

## ORDINANCE NO. 67

### AN ORDINANCE GOVERNING WEIGHT LIMITS

The Town Board Of The Town Of Grand Rapids, Wood County, Wisconsin, Pursuant To Secs. 348.15(9), 349.15(2) and 349.16 Of The Wisconsin Statutes, Does Ordain As Follows:

#### 67.1 Purpose

This ordinance is intended to help ensure the structural integrity of town highways and protect the taxpayers' investment in such highways.

#### 67.2 Special Weight Limitations

Pursuant to sec. 349.16(1) Wis. Stats., a gross weight limitation of 48,000 pounds per vehicle shall be in effect on the following town highways:

**48<sup>th</sup> Street from County W north to Washington Street**  
**Washington Street from 80<sup>th</sup> Street west to 6011 Washington Street**  
**64<sup>th</sup> Street from  $\frac{3}{4}$  mile north of County W to State Trunk 54**  
**64<sup>th</sup> Street from State Trunk 54 to Biron village limits**  
**Lake Ave from 42<sup>nd</sup> Street to 23<sup>rd</sup> Street**  
**23<sup>rd</sup> Street from Lake Ave to Chestnut Street**

#### 67.3 Designation of Authority

Pursuant to sec. 349.16 Wis. Stats., the town chairperson is hereby designated as the officer in charge of maintenance of town highways for the purpose of designating special or seasonal weight limitations on town highways in addition to those enumerated in sec. 67.2. The designation of such limitations shall be based on weakness of the roadbed due to deterioration or climatic conditions or other special or temporary conditions which would result in serious damage to or destruction of the roadbed in the absence of such limitations.

#### 67.4 Consultation with Highway Department

Before designating special or seasonal weight limitations, the town chairperson is expected to consult with the staff of the town's highway department.

## 67.5 Class “B” Designation

Pursuant to the authority delegated in sec. 349.15(2) Wis. Stats., the following town highways within the Town of Grand Rapids, Wood County, Wisconsin, are hereby designated as Class “B” highways:

### Townline Road

## 67.6 Class “B” Restriction

Except as provided for in sec. 348.16(3) Wis. Stats. or unless a permit has been issued pursuant to sec 67.9, no person may operate any vehicle on any Class “B” town highway in violation of the weight limits set forth in sec. 348.16 (2), Wis. Stats.

## 67.7 Implements of Husbandry

1. Pursuant to sec. 348.15(9)(f) of Wis. Statutes, all implements of husbandry (including Category B implements of husbandry defined in sec. 340.01(24)(a)1.b. Wis. Stats., **all Category 1 agricultural commercial vehicles as defined in sec. 340.01(1o)(e)1., and any 2-vehicle combination transporting by trailer or semitrailer either one of these two types of vehicles from farm to field, from field to field, or from farm to farm as defined in 340.01(24)(a)2.**) may not exceed the weight limits imposed by sec. **348.15(3)** Wis. Stats.
2. A no-fee permit may be applied for from the town to exceed the length and/or weight limitations on highways under its jurisdiction.
3. Pursuant to sec. 348.27(19)(b)4m.a. Wis. Stats., in the event an application for a no-fee permit is made for a Category B implement of husbandry as defined in sec. 340.01(24)(a)1.b. Wis. Stats., **a Category 1 agricultural commercial vehicle as defined in 340.01(1o)(e)1., or any 2-vehicle combination transporting by trailer or semitrailer either one of these two types of vehicles from farm to field, from field to field, or from farm to farm as defined in 340.01(24)(a)2.,** the town is required to provide an approved alternate route, which may include highways that are not under its jurisdiction if prior approval has been given by the jurisdiction over the alternate routes not under the town’s jurisdiction **except that no prior approval is required with respect to a highway on which these vehicles may be legally operated or transported without a permit or as authorized by the other jurisdiction.**

## 67.8 Signs To Be Posted

Appropriate signs shall be posted giving notice of any weight limitation imposed pursuant to secs. 67.2, 67.3 and 67.5. The signage must comply with the Manual on Uniform Traffic Control Devices.

## 67.9 Permits

The town chairperson, or his designee, may issue a permit to an individual to exceed any weight limit imposed pursuant to secs. 67.2, 67.3 or 67.5. The exemption shall be in the form of a written permit and shall specify all of the following:

- A. The individual(s) who may exceed the weight limit.
- B. The vehicle(s) which may exceed the weight limit.
- C. The degree to which the weight limit may be exceeded.
- D. The town highway(s) on which the weight limit may be exceeded.
- E. The duration of the permit.
- F. The amount of security, if any, required in sec. 67.10 herein.

The fee for permits issued hereunder shall be set by the town board in ordinance 39 "Schedule of Fees and Forfeitures".

## 67.10 Security

As part of the sec. 67.9 permitting process, the town board chairperson, or his designee, may require the permit applicant to file a surety bond or some other security to ensure the repair of any damage to town highways associated with the use permitted. The type and amount of security shall be determined, in his sole discretion, by the chairperson or his designee based on the extent of the use permitted.

## 67.11 No-Fee Permits

The town chairperson, or his designee, is hereby authorized to issue the no-fee permits provided for in sec. 67.7.

## 67.12 Penalty

Any person, firm or corporation violating any provision of this Ordinance shall, upon conviction, be subjected to penalties per sec. 348.15 Wis. Stats. together with the costs of prosecution.

## 67.13 Effective Date

Except for secs. 67.7 and 67.11, this Ordinance shall be effective upon its publication pursuant to sec. 60.80 Wis. Stats. Secs. 67.7 and 67.11 shall be effective on October 16, **2015**. A copy of this ordinance shall be forwarded to the Wisconsin Department of Transportation.

**This ordinance shall take effect upon its passage and publication as provided by law.**

**HISTORY**

**ADOPTED: January 14, 2014**

**RESOLUTION: 2014-01**

**Declaration/Ordinance/Resolution No.**

**Dated**

**RESOLUTION NO: 2015-01 13-Jan-2015**

**RESOLUTION NO: 2015-22 13-Oct-2015**