ORDINANCE NO. 2013-922

AN ORDINANCE OF THE CITY OF DEER PARK, WASHINGTON, AMENDING CHAPTER 10.08 OF THE DEER PARK MUNICIPAL CODE, AMENDING LOAD LIMIT RESTRICTIONS ON CITY STREETS WHEN SEASONAL OR EMERGENCY ROAD RESTRICTIONS ARE IN EFFECT, CONTAINING A SEVERABILITY CLAUSE, AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City last made substantive revisions to Chapter 10.08 of the Deer Park Municipal Code in 1990; and

WHEREAS, in the process of evaluating what the provisions of Chapter 10.08 of the Deer Park Municipal Code should provide, the City has determined that regulations consistent with county regulations and state highway regulations would be easier to enforce and in the best interests of the citizens of the City of Deer Park; and

WHEREAS, as a result of this analysis, the City staff recommends adoption of the revisions to Chapter 10.08 as set forth in this Ordinance, and the Mayor and City Council concur with the recommendation of City staff; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF DEER PARK, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Chapter 10.08 of the Deer Park Municipal Code is hereby amended to read as follows:

Chapter 10.08

LOAD LIMIT RESTRICTIONS

Sections:

10.08.010 Compliance with load restriction limits.
10.08.020 Posting of signs.
10.08.030 Restrictions in effect when posted.
10.08.040 Restrictions designated.
10.08.050 Violation – Penalty.

10.08.010 Compliance with load restriction limits.

Vehicles using the streets within the boundaries of the city shall abide by the load restriction limits as enumerated in DPMC 10.08.040.

10.08.020 Posting of signs.

The supervisor of maintenance is directed to post signs along both ends of the streets within the city indicating the restrictions as enumerated in DPMC 10.08.040 are in effect.

10.08.030 Restrictions in effect when posted.

The load limit restrictions shall be in effect only when posted by the supervisor of maintenance.

10.08.040 Restrictions designated.

The load limit restrictions shall be as follows:

A. Seasonal Road Restrictions. The following weight restrictions shall apply to city streets when posted with notice of such restrictions when determined by the maintenance supervisor when such restrictions are necessary to prevent damage to the roadway:

1. Load limit per tire is the weight in pounds allowable per tire for width designated on the tire sidewall (or as converted from metric designation) as shown in the following table:

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SEASONAL ROAD RESTRICTIONS			
CONVENTIONAL TIRES		TUBELESS WITH 0.5 OR SPECIAL MARKING	
Tire Size	Gross Load Each Tire	Tire Size	Gross Load Each Tire
7.00	1800 lbs.	8-22.5	2250 lbs.
7.50	2250 lbs.	9-22.5	2800 lbs.
8.25	2800 lbs.	10-22.5	3400 lbs.
9.00	3400 lbs.	11-22.5	4000 lbs.
10.00	4000 lbs.	11-24.5	4000 lbs.
11.00	4500 lbs.	12-22.5	4500 lbs.
12.00 and over	4500 lbs.	12-24.5 and over	4500 lbs.

The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.

2. Other Allowances. No allowance from the above limits shall be given for any second rear axle suspended from the frame of the vehicle independent of the regular driving axle, commonly known as a "rigid trail" axle. The load distribution on any one axle of a vehicle shall be such that it will not load the tires on said axle in excess of the load limits specified.

3. Exceptions. Posted restrictions shall not apply to school buses, city or county maintenance vehicles, emergency vehicles, motor trucks transporting perishable commodities or commodities necessary for the health and welfare of the local residents such as milk trucks, livestock feed trucks and fuel oil trucks, and other vehicles approved by the maintenance supervisor to travel on restricted city roads.

B. Emergency Restrictions. The following weight restrictions shall apply to city streets when posted with notice of such "emergency restrictions" when determined by the maintenance supervisor that such restrictions are necessary to prevent damage or destruction of the roadway:

1. Load limit per tire is the weight in pounds allowable per tire for width designated on the tire sidewall (or as converted from metric designation) as shown in the following table:

[The remainder of this page left blank intentionally]

EMERGENCY ROAD RESTRICTIONS			
CONVENTIONAL TIRES		TUBELESS WITH 0.5	OR SPECIAL MARKING
Tire Size	Gross Load Each Tire	Tire Size	Gross Load Each Tire
7.00	1800 lbs.	8-22.5	1800 lbs.
7.50	1800 lbs.	9-22.5	1900 lbs.
8.25	1900 lbs.	10-22.5	2250 lbs.
9.00	2250 lbs.	11-22.5	2750 lbs.
10.00	2750 lbs.	11-24.5	2750 lbs.
11.00 and over	3000 lbs.	12-22.5 and over	3000 lbs.

The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.

2. Other Allowances. No allowance from the above limits shall be given for any second rear axle suspended from the frame of the vehicle independent of the regular driving axle, commonly known as a "rigid trail" axle. The load distribution on any one axle of a vehicle shall be such that it will not load the tires on said axle in excess of the load limits specified.

3. Exceptions. Posted restrictions shall not apply to school buses, city or county maintenance vehicles, emergency vehicles, motor trucks transporting perishable commodities or commodities necessary for the health and welfare of the local residents such as milk trucks, livestock feed trucks and fuel oil trucks, and other vehicles approved by the maintenance supervisor to travel on restricted city roads.

10.08.050 Violation – Penalty.

Any person violating this chapter shall be deemed to have committed an infraction and shall be subject to the penalties set forth in RCW 46.44.105, as the same exists now or may hereafter be amended, as would be applied if the city street where the violation occurs was a state highway.

Section 2. If any section, sentence, clause, or phrase of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or

unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

Section 3. This Ordinance shall take effect and be in full force five (5) days after this Ordinance or a summary thereof consisting of the title is published.

APPROVED:

MAYOR ROBERT WHISMAN

ATTEST/AUTHENTICATED:

DEBY CRAGUN, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

BY: CHARLES D. ZIMMERMAN

FILED WITH THE CITY CLERK	:	3/20/13
PASSED BY THE CITY COUNCIL	:	
PUBLISHED	:	
EFFECTIVE DATE	:	
ORDINANCE NO.	:	2013-922

SUMMARY OF ORDINANCE NO. 2013-922

of the City of Deer Park, Washington

On the _____ day of _____, 2013, the City Council of the City of Deer Park, Washington, passed Ordinance No. 2013-922. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF DEER PARK, WASHINGTON, AMENDING CHAPTER 10.08 OF THE DEER PARK MUNICIPAL CODE, AMENDING LOAD LIMIT RESTRICTIONS ON CITY STREETS WHEN SEASONAL OR EMERGENCY ROAD RESTRICTIONS ARE IN EFFECT, CONTAINING A SEVERABILITY CLAUSE, AND SETTING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this _____ day of _____, 2013.

_____

CITY CLERK-TREASURER, DEBY CRAGUN

Chapter 10.08
LOAD LIMIT RESTRICTIONS

Sections:

10.08.010 Compliance with load restriction limits.
10.08.020 Posting of signs.
10.08.030 Restrictions in effect when posted.
10.08.040 Restrictions designated.
10.08.050 Violation – Penalty.

10.08.010 Compliance with load restriction limits.

Vehicles using the streets within the boundaries of the city shall abide by the load restriction limits as enumerated in DPMC 10.08.040. (Ord. 351 § 1, 1980)

10.08.020 Posting of signs.

The supervisor of maintenance is directed to post signs along both ends of the streets within the city indicating the restrictions as enumerated in DPMC 10.08.040 are in effect. (Ord. 523 § 1, 1986; Ord. 351 § 2, 1980)

10.08.030 Restrictions in effect when posted.

The load limit restrictions shall be in effect only when posted by the supervisor of maintenance. (Ord. 523 § 1, 1986; Ord. 351 § 3, 1980)

10.08.040 Restrictions designated.

The load limit restrictions shall be as follows:

A. Seasonal Road Restrictions. The following weight restrictions shall apply to city streets when posted with notice of such restrictions when determined by the maintenance supervisor when such restrictions are necessary to prevent damage to the roadway:

1. Load limit per tire is the weight in pounds allowable per ~~inch of rated~~ tire ~~tread width as~~ for width designated on the tire sidewall ~~multiplied by the tire width in nominal inches as shown thereon~~ (or as converted from metric designation) ~~to the nearest one-half inch~~ as shown ~~o~~in the following table:

~~Tire Size—Nominal Inches~~	~~Allowable Weight Per Inch of Rated Tread Width~~
~~Less than 8 inches (200 mm)~~	~~300 lbs/inch~~
~~8 inches or over (200 mm)~~	~~375 lbs/inch~~
~~9 inches or over (225 mm)~~	~~350 lbs/inch~~
~~10 inches or over (250 mm)~~	~~400 lbs/inch~~

SEASONAL ROAD RESTRICTIONS			
CONVENTIONAL TIRES		TUBELESS OR SPECIAL WITH 0.5 MARKING	
Tire Size	Gross Load Each Tire	Tire Size	Gross Load Each Tire
7.00	1800 lbs.	8-22.5	2250 lbs.
7.50	2250 lbs.	9-22.5	2800 lbs.
8.25	2800 lbs.	10-22.5	3400 lbs.
9.00	3400 lbs.	11-22.5	4000 lbs.
10.00	4000 lbs.	11-24.5	4000 lbs.
11.00	4500 lbs.	12-22.5	4500 lbs.
12.00 and over	4500 lbs.	12-24.5 and over	4500 lbs.

The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.

2. Other Allowances. No allowance from the above limits shall be given for any second rear axle suspended from the frame of the vehicle independent of the regular driving axle, commonly known as a "rigid trail" axle. The load distribution on any one axle of a vehicle shall be such that it will not load the tires on said axle in excess of the load limits specified.

3. Exceptions. ~~S~~posted restrictions shall not apply to school buses, ~~C~~city or ~~C~~county maintenance vehicles, emergency vehicles, motor trucks transporting perishable commodities or commodities necessary for the health and welfare of the local residents such as milk trucks, livestock feed trucks and fuel oil trucks, ~~transporting perishable commodities or commodities necessary for the health and safety of local residents,~~ and other vehicles approved by the ~~M~~maintenance ~~S~~supervisor to travel on ~~R~~restricted ~~C~~city roads.

B. Emergency Restrictions. The following weight restrictions shall apply to city streets when posted with notice of such "emergency restrictions" when determined by the maintenance supervisor that such restrictions are necessary to prevent damage or destruction of the roadway:

1. Load limit per tire is the weight in pounds allowable per ~~inch of rated~~ tire ~~tread width as~~ for width designated on the tire sidewall ~~multiplied by the tire width in nominal inches as shown thereon~~ (or as converted from metric designation) ~~to the nearest one-half inch~~ as shown ~~o~~in the following table:

~~Tire Size – Nominal Inches~~	~~Allowable Weight Per Inch of Rated Tread Width~~

~~Tire Size – Nominal Inches~~	~~Allowable Weight Per Inch of Rated Tread Width~~
~~Less than 9 inches (225 mm)~~	~~225 lbs/inch~~
~~9 inches or over (225 mm)~~	~~250 lbs/inch~~
~~10 inches or over – (250 mm)~~	~~275 lbs/inch~~

EMERGENCY ROAD RESTRICTIONS			
CONVENTIONAL TIRES		TUBELESS OR SPECIAL WITH 0.5 MARKING	
Tire Size	Gross Load Each Tire	Tire Size	Gross Load Each Tire
7.00	1800 lbs.	8-22.5	1800 lbs.
7.50	1800 lbs.	9-22.5	1900 lbs.
8.25	1900 lbs.	10-22.5	2250 lbs.
9.00	2250 lbs.	11-22.5	2750 lbs.
10.00	2750 lbs.	11-24.5	2750 lbs.
11.00 and over	3000 lbs.	12-22.5 and over	3000 lbs.

The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.

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~~2. The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.~~ (Ord. 756 § 4, 2001; Ord. 578 §§ I, 2, 1990; Ord. 351 Appendix A, 1980)

10.08.050 Violation – Penalty.

Any person violating this chapter shall be deemed ~~guilty of a misdemeanor and subject to the general penalty provisions as provided in DPMC 1.16.010. (Ord. 578 § 3, 1990; Ord. 523 § 1, 1986; Ord. 351 § 4, 1980)~~to have committed an infraction and shall be subject to the penalties set forth in RCW 46.44.105, as the same exists now or may hereafter be amended, as would be applied if the City street where the violation occurs was a state highway.