

RESOLUTION #2021-27

RESOLUTION ESTABLISHING RESTRICTED TRUCK TRAFFIC ON 450TH AVE (CR 9)
FROM 200TH ST (CR -1) TO 196TH ST (COUNTY BORDER)

WHEREAS, pursuant to SDCL 7-18A-2, the Kingsbury County Board of Commissioners may enact resolutions as may be proper and necessary to carry into effect the powers granted to it by law; and

WHEREAS, pursuant to SDCL 7-8-20(2), the Kingsbury County Board of Commissioners shall have the power to make orders respecting the care and preservation of all property belonging to the county; and

WHEREAS, pursuant to SDCL 32-14-7, the Kingsbury County Board of Commissioners may by resolution prohibit the operation of trucks or other commercial vehicles or impose limitations as to the weights of such vehicles on designated highways, said prohibitions and limitations shall be designated by appropriate signs on such highways; and

WHEREAS, trucks with loads traveling on 450th Ave (CR-9) from 200th St (CR 1) to 196th St (County Border) within Kingsbury County, South Dakota, have caused significant damage and destruction to the Kingsbury County highway system of roads at a significant cost to Kingsbury County; and

WHEREAS, pursuant to SDCL 7-18-8, the adoption of a resolution may take effect immediately for the preservation of the public peace, health, or safety.

NOW THEREFORE BE IT RESOLVED by the Kingsbury County Board of Commissioners, that no person may operate a truck with two or more axles on 450th Ave (CR-9) from 200th St (CR 1) to 196th St (County Border) within Kingsbury County having no origin or destination as evidenced by a bill of lading, along the route traveled; and will receive a \$500.00 fine for each violation, and

BE IT FURTHER RESOLVED the Kingsbury County Highway Superintendent, or its designee shall erect and/or place signage designating 450th Ave (CR-9) from 200th St (CR 1) to 196th St (County Border) within Kingsbury County as “No Through Trucks” roads.

Motioned by Spilde and seconded by Lee. All present voting via roll call:
Lee - aye, Spilde - aye, Kazmerzak - aye, Lundquist - aye, Walls - aye

Dated this 7th day of September 2021.

BOARD OF KINGSBURY COUNTY COMMISSIONERS

Roger Walls, Kingsbury County Commission Chair

ATTEST:

Jennifer R. Barnard, Kingsbury County Auditor