

**ORDINANCE \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 74 OF THE CODE OF THE CITY OF KINGSTON RELATING TO TRUCK ROUTES; PROVIDING FOR DEFINITIONS; PROVIDING FOR REGULATIONS AND RESTRICTIONS; REPEALING CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES**

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WHEREAS, the City of Kingston has previously adopted regulations relating to traffic and vehicles, located in Chapter 74 of the Code of Kingston; and

WHEREAS, the Mayor and City Council of the City of Kingston have determined that those provisions require amendment in order to better serve the public health, safety and welfare of the citizens of the City of Kingston by ensuring that trucks are only operated on certain, designated roads and routes; and

THEREFORE, the Mayor and City Council of the City of Kingston hereby ordains:

**SECTION ONE**

Chapter 74 (“Traffic and Vehicles”) of the Code of the City of Kingston is amended by adding the following Article and sections at the end of Chapter 74, to read as follows:

**CODE OF KINGSTON, GEORGIA**

**CHAPTER 74, TRAFFIC AND VEHICLES**

**ARTICLE V. TRUCK ROUTES**

**Section 74-96. Definitions**

For the purposes of this ordinance, the following definitions shall apply.

Truck: Any vehicle designed or operated for the transportation of property, including raw material:

- (1) If the vehicle has a gross vehicle weight rating of at least 14,001 pounds;
- (2) If the vehicle, including appurtenances, has an overall length in excess of 30 feet; or
- (3) If the vehicle has more than six (6) wheels.

Truck route: Any street, or portion thereof, within the city, over which trucks are not prohibited to operate by the provisions of section 74-97.

## **Section 74-97. Designated Truck Routes**

(a) Except as specifically set out herein, trucks shall be operated over the following streets only:

- (1) Reynolds Bridge Road
- (2) West Main Street
- (3) East Howard Street
- (4) West Howard Street
- (5) Hall Station Road

(b) Exceptions to the above schedule are as follows:

- (1) Any truck may be deviated from a truck route and operated over a prohibited street where necessary to reach a destination point within the city for the conduct of business, provided streets upon which truck traffic is permitted are used until reaching the intersection of the prohibited street nearest such destination.
- (2) Any truck may be operated over a prohibited street where necessary to leave a point of origin within the city for the conduct of business, provided it leaves such prohibited street at the nearest intersection of a truck route to such point of origin.
- (3) Any truck may be operated over a prohibited street if owned or operated by the city, public utilities, any contractor or materialman, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the city.

(c) All streets within the city except those listed in (a) are not open to truck traffic. The City staff may post signs in the right-of-way of City streets not open to truck traffic advising the public that the street is not open to truck traffic.

## **Section 74-98. Enforcement of Truck Routes**

(a) The city clerk shall keep and maintain accurate maps setting out truck routes and streets upon which truck traffic is permitted; the maps shall be kept on file in the office of the city clerk and shall be available to the public.

(b) Any person driving a truck on a road that is not a designated truck route that is posted as provided in Section 74-97(c) above, and for which the exceptions in Section 74-97(b) do not apply, may be cited to the municipal court and upon conviction fined \$100 per violation.

## **SECTION TWO**

(A) All Resolutions and Ordinances in conflict herewith are hereby repealed.

(B) In the event that any clause or provision of this Ordinance is found to be unlawful or unconstitutional by any court of competent jurisdiction, it shall be severed and all of the remaining provisions shall be given full force and effect.

(C) In the event that any clause or provision is found by a court of competent jurisdiction is found to be overly broad or vague, it shall be given its broadest legally-permissible interpretation.

(D) This ordinance shall be effective immediately upon its adoption.

SO ADOPTED THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2018.

ATTEST:

CITY OF KINGSTON, GEORGIA

\_\_\_\_\_  
Kelly Ensley, City Clerk  
(SEAL)

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Chuck Wise, Mayor