

TOWNSHIP OF WINFIELD

ORDINANCE NO. 08-03

AN ORDINANCE OF WINFIELD TOWNSHIP, BUTLER COUNTY, PENNSYLVANIA,
ENACTING WEIGHT LIMIT RESTRICTIONS ON TOWNSHIP ROADS.

The Board of Supervisors of Winfield Township, Butler County, Pennsylvania do hereby ordain and enact the following Ordinance:

Section 1 – Authority.

This Ordinance is enacted pursuant to the authority conferred by the Vehicle Code, Act of 1976, June 17, P.L. 1962, No. 81, Section 1, effective July 1, 1977 (75 Pa.C.S.A. § 101 *et seq.*), as amended, and is intended to include and be subject to all provisions of Section 4902 of the Vehicle Code, 75 Pa.C.S.A. § 4902, and all Pennsylvania Department of Transportation regulations promulgated or to be promulgated under the Vehicle Code, by way of illustration and not limitation, under Sections 4902(f) and 6103 [75 Pa.C.S.A. §§ 4902(f) and 6103].

Section 2 – Definitions.

The following words when used in this Ordinance shall have the following meanings, unless the context clearly indicates otherwise:

EMERGENCY VEHICLE -- A fire department vehicle, police vehicle, ambulance, blood delivery vehicle, Armed Forces emergency vehicle, one private vehicle of a fire or police chief or assistant chief, or ambulance corps commander or assistant commander, or of a river rescue commander, used for answering emergency calls, or other vehicle designated by the state police under Section 6106 of the Vehicle Code (relating to designation of emergency vehicles by Pennsylvania State Police).

LOCAL TRAFFIC -- Emergency vehicles and school buses, defined hereinafter, vehicles and combinations or governmental entities and utilities where their contractors are engaged in construction or maintenance on a posted highway or in a location which can be reached only via a posted highway, and vehicles and combinations going to or coming from a residence or farm located on a posted highway or which can be reached only via a posted highway.

MOTOR VEHICLE -- Any vehicle or combination as defined and/or governed by the Vehicle Code, 75 Pa.C.S.A. § 101 *et seq.*, as amended.

SCHOOL BUS -- A motor vehicle designated for carrying more than 10 passengers, exclusive of the driver, and used for the transportation of school children.

Section 3 – Weight restrictions established.

The Board of Supervisors has determined and hereby determined based upon engineering studies conducted by Keller Engineers dated October 2008 and otherwise that the following roads may be damaged or destroyed unless the permissible weight of motor vehicles is restricted to the weight limits listed:

ROAD NUMBER	ROAD NAME	RECOMMENDED POSTING
T-302	Bauer Road	10 Ton
T-303	East Cornplanter Road	10 Ton
T-304	Ridgeview Road	10 Ton
T-576	Warnick Road	10 Ton
T-577	Jones Road	10 Ton
T-579	Riemer Road	10 Ton
T-600	Bicker Road	10 Ton
T-618	Heck Road	10 Ton
T-620	Stargrille Road	10 Ton
T-624	Smith Road	10 Ton
T-625	Holl Road	10 Ton
T-626	Spiker Road	10 Ton
T-650	Kepple Road	10 Ton
T-653	Stoney Hollow Road	10 Ton
T-654	Cruikshank Road	10 Ton
T-656	Cornplanter Road	10 Ton
T-658	Moorehead Road	10 Ton
T-664	Long Run Road	10 Ton
T-677	Gray Avenue	10 Ton
T-679	Brose Road	10 Ton
T-693	Wetzel Road	10 Ton
T-749	Becker Road	10 Ton
T-780	Cobham Lane	10 Ton
T-800	Gerner Road	10 Ton
T-810	Sasse Road	10 Ton
T-820	Keasey Road	10 Ton
T-830	Cornetti Road	10 Ton
T-840	Airport Road	10 Ton
T-841	Bear Creek Road	10 Ton
T-842	Leasureville Road	10 Ton
T-843	Heimbold Avenue	10 Ton
T-844	Iron Bridge Road	10 Ton
T-846	Marwood Road	10 Ton
T-850	Center Avenue	10 Ton
T-860	Cooper Road	10 Ton
T-950	Chapelview Drive	10 Ton

Section 4 – Vehicle weight limits established.

A. Pursuant to the findings under Section 3 above, and by authority of Section 4902 of the Vehicle Code and regulations promulgated thereunder, no motor vehicle or combination shall be operated upon any of the roads listed in Section 3 with gross weight in excess of the weight limits listed for said road in Section 3.

B. Local traffic as defined herein shall be exempted from the restrictions imposed under Subsection A above. However, if the Board of Supervisors determines that any local traffic is likely to damage the road, the Board of Supervisors will so notify the registrants of the motor vehicle or combination. After two business days following delivery of the notice, or after five days following mailing of the notice, such local traffic vehicles shall not exceed the weight limits except in accordance with Section 6 hereof.

Section 5 – Permits and security.

The Board of Supervisors of Winfield Township may issue permits for the movement of motor vehicles or combinations with weights in excess of the restrictions imposed under Section 3 above, and may require such undertaking or security as it deems necessary to cover the costs of anticipated or probable repairs and restoration necessitated by the permitted movement of vehicles. All actions taken under the authority of this section shall be taken in accordance with the rules and regulations adopted by the Commonwealth of Pennsylvania, Department of Transportation, as found in Title 67 of the Pennsylvania Code.

Section 6 – Erection of signs.

The Township shall erect or cause to be erected and maintained restriction signs designating the restrictions at the end of the portion of road restricted as provided in this Ordinance. In the case of a restriction on a road which has not begun or ended at an intersection with an unrestricted highway, the Township shall also place an advance informational sign at the intersection nearest each end of the restricted portion of the road which would allow drivers to avoid the restricted portion of road.

Section 7 – Violations and penalties.

Any person operating a motor vehicle or combination upon a road or bridge in violation of a prohibition or restriction imposed under Section 3 is guilty of summary offense and shall, upon conviction, be sentenced to pay a fine of \$75, except that any person convicted of operating a vehicle with a gross weight in excess of a posted weight shall, upon conviction, be sentenced to pay a fine of \$150 plus \$150 for each 500 pounds, or part thereof, in excess of 3,000 pounds over the maximum allowable weight.

This Ordinance shall become effective five (5) days following adoption by the Board of Supervisors of Winfield Township.

THIS ORDINANCE IS HEREBY ORDAINED AND ENACTED THIS 18th DAY OF December, 2008

Attest:

Victoria Schneider
Secretary

Winfield Township Board of Supervisors

Steve Allison
Chairman

Alexa M. [Signature]
Supervisor

[Signature]
Supervisor