

Ordinance No. 3.03

Ordinance for Category B, Implements of Husbandry to Comply with the Table of Statutory Weight Limits under Sec. 348.15 (3)(g)

Whereas, 2013 Wis. Act 377 under 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 Sec. 340.01 (24) (a)1.b., but does apply gross vehicle weight limitations to these vehicles, and

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

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

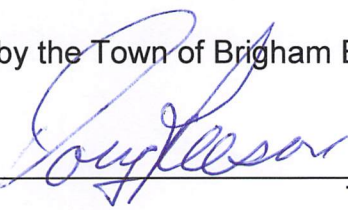
Further, BE IT HEREBY ORDAINED that to exceed the length and/or weight limitations on highways under this jurisdiction a no-fee permit may be applied for from the municipal jurisdiction's Highway Department.

Further, BE IT HEREBY ORDAINED that pursuant to 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 Sec. 340.01 (24)(a)1.b., the municipal jurisdiction or county is required to provide an approved alternate route, which may include highways that are not under this jurisdiction if prior approval has been given by the jurisdiction over the alternate routes not under this entity's jurisdiction for operation of Category B implements of husbandry as defined in Sec. 340.01 (24) (a) 1. b.

Further, BE IT HEREBY ORDAINED that this ordinance shall be in effect until rescinded by further action of the Town Board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 of Brigham Board of Supervisors this 3rd day of December, 2014.



Town of Brigham Board Chair

12-29-14

Option E Opt-In for Category B--IOHs Pursuant to Sec. 348.15 (9)(f)2.a. to follow the Table of Statutory Weight Limits under Sec. 348.15-(3)(g)

Effect of this Option E: Adoption of this ordinance pursuant to Sec. 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). Sec. 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.

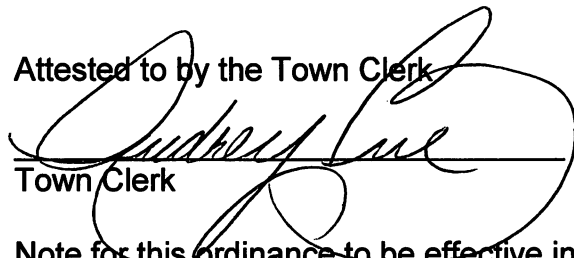
Adoption of this Ordinance shall mean

- any operator of an implement of husbandry by definitions as created shall be required to apply for a no fee permit from the Highway Department to operate its' equipment on the roads of the Town Highway system.
- By statutory language, any piece of husbandry with an axle load of more than 23,000#'s or a gross vehicle weight of more than 92,000#'s shall be required to obtain a no-fee permit.
- The no fee permit will require a listing of the weight or size of machinery to be operated as well as the route.
- The Department will work with operators to assure the routes selected for operation are the best for the highway system to minimize damage.
- Operators of the machinery are still liable for damages caused regardless of the permitting process by statute.

First point of contact shall be the Public Works Supervisor: 608-924-3925
or 608-235-9322

If Public Works Supervisor cannot be reached, other contacts include:
Town Office: 608-924-1013 or the Town Chair can be contacted.

Attested to by the Town Clerk

A handwritten signature in cursive script, appearing to read "Audrey Lane", is written over a horizontal line. The signature is fluid and extends above and below the line.

Town Clerk

Note for this ordinance to be effective in any calendar year, it must be adopted on or before January 15 of that calendar year or in a prior year.

This ordinance should be published in a newspaper or posted within 30 days of adoption pursuant to Sec. 60.80 of Wis. Statutes.

This ordinance shall also be forwarded to the Wisconsin Department of Transportation via email to AgVehicles@dot.wi.gov for posting on a state website.