ORDINANCE NO. 909-12/14
CREATING SECTION 66-200 OF THE WALWORTH COUNTY CODE OF
ORDINANCES RELATING TO ESTABLISHING WEIGHT LIMITS ON ALL COUNTY
HIGHWAYS IN WALWORTH COUNTY FOR VEHICLES DEFINED AS
IMPLEMENTS OF ANIMAL HUSBANDRY

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
FOLLOWS:

PART I: That Section 66-200 of the Walworth County Code of Ordinances is hereby
created to read as follows:

"Sec. 66-200. Statutory Weight Limits for Implements of Husbandry

a) Section 348.15(9)(f)1. Wis. Stats. 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. Wis. Stats., but does apply gross vehicle as well as length limitations to these
vehicles.

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

c) Pursuant to Sec. 348.15 (9) (f) Wis. Stats., all implements of husbandry in Walworth
County (including Category B implements of husbandry) may not exceed the statutory weight
and length limits on highways under the jurisdiction of Walworth County unless a permit for
such has been granted by the Department of Public Works under authority granted by Sec.
348.27 (19) Wis. Stats. No fee shall be charged for the permit application.

d) Pursuant to Sec. 348.27(19)(b)(4m)a., in the event an application for a no-fee permit
has been applied for a Category B implement of husbandry, the County is required to provide an
approved alternate route, which may include highways not under its jurisdiction if prior approval
has been given by the other jurisdiction over the alternate route not under the County’s
jurisdiction for operation of Category B implements of husbandry.

e) Permits issued under this section are subject to all other spring maximum weight
postings or posted maximum weight allowances on bridges.

f) Failure of the operator of an overweight vehicle to have a permit in his or her
possession shall constitute a violation of this section, unless the Department of Public Works has
failed to timely respond to a permit application as set forth in Sec. 348.27 (19)(b) Wis. Stats.

PART II: That this ordinance shall become effective upon passage and publication.

PASSED and ADOPTED by the Walworth County Board of Supervisors this 9th day of
December 2014.
Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

David A. Bretl  
County Administrator/Corporation Counsel

Nicole Andersen  
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

This Resolution/Ordinance was:
Adopted: Roll Call/U.C./Voice
Rejected/Referred/Laid Over
Ayes:  Noes:  Absent:  

Date 12/9/14
I. **Title**: Creating Section 66-200 of the Walworth County Code of Ordinances Relating to Establishing Weight Limits on All County Highways in Walworth County for Vehicles Defined as Implements of Animal Husbandry.

II. **Purpose and Policy Impact Statement**: 2013 Wisconsin Act 377, enacted in April 2014, sets weight and length limits for Implements of Husbandry (IoH) and Agricultural Motor Vehicles (AgCMVs), with specific exemptions, especially in regard to Category B IoHs. Act 377 also allows local government officials to pass resolutions or ordinances regarding maximum gross vehicle and axle weight limits for IoHs and Ag CMVs operating upon roads under their jurisdiction.

III. **Budget and Fiscal Impact**: This is not a budgeted item. It is expected that implementation will have little operational impact on Public Works staffing. It is expected that a handful of permits will be issued each year pursuant to this ordinance, and existing highways staff can readily absorb this work with the other highway permitting activity that is performed.

IV. **Referred to the following standing committee(s) for consideration and date of referral:**

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<th>Committee</th>
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<tbody>
<tr>
<td>Public Works</td>
<td>December 9, 2014</td>
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   **Vote:**

   **County Board Meeting Date:** December 9, 2014

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Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached ordinance.

David A. Bretl  
County Administrator/Corporation Counsel  
Date: 12/2/14

Nicole Andersen  
Deputy County Administrator - Finance  
Date: 12/2/14