

Town of Burnett

Ordinance to Opt-In for Category B—IOWs to Comply with the Table of Statutory Weight Limits under Sec. 348.15(3) (g)

Ordinance No. 36

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

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

Now, therefore, BE IT HEREBY ORDAINED by the Town Board of the Town of Burnett, Dodge County, that pursuant to Sec. 348.15 (9)(f) of Wis. Statutes, all implements of husbandry (including Category B implements of husbandry defined in Sec. 340.01(24) (a) 1.b may not exceed the weight limits imposed by Chapter 348.15 (3) (g) of Wis. Statutes.

Further, BE IT HEREBY ORDAINED that to exceed the length and/or weight limitations on highways under this jurisdiction a no-fee permit may be applied for from the municipal jurisdiction.

Further, BE IT HEREBY ORDAINED that pursuant to Sec. 348.27 (19) (b) 4m.a in the event an application for a no-fee permit is made for a Category B implement of husbandry as defined in Sec. 340.01 (24) (a) 1.b, the municipal jurisdiction or county is required to provide and approved alternate route, which may include highways that are not under this jurisdiction if prior approval has been given by the jurisdiction over the alternate routes not under the entity's jurisdiction for operation of Category B implements of husbandry as defined in Sec. 340.01 (24) (a) 1.b.

Further, BE IT HEREBY ORDAINED that this ordinance shall remain in effect until rescinded by further action of the board.

Further, BE IT HEREBY ORDAINED that a copy of this ordinance shall be provided to the Wisconsin Department of Transportation to be posted on the state DOT website.

Adopted by the Town Board this 17 day of March 2015.



Town Chairperson

Attested to by the Town Clerk/Treasurer



Town Clerk/Treasurer

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 Dodge 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 maintenance purposes of all highways under the jurisdiction of Dodge County.

SO NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF DODGE 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 Dodge 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 Dodge County a no-fee permit may be applied for from the Dodge 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 Dodge County for a Category B implement of husbandry as defined in Wis. Stat. § 340.01(24)(a)1.b., Dodge County is required to provide an approved alternate route, which may include highways that are not under jurisdiction of Dodge County if prior approval has been given by the jurisdiction over the alternate routes not under jurisdiction of Dodge 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 1, 2015.

Section 5. This Ordinance shall remain in full force and effect permanently until either duly amended or repealed by the Dodge County Board of Supervisors or until January 1, 2020, 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 16th day of September, 2014.

Dodge County Highway Committee:

Harold Johnson
Harold Johnson

Chester Caine
Chester Caine

Randy Grebel
Randy Grebel

William T. Muche
William T. Muche

Jeff Berres
Jeff Berres

Enacted and approved this 16th day of September, 2014.

ADOPTED
BY DODGE COUNTY BOARD

SEP 16 2014

AYES 30 NOES 0

ABSENT 3

ABSTAIN 0

Karen J. Gibson
County Clerk

Russell Kottke
Russell Kottke, Chairman
Dodge County Board of Supervisors

Karen J. Gibson
Karen J. Gibson, County Clerk

Figure 348.15 (3) (g):

Maximum gross weight in pounds on a group of—							
Distances in feet between foremost and rearmost axles of a group	2 axles of a vehicle or combination of vehicles	3 axles of a vehicle or combination of vehicles	4 axles of a vehicle or combination of vehicles	5 axles of a vehicle or combination of vehicles	6 axles of a vehicle or combination of vehicles	7 axles of a vehicle or combination of vehicles	8 axles of a vehicle or combination of vehicles
4	39,500	45,000	51,500	58,500	65,000	72,000	79,000
5	40,500	46,000	52,500	59,000	66,000	72,500	79,500
6	41,500	47,000	53,000	60,000	66,500	73,500	80,000
7	43,000	47,500	54,000	60,500	67,000	74,000	80,500
8	44,000	48,500	54,500	61,000	68,000	74,500	81,500
9	45,000	49,500	55,500	62,000	68,500	75,500	82,000
10	46,000	50,500	56,000	62,500	69,000	76,000	82,500
11		51,000	57,000	63,500	70,000	76,500	83,500
12		52,000	57,500	64,000	70,500	77,500	84,000
13		53,000	58,500	65,000	71,500	78,000	84,500
14		53,500	59,500	65,500	72,000	78,500	85,500
15		54,500	60,000	66,000	72,500	79,500	86,000
16		55,500	61,000	67,000	73,500	80,000	86,500
17		56,500	61,500	67,500	74,000	80,500	87,500
18		57,000	62,500	68,500	75,000	81,500	88,000
19		58,000	63,000	69,000	75,500	82,000	88,500
20		59,000	64,000	70,000	76,000	82,500	89,500
21		60,000	64,500	70,500	77,000	83,500	90,000
22		60,500	65,500	71,500	77,500	84,000	90,500
23		61,500	66,000	72,000	78,000	84,500	91,500
24		62,500	67,000	72,500	79,000	85,500	92,000
25		63,000	67,500	73,500	79,500	86,000	
26		64,000	68,500	74,000	80,500	86,500	
27		65,000	69,000	75,000	81,000	87,500	
28		66,000	70,000	75,500	81,500	88,000	
29			71,000	76,500	82,500	88,500	

Distances in feet between foremost and rearmost axles of a group	2 axles of a vehicle or combination of vehicles	3 axles of a vehicle or combination of vehicles	4 axles of a vehicle or combination of vehicles	5 axles of a vehicle or combination of vehicles	6 axles of a vehicle or combination of vehicles	7 axles of a vehicle or combination of vehicles	8 axles of a vehicle or combination of vehicles
30			71,500	77,000	83,000	89,500	
31			72,500	77,500	83,500	90,000	
32			73,000	78,500	84,500	90,500	
33			74,000	79,000	85,000	91,500	
34			74,500	80,000	86,000	92,000	
35			75,500	80,500	86,500		
36			76,000	81,500	87,000		
37			77,000	82,000	88,000		
38			77,500	83,000	88,500		
39			78,000	83,500	89,500		
40			79,000	84,000	90,000		
41			80,000	85,000	90,500		
42			80,500	85,500	91,500		
43			81,500	86,500	92,000		
44			82,500	87,000			
45			83,000	88,000			
46			84,000	88,500			
47			84,500	89,000			
48			85,500	90,000			
49			86,000	90,500			
50			87,000	91,500			
51			87,500	92,000			
52			88,500				
53			89,000				
54			90,000				
55			90,500				
56			91,500				
57			92,000				

SECTION 47. 348.15 (8) of the statutes is amended to read:

348.15 (8) Unless the department provides otherwise by rule, any axle of a vehicle or combination of vehicles which does not impose on the highway at least 8% of the gross weight of the vehicle or combination of vehicles may not be counted as an axle for the purposes of sub. (3) (c) and (g).

SECTION 48. 348.15 (9) of the statutes is created to read:

348.15 (9) (a) Except as provided in pars. (c), (e), and (f), the increased weight allowance for implements of husbandry and agricultural commercial motor vehicles under sub. (3) (b) and (g) applies in lieu of, not in addition to, any other increased weight allowance for implements of husbandry authorized under this chapter.