

SAMPLE RESOLUTION 01-11-01 IMPOSING WEIGHT LIMITATIONS UPON
TRUCKS AND COMMERCIAL VEHICLES
Empire Township Road District, McLean County, Illinois

WHEREAS the State of Illinois, by its General Assembly, has enacted “The Illinois Vehicle Code” effective July 1, 1970, with amendments thereto which act is now in full force and effect, and

WHEREAS Section 625 ILCS 5/15-316 of the Illinois Compiled Statute provides that local authorities, with respect to highways under their jurisdiction, may, by ordinance or resolution, prohibit the operation of trucks or other commercial vehicles, or may impose limitations as to the weight thereof on designated highways, which prohibitions and limitations shall be designated by appropriate signs placed on such highways, and

WHEREAS certain highways under the jurisdiction of the Highway Commissioner of Empire Township Road District, McLean County, Illinois, have been seriously damaged and deteriorated by the operation of certain vehicles of excessive weight thereon, and

WHEREAS the continued use of trucks and commercial vehicles on said roads in excess of certain weights will in the future seriously damage and deteriorate said roads;

NOW, THEREFORE, BE IT RESOLVED, by the Highway Commissioner of Empire Township Road District in McLean County by virtue of the act hereinabove referred to, that the weight of trucks and commercial vehicles operated upon the particular roads hereinafter set forth shall be limited as follows:

From January 15th until April 15th of each year the operation of trucks and commercial vehicles upon said highways of a gross weight of more than Sixteen Thousand pounds shall be prohibited.

From the period of April 15th to the 15th day of the following January in each and every year, the operation of the following described trucks and commercial vehicles shall be prohibited on said highways:

Trucks and commercial vehicles with one front and one rear axle with dual tires, of a gross weight of **Thirty-Two Thousand (32,000)** pounds or over.

Trucks and commercial vehicles with one front axle and two rear axles with dual tires, of a gross weight of **Forty-Six Thousand (46,000)** pounds or over.

Trucks and commercial vehicles with one front axle and three rear axles, including trailer axles, each rear axle having dual tires, of a gross weight of **Sixty Thousand (60,000)** pounds or over.

Trucks and commercial vehicles with one front axle and four rear axles, including two trailer axles, each rear axle having dual tires, of a gross weight of Seventy-two Thousand (72,000) pounds or over.

The maximum load weight of any truck or commercial vehicle shall not exceed **Seventy-Two (72,000) Thousand Pounds**.

The weights referred to above means the overall weight of the vehicle and its load.

Single flotation type tires will be recognized in lieu of dual tires if certified equivalent by the manufacturer.

BE IT FURTHER RESOLVED that the highways upon which the operation of said trucks and commercial vehicles of the weights, hereinabove set forth are prohibited, are all of the roads in said Road District under the jurisdiction of the Highway Commissioner, commonly referred to as "Township Roads".

BE IT FURTHER RESOLVED that it shall be unlawful for any person, firm or corporation to operate any truck or commercial vehicle upon the highways hereinabove designated, which truck or commercial vehicle exceeds the gross weights hereinabove set forth during the restricted periods contained herein, in violation of this Resolution.

BE IT FURTHER RESOLVED that the Highway Commissioner of the said Road District shall erect or cause to be erected and maintained signs designating by word or symbol the provision of this Resolution at each end of that portion of any highway affected hereby.

BE IT FURTHER RESOLVED that the provisions of this Resolution shall not apply to fire apparatus, or vehicles operating under the terms of a Special Permit.

BE IT FURTHER RESOLVED that upon application in writing and good cause being shown, the Highway Commissioner of said Road District may issue a Special Permit, at his discretion, in writing, authorizing the applicant to operate a vehicle of excessive maximum weight temporarily upon said highways upon showing an undue hardship or upon showing that said vehicles cannot reasonably be dismantled or disassembled, and said Highway Commissioner of said Road District, however, may require such applicant to indemnify said Township against any damages to road foundations or surfaces or structures, and may require such undertaking or other security as may be deemed necessary to compensate for any injury to said road or road structure prior to granting said permit.

BE IT FURTHER RESOLVED that whoever violates the provisions of this Resolution shall be guilty of a misdemeanor and punishable as provided by the Statutes of the State of Illinois.

This Resolution shall supersede any and all former Resolutions heretofore enacted imposing weight limitations on Township Roads and shall be in full force and effect immediately upon its passage, as provided by law.

ADOPTED this 1st day of February, 2011, by
Dean Buhrke, Highway Commissioner of
Empire Township Road District

(Signature)

Highway Commissioner of Empire Township

Road District, McLean County, Illinois

ATTEST:

TOWNSHIP CLERK