

STATE OF WISCONSIN
DOUGLAS COUNTY
TOWN OF OAKLAND

ORDINANCE NO. 2012-3

ORDINANCE ESTABLISHING SEASONAL OR SPECIAL WEIGHT LIMITS

The Town Board of the Town of Oakland, Douglas County, Wisconsin, has the specific authority under s. 349.16, Wis. stats., to adopt this ordinance. This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, establishes special or seasonal weight limits as follows:

SECTION 1 - THE ESTABLISHMENT OF RESTRICTIONS:

The Town Chairman, or his or her designee, may impose special limitations on any town road or portion thereof which because of weakness of the roadbed due to deterioration, climate conditions, or other special or temporary condition which would likely seriously damage or destroy the road in the absence of such special limitations.

SECTION 2 - THE ERECTION OF SIGNS:

The town chairperson, or his or her designee, shall erect signs as required under s. 349.16 (2), Wis. stats. The restrictions are in effect immediately upon erection of signs.

SECTION 3 - PENALTIES FOR VIOLATIONS:

No person shall operate any vehicles on the highways of the Town of Oakland in violation of weight limits without a written special permit issued as below and any violation shall be subject to the penalties set forth in Section 348.21 (3), Wisconsin Statutes.

In addition, the town board may seek injunctive relief from a court of record to enjoin further violations.

SECTION 4 - PERMIT TO ALLOW OVERWEIGHT LOADS:

The Town Chairman, or his or her designee, shall be authorized to issue a special permit granting a person the privilege of exceeding weight limits as specified. A permit must be applied for in writing. Special permits may be issued only on an occasional basis for a non-routine load where no other practical alternative exists.

SECTION 5 – EXCLUSIONS:

Municipal owned vehicles engaged in removal of snow or ice, sanding, salting, or road maintenance, Fire and EMS vehicles, fuel trucks, school buses and garbage/recycling trucks contracted by the Town shall be exempt from the general weight restrictions

SECTION 5 – SEVERABILITY:

If a court of competent jurisdiction adjudges any section, clause, provision or portion of this ordinance unconstitutional or invalid, the remaining provisions shall not be affected.

This ordinance is effective on [publication or posting or April 12, 2012.
The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 11th day of April, 2012

Attest:



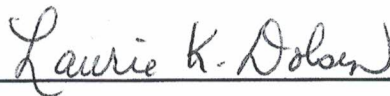
Robert Warner, Chairman



Jack Byrd, Supervisor



Mary Brill, Supervisor



Laurie Dolsen, Town Clerk