

CITY OF ROBERTS ORDINANCE #533

AN ORDINANCE PROHIBITING THE TRAVEL OF EXCESSIVELY HEAVY MOTOR VEHICLES OVER CITY ROADS; DEFINING ALLOWABLE LOAD LIMITS; EXCEPTIONS; PROVIDING FOR NOTICE OF THESE REGULATIONS; PARKING; PENALTY FOR VIOLATIONS; REPEAL OF CITY CODE 10-9 AND CITY ORDINANCE #469; EFFECTIVE DATE. PURSUANT TO IDAHO CODE TITLE 50, CHAPTER 3.

WHEREAS, The City of Roberts desires to protect the public from potential hazards caused by large vehicles on small residential roads;

WHEREAS, The City of Roberts desires to preserve in good condition its residential roads that were not designed for frequent heavy truck traffic;

WHEREAS, The City of Roberts desires to repeal City Code 10-9 and City Ordinance #469, both pertaining to heavy truck traffic restrictions;

NOW, THEREFORE:

BE IT ORDAINED by the Mayor and the City Council of the City of Roberts, Idaho, as follows:

Roberts City Code 10-9 and City Ordinance #469 are hereby repealed.

Section 1: Definitions

Delivery Truck: Any truck, truck tractor with trailer, or other motor vehicle which has the express purpose of making a delivery of raw, wholesale or retail goods to a residence or business within the City of Roberts when delivery of such goods is done pursuant to an agreement between purchaser and seller.

Truck: Every motor vehicle exceeding two thousand (2000) pounds load weight designed, used or maintained primarily for the transportation of property.

Truck Tractor. Every motor vehicle designed and used primarily for drawing other vehicles but not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

Section 2: Allowable Load Limits

No Trucks or Truck Tractors as defined in Section 1 shall be operated on any road in the City of Roberts so designated by a sign displaying "NO TRUCKS".

Section 3: Exceptions

School Buses, Delivery Trucks, Refuse/Sanitation Trucks contracted by the City and Emergency Vehicles are automatic exceptions to Section 2.

Section 4: Providing for notice of these regulations

The City of Roberts shall erect and maintain signs displaying "NO TRUCKS" designating the roads where these regulations apply.

Section 5: Parking

Generally, overnight parking of Trucks and Truck Tractors is prohibited within the City limits except on Commercial Zoned property. A parking permit, the location and term of which as determined by the Mayor, may be issued by the City Clerk for temporary parking of Trucks or Truck Tractors upon approval by the Mayor.

Section 6: Penalty for Violations of this Ordinance


It shall be unlawful and constitute a misdemeanor for any person to violate any provisions of this Ordinance and persons convicted of such violations shall be subject to punishment by a fine, not to exceed one thousand (\$1,000) dollars and/or confinement in the County Jail for a period not to exceed six (6) months, or by both such fine and imprisonment, as per Idaho Code Title 50-302.

Section 7: Effective Date

This Ordinance shall be in full force and effect from the date of its passage, approval and due publication as provided by law.

Passed by the City Council of the City of Roberts on the 13th day of April 2010.

Attest:



City Clerk
Gail Scrivner

City of Roberts:

Honorable Gary Mitchell
Mayor, City of Roberts

Approved as to form:

City Attorney