, samples and core test may be taken by the town before final acceptance and all costs incurred shall be reimbursed by developer.

Also, during the 12 month period, the applicant shall provide to the Selectmen a survey of the road as constructed in a form acceptable by the Selectmen for accuracy, thoroughness, legibility, and a proposed warranty deed of the land to be conveyed for highway purposes.

Street signs shall be in conformance with the Manual on Uniform Traffic Control Devices (MUTCD) and paid for by the developer. The center line of the road is to be located in the center of the 50' of conveyed property.

Upon the Selectmen voting to accept the road, a minimum 50' width of property with additional slope rights and drainage rights as necessary shall be conveyed to the Town of Weston, Vermont by warranty deed in fee simple and free of all encumbrances.

The conveyance shall intersect at least one existing Class I, II, III or State highway.

WESTON BOARD OF SELECTMEN

Donald W. Hart

Mary Ann Helligan

William B. Ford

Dated SEPT 27 1994