

ORDINANCE NO. 128

AN ORDINANCE OF THE CITY OF UHLAND, TEXAS, ESTABLISHING A SCHEDULE OF DESIGNATED STREETS UPON WHICH VEHICLES OVER A SPECIFIED WEIGHT ARE PROHIBITED AND ESTABLISHING PENALTIES.

WHEREAS, it is in the best interest of the public health, safety and general welfare to prohibit vehicles over a designated weight to travel upon certain streets in the City of Uhlund; and

WHEREAS, noise can be detrimental to the integrity of residential areas and it is essential to mitigate or prevent noise impacts to avoid irreparable damage to residential neighborhoods; and

WHEREAS, vehicles of extraordinary weight and size can contribute to rapid destruction of surface streets typical to residential areas;

WHEREAS, the City Council of the City of Uhlund finds that Transportation Code §621.303 authorizes the City of Uhlund to regulate the operation of over-weight vehicles on all roads and streets under the jurisdiction of the City of Uhlund, other than state highways;

NOW THEREFORE; THE CITY COUNCIL OF THE CITY OF UHLAND, TEXAS, DOES ORDAIN THAT:

1. DEFINITIONS

(a) Definitions. For the purpose of this Section, the following terms, phrases, words and their derivatives shall have the meaning given in this section. When not consistent with the context, words used in the present tense include the future, words in the plural include the singular number and words in the singular number include the plural. "Shall" is always mandatory and not merely directory.

1. "City" is the City of UHLAND, Texas.
2. "Deviating Truck" is a truck which leaves and departs from a truck route while traveling inside the City.
3. "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.
4. "Truck" is any vehicle designed or operated for the transportation of property, and whose body weight or whose combined body and load weight or whose rated capacity exceeds 15,000 pounds.
5. "Truck Route" is a way over certain streets, as designated in this ordinance,

6. "Destination point" is a location where merchandise or material is loaded or unloaded during the normal course of business.

7. "Prohibited Street" is any street designated by the City council of the City of Umland to have a gross vehicle weight limit of 15000 pounds

(b) Application of Regulations. All trucks within the City shall be operated only over and along the truck routes established in this ordinance and on the other designated streets over which truck travel is permitted. Overnight parking of trucks in residential areas is not permitted.

(c) Exceptions. This Section shall not prohibit:

1. Operation on Street of Destination: The operation of any trucks upon any street where necessary to the conduct of business at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point;

2. Emergency Vehicles: The operation of emergency vehicles upon any street in the City;

3. Public Utilities: The operation of trucks owned or operated by the City, public utilities, or any contractor while engaged in the repair, maintenance or construction of streets, street improvements or utilities within the City;

4. Detoured Trucks: The operation of trucks upon any officially established detour in any case where such truck could lawfully be operated on the street for which such detour was established.

(d) Truck Routes Established

(1) The City Council of the City of Umland does hereby establish the following roads as designated truck routes through the City:

- a. HWY 21 beginning at city limits and ending at city limits
- b. C.R. 151 beginning at city limits and ending at C.R. 129
- c. C.R. 129 beginning at city limits and ending at HWY 21
- d. C.R. 127 beginning at city limits and ending at HWY 21
- e. C.R. 227 beginning at city limits and ending at city limits
- f. F.M. 2720 beginning at city limits and ending at Hwy 21
- g. C.R. 156 beginning at C.R. 127 and ending at C.R. 153
- h. C.R. 153 Beginning at Heidenriech Ln and ending at HWY 21
- i. Grist Mill Rd Beginning at HWY 21 and ending at Old Spanish Trail

(e) Prohibited Streets Established

(1) To conserve the conditions of city streets the council have public hearings and due deliberation has established a weight limit of 15,000 pound gross weight on the following streets.

- a. Sunny Ridge Drive
- b. Flint Road
- c. Summer Sun Cove
- d. Misty Drive
- e. Dustin's Drive
- f. Aaron's Court
- g. Everett Lane
- h. Rylea Court
- i. Calle De Tobias
- j. Seeliger Drive

(f) Truck Traffic in the City – Outside Origin

1. Inside Destination Point: All trucks entering the City for a destination point in the City shall proceed only over an established truck route and shall deviate only at the intersection with the street nearest to the destination point. Upon leaving the destination point, a deviating truck shall return to the truck route by the shortest permissible route.

2. Multiple Inside Destination Points. All trucks entering the City for multiple destination points shall proceed only over established truck routes and shall deviate only at the intersection with the street nearest to the first destination point. Upon leaving the first destination point, a deviating truck shall proceed to other destination points by the shortest direction. Upon leaving the last destination point, a deviating truck shall return to the truck route by the shortest permissible route.

(g) Truck Traffic In City – Inside Origin

1. Outside Destination Point. All trucks, on a trip originating in the City, and traveling in the City for a destination point outside the City, shall proceed by the shortest direction over streets on which such traffic is permitted to a truck route as established in Section (d) of this ordinance.

2. Inside Destination Points. All trucks on a trip originating in the City, and

traveling in the City for destination points in the City shall proceed as provided in Section (d) of this ordinance

(h) Maps. The City Secretary shall keep and maintain accurate maps setting out truck routes and streets upon which truck traffic is permitted; the maps shall be kept on file in the office of the City Secretary and shall be available to the public.

(i) Signs. The City Administrator or his designee shall cause all truck routes to be clearly sign posted to give notice that this ordinance is in effect.

(j) Violation/Penalty. A violation of this ordinance shall be a traffic infraction of a "class C" classification punishable by fines not to exceed 200.00 per offense

A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall be effective five days after its publication


Passed and approved this 28th day of September, 2012





Glenn Smith, Mayor pro-tem

Attest:



Karen Gallaher, City Secretary