

Class VI Road Acknowledgement and Notice of Limits of Municipal Responsibility

NOW THEREFORE, _____ (“Owner”) on behalf of him/herself, his/her heirs, legal representatives, successors and assigns, is the Owner of a parcel/parcels of land described as _____, and identified by the Town Assessor as Map _____, Lot _____, acknowledges and agrees that said property fronts on _____ and that said Road is a Class VI road as designated per RSA 674:41. Further, that as a Class VI Road the Town has no legal duty to maintain _____ Road and that the Town neither assumes responsibility for maintenance or repair of any infrastructure of said road including grading, drainage and snow plowing, nor liability for any damages resulting from the use of _____ Road and that municipal services including police, fire, ambulance, and school bus transportation is neither guaranteed and may be unavailable at times;

_____ (“Owner”) shall be responsible for maintaining access to the subject property, including all repairs to said road, and shall assume responsibility for transporting any of the Owners children to and from the nearest designated school bus stop; and that the Owner does hereby forever release and discharge the Town, its officers, agents and employees from the obligation of maintaining _____ Road and does release the Town from any claim of any nature, whether in tort or otherwise, which _____ (“Owner”) might have against the Town for any loss or damage, meaning to include those incurred through failure to provide municipal services – including police, fire and ambulance services;

Further, _____ (“Owner”) must apply for and receive approval for any and all repairs, upgrades, or other construction and maintenance work conducted to _____ Road from the Town’s Highway Agent prior to any such work being done to said road. Said request for work may include, at the discretion of the Highway Agent, engineered plans, to be reviewed and approved by the Highway Agent or a third party engineering review company, selected by the Highway Agent. If a third party engineering review company is required by the Highway Agent, it is to be paid for at the Owners expense through establishment of an escrow fund with the Town. The Highway Agent may require revisions to the proposed road work plans, only in the event that the proposed plans do not sufficiently guarantee safe access for emergency vehicles. Appeals of said revisions may be made to the Zoning Board of Adjustment.

The Town encourages the Owner, that where applicable, and where more than one property owner shall use, at present, or in the future, _____ Road, that a co-operative agreement as to the maintenance and repair responsibilities of the roadway be mutually agreed upon by all property owners along _____ Road, in writing, with a copy of said agreement on file at the Town offices and recorded at the Strafford County Register of Deeds.

_____ (“Owner”) also fully understands and accepts that _____ Road is a public way and that all use of said roadway shall be governed by the Town and access to and over said roadway shall be permitted to the public, and that said Owner’s responsibilities regarding maintenance of the roadway to provide access to their driveway shall continue regardless of public use, or intensity of

use, of the roadway, and in accordance with any co-operative agreements that may or may not be in place, now and forever afterwards. In no case shall the Owner prohibit the use of said roadway, or fail to maintain said roadway, due to future development adjacent to the roadway, or future use or intensity of the roadway. The Town retains the authority to fully regulate the public use of _____ Road, including the Owner's use, and the erection of gates or bars.

Owner(s)

_____	_____	_____
Witness	Owner	Date

_____	_____	_____
Witness	Owner	Date

TOWN OF FARMINGTON BY ITS Selectmen, Duly Authorized

_____	_____	_____
Witness	Selectman	Date

_____	_____	_____
Witness	Selectman	Date

_____	_____	_____
Witness	Selectman	Date

_____	_____	_____
Witness	Selectman	Date

_____	_____	_____
Witness	Selectman	Date

The Town of Farmington does not discriminate on the basis of race, color, religion, age, sex, national origin, disability, marital or veteran's status or any other legally protected status.