

**CITY OF LIBERTY LAKE
SPOKANE COUNTY, WASHINGTON
ORDINANCE NO. 160**

**AN ORDINANCE OF THE CITY OF LIBERTY LAKE, WASHINGTON,
CREATING A NEW CHAPTER 4 TO TITLE 7, ENTITLED "SEASONAL ROAD
RESTRICTIONS", AND PROVIDING FOR OTHER MATTERS PROPERLY
RELATED THERETO**

WHEREAS, the City Council of the City of Liberty Lake has determined it is necessary to regulate and control the movement of truck traffic on City streets;

WHEREAS, the City is granted the authority pursuant to RCW 46.44.080 to impose weight limits on trucks and other vehicles to prevent damage and destruction of the City streets;

WHEREAS, to provide for limited exceptions upon showing of good cause the City will establish a special permit process to authorize trucks and vehicles to periodically exceed the weight limits established for City streets;

WHEREAS, the current Liberty Lake Municipal Code does not provide for an effective means for controlling heavy truck traffic; and

WHEREAS, the City Council recognizes the importance of improving, maintaining, and protecting the public ways.

NOW, THEREFORE, the City Council of the City of Liberty Lake, Washington, do ordain as follows:

**Title 7
Chapter 4**

Seasonal Road Restrictions

Section 1. Chapter. A new chapter 4 to Title 7 consisting of 13 sections is added to the Liberty Lake Municipal Code (LLMC) and titled "Seasonal Road Restrictions".

Section 2. New Section. A new section to be known as LLMC 7-4-1 is hereby added to the Municipal Code as follows:

7-4-1 Intent of Chapter.

The intent of this chapter is to protect the public investment in City streets by imposing weight limits for vehicles on City streets. The City Council finds and declares that by reason of climatic and other conditions, City streets are seriously damaged and often destroyed by the continuous movement and operation of heavy trucks and other vehicles. By restricting or limiting the permissible weight of a vehicle traveling on a City street, the City will protect the public's investment and reduce potential public health and safety problems. The frequent operation of heavy vehicles on City streets decreases the anticipated life of the street, decreases property values and increases the cost to maintain, repair and improve City streets.

Section 3. New Section. A new section to be known as LLMC 7-4-2 is hereby added to the Municipal Code as follows:

7-4-2 City streets defined.

For the purpose of this chapter, the term "City streets" as used herein means all City streets identified in Chapter 3 of Title 8 of the LLMC.

Section 4. New Section. A new section to be known as 7-4-3 is hereby added to the Municipal Code as follows:

7-4-3 Administration and Enforcement Responsibility.

The administration and enforcement of this chapter shall be the responsibility of the Director of Planning and Community Development or his/her designee. The Director may make inspections to enforce this chapter and may notify the property owner, trucking company, or solid waste collector of any violation of this chapter.

Section 5. New Section. A new section to be known as LLMC 7-4-4 is hereby added to the Municipal Code as follows:

7-4-4 Weight Limit Imposed.

The following weight restrictions shall apply to City streets when posted with notice of such restrictions when determined by the Director that such restrictions are necessary to prevent damage to the roadway.

- A. Load limit per tire is the weight in pounds allowable per inch of rated tire tread width as designated on the tire sidewall multiplied by the tire width in nominal inches as shown thereon or as converted from metric designation to the nearest one-half inch as shown on the following table:

Tire Size – Nominal Inches	Allowable Weight Per Inch of Rated Tread Width
Less than 8 inches (200mm)	300 lbs/inch
8 inches or over (200mm)	350 lbs/inch
9 inches or over (225mm)	375 lbs/inch
10 inches or over (250mm)	400 lbs/inch

The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.

- B. **Front Axle Allowance.** An allowance of ten percent above the allowable weight as indicated on the table will be given for front axles only provided all other requirements are met.
- C. **Other Allowances.** No allowance from the above load limits shall be given for any second rear axle suspended from the frame of the vehicle independent of the regular driving axle, commonly known as a rigid trail axle. The load distribution on any one axle of a vehicle shall be such that it will not load the tires on said axle in excess of the load limits specified.
- D. **Exceptions.** School buses, transit buses, city/county maintenance vehicles, emergency vehicles, and motor trucks transporting perishable commodities or commodities necessary for the health and safety of local residents shall be allowed by special permit issued by the Director.

Section 6. New Section. A new section to be known as LLMC 7-4-5 is hereby added to the Municipal Code as follows:

7-4-5 Emergency Closure.

During the period of January first through December thirty first of any calendar year, when posted with notice of such closure, City streets may be closed to all vehicles, upon determination by the Director that by reason of rain, snow climatic or other conditions, such restriction is necessary to prevent serious damage or destruction to the road. Exceptions to such closure may be authorized by special permit only.

Section 7. New Section. A new section to be known as LLMC 7-4-6 is hereby added to the Municipal Code as follows:

7-4-6 Emergency Restrictions

The following weight restrictions shall apply to City streets when posted with notice of such emergency restrictions when determined by the Director that such restrictions are necessary to prevent damage or destruction of the roadway.

- A. Load limit per tire is the weight in pounds allowable per inch of rated tire tread as designated on the tire sidewall multiplied by the tire width in nominal inches as

shown there on or as converted from metric designation to the nearest one-half inch as shown on the following table:

Tire Size – Nominal Inches	Allowable Weight Per Inch of Rated Tread Width
Less than 9 inches (225mm)	225 lbs/inch
9 inches or over (225mm)	250 lbs/inch
10 inches or over (250mm)	275 lbs/inch

The conversion factor for metric tread widths to inches of tread shall be metric times 0.04 equals inches.

- B. **Front Axle Allowance.** An allowance of ten percent above the allowable weight as indicated on the table will be given for front axles only provided all other requirements are met.
- C. **Other Allowances.** No allowance from the above load limits shall be given for any second rear axle suspended from the frame of the vehicle independent of the regular driving axle, commonly known as a rigid trail axle. The load distribution on any one axle of a vehicle shall be such that it will not load the tires on said axle in excess of the load limits specified.
- D. **Exceptions.** School buses, transit buses, city/county maintenance vehicles, emergency vehicles, and motor trucks transporting perishable commodities or commodities necessary for the health and safety of local residents shall be allowed by special permit issued by the Director.

Section 8. New Section. A new section to be known as LLMC 7-4-7 is hereby added to the Municipal Code as follows:

7-4-7 Emergency Bridge Restrictions

During the period of January first through December thirty first of any calendar year, when posted with notice of such closure, City bridges may be closed to all vehicles weighing over ten thousand pounds gross weight, upon determination by the Director that by reason of rain, snow, climatic or other conditions such restriction is necessary to prevent serious damage or destruction to the bridge.

Section 9. New Section. A new section to be known as LLMC 7-4-8 is hereby added to the Municipal Code as follows:

7-4-8 Signage

The City shall post and maintain signs which identify the weight restrictions imposed on the use of City streets. This chapter shall not be effective until such signs are erected and maintained.

Section 10. New Section. A new section to be known as LLMC 7-4-9 is hereby added to the Municipal Code as follows:

7-4-9 Special Permits.

Upon application to the Director with a showing of good cause, a special permit may be issued authorizing the applicant to operate, move or park a vehicle exceeding the maximum weight limit set forth in Section 7-4-4 or 7-4-6 herein. Special permits may be issued provided the City street has been designed and constructed for such weight, for any shipment duly certified as necessary by military officials or by officials of public or private utility facilities or when in the opinion of the Director the movement or action is necessary to provide a benefit or convenience to residents and property owners within the City. Application shall be made in writing on forms provided by the City and shall be submitted at least 24 hours in advance of the proposed movement. At a minimum, the application shall contain the name, address and phone number of the owner of the vehicle, the place where the vehicle will be moved including a identification of the City street(s), a description of the vehicle including its certified weight and an agreement to pay for all damage done to the City streets by such vehicle. Fees for a special permit shall be set by City Council Resolution.

Section 11. New Section. A new section to be known as LLMC 7-4-10 is hereby added to the municipal code as follows:

7-4-10 Liability for Damage to City Streets.

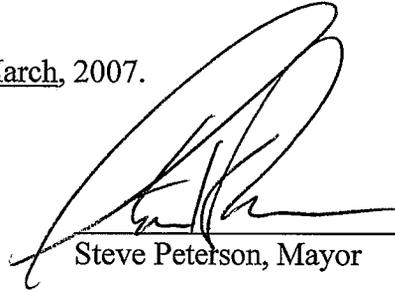
Any person operating a vehicle or moving any object upon a City street is liable for all damages to the City street and all related structures caused by any illegal operation of the vehicle or the movement or parking of a vehicle weighing in excess of the allowed limits. This section applies to any person operating a vehicle or moving an object in any illegal or negligent manner without a special permit.

Any person operating any vehicle is liable to the City for any damage to City streets or related structures caused by the negligent operation of the vehicle. When the operator is not the owner of the vehicle, object or attachment but is operating or moving it with the express or implied permission of the owner, the owner and the operator are jointly and severally liable for any such damage. Damage to any City street may be recovered through civil action instituted in the name of the City.

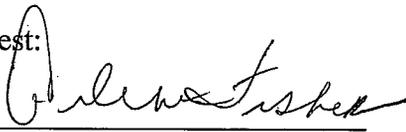
Section 12. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 13. Effective Date. This Ordinance shall be in full force and effect five (5) days after publication of this Ordinance or a summary thereof in the official newspaper of the City as provided by law.

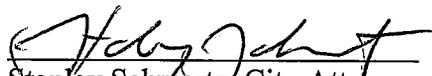
Passed by the City Council this 20th day of March, 2007.



Steve Peterson, Mayor

Attest:

Arlene Fisher, City Clerk

Approved as to form:



Stanley Schwartz, City Attorney

Published 5/9/2007

City of Liberty Lake
22710 E Country Vista Drive
Liberty Lake, WA 99019
(509) 755-6700

**NOTICE OF ORDINANCE PASSED
BY LIBERTY LAKE CITY COUNCIL**

The following is the title and summary of Ordinance No. 160 passed by the City of Liberty Lake City Council on 20th day of March, 2007.

**AN ORDINANCE OF THE CITY OF LIBERTY LAKE, WASHINGTON,
CREATING A NEW CHAPTER 4 TO TITLE 7, ENTITLED "SEASONAL ROAD
RESTRICTIONS," AND PROVIDING FOR OTHER MATTERS PROPERTY
RELATED THERETO.**

The introductory paragraphs state the City is adopting weight restrictions on trucks and other vehicles to prevent damage and destruction of City Streets.

Section 1 states the intent to add a new chapter 4 to Title 7 consisting of 13 sections is added to the Liberty Lake Municipal Code and titled "Seasonal Road Restrictions.

Section 2 adds a new section LLMC 7-4-1 states the intent of the chapter is to protect the public investment in City streets by imposing weight limits for vehicles on City Streets.

Section 3 adds a new section LLCM 7-4-2 entitled "City Streets Defined."

Section 4 adds a new section LLCM 7-4-3 entitled "Administration and Enforcement Responsibility."

Section 5 adds a new section LLCM 7-4-4 entitled "Weight Limit Imposed."

Section 6 adds a new section LLCM 7-4-5 entitled "Emergency Closure."

Section 7 adds a new section LLCM 7-4-6 entitled "Emergency Restrictions."

Section 8 adds a new section LLCM 7-4-7 entitled "Emergency Bridge Restriction."

Section 9 adds a new section LLCM 7-4-8 entitled "Signage."

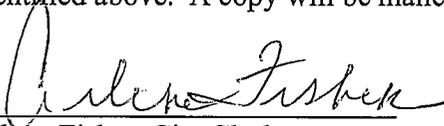
Section 10 adds a new section LLCM 7-4-9 entitled "Special Permits."

Section 11 adds a new section LLCM 7-4-10 entitled "Liability for Damage to City Streets."

Section 12 establishes a severability clause in the event some portion of the Ordinance is held invalid.

Section 13 states this Ordinance shall be in full force and effect five (5) days after publication of the Ordinance Summary or a summary thereof in the official newspaper of the City as provided by law.

The full text of the Ordinance is available at the City of Liberty Lake City offices as identified above. A copy will be mailed out upon request.


Arlene Fisher, City Clerk
Director of Finance & Administration

Published: 05/09/07