

ORDINANCE NO. 12002

**AN ORDINANCE ESTABLISHING WEIGHT LIMITS
ON ALL TOWNSHIP ROADS IN THE TOWNSHIP
OF JEFFERSON, FAYETTE COUNTY, PENNSYLVANIA**

**AN ORDINANCE ESTABLISHING A TEN (10) TON WEIGHT LIMIT ON ALL
TOWNSHIP ROADS AND PRESCRIBING PENALTIES FOR VIOLATION.**

WHEREAS, an engineering study has been prepared which establishes that all Township Roads in the Township of Jefferson, Fayette County, Pennsylvania, may be damaged or destroyed unless the permissible size or weight of vehicles is reduced, and unless weight limits are set thereon which limit the weight of vehicles using said roads; and,

WHEREAS, the safety and welfare of the Township depends upon the maintenance and preservation of its roadways; and,

WHEREAS, Board of Supervisors of the Township of Jefferson, Fayette County, Pennsylvania, deems it in the best interest of the Township and its citizens that a weight limit be set on all Township Roads;

NOW, THEREFORE WITNESSETH, that the Township of Jefferson, Fayette County, Pennsylvania, pursuant to the provisions and the authority of 75 Pa.C.S.A. § 4902, as amended, hereby ordains as follows:

Section 1: That a weight limit of ten (10) tons shall apply to all Township Roads within the Township of Jefferson, Fayette County, Pennsylvania, including any bridges thereon.

School buses, emergency vehicles and vehicles making local deliveries or pick ups are exempted from the restrictions hereby imposed.

Section 2: Any person operating a vehicle or combination upon any Township Road in Jefferson Township, Fayette County, Pennsylvania, or any bridges thereon in violation of a prohibition or restriction imposed by this Ordinance is guilty of a summary offense shall upon conviction be sentenced to pay a fine of One Hundred Fifty and 00/100 (\$150.00) Dollars plus One Hundred Fifty and 00/100 (\$150.00) Dollars for each five hundred (500) pounds or part thereof, in excess of three thousand (3,000) pounds over the maximum allowable weight in conformance with 75 Pa. C.S.A. § 4902, as amended.

Section 3: The Board of Supervisors of Jefferson Township may issue permits for the movement of motor vehicles or combinations with weight in excess of the restrictions imposed in Section 1 and may require such undertaking or security as they deem necessary to cover the costs of anticipated or probable repairs and restorations necessitated by the permitted movement of vehicles. All actions taken under the authority of this section shall be taken in accordance with the rules and regulations adopted by the Commonwealth of Pennsylvania, Department of Transportation, as found in Title 67 of the Pennsylvania Code.

Section 4: All Ordinances or parts of Ordinances inconsistent herewith be, and the same are, hereby repealed.

If any section, clause, sentence, part or portion of this Ordinance is, for any reason, found to be unconstitutional, illegal, invalid or unenforceable by a Court of competent jurisdiction, such unconstitutionality, illegality, invalidity or unenforceability shall not affect or impair the remaining

section, clauses, sentences, parts or portions of this Ordinance. It is hereby declared as the intent of the Board of Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal, invalid or unenforceable section, clause, sentence, part or portion not been included.

Section 5: This Ordinance shall take effect five (5) days after its enactment.

ENACTED AND ORDAINED this 15th day of October, 2002.

TOWNSHIP OF JEFFERSON

Jay F. Huchelager
Chairman

Michael T. Allen

Jeffrey J. Rechner

ATTEST:

Deborah M. Swift (SEAL)
Secretary