

ORDINANCE

AN ORDINANCE LIMITING THE WEIGHT AND ESTABLISHING REGULATION GOVERNING THE OPERATION OF VEHICLES ON AND OVER ROADS IN THE BURLESON COUNTY MAINTENANCE SYSTEM

BE IT REMEMBERED that on the 28th day of October, 2013, the Burleson County Commissioners' Court convened in Regular Session.

WHEREUPON, among other proceedings had the following Ordinance, upon motion by Commissioner Beran, duly seconded by Commissioner Schroeder, adopted by all the members of the Burleson County Commissioners' Court present, and voting "aye", to wit:

I

BE IT ORDAINED by the County of Burleson, State of Texas, that no vehicle, or combination of vehicles, shall be operated on or over any road, bridge, or culvert which is maintained by Burleson County, with a gross weight greater than 30,000 pounds, or with a weight greater than 10,000 pounds on any one axle.

The weight limitations of this section do not apply to emergency response vehicles, vehicles used in the agri-business industry, concrete ready-mix vehicles, and solid waste disposal vehicles. Vehicles may not exceed the manufacturer's gross vehicle weight capacity or axle design.

II

The Burleson County Commissioners' Court may issue permits for the transportation by motor vehicles over roads in Burleson County, Texas (other than State or Federal Highways, and roads and streets within the boundaries of an incorporated municipality), of overweight or oversized or over-length commodities which cannot be reasonably dismantled.

III

The Burleson County Commissioners' Court may require a bond issued by a Texas Company to be executed by an applicant in an amount sufficient to guarantee the payment of any damages to any road bridge or culvert sustained as a consequence of the transportation authorized by permit.

IV

It shall be unlawful, and constitute a criminal misdemeanor offense, for any individual person, corporation, business, or association to drive, operate, or move, or cause or permit to be driven, operated, or moved, on any county road any vehicle which in any respect exceeds the weight limitations set forth in Paragraph I above without holding a valid permit issued by Burleson County.

V

Any individual person, corporation, business, or association who violates this Ordinance, or fails to comply with its provisions, shall, upon conviction, be punished by a fine in any amount not to exceed \$500.00, and each and every violation of this Ordinance shall constitute a separate and distinct offense hereunder.

VI

All the provisions of this Ordinance are hereby declared to be severable, and if any provision herein is judicially declared to be invalid or unconstitutional, such judicial declaration shall not invalidate or affect the remaining provisions of this Ordinance which will remain in full force and effect.

VII

This Ordinance shall be published twice in a newspaper in Burleson County, Texas, and thereafter said Ordinance, and its adoption and publication shall become operative and effective on all roads, bridges, and culverts maintained by Burleson County, Texas.

PASSED and ADOPTED on this 28th day of October, 2013.

BURLESON COUNTY COMMISSIONERS' COURT