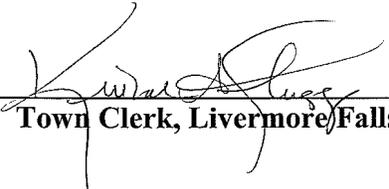


**ACCEPTANCE OF STREETS AND WAYS ORDINANCE  
TOWN OF LIVERMORE FALLS**

**ATTEST: A True Copy of an ordinance entitled "Acceptance  
of Streets and Ways Ordinance for the Town of Livermore  
Falls" as certified to me by the Municipal Officers of the Town  
of Livermore Falls on the 3rd day of June, 1991.**

  
\_\_\_\_\_  
Town Clerk, Livermore Falls

**ACCEPTANCE OF STREETS AND WAYS ORDINANCE  
TOWN OF LIVERMORE FALLS**

An ordinance regulating the laying out and acceptance of new streets and ways, or parts thereof, by the Town of Livermore Falls. Town requirements for privately owned subdivision roads and privately owned mobile home park roads are also included in this ordinance (Sections XII and XIII).

Section I. New Streets, Conditions of Acceptance

A. General: The Board of Selectmen shall not lay out a street as a Town way, nor shall it submit any article to a Town meeting requesting the acceptance of a street as a Town way unless the street has been designed and constructed in accordance with the provisions of this ordinance.

B. Subdivisions: The Planning Board shall not approve any subdivision plan unless proposed town streets are designed and will be, or are constructed in accordance with this ordinance. The Planning Board is not precluded by this ordinance from adopting additional or more restrictive regulations governing street design and construction within subdivisions, pursuant to Title 30-A, MRSA, Section 4401.

Section II. Dedication and Acceptance

No property or interest therein may be dedicated for highway purposes unless the owner of such property or interest has filed with the Board of Selectmen a petition, agreement, deed, affidavit, or other writing specifically describing the property of interest and its location, and stating that the owner voluntarily offers to transfer such interests to the Town of Livermore Falls without claim for damages, or has filed in the Registry of Deeds an approved subdivision plot plan which describes property to be appropriated for public use.

The Town of Livermore Falls may accept a dedication of property or interests therein by an affirmative vote of Town Meeting.

Unless specifically provided by the Town of Livermore Falls, title to property accepted for highway purposes shall be in fee simple (Title 23, MRSA, Section 3025 ).

### Section III. Names

Continuations of existing streets shall be given the name of existing streets. Names of new streets shall not duplicate or closely approximate those of existing streets.

### Section I v. Applications

Applicants requesting the acceptance of a new street or way must file a plan showing the following:

- a. The scale of the plan.
- b. The direction of magnetic north.
- c. The starting and ending points with relation to established roads, streets or ways.
- d. The street lines with relation to existing buildings and landmarks.
- e. Dimensions, both lineal and angular, necessary for locating boundaries and necessary for locating subdivisions, lots, easements, and building lines.
- f. The lots as laid out on said street, showing the names of all other owners of abutting property.
- g. All natural waterways and water courses on land contiguous to the said streets or ways.
- h. Any streets or rights of ways off the proposed street shall be located on the plan and any existing or proposed names shall be given.
- i. Subdividers desiring to have streets in their subdivision accepted as town streets shall submit to the Planning Board all information concerning proposed streets required in Items a-h above as an integral part of their plot plan and application for subdivision approval, and as required by the Planning Board (Title 30-A, MRSA, Section 4401).

With the plan, applicants shall submit a written application for the acceptance, giving the following information:

- a. The names of the owner or owners of the land containing the street or way to be accepted.
- b. The name or names of the developers.
- c. A statement of any legal encumbrances on the property.

d. A statement giving the proposed starting and finishing dates of the street construction.

The applicant shall also submit with the plan and written application, a profile drawing showing:

- a. The scale of the profile, both horizontal and vertical.
- b. Proposed provisions for ditching, culverts, and storm drainage with respect to natural waterways or contours.
- c. The Planning Board may require cross sections at 100 foot intervals along the profiles if the roughness of the terrain warrants this information, in the opinion of the Board.

All applications shall be made to and supporting data filed with the Selectmen and/or the Planning Board of the Town of Livermore Falls, and approval must be obtained before plans are filed with the Registry of Deeds.

#### Section V.. Specifications

No street or way shall be accepted by the Town as a public way, unless the following specifications have been complied with:

- a. All roads and streets must be designed by a Professional Engineer, registered in the State of Maine.
- b. The minimum right of way width shall be fifty feet. A minimum right of way of sixty feet shall be required for collector streets. A five foot snow and utility easement may be required on each side of the fifty foot right of way.
- c. The road section shall be in the center of the right of way.
- d. Unstable or soft material in the area of the sub-base of the street or road shall be removed and replaced with a base material suitable to the Town Road Commissioner.
- e. The base grading shall contain no rocks or other material larger in size than one third the depth of the base.
- f. The finish grade shall consist of fine clean gravel.
- g. Adequate provision shall be made for the disposal of surface water through ditches, culverts and/or other similar means. Culverts shall not be less than twelve (12) inches in size. Catch basins shall be no less than thirty by thirty inches (30"x30"). Both culverts and catch

basins shall be of steel or concrete. All materials incorporated into the work shall be new.

h. All construction shall comply with cross sections and profile drawings accompanying and made an integral part of this ordinance, except for variations approved by the Planning Board.

i. Monuments as required by the Board of Selectmen shall be provided for proper location of the street.

j. At all 90 degree right angle intersections of local highways and streets, the edge of pavement in all quadrants will be designed and constructed to provide as a minimum, simple curves having a radius of 25'.

k. Whenever the ratios of slopes for ditches, shoulders, grading and other purposes required by this ordinance cannot be adhered to within the required fifty foot limits, and grading and excavation is necessary beyond this width, it shall be necessary to secure good and sufficient slope easement from abutting owners without cost or expense to the Town, and such rights indemnifying the Town shall be presented and recorded prior to any action for acceptance.

l. All streets or ways shall be constructed according to the latest edition of the "State of Maine Department of Transportation Standard Specifications for Roads and Bridges".

## Section V I. Gravel Base and Paving

A base course of 12" of gravel and a surface course of 6" of gravel shall be applied. The thickness of the gravel base course shall be increased where it is found necessary to stabilize poor sub-grade conditions and/or to minimize frost penetration.

Aggregates for both the base and surface courses shall consist of granular material containing hard, durable particles with reasonably uniform distribution in size from largest to the smallest particle. Materials that have abnormally high absorption characteristics or that breakup when alternately frozen and thawed or wetted and dried shall not be used. The base course shall not contain any rocks larger than four inches in diameter. All base course material shall be free of vegetable matter, clumps or balls of clay and other undesirable materials.

The top six inches, the surface course, shall consist of durable gravel and contain no particles larger than two inches in diameter.

An all-weather flexible type pavement shall be constructed on all new streets and ways prior to their acceptance as Town ways. The type of pavement shall be as shown on the typical road cross-sections on page 8 of this ordinance or as specified by the Planning Board.

The materials and application shall be in accordance with the latest edition of the "State of Maine Department of Transportation Standards Specifications for Roads and Bridges".

The Planning Board may waive paving of streets within subdivisions of less than six lots.

#### Section VII. Driveway Entrances

Each abutting property owner or developer, as the case may be, shall not obstruct the flow or drainage of a ditch on any road or street within the jurisdiction of the Town by construction of a driveway or entrance to his property. To comply with this, all culverts that may be necessary shall be furnished by the owner or developer. On accepted streets the culverts furnished will be installed and maintained by the Town. Prior to acceptance of any street, such culverts shall be installed in accordance with this ordinance by the property owner or developer, but will be maintained by the Town following acceptance of the street. Culvert sizes and materials shall be as specified in this ordinance. Culverts shall be a minimum of thirty feet in length unless a shorter length is allowed by the Road Commissioner.

#### Section VIII. Sidewalks

The Board of Selectmen and/or the Planning Board shall have the authority to designate whether sidewalks shall be required and whether sidewalks shall be constructed on both sides of the street or way or only on one designated side.

#### Section IX. Utilities

Longitudinal runs of water or sewer mains shall be laid outside the roadbed and clear of any present or designated sidewalks. Utility poles shall be so placed that any present or designated sidewalk may be contained within the boundaries of the street or way without obstruction by polls or appurtenances.

## Section X. Inspection During Construction

Whenever an application for the acceptance of a street is received, the Road Commissioner of the Town shall be fully informed and given all the data as to layout and location. All inspection during construction shall be made by a professional engineer, licensed to practice in the State of Maine. The engineer shall make periodic reports to the Road Commissioner as to the degree of compliance or noncompliance with this ordinance. All costs of inspection by the licensed engineer shall be borne and paid for by the applicant.

## Section XI. Planning Board Concurrence

All applications for laying out streets or ways must be approved by the Planning Board prior to being presented to the Town for acceptance.

## Section XII. Privately Owned Roads

Privately owned roads in a subdivision shall be designed by a professional engineer, registered in the State of Maine, and shall be constructed according to the latest edition of the "State of Maine Department of Transportation Standard Specifications for Roads and Bridges".

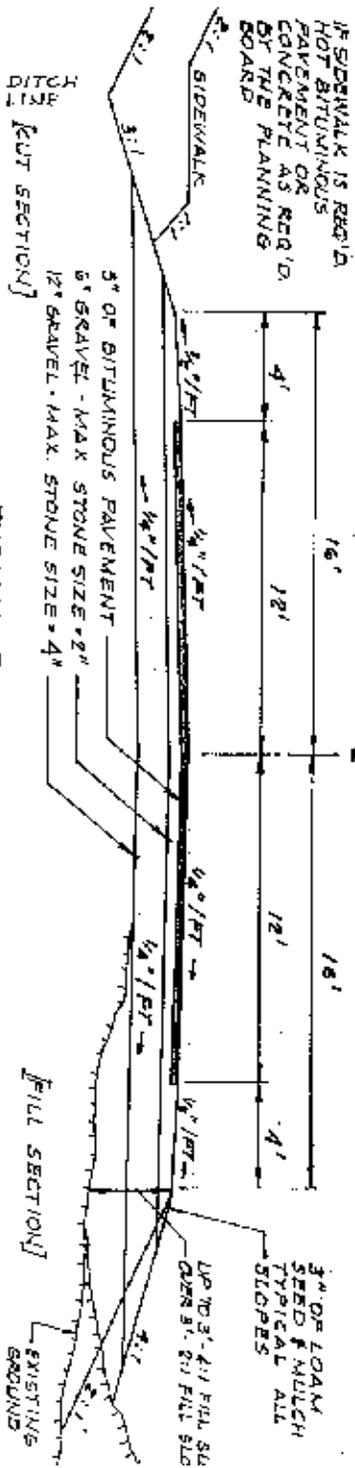
## Section XIII. Privately Owned Roads - Mobile Home Parks

1. Privately owned roads shall be designed by a professional engineer, registered in the State of Maine, and shall be built according to the latest edition of the "State of Maine Department of Transportation Standard Specifications for Roads and Bridges".
2. Roads shall have a maximum right of way of 23 feet, of which 20 feet shall be paved.
3. Mobile home parks which intersect with public roads shall meet the following standards:
  - a. The desired angle of intersection shall be 90 degrees. The minimum angle of intersection shall be 75 degrees.
  - b. The maximum grade within 75 feet of the intersection shall be 2%.

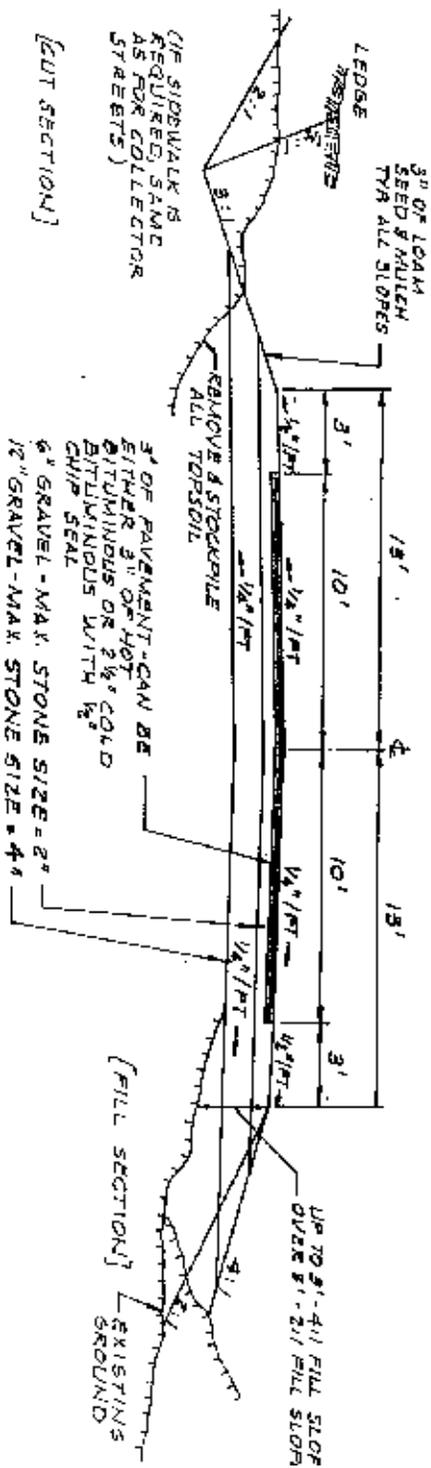
c. The minimum site distance shall be 10 feet for each 1 MPH of regulated speed. Site distances shall be measured from the driver's seat of a vehicle that is 10 feet behind the curb edge or shoulder line with the height of the eye 3 1/2 feet above the pavement and the height of object 4 1/4 feet. Where necessary, the park land bordering the intersection shall be cleared of all growth and sight obstructions to achieve the required visibility.

d. Distance from other intersections - the centerline of any street within a park intersecting an existing public street shall be at least 125 feet from the centerline of any other street intersecting that public street.

Adopted June 3, 1991



TYPICAL ROAD CROSS SECTION  
FOR ARTERIAL & COLLECTOR STREETS



TYPICAL ROAD CROSS SECTION  
FOR ROADS & STREETS OTHER THAN  
COLLECTOR STREETS (RESIDENTIAL)  
TOWN OF LIVERMORE FALLS