

TOWN OF HIGHGATE
PUBLIC ASSEMBLY
CAMPING AND PARKING FACILITIES
ORDINANCE ADOPTED
March 21, 1996

PURSUANT TO 24 V.S.A., CHAPTER 59, SECTION 1971, THE HIGHGATE BOARD OF SELECTMEN ADOPTED THE PUBLIC ASSEMBLY CAMPING AND PARKING FACILITIES ORDINANCE AS RECOMMENDED BY THE ORDINANCE COMMITTEE ON MARCH 21, 1996 AT THEIR REGULAR MEETING. THE CAMPING AND PARKING FACILITY ORDINANCE WILL BECOME EFFECTIVE MAY 21, 1996. A CONCISE SUMMARY OF THE ORDINANCE IS LISTED BELOW. THE COMPLETE ORDINANCE IS AVAILABLE FROM THE TOWN CLERK'S OFFICE DURING BUSINESS HOURS. THE ADOPTION, AMENDMENT, AND APPEAL OF THE ORDINANCE MAY BE MADE THROUGH THE PROVISIONS OF 24 V.S.A., CHAPTER 59.

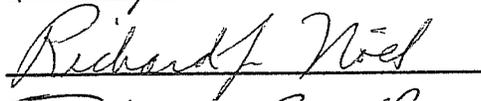
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Board of Selectmen:

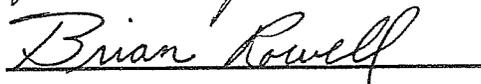
Raymond Laroche



Richard Noel



Brian Rowell



TOWN OF HIGHGATE
PUBLIC ASSEMBLY
CAMPING AND PARKING FACILITIES ORDINANCE

1. Purpose:

To regulate temporary camping and overnight parking facilities within the Town of Highgate for the protection of the public health, safety and welfare, to maintain safe and efficient pedestrian and motor vehicle traffic.

2. Licenses Required

(a) For one day prior to, the day of, and the day after, and including the duration of any event in the Town of Highgate for which a State Assembly Permit has been approved, it shall be unlawful for any person to engage in the business of operating a Camping and Overnight Parking Facility as defined below within the Town of Highgate without first obtaining a license as herein provided or through the provisions of the Town Zoning Bylaws.

3. Definitions

The word "campsite" or "camping" as used herein shall carry their customary meanings which include any site used for the purposes of overnight camping, tenting, and over-night parking as a business. Provisions for permanent campground, tenting sites, and travel trailers are included in the Town Zoning Bylaws and are not covered by the regulations herein.

4. Application

Any person who wishes to engage in camping and/or parking as defined in this ordinance shall file an application with the Town. The Board of Selectmen shall review and approve or disapprove such license application.

(a) The Board of Selectmen will base approval on Public Assembly Permit requirements in accordance with the provisions of 20 V.S.A. Chapter 201, Sections 4501- 4511.

(b) Written permission from the landowner if different from the operator of the camping and/or parking facility is required. The landowner is responsible for the camping and/or parking on said premises and shall be held to the provisions of this ordinance.

5. License issuance, duration, and fees

(a) Issuance. Each license is good for only one (1) location at any one (1) time. A license shall authorize camping and/or parking facility at any location throughout town except as noted below or with written approval from the Board of Selectmen.

- (1) In the public right of way on any road regardless of class.
- (2) Within any town park or recreation area.

(b) A licensed camping and/or parking facility shall be responsible for keeping the area within twenty five (25) feet of the campsite and/or parking facility clear of solid waste. Trash cans with covers and plastic garbage bags are required for this purpose. Solid Waste is to be disposed of properly.

(c) Fees and duration. Fee for all approved licenses under this section shall be payable in full upon application to the Office of the Town Clerk and Treasurer. Refunds made only for licenses not approved. Licenses are valid for one (1) day.

- (1) General licenses. \$ 25.00 per day.

Highgate Camping and Parking Ordinance (continued)

6. Transfer and Display.

(a) No license issued under the provision of this ordinance shall be used at any time by any person other than the one to whom it was issued or an employee thereof. A licensee shall display his/her license at all times while providing campsites and overnight parking. Failure to do so shall be considered cause for revocation of such license and penalty of fine.

(b) Employees. A licensed campsite or overnight parking facility may utilize the services of employees and shall be fully responsible for insuring that his/her employees comply with the provisions of this chapter. The employer, employee, and landowner are each subject to the ordinance.

7. Prohibited and regulated locations

(a) Unless otherwise specifically provided herein, no campsite or overnight parking facility shall be permitted in, nor shall any camper occupy for the purpose of camping or overnight parking at any time, the following areas; town right of ways, parks and other public places or other area which threatens public health and safety.

(b) At no time shall a camper or overnight parking facility obstruct or interfere with the free passage of vehicles, pedestrians, bicyclists, and those physically challenged on the public rights of way.

(c) Each site must provide access and egress for emergency vehicles at all times. Failure to do so will cause the immediate revocation of said license and fine.

8. Severability

If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this chapter, 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 chapter or any part thereof.

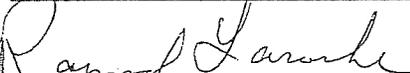
9. Penalty

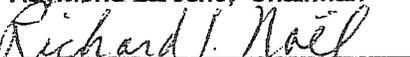
The violation of any provision of said ordinance is a criminal misdemeanor. As such, each violation is punishable by immediate revocation of the vendor's license and a two hundred fifty (\$250.00) fine for the first offense and a five hundred dollar (\$500.00) fine or and/or imprisonment for a term not to exceed one year for all violations. Each day shall constitute a separate offense.

10. Criminal Ordinance

This ordinance is designated criminal pursuant to 24 V.S.A. Section 1971 (b).

ADOPTED BY THE BOARD OF SELECTMEN AND DATED ON MARCH 21, 1996.


Raymond Laroche, Chairman


Richard Noel


Brian Powell


Witness: Raymond Tanguay