

WINFIELD TOWNSHIP

BUTLER COUNTY, PA.

Ordinance No. 286

AN ORDINANCE OF THE TOWNSHIP OF WINFIELD, BUTLER COUNTY, PENNSYLVANIA, IMPOSING RESTRICTIONS AS TO THE WEIGHT OF VEHICLES OPERATING UPON THE TOWNSHIP ROADS OR BRIDGES: PROVIDING FOR THE ISSUING OF SPECIAL PERMITS FOR MOVEMENT OF VEHICLES OF WEIGHTS IN EXCESS OF MAXIMUM WEIGHT ESTABLISHED: AND PRESCRIBING PENALTIES FOR VIOLATIONS.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Winfield Township, Butler County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same;

SECTION I: This ordinance shall be known and may be cited as "Motor Vehicle Size, Weight and Load Limitations Ordinance of the Township of Winfield".

SECTION II: This Ordinance is enacted pursuant to the authority conferred by the "Vehicle Code", Act of 1976, June 17, P. L. 162, No. 81 §1, effective July 1, 1977 (75 Pa. C.S.A. §101 et. seq.) as amended.

SECTION III: The following words when used in this Ordinance shall have the meaning ascribed to them in this Section, except in those instances where the context clearly indicates a different meaning;

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)

Motor Vehicle - Any vehicle or combination which is defined and/or governed by the "Vehicle Code", 75 Pa. C.P.S. §101 et seq, as amended.

School Bus - A Motor vehicle designed for carrying more than ten passengers, exclusive of the driver, and used for the transportation of school children.

SECTION IV: The Board of Supervisors have determined and hereby determine that the following bridge under the jurisdiction of the Township may be damaged or destroyed unless the permissible weight of motor vehicles or combinations is reduced to the weight limit listed:

Township Bridge - Sta. 294+68  
T-846 over Rough Run  
Winfield Township, Butler County  
Posting: Single vehicle posting - 35 Tons  
Combination vehicle posting - 40 Tons

SECTION V: Pursuant to the findings under Section IV, supra, no motor vehicle or combination shall, when operated on the bridge listed in Section IV, have a gross weight exceeding the weight limit listed for said bridge in Section IV.

SECTION VI: The following motor vehicles shall be exempted from the restrictions imposed under Section V above:

1. School Buses
2. Emergency Vehicles
3. Vehicles making local deliveries or pickups

SECTION VII: The Board of Supervisors of the Township may issue permits for the movement of motor vehicles or combinations of size and weight in excess of the restrictions imposed and require such undertaking or security as the Board of Supervisors deems necessary to cover the cost of anticipated or probable repairs and/or 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 from time to time by the Board of Supervisors and in the absence thereof 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 VIII: The Township shall erect or cause to be erected and maintained restriction signs designating the restrictions at each end of a bridge or portion of road restricted as provided in this Ordinance. In the case of a restriction on a bridge or on a road which does not begin or end at an intersection with an unrestricted road, the Township shall also place an advance information sign at the intersection nearest each end of the restricted bridge or portion of road which would allow drivers to avoid the restricted bridge or portion of road. No person shall be convicted of violating any section of this Ordinance unless the restriction sign designating the restricted bridge or portion of road to traffic moving in the direction the person was driving was posted as required in this section. However, failure to post the restriction sign designating the restricted bridge or portion of road to traffic moving in the opposite direction or failure to post any advance informational sign shall not constitute a defense to a violation of this section.

SECTION IX: Any person operating a motor vehicle or combination upon a road or bridge in violation of the prohibition or restriction imposed under Section V is guilty of a 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.

SECTION 10: The provisions of this Ordinance are severable. If any sentence, clause or section of this Ordinance is for any reason found to be unconstitutional, illegal, or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of the Township of Winfield that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause or section not been included herein.

SECTION XI: All Ordinances or parts of Ordinances inconsistent with the Ordinance are hereby repealed in so far as they may be inconsistent herewith.

SECTION XII: This ordinance shall go into effect five (5) days after its enactment or adoption.

ENACTED AND ORDAINED THIS 25 day of September, 1986.

ATTEST:

Morgan McCreary  
Secretary

WINFIELD TOWNSHIP  
BOARD OF SUPERVISORS

Robert P. Grubbs  
Chairman

Walter MacBrown  
Joseph Schneider