

ORDINANCE NUMBER 4.04

AN ORDINANCE OF THE TOWN OF BLOOMING GROVE REGULATING THE WEIGHT OF VEHICLES ON STREETS

The Town Board of the Town of Blooming Grove, Dane County, Wisconsin, does ordain as follows:

Section 1. General Purpose.

An Ordinance regulating the weight of vehicles on roads in the Town of Blooming Grove is hereby amended.

Section 2. Authority.

In the interest of public safety and Town roads, pursuant to Sec. 349.17, Wis. Stats., the roads or portions thereof are hereby declared to have special weight limitations as set forth in Section 3, because, in the absence of such special limitations, there is a likelihood that the roads would be seriously damaged or destroyed.

Section 3. Prohibition.

It shall be unlawful for any person to operate a vehicle in excess of eight (8) tons on Town roads, or portions thereof, with the following exceptions:

3a. on Meadowview Road, Larson Road, Meier Road, Sprecher Road, and Siggelkow Road starting from 700' east of Storck Road going east, whereon it shall be unlawful for any person to operate a vehicle in excess of fifteen (15) tons; and

3b. on Commercial Avenue, Milwaukee Street, Regas Road, County Highway T, Femrite Drive, Siggelkow Road starting from 700' east of Storck Road going west, Moorland Road, and Lake Farm Road, whereon there shall be no weight limit of any kind; and

3c. on any Town road there shall be no weight limit if the purpose of the vehicle is to obtain orders, or to deliver/move supplies or other necessary commodities to and from places of business or residences on such roads, as long as the vehicle's traveled route is the most direct path to and from such business or residence.

Section 4. Notice; signs.

Appropriate weight limit signs shall be erected on Town roads. At all times a map showing the location of the signs shall be on file with the Town Clerk.

Section 5. Penalty for Violation.

The penalty for violation of any provision of this Ordinance shall be a forfeiture as hereinafter provided, together with the costs of prosecution imposed and provided in Secs. 345.20 to 345.53, Wis. Stats. The forfeiture for a violation of any provision of this Ordinance shall be not less than \$400.00, and shall not be more than \$1000.00 or what state statute allows, whichever is greater.

Section 6. Enforcement.

This Ordinance shall be enforced in accordance with the provisions of Secs. 345.20 to 345.53, Chapter 299, and Sec. 66.12, Wis. Stats.

Section 7. Severability.

If any section, subsection, paragraph, clause, sentence, phrase or word contained in this Ordinance shall be declared invalid by a court of competent jurisdiction for any reason whatsoever, such decision shall not affect the remaining portion of this Ordinance, which shall remain in full force and effect and to this end the provisions of this Ordinance are hereby declared to be severable.

Section 8. Effective Date.

This amended Ordinance shall take effect September 1, 2006. The Blooming Grove Town Board adopted the above and foregoing amended Ordinance at a regular Town Board meeting held on the 8th day of August, 2006.

Dwight Johnson, Chair

Jean Stube, Supervisor

Arnold Berg, Supervisor

David Young, Supervisor

Kathleen Linzmeier, Supervisor

I hereby certify that the foregoing amended Ordinance regulating the weight of vehicles on Town roads was published as a Class 1 notice under ch. 985, Wis. Stats., on the 21st day of June, 2006.

Dated: August 8, 2006

Michael J. Wolf, Town Clerk/Treasurer