

TOWN OF MIDDLEBURY

Ordinance
Restricting the Discharge of Firearms

The Selectmen of the Town of Middlebury, pursuant to the authority of 24 V.S.A. 2291 (8), hereby enact the following ordinance prohibiting the use or discharge of firearms within specified portions of the municipality.

A person shall not use or discharge a firearm within the following specified portions of the municipality:

Parcel #1: D.M. Means Memorial Woods, D.M. Means Memorial Woods, so-called, located on the northerly side of Seminary Street Extension, and being the 29-acre parcel conveyed to the Town of Middlebury by deed of Elinor H. Means, dated 15 August 1969, and recorded in the Middlebury Land Records, said lands being described as follows:

"Starting at the northeasterly corner of lands of the herein Grantor, Elinor H. Means located in the center of the "Old Town Road" which runs northerly from Seminary Street Extension to Washington Street Extension, thence along the center of said "Old Town Road" 13 courses as follows:

- S 09E 05' W 81.60 ft.
- S 04E 30" W 166.00 ft.
- S 03E 02' W 122.60 ft.
- S 17E 21' W 128.30 ft.
- S 00E 14' W 120.30 ft.
- S 15E 02' W 73.10 ft.
- S 09E 32' W 23.10 ft.
- S 13E 03' W 154.60 ft.
- S 01E 19' W 212.70 ft.
- S 14E 04' W 216.70 ft.
- S 10E 57' W 184.60 ft.
- S 08E 41' W 119.20 ft.
- S 20E 18' W 80.30 ft.

To the center of Seminary Street Extension; thence along the center of Seminary Street Extension 11 courses as follows:

N 32E 22' W 50.00 ft.
N 37E 42' W 50.00 ft.
N 47E 22' W 50.00 ft.
N 61E 54' W 50.00 ft.
N 73E 22' W 50.00 ft.
N 31E 32' W 577.00 ft.
N 33E 56' W 50.00 ft.
N 43E 23' W 50.00 ft.
N 55E 43' W 50.00 ft.
N 68E 02' W 50.00 ft.
N 76E 31' W 81.85 ft.

a reference stake is N 13E 29' E and 25.00 ft. from the termination point of said last mentioned course; thence along lands of the herein Grantor, Elinor H. Means, not conveyed, 7 courses as follows:

N 02E 18' W 357.70 ft.
N 13E 11' E 216.40 ft.
N 11E 37' E 101.50 ft.
N 21E 11' e 225.26 ft.
N 31E 18' W 137.30 ft.
N 28E 21' E 111.40 ft.
N 21E 41' E 165.30 ft.

said last 6 mentioned courses being in part along a blazed and painted line and along a fence line; thence S 64E 27' E 892.83 ft. to the place of beginning.

Reference is made to survey dated June 18, 1969 entitled "TO THE TOWN OF MIDDLEBURY FROM ELINOR HAVEN MEANS" on file at the Office of the Middlebury Town Clerk and prepared by J.R. Widli and A.K.D. Healy, Jr."

Parcel #2: Battell Woods - The Battell Woods, so-called located on the southerly side of Seminary Street Extension and being more particularly

described on a survey map prepared by Lee H. Lowell, Surveyor, and dated March 31, 1966, and entitled "Property of Battell Park Trust". A copy of this plan is on file in the Middlebury Town Clerk's Office.

Said lands are bounded northerly by the right of way of Seminary Street Extension, by lands of Wilson E. Noyes, and by lands of Alson Drew; easterly by lands of Buttolph and lands now or formerly of Brayman; southerly by the Rogers Road Development and the Birchard Park Development; and easterly by lands now or formerly of Hector Sabourin and E. Lawrence Roberts.

Parcel #3 Chipman Hill - Chipman Hill, so called, being one and the same lands as conveyed in trust to the Town of Middlebury as recorded and described in the District of Addison Probate Court's Decree on September 5, 1916 and recorded in Book 325 on page 228 of the Middlebury Land Records. The boundaries of said lands as shown in a survey, dated May 1929, entitled "Chipman Hill Battell Park," prepared by Middlebury College Battell Forest, platted February 25, 1930 by R.L. Rowland, and reviewed by Lee H. Lowell on September 9, 1975, are established as follows: Starting at a marble monument on the southwest corner of the land and proceeding northerly over the nine courses as follows:

350E 03'	380.00 ft.
344E 22'	368.80 ft.
79E 05'	729.05 ft.
36E 40'	627.30 ft.
269E 24'	1,139.80 ft.
10E 27'	842.70 ft.
11E 27'	224.15 ft.
26E 49'	109.20 ft.
33E 26'	498.50 ft.

to an iron pipe located at the northwest corner; then proceeding easterly over the three courses as follows:

96E 15'	598.40 ft.
95E 18'	922.90 ft.
91E 58'	185.50 ft.

to a marble monument; then proceeding southerly over the two courses as follows:

186E 45' 1,134.70 ft.

194E 36' 1,861.78 ft.

to a marble monument; then proceeding westerly over the six courses as follows:

279E 13' 802E 98 ft.

278E 15' 172.80 ft.

356E 15E 169.70 ft.

272E 06' 103.63 ft.

14E 25' 194.75 ft.

268E 07' 320.90 ft.

to the place of beginning.

Parcel #4 Wright Park - Wright Park so called being one and the same lands as conveyed to the Town of Middlebury by Willard Jackson and consisting of approximately 150 acres of land which is bounded on the east by the Vermont Railway, on the north by the New Haven Town Line; on the west by Otter Creek and on the south by the Town Stump Dump and Woodbridge Developments. The parcel is identified on the Middlebury Property tax map as #4-66.

This Ordinance shall not apply to a law enforcement officer or to an agent or employee of the State or a municipality using or discharging a firearm within the course of his employment and acting within the scope of his authority.

A person who violates a provision of this Ordinance shall be fined not more than \$1,000.00

Adopted: February 9, 1971

Effective: April 13, 1971

Amended: May 24, 1977

Effective: July 3, 1977

Adopted: November 30, 1993

Effective: January 9, 1994