

GENERAL ORDINANCE NUMBER 90-6

AN ORDINANCE ESTABLISHING MAXIMUM

WEIGHT AND HEIGHT LIMITATION FOR STATE BRIDGE #509

BE IT ORDAINED by the Board of Commissioners of Wabash County, Indiana, under authority of Indiana Code 8-17-1-1 et. seq., and Indiana Code 9-4-1-1 et. seq. and Indiana Code 17-2-2.5-1 et. seq., and all other acts amendatory thereto of the General Assembly of the State of Indiana;

Whereas, the Board of Commissioners of Wabash County, Indiana, has determined that it would be in the best interest of public safety and welfare that State Bridge #509 (County Bridge, Wabash #009) have a maximum weight and maximum height limitation; and

Whereas, in so doing The Board of Commissioners of Wabash County are specifically and intentionally modifying a portion of General Ordinance 87-2(a) relative to the weight limitation of State Bridge #509.

NOW, THEREFORE, from and after the enactment of this ordinance the gross weight of vehicles using State Bridge #509 (otherwise known as County Bridge, Wabash #009) is limited to five (5) tons. Further, the maximum height visitation for vehicles crossing said bridge is enacted, that being seven (7) feet.

This ordinance shall be in full force and effect from and after the erection of appropriate signs at the location of the bridge described hereinabove.

(a) Any person who violates any provision of this ordinance commits a Class C infraction, except as otherwise provided. However, a violation of any of the weight limitations set out hereinabove is a Class B infraction if the total of all excesses of weight under these limitations is more than five thousand (5,000) pounds but not more than ten thousand (10,000) pounds, and a Class A infraction if the total of all excesses of weight under the above limitations is more than ten thousand (10,000) pounds.

(b) The court may suspend the registration of a vehicle used in violating this ordinance for not more than ninety (90) days.

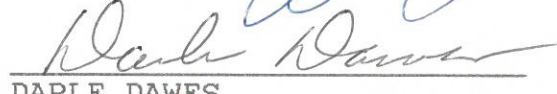
(c) Upon conviction of a person for violation of any law regarding the weight limit of vehicles operated upon any public highway, the court may recommend suspension of his current chauffeur's license only if the violation was committed knowingly.

(d) Notwithstanding Indiana Code 34-4-32-4, funds collected as judgments (except for costs) for violations under subsection (a) shall be deposited in the county highway fund.

PASSED BY THE BOARD OF COMMISSIONERS of Wabash County, Indiana on this 16th day of July, 1990.


JOHN P. SCHULER


DEAN EPPLEY


DARLE DAWES

ATTEST:



Jean Gilbert
Wabash County Auditor

This Ordinance was prepared by Thomas J. Mattern, Wabash County Attorney, 70 W. Hill Street, Wabash, Indiana 46992.