

ORDINANCE # 22A
SEASONAL AND SPECIAL WEIGHT LIMITS
STATE OF WISCONSIN

Town of Namakagon
Bayfield County

The Town of Namakagon does repeal and recreate the following:

TITLE AND PURPOSE

The title of this ordinance is the Town of Namakagon Seasonal and Special Weight Limits Ordinance. The town board of the Town of Namakagon, Bayfield County, Wisconsin, has the specific authority under s.349.16, Wis. Stats., to adopt this ordinance.

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, establishes special or seasonal weight limits as follows:

- A. The following special or seasonal weight limits shall be effective for the periods stated below on the following Town of Namakagon town highways: seasonal weight limits will be imposed on all town roads effective when weather designates that seasonal weight limits are necessary.
- B. The town chair person, or his/her designee, shall erect signs as required under s.349.16 (2), Wis. Stat. on or before the effective date of this ordinance.
- C. Except as provided in section D, no person may operate any vehicle on the above-noted highways in violation of the weight limits set forth in 348.16(2) Wis. Stats. Upon conviction for a violation of this ordinance, the violator shall pay a forfeiture of not less than \$500.00 nor more than \$5,000.00, plus the applicable surcharges, assessments, and costs for each violation. Each trip in violation of this ordinance constitutes a separate offense. In addition, the town board may seek injunctive relief from a court of record to enjoin further violations
- D. Pursuant to s.349.16 (3), Wis. Stat., all of the following are exempt from weight limitations imposed under section A:
 - 1. A vehicle that is used to transport material pumped from a septic or holding tank if, because of health concerns, material needs to be removed from a septic or holding

tank within 24 hours after the vehicle owner or operator is notified and if the vehicle is operated for the purpose of emptying the septic or holding tank and disposing of its contents and is operated on a route that minimizes travel on highways subject to weight limitations imposed under section A. Within 72 hours after so operating a vehicle the owner or operator of the vehicle shall notify the town board (or any other authority in charge of maintenance of the town highways over which the vehicle was operated).

2. A vehicle operated by or at the direction of any of the following for the purpose of producing or furnishing heat, light, power, or water to it's members, that is being operated for the purpose of responding to a service interruption:
 - a. A public utility, as defined in s.196.01(5), Wis. Stat.
 - b. A telecommunications provider, as defined in s.196.01(8p), Wis. Stat.
 - c. A cooperative association organized under ch. 185, Wis. Stat.
3. All other exemptions from these weight limits must be granted through a permit issued by the Town of Namakagon.

EFFECTIVE DATE

The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 9th day of May, 2017.

Town Chairman

Supervisor

Supervisor

Town Clerk

