

ORDINANCE NO. 2011-02
AN ORDINANCE REGARDING MARTIN COUNTY
HIGHWAY EMERGENCY CONDITIONS

WHEREAS, the Martin County Board of Commissioners is authorized under Indiana statute to maintain county highways; and

WHEREAS, certain weather conditions affect the condition of county highways; and

WHEREAS, the Martin County Board of Commissioners is authorized under Indiana statute to take such action as is necessary to maintain and protect county highways, including declaring highway emergencies; and

WHEREAS, the Martin County Board of Commissioners is authorized to enact ordinances which include penalties or forfeitures for violations of said ordinance.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of Martin County, Indiana, as follows:

1. That the Martin County Board of Commissioners may declare a state of highway emergency for Martin County highways at any time following consultation with the County Highway Supervisor.
2. That upon declaration of a highway emergency, the Martin County Board of Commissioners may take such actions necessary for the maintenance and preservation of county highways, including, but not limited to establishing weight limits for motor vehicles and equipment, limiting access to highways by motor vehicles and equipment, and closing highways to all or selected traffic.
3. That upon declaration of a highway emergency, violations of limitations placed upon county highways shall be punished by a fine of not less than \$100.00 or more than \$500.00 upon the person or operator of any motor vehicle or equipment violating the limitations.
4. That second or subsequent violations of the highway emergency declaration shall be punished by a fine of not less than \$500.00 or more than \$1,000.00 upon the person or operator of any motor vehicle or equipment violating the limitations.
5. That if in the judgment of the County Highway Supervisor, it is necessary to seize any motor vehicle or equipment found to be violating a highway emergency, county law enforcement shall seize said motor vehicle or equipment and retain the same until further determination by the Martin County Board of Commissioners.

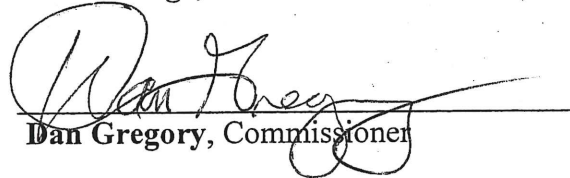
6. That these highway emergency limitations shall not apply to motor vehicles and equipment utilized for crucial farming transportation.
7. That due to emergency, this ordinance shall be effective immediately upon enactment.

ADOPTED this 18 day of February, 2011.

**THE BOARD OF COMMISSIONERS
OF MARTIN COUNTY, INDIANA**



Paul George, President



Dan Gregory, Commissioner

John Wininger, Commissioner

ATTEST:


Nancy Steiner, Auditor

**HIGHWAY EMERGENCIES DECLARED BY
MARTIN COUNTY BOARD OF COMMISSIONERS**

Please be advised that due to weather related conditions of the county roads, the Board of Martin County Commissioners have declared a state of highway emergency in Martin County that will apply to all highways in Martin County under the jurisdiction of the County Commissioners until further notice. There is now a weight limit imposed of 20,000 pounds. Fines of not less than \$100 or more than \$500 for the first conviction and not less than \$500 but not more than \$1,000 for subsequent convictions shall be issued to the operator for the infractions. These regulations do not apply to motor vehicles and equipment used for crucial farming transportation. This declaration is effective immediately.

Dated this 18th day of February, 2011.