

**TOWN OF ELLSWORTH
ORDINANCE 2015-1**

**ORDINANCE TO OPT-IN FOR CATEGORY B-IOH's TO COMPLY WITH THE
TABLE OF STATUTORY WEIGHT LIMITS UNDER SECTION 348.15(3)(g)**

Effect of this Option E: Adoption of this ordinance pursuant to Section 348.15(9)(f)2.a., of Wis. Statutes (as provided by 2013 Wis. Act 377) means that the governing body of a municipality or county imposes on all highways or specified highways under its jurisdiction, the maximum single axle limits and maximum gross vehicle weight limits as established in Sec.348.15(3)(g) for all Category B implements of husbandry as defined in Sec. 340.01(24)(a)1.b. (see Act 377). Section 348.15(9)(f)1. provides that unless a municipality opts in by adopting a resolution or ordinance, there is no weight limit per wheel, axle, or group of axles, on Category B implements of husbandry as defined in Sec. 340.01(24)(a)1.b. However, the maximum gross vehicle weight of 92,000 pounds applies to these described vehicles. All implements of husbandry are required to comply with seasonal and special postings and any postings on highway bridges or culverts under Sec.349.16 of Wis. Statutes.

WHEREAS, 2013 Wis. Act 377 under Wis. Stats. Sec. 348.15(9)(f)1. provides that there is no weight limitation per wheel, axle, or group of axles for Category B implements of husbandry as defined in Wis. Stats. Sec. 340.01(24)(a)1.b., but does apply gross vehicle weight limitations to these vehicles, and

WHEREAS, Wis. Stats Sec 348.15.(9)(f)1. authorizes the municipality to require compliance with axle weight limitations established under Wis. Stats. Sec.348.15(3)(g) for Category B implements of husbandry defined in Wis. Stats. Sec. 340.01(24)(a)1.b. on all highways under its jurisdiction,

NOW THEREFORE, BE IT HEREBY ORDAINED by the Town Board of Ellsworth, Pierce County, that pursuant to Sec. 348.15(9)(f) of Wis. Statutes, all implements of husbandry (including Category B implements of husbandry defined in Wis. Stats. Sec. 340.01(24)(a)1.b. may not exceed the weight limits imposed by Wis. Stats. 348.15(3)(g).

FURTHER, BE IT HEREBY ORDAINED that to exceed the length and/or weight limitations on highways under this jurisdiction a no-fee permit may be applied for from the Town of Ellsworth.

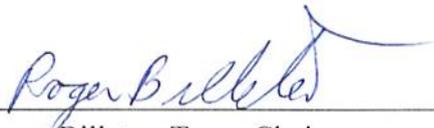
FURTHER, BE IT HEREBY ORDAINED that pursuant to Wis. Stats. Sec. 348.27(19)(b)4m.a. in the event an application for a no-fee permit is made for a Category B implement of husbandry as defined in Wis. Stats. Sec. 340.01(24)(a)1.b., the Town of Ellsworth is required to provide an approved alternate route, which may include highways that are not under its jurisdiction if prior approval has been given by the jurisdiction over the alternate routes not under the town's jurisdiction for operation of Category B implements of husbandry as defined in Wis. Stats. Sec. 340.01(24)(a)1.b.

FURTHER, BE IT HEREBY ORDAINED that this ordinance shall be in effect for the calendar year of 2015.

FURTHER, BE IT HEREBY ORDAINED that this ordinance shall remain in effect until rescinded by further action of the board.

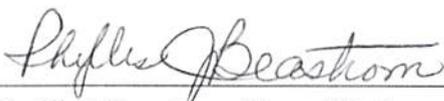
FURTHER, BE IT HEREBY ORDAINED, that a copy of this ordinance shall be provided to the Wisconsin Department of Transportation to be posted on the state DOT website.

Adopted by the Town Board of Ellsworth this 12th day of January, 2015.



Roger Billeter, Town Chairperson

Attested to by the Town Clerk



Phyllis J Beastron, Town Clerk

This ordinance will be posted within 30 days of adoption pursuant to Sec. 60.80 of Wisconsin Statutes for towns.

Date Posted: January 13, 2015

Date e-mailed to agvehicles@dot.wi.gov January 13, 2015