ORDINANCE

ORDINANCE # O12-2014-83

AN ORDINANCE OPTING IN FOR CATEGORY B – IMPLEMENTS OF HUSBANDRY TO COMPLY WITH THE TABLE OF STATUTORY WEIGHT LIMITS UNDER WIS. STAT. 348.15(3) (G)

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

WHEREAS, Wis. Stat. 348.15(9)(f) 2.a authorizes the governing body of a county to require compliance with axle weight limitations established under Wis. Stat. 348.15(3)(g) for Category B implements of husbandry defined in Wis. Stat. 340.01(24)(a) 1.b. on any highways under its jurisdiction; and,

WHEREAS, the Ashland County Board of Supervisors finds, after due consideration, that regulating the weight of implements of husbandry on a per axle basis is more appropriate for preserving and maintain all highways under the jurisdiction of Ashland County.

SO NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF ASHLAND DOES ORDAIN AS FOLLOWS:

Section 1. Pursuant to Wis. Stat 348.15(9)(f), all implements of husbandry (including Category B implements of husbandry) defined in Wis. Stat. 340.01(24)(a) 1.b operating on highways under the jurisdiction of Ashland County may not exceed the weight limits imposed by Wis. Stat. 348.15(3)(g).

Section 2. To exceed the length and/or weight limitations on highways under the jurisdiction of Ashland County, a no-fee permit may be applied for from the Ashland County Highway Department.

Section 3. Pursuant to Wis. Stat. 348.27(19)(b) 4m.a., in the event an application for a no fee permit is made to Ashland County for a Category B implement of husbandry as defined in Wis. Stat. 340.01(24)(a) 1.b., Ashland County is required to provide an approved alternate route, which may include highways that are not under jurisdiction of Ashland County if prior approval has been given by the jurisdiction over the alternate routes not under jurisdiction of Ashland County for operation of Category B implements of husbandry as defined in Wis. Stat. 340.01(24)(a) 1.b.

Section 4. This Ordinance shall be in full force and effect upon enactment and publication as required by law, but no earlier than January 1st, 2015.

Section 5. This Ordinance shall remain in full force and effect permanently until either duly amended or repealed by the Ashland County Board of Supervisors as mandated by Wis. Stat. 348.15(9)(g).

Section 6. All ordinances or parts of ordinances inconsistent with or in contradiction of the provisions of this Ordinance are hereby repealed.

Respectfully submitted this 10th day of November, 2014.

Ashland County Highway Committee:

Carl Kubley
Jerry Teague
Gary Kabasa
Ken Lindquist
Richard Korpela

Signed at the City of Ashland, Wisconsin, this 11th day of December, 2014.

Enacted and approved this 11th day of December, 2014

Pete Russo, Chairman, Ashland County Board of Supervisors

Heather Schutte, Ashland County Clerk

ADOPTED BY ASHLAND COUNTY BOARD