

DRAFT
AGREEMENT
BETWEEN
THE COMMONWEALTH OF MASSACHUSETTS DEPARTMENT OF
TRANSPORTATION
AND
TOWN OF WATERTOWN
FEDERAL AID PROJECT NO. XXXXXX

AGREEMENT, made this _____ day of _____, _____ by and between the Commonwealth of Massachusetts, through its Department of Transportation, hereinafter called the "DEPARTMENT", and the Town of Watertown of the Commonwealth, hereinafter called the "TOWN", pursuant to the provisions of Title 23, Sections 109(d) and 116 of the United States Code and in accordance with the official standards of the DEPARTMENT which have been adopted in conformity with the provisions and recommendations of the Manual on Uniform Traffic Control Devices for Streets and Highways published by the Department of Transportation, Federal Highway Administration, hereinafter called "STANDARDS."

WHEREAS, the DEPARTMENT proposed to reconstruct as a Federal Aid Project, portions of Trapelo Road and Belmont Street, being ways under control of the TOWN in the County of Middlesex, with work to be financed in part by the Federal Government; and

WHEREAS, the United States Government through its Department of Transportation, Federal Highway Administration, requires that the Project Area upon completion will be operated and maintained in a manner most adequate for anticipated traffic volumes and for the safety and convenience of pedestrians and vehicular traffic and shall be adequate to ensure the most efficient utilization of highways, bridges, or other facilities; and

WHEREAS, the TOWN approves the proposed plans for improvements and upon completion of the project a section of Belmont Street within the Town of Watertown will be the responsibility of the TOWN.

NOW THEREFORE, in consideration thereof, the DEPARTMENT and the TOWN hereby agree each with the other as follows:

I. GENERAL PROVISIONS – TRAFFIC DEVICES

- A. All information, traffic control signals, regulatory or warning signs, all pavement or other markings, or other traffic devices shall be designed, located and operated and maintained in accordance with the standards for such devices.
- B. The Police Department of the TOWN is the enforcement agency for traffic regulations established in accordance with this Agreement and the traffic devices installed in connection therewith.

- C. Signed, dated and attested copies of Amendments to the TOWN traffic Rules and Regulations necessary for the enforcement of any specific provisions will be forwarded forthwith by the TOWN to the DEPARTMENT.

II. SPECIFIC PROVISIONS

A. STOP SIGNS (R1-1 SIGNS)

In accordance with applicable permits filed or to be filed by the TOWN and approved by the DEPARTMENT:

Commonwealth Road Northbound at Belmont Street -	Approx. Sta. 115+73RT
Carver Road Northbound at Belmont Street -	Approx. Sta. 118+08RT
Windsor Ave Northbound at Belmont Street -	Approx. Sta. 122+13RT
Langdon Ave Northbound at Belmont Street -	Approx. Sta. 124+38RT
Hillside Road Northbound at Belmont Street -	Approx. Sta. 126+47RT
Westland Road Northbound at Belmont Street -	Approx. Sta. 128+70RT
Woodleigh Road Northbound at Belmont Street -	Approx. Sta. 130+96RT
Prentiss Street Northbound at Belmont Street -	Approx. Sta. 142+06RT
Keenan Street Northbound at Belmont Street -	Approx. Sta. 144+53RT
Brimmer Street Northbound at Belmont Street -	Approx. Sta. 146+77RT

B. YIELD SIGNS (R1-2 SIGNS)

School Street Southbound right turn to School Street

C. ONE WAY (R6-1 SIGNS)

School Street (South - West Leg) Southbound at Belmont Street - Approx. 119+20RT

D. DO NOT ENTER (R5-1 SIGNS)

School Street for Northbound approach at School Street -	Approx. 1+75LT
School Street for Northbound approach at School Street -	Approx. 1+80LT

E. RIGHT TURN ONLY (R3-26 SIGNS)

Windsor Avenue for Northbound approach at Belmont St. - Approx. 122+10RT

III. MISCELLANEOUS

Traffic controls or regulations instituted whether by the DEPARTMENT or the TOWN on ways or parts thereof within the Federal Aid Project are to remain in force and effect until proposed future changes have been approved in writing by the DEPARTMENT.

The DEPARTMENT will not approve any future proposed traffic control changes within the Federal Aid Project which will in the opinion of the DEPARTMENT, lessen to any degree the efficient utilization of the highway for traffic purposes.

IV. MAINTENANCE

The TOWN, in accordance with the provisions of Sections 109(d) and 116 of Title 23 United States Code, will properly maintain the way and all traffic signs and pavement markings under the control of the TOWN within the project area.

V. PENALTY

Continued and willful failure on the part of the TOWN to fulfill its responsibility in the proper maintenance and operation and the enforcement of the traffic regulations of the completed project, may disqualify the TOWN from participation in future Federal Aid Projects in which the TOWN has maintenance responsibility, as provided in Title 23 USC.

Such failure shall result in the withholding or withdrawal of the unexpended balance of any funds assigned to the TOWN, under the provision of Chapter 90, Section 34, of the Massachusetts General Laws.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement on this day and year first written.

TOWN OF WATERTOWN

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TRANSPORTATION

TOWN ADMINISTRATOR

HIGHWAY DIVISION ADMINISTRATOR

ASSOCIATE COMMISSIONER

ASSOCIATE COMMISSIONER

ASSOCIATE COMMISSIONER

LEGAL CERTIFICATION

This will certify that the Town of Watertown has complied with all applicable State Laws and its By-Laws and Ordinances and that this Agreement is a valid, binding Agreement with the Town of Watertown.

DATE

TOWN COUNSEL

CERTIFICATE OF SIGNATORY

This will certify that the below named individual is duly authorized and empowered to execute and deliver this Agreement on behalf of the Town of Watertown.

NAME _____

TITLE _____

DATE _____

ATTEST _____

NAME _____

TITLE _____

NAME _____

TITLE _____