

SPECIMEN BALLOT

OFFICIAL BALLOT
SPECIAL MUNICIPAL ELECTION
CAPE ELIZABETH, MAINE
JUNE 13, 2006

TOWN CLERK

INSTRUCTIONS TO VOTERS

TO VOTE FOR THE QUESTION: complete the oval next to your choice, like this:
Completing the YES oval means you are in favor, completing the NO oval means you are opposed.
If you make a mistake, you may request a new ballot. DO NOT ERASE.

ORDINANCE AMENDMENTS

- YES Shall the proposed citizen initiated ordinance amendments to limit Short-Cuts between Major Roads using Developed Residential Streets, a copy of which is printed below, be adopted?
 NO

PROPOSED AMENDMENTS

ORD. SECTION 19-1-3 IS HEREBY AMENDED BY ADDING THESE DEFINITIONS:

Developed Residential Street: A local street providing vehicular access for five (5) or more existing dwelling units, considered as of the time immediately prior to the proposed construction of a through road creating a short-cut via such local street.

Short-Cut: A through road that creates a shorter distance for vehicular travel between any two points on arterial, collector, rural connector or feeder streets. The distance along a short-cut shall be measured along the centerline of the traveled way incorporating such short-cut, from the centerline of the nearest intersection with an arterial, collector, rural connector or feeder street on one side of the short-cut to the centerline of the next nearest intersection with an arterial, collector, rural connector or feeder street on the other side of the short-cut. This short-cut distance shall be compared to the distance measured along the centerline of the shortest existing traveled way between such same two points by any other route.

Through Road: A road with more than one point of ingress or egress from or to the larger network of roads. A through road does not include a road approved by the Planning Board with continuously maintained physical barriers to prevent motorized vehicular traffic other than (i) emergency vehicles or public works vehicles while providing services, or (ii) through traffic during a temporary emergency traffic diversion by order of public safety authorities.

ORD. SECTION 19-7 IS HEREBY AMENDED BY ADDING A NEW SUBSECTION 19-7-16:

19-7-16. *Creation of Short-Cut via Developed Residential Street.*

No new short-cut may be created, if the measurement of the distance along such short-cut includes a developed residential street.

Notwithstanding the waiver provision of Sec. 16-3-5 or otherwise, the foregoing limitation on the creation of short-cuts via developed residential streets shall not be waived by the Planning Board in connection with any subdivision approval.

Notwithstanding 1 M.R.S.A. §302, this provision shall apply to any pending proceeding proposing the creation of a short-cut via a developed residential street, unless all approvals and building permits for the project have been obtained prior to the filing of the petition for enactment of this Ordinance with the Town Clerk.