

Chapter 193

TRAFFIC RULES AND ORDERS

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**[HISTORY: Adopted by the Board of Selectmen of the Town of Halifax 11-10-1981.
Amendments noted where applicable.]**

GENERAL REFERENCES

Streets and sidewalks – See Ch. 147.

Unregistered vehicles – See Ch. 161.

ARTICLE I
Definitions

§ 193-1. Terms defined.

For the purpose of these rules and orders, the words and phrases used herein shall have the following meanings, except in those instances where the context clearly indicates a different meaning.

OFFICIAL TRAFFIC SIGNS – All signs, markings and devices, other than signals, not inconsistent with these rules and orders and which conform to the standards prescribed by the Department of Public Works of the Commonwealth of Massachusetts and placed or erected by authority of a public body or official having jurisdiction, for the purpose of guiding, directing, warning or regulating traffic.

PARKING – The standing of a vehicle, whether occupied or not, otherwise than temporarily, for the purpose of and while actually engaged in loading or unloading or in obedience to an officer or traffic signs or signals or while making emergency repairs or, if disabled, while arrangements are being made to move such vehicle. (Permit No. 12573)

ROADWAY – That portion of a street or highway between the regularly established curblines or that part, exclusive of shoulders, improved and intended to be used for vehicular traffic.

STREET or HIGHWAY – The entire width between property lines of every way open to the public for the purposes of travel.

VEHICLE – Every device in, upon or by which any person or property is or may be transported or drawn upon a street or highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

ARTICLE II
Authorities and Duties of Police

§ 193-2. Duty to enforce; direction of traffic.¹

It shall be the duty of the officers designated by the Chief of Police to enforce the provisions of these rules and orders. Such officers are hereby authorized to direct all traffic, either in person or by means of visible or audible signals, in conformance with the provisions of these rules and orders, provided that, in event of a fire or other emergency, to expedite traffic or safeguard pedestrians, officers of the Police or Fire Departments may direct traffic, as conditions may require, notwithstanding the provisions of these rules and orders.

§ 193-3. Temporary closing of streets.

The Chief of Police is hereby authorized to close temporarily any street or highway in an impending or existing emergency or for any lawful assemblage, demonstration or procession, provided that there is reasonable justification for the closing of such street.

§ 193-4. Temporary parking prohibition.

The Chief of Police is hereby authorized to prohibit, temporarily, parking on any street or highway or part thereof in an impending or existing emergency or for a lawful assemblage, demonstration or procession, provided that there is reasonable justification for such prohibition. Vehicles parked in places where parking is prohibited temporarily may be moved by or under the direction of an officer.

§ 193-5. Exemptions.

The provisions of these rules and orders shall not apply to operators actually engaged in work upon a street or highway closed to travel or under construction or repair, to officers when engaged in the performance of public duties nor to drivers of emergency vehicles while operating in an emergency and in the performance of public duties, when the nature of work of any of these necessitates a departure from any part of these rules and orders. These exemptions shall not, however, protect the driver of any vehicle from the consequences of a reckless disregard of the safety of others.

ARTICLE III
Traffic Signs, Signals, Markings and Zones

§ 193-6. Authorization to place and maintain signs.

The Highway Surveyor is hereby authorized, and, as to those signs and signals required hereunder, it shall be his duty, to place and maintain or cause to be placed and maintained all official traffic signs, signals, markings and safety zones.

¹ [Editor's Note: See also Chapter 147, Article IV.]

§ 193-7. Sign standards.

All signs, signals, markings and safety zones shall conform to the standards as prescribed by the Department of Public Works of the Commonwealth of Massachusetts.

**ARTICLE IV
Parking**

§ 193-8. General prohibitions. [Added 9-9-1964.]

No person shall stand or park, and no person shall allow, permit or suffer any vehicle registered in his name to stand or park, in any of the following places:

- A. Within an intersection.
- B. Upon a sidewalk.
- C. Upon any crosswalk.
- D. Upon the roadway in a rural or sparsely settled district.
- E. Upon a roadway where parking is permitted, unless both wheels on the right side of the vehicle are within 12 inches of the curb or edge of the roadway, except upon those streets which are designated as one-way streets. On such one way streets, vehicles shall be parked in the direction in which said vehicle is moving and with both wheels within 12 inches of the curb.
- F. Upon any roadway where the parking of a vehicle will not leave a clear and unobstructed lane at least 10 feet wide for passing traffic.
- G. Upon any street or highway within 10 feet of a fire hydrant.
- H. In front of any private road or driveway.
- I. Upon any street or highway within 20 feet of an intersecting way. (Permit No. 12573)

§ 193-9. Parking prohibited in certain locations.

Upon the following streets or highways or parts thereof, parking is hereby prohibited:

Name of Street	Side	Limits
Carver Street [Added 8-14-2007]	Both	Beginning at the intersection of Carver Street and Plymouth Street for a distance of 400 feet in a southerly direction

Name of Street	Side	Limits
Holmes Street (Permit No. 12573)	West	From Plymouth Street north to opposite Pole 83
Plymouth Street (Permit No. E-7 118-2473) [Added 12-13-1984]	North	In front of the property belonging to the Halifax Post Office, 551 Plymouth Street, for a distance of 180 feet.

ARTICLE V
Operation of Vehicles

§ 193-10. Stop streets. [Permit No. B-4470]

In accordance with the provisions of MGL c. 89, § 9, the following streets are designated as stop streets at the intersections and in the direction indicated:

Stop Sign on	Direction Of Travel	At Intersection of
Aldana Road (Permit No. 1998-1) [Added 12-1-1998]	West	Holmes Street
Annawon Drive (Permit No. 9301)	East	Holmes Street (Route 36)
Carver Street (Permit No. 3387)	Northwest	Plymouth Street (Route 106)
Cedar Lane (Permit No. 1998-1) [Added 12-1-1998]	East	Holmes Street
Cherry Street [Added 10-25-2011]	East	Walnut Street
Chestnut Road (Permit No. 7-1186)	South	Holmes Street (Route 36)
Eleventh Avenue (Permit No. 7-1895)	Northeast	Lingan Street
Eleventh Avenue (Permit 7-1895)	Southwest	Lingan Street

Stop Sign on	Direction Of Travel	At Intersection of
Franklin Street (Permit No. 7-1815)	Northwest	South Street
Franklin Street (Permit No. 9297)	West	South Street
Furnace Street (Permit No. 2005-1) [Added 8-23-2005]	North	Elm Street
Furnace Street (Permit No. 9299)	South	Plymouth Street (Route 106)
Furnace Street (Permit No. 2005-1) [Added 8-23-2005]	Southeast	Elm Street
Garden Road (Permit No. 1998-1) [Added 12-1-1998]	East	Holmes Street
Holmes Street (Route 36) (Permit No. 9300)	Southeast	Plymouth Street (Route 106)
Holmes Street (Route 36) (Permit No. 7-1814)	Southwest	Plymouth Street (Route 106)
Hudson Street [Added 04-24-2012]	South	Pond Street
Indian Path Road [Added 4-17-2007]	North	Pemmican Way
Lake Street (Permit No. 2007-1) [Added 7-10-2007]	West	Wamsutta Avenue
Lawrence Road (Permit No. 1998-1) [Added 12-1-1998]	East	Holmes Street

Stop Sign on	Direction Of Travel	At Intersection of
Lingan Street (Permit No. 3934)	East	Monponsett Street (Route 58)
Marjorie Drive (Permit No. 1998-1) [Added 12-1-1998]	East	Holmes Street
McClelland Road (Permit No. 1998-1) [Added 12-1-1998]	East	Holmes Street
Monponsett Street (Permit No. 3388)	North	Plymouth Street (Route 106)
Oak Street (Permit No. 7-1182)	Both	Holmes Street (Route 36)
Ocean Avenue (Permit No. 3933)	East	Monponsett Street (Route 58)
Old Plymouth Street (Permit No. 1997-1) [Added 8-13-1997]	East	Elm Street
Pemmican Way [Added 4-17-2007]	Both	Indian Path Road
Pine Street (Permit No. 7-288)	Both	Plymouth Street (Route 106)
Plymouth Street (Permit No. 7-289)	South	East junction
Plymouth Street (Permit No. 7-287)	Southwest	West junction
Pond Street [Added 7-12-2011]	Both	Elm Street
River Street (Permit No. B-2252)	East	South Street
South Street	North	Plymouth Street (Route 106)

Stop Sign on	Direction Of Travel	At Intersection of
(Permit No. 9298)		
South Street (Permit No. 7-1183)	West	Carver Street
Standish Street (Permit No. 3931)	West	Monponsett Street (Route 58)
Tenth Avenue (Permit No. 3932)	South	Lingan Street
Thompson Street (Permit No. 3386)	Northeast	Plymouth Street (Route 106)
Twin Lakes Drive (Permit No. 1998-1) [Added 12-1-1998]	East	Holmes Street
Walnut Street (Permit No. 7-1187)	Southwest	Thompson Street (Route 105)
Wamsutta Avenue (Permit No. 7-1184)	West	Monponsett Street (Route 58)
White Island Road (Permit No. 7-1185)	Northeast	Monponsett Street (Route 58)
White Island Road (Permit No. 9302)	West	Monponsett Street (Route 58)

§ 193-11. One-way streets. [Added 8-13-1997²]

- A. The portion of Old Plymouth Street on the northwest end of the island shall be one-way in the southwestern direction.

§ 193-12. Funerals and other processions.

- A. It shall be the duty of each driver in a funeral or other procession to keep as near to the right edge of the roadway as is feasible and to follow the vehicle ahead as closely as is practicable and safe.

² [Editor's Note: This amendment also provided for the renumbering of §§ 193-11 through 193-26 as §§ 193-12 through 193-27, respectively.]

- B. At an intersection where a lawful stop sign exists, the driver of the first vehicle in a funeral or other procession shall be the only one required to stop before proceeding through the intersection.
- C. At an intersection where a traffic control signal is operating, the first driver in a funeral or other procession shall be the only one required to stop for a red or red and yellow indication. (Permit No. B-4470)

§ 193-13. Traffic island intersections. [Amended 3-23-2010]

At any junction or crossing of ways where the roadway grades have been separated and where the ways have been connected by ramps and at intersections of ways in which there are traffic islands, drivers of vehicles shall proceed only as indicated by official signs, signals or markings. (Permit No. B-1276)

Intersections With Islands

Carver Street and Plymouth Street (Permit No. B-242)

South Street and Carver Street (Permit No. B-287)

Thompson Street and Pine Street (Permit No. B-376)

Thompson Street and Plymouth Street (Permit No. B-416)

§ 193-14. Obedience to traffic control signals.

Color and arrow indications in traffic control signals shall have the commands ascribed to them in this section, and no other meanings, and every driver of a vehicle, railway car or other conveyance shall comply therewith, except when otherwise directed by an officer or by a lawful traffic-regulating sign (other than a stop sign), signal or device. In no case shall a driver enter or proceed through an intersection without due regard to the safety of other persons within the intersection, regardless of what indications may be given by traffic control signals.

- A. Green indications shall have the following meanings:
 - (1) Drivers facing a circular green may proceed straight through or turn right or left, unless a sign at such place prohibits either such turn. But drivers turning right or left shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited.
 - (2) Drivers facing a green arrow, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by such arrow or such other movements as is permitted by other indications shown at the same time. Such drivers shall yield the right-of-way to

pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection.

B. Steady yellow indications shall have the following meanings:

- (1) Drivers facing a steady circular yellow or yellow arrow signal are thereby warned that the related green movement is being terminated or that a red indication will be exhibited immediately thereafter; then drivers shall not enter the intersection.

C. Steady red indications shall have the following meanings:

- (1) Traffic facing a steady circular red signal alone shall stop at a clearly marked stop line or, if none, before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until an indication to proceed is shown, except as allowed by MGL c. 89, § 8.
- (2) Drivers facing a steady red arrow indication may not enter the intersection to make the movement indicated by such arrow, and, unless entering the intersection to make such other movement as is permitted by other indications shown at the same time, shall stop at a clearly marked stop line, but, if none, before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until an indication to make the movement indicated by such arrow is shown.

D. Flashing signal indications shall have the following meanings:

- (1) Flashing red (stop signal). When a red lens is illuminated with rapid intermittent flashes, drivers of vehicles shall stop at a clearly marked stop line or, if none, before entering the crosswalk on the near side of the intersection or, if none, then at the point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering the intersection, and the right to proceed shall be subject to the provisions of MGL c. 89, § 8.
- (2) Flashing yellow (caution signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or pass such signal only with caution. (Permit No. B-3790)

§ 193-15. Obedience to yield signs.

In accordance with MGL c. 89, § 9, the following streets are designated to be posted with yield signs at the intersections and in the direction indicated:

Street to Yield	At Intersection of	In Direction of
Elm Street (Permit No. 7-1992) [Repealed 6-29-2004]		

Fairway Drive
(Permit No. 1999-2)

Country Club Drive

East

Pine Street
(Permit No. 2004-1)
[Added 6-29-2004]

Thompson Street

South

§ 193-15.1. Heavy commercial vehicles. [Added 10-10-2006; amended 12-12-2006]

A. A “heavy commercial vehicles” is any vehicle registered for commercial purposes of two-and-one-half-ton capacity or over and designed and used primarily for the transportation of goods, wares or merchandise.

B. Exclusion of heavy commercial vehicles.

- (1) No vehicle used or designed for the transportation of goods, wares or merchandise shall enter or pass over any of the following streets:

Furnace Street: The alternate route for commercial trucks shall be from Elm Street to Old Plymouth Street (southbound) and from Old Plymouth Street to Elm Street (northbound).

- (2) Provided, however, that this restriction shall not apply to:

- (a) Emergency vehicles, namely vehicles of the Fire and Police Departments, ambulances, emergency vehicles of federal, state and municipal departments and emergency vehicles of public service corporations when responding to an emergency.
- (b) Vehicles for the collection or delivery of goods, wares or merchandise from or to premises on said streets or parts of streets or on connecting streets not otherwise accessible.
- (c) Vehicles used in connection with the construction, reconstruction, or repair of said streets, the water supply system, the sewers or drains, or the lines, pipes or conduits of any telephone, telegraph, gas or electric company, therein.
- (d) Any motor vehicle equipped with pneumatic tires which with its load, if any, weighs less than 5,000 pounds and has no trailer attached.
- (e) School buses picking up or dropping off students on said streets or parts of streets or on connecting streets not otherwise accessible.

ARTICLE VI
Towing

§ 193-16. Statutory authority; exceptions.

(Permit No. 11)

In accordance with the provisions of MGL c. 40, § 22D (Tercentenary Edition), as most recently added by Ch. 322, Acts of 1961, the Board of Selectmen of the Town of Halifax hereby enacts the following regulations authorizing the removal to a convenient place of vehicles parked or standing in such manner or in such areas as are hereinafter described on any way under the control of the Town of Halifax. Vehicles specifically exempt by Ch. 322, Acts of 1961, shall not, however, be subject to such removal.

§ 193-17. Authority of Chief of Police.

(Permit No. 11)

The moving or towing of any vehicle under the provisions of this article shall be by and at the direction of the Chief of Police or such other officer(s) of the rank of Sergeant or higher as he may from time to time, designate.

§ 193-18. Fees.

(Permit No. 11)

The Board of Selectmen hereby imposes the following fees upon the owner of any vehicle moved or towed to a convenient place under the provisions of this article:

- A. Removal or towing fee: not to exceed that which is provided in or as authorized by statute law.
- B. Storage fees: not to exceed that which is provided in or as authorized by statute law.

§ 193-19. Liability for damages.

(Permit No. 11)

The contractor shall be liable to the owner for any damage to a vehicle arising out of negligence caused in the course of removal and storage.

§ 193-20. Tow-away zones.

No person shall stand or park or allow, permit or suffer any vehicle registered in his name to stand or park in any of the following places. Vehicles found in violation of the provisions of this section, except those specifically exempt by law, shall be removed to a convenient place

under the direction of an officer of the Police Department, and the owner of the vehicle so removed or towed away shall be liable to the cost of such removal and storage, if any, as set forth in § 193-17 of this article. The owner of any vehicle removed or towed away under the provisions of this section shall also be subject to the penalties provided in MGL c. 90, § 20A (Tercentenary Edition).

- A. Upon any way in such a manner as to impede the removal or plowing of snow or ice, except vehicles parked in accordance with approved regulations governing all-night parking.
- B. Upon any sidewalk.
- C. Upon any crosswalk.
- D. Upon any way within 20 feet of an intersecting way.
- E. Upon a way within 10 feet of a fire hydrant.
- F. On the roadway side of any vehicle stopped or parked at the edge or curb of the way.
- G. In front of a public or private driveway.
- H. Upon any way where the parking of a vehicle will not leave a clear and unobstructed lane at least 10 feet wide for passing traffic. (Permit No. 11)

§ 193-21. Signs to be posted. (Permit No. 11)

The provisions of § 193-19 shall be effective only during such time as a sufficient number of official traffic signs bearing the legend TOW-AWAY-ZONE are installed, erected, maintained and located so as to be visible to approaching drivers, said signs to be appended above or incorporated into the legend of parking prohibition signs.

§ 193-22. Records of towed vehicles.

The Police Department shall keep a record of all vehicles towed or removed under the provisions of this article. Such record shall be retained for one year and shall contain the following information:

- A. The registration of the vehicle.
- B. The location from which it was towed and the time and date of the tow order.
- C. The location to which it was moved.
- D. The fee charged for towing.

E. The name of the towing contractor, if any.

F. The name and rank of the officer who authorized the towing. (Permit No. 11)

**ARTICLE VII
Speed Limits**

§ 193-23. Limits enumerated.

The following speed limits are established at which motor vehicles may be operated in the areas described:

Name of Highway	Direction of Travel	Speed Limit (mph)	Location
Route 36	North	30	From a point 150 feet north of Route 106, for a distance of 0.69 miles
Route 36	North	35	From a point 150 feet plus 0.69 miles north of Route 106, for a distance of 1.33 miles
Route 36	South	35	Beginning at the Pembroke line, for a distance of 1.33 miles
Route 36	South	30	Beginning at the Pembroke line plus 1.33 miles, for a distance of 0.72 miles
Route 58	North	40	Beginning at the Plympton line, for a distance of 0.34 miles
Route 58	North	45	Beginning at the Plympton line plus 0.34 miles, for a distance of 0.40 miles
Route 58	North	40	Beginning at the Plympton line plus 0.74 miles, for a distance of 0.55 miles
Route 58	North	25	Beginning at the Plympton line plus 1.29 miles, for a distance of 0.26 miles

Name of Highway	Direction of Travel	Speed Limit (mph)	Location
Route 58	North	35	Beginning at the Plympton line plus 1.55 miles, for a distance of 1.26 miles
Route 58	North	30	Beginning at the Plympton line plus 2.81 miles, for a distance of 0.20 miles
Route 58	South	30	Beginning at the Hanson line, for a distance of 0.20 miles
Route 58	South	35	Beginning at the Hanson line plus 0.20 miles, for a distance of 1.26 miles
Route 58	South	25	Beginning at the Hanson line plus 1.46 miles, for a distance of 0.26 miles
Route 58	South	40	Beginning at the Hanson line plus 1.72 miles, for a distance of 0.55 miles
Route 58	South	45	Beginning at the Hanson line plus 2.27 miles, for a distance of 0.40 miles
Route 58	South	40	Beginning at the Hanson line plus 2.67 miles, for a distance of 0.34 miles
Route 105	North	40	Beginning at the Middleborough line, for a distance of 0.46 miles
Route 105	North	35	Beginning at the Middleborough line plus 0.46 miles, for a distance of 0.51 miles
Route 105	North	40	Beginning at the Middleborough line plus 0.97 miles, for a distance of 0.66 miles

Name of Highway	Direction of Travel	Speed Limit (mph)	Location
Route 105	North	35	Beginning at the Middleborough line plus 1.63 miles, for a distance of 1.02 miles
Route 105	North	25	Beginning at the Middleborough line plus 2.65 miles, for a distance of 0.07 miles
Route 105	South	35	Beginning at a point 100 feet south of Route 106, for a distance of 1.07 miles
Route 105	South	40	Beginning at a point 100 feet south of Route 106 plus 1.07 miles, for a distance of 0.66 miles
Route 105	South	35	Beginning at a point 100 feet south of Route 106 plus 1.73 miles, for a distance of 0.51 miles
Route 105	South	40	Beginning at a point 100 feet south of Route 106 plus 2.24 miles, for a distance of 0.46 miles
Route 106	East	45	Beginning at the East Bridgewater line, for a distance of 1.11 miles
Route 106	East	35	Beginning at the East Bridgewater line plus 1.11 miles, for a distance of 1.81 miles
Route 106	East	25	Beginning at the East Bridgewater line plus 2.92 miles, for a distance of 0.21 miles
Route 106	East	40	Beginning at the East Bridgewater line plus 3.13 miles, for a distance of 1.22 miles
Route 106	West	40	Beginning at the Plympton line, for a distance of 1.22 miles

Name of Highway	Direction of Travel	Speed Limit (mph)	Location
Route 106	West	25	Beginning at the Plympton line plus 1.22 miles, for a distance of 0.21 miles
Route 106	West	35	Beginning at the Plympton line plus 1.43 miles, for a distance of 1.81 miles
Route 106	West	45	Beginning at the Plympton line plus 3.24 miles, for a distance of 1.11 miles

§ 193-24. Speeding to be prima facie evidence.

Operation of a motor vehicle at a rate of speed in excess of these limits shall be prima facie evidence that such speed is greater than is reasonable and proper.

§ 193-25. Abrogation of statute.

The provisions of this regulation shall not, however, abrogate in any sense MGL c. 90, § 14 (Tercentenary Edition).

**ARTICLE VIII
School Zones**

§ 193-26. Location of signs. [Amended 5-13-1991 ATM, Art. 30]

The following area has been designated as a school zone, and official signs shall be placed thereon:

Location

East of Indian Path on Plymouth Street (Route 106) to west of Carver Street on Plymouth Street (Route 106).

ARTICLE IX
Violations and Penalties

§ 193-27. Penalties enumerated.

Any person violating any provision of any rule regulating the parking of motor vehicles made by anybody authorized to make the same shall be dealt with as provided in Section 20A of Section 115 of Chapter 351 of the Acts of 1981 of the General Laws and as provided under Article 15, Section 4, of the Town of Halifax bylaws³, and any person violating any of the rules and regulations applicable to state highways made by the Department of Public Works, Commonwealth of Massachusetts, under the authority of MGL c. 85, § 2, shall be subject to the penalty in said rules and regulations.

³ [Editor's Note: See Ch. 147, Streets and Sidewalks.]