

**ORDINANCE 2007-0827  
WEIGHT LIMITS  
On Town of Hull Roads  
Portage County, Wisconsin**

**Section I. Statement of Purpose**

In the interest of public safety and the general welfare of Hull citizens, the Town of Hull Board of Supervisors adopts weight limitations on Town of Hull roads. Except as otherwise specifically provided in the Ordinance, the statutory provisions in Chapters 348 and 349 of Wisconsin Statutes, describing and defining regulations with respect to vehicles and road weight limits, are hereby adopted and by reference are made a part of this Ordinance. Any future amendments, revisions or modifications of the statutes incorporated herein are intended to be made a part of this Ordinance in order to secure uniform statewide regulation of traffic on the highways, streets and alleys of the State of Wisconsin. The purposes of this ordinance are:

- A. To protect the financial investment of Hull citizens in town roads with the intent to extend the life of Hull roads.
- B. To ensure the safety of Hull citizens and others as they travel within the Town of Hull by vehicle as well as pedestrians while walking, jogging, biking, recreating and going about their daily lives.
- C. To provide access to trucks going to and from Hull residences and businesses that has a need for goods and services delivered by trucks.
- D. To direct and encourage heavy trucks to use County, State or Federal Highways whenever possible rather than Town roads. Those roads are built to a much higher standard than Town roads.
- E. To clarify, accommodate and facilitate the administration of the weight control ordinance within the Town of Hull for officials, truck haulers, law enforcement officials, citizens and others.
- F. To enable Law Enforcement personnel including the Portage County Sheriff's Department and the Wisconsin State Patrol to implement provisions of the ordinance by having a legally enforceable ordinance.

**Section II. General Provisions**

- A. In order to enforce weight limits on Town of Hull roads, the Portage County Sheriff's Department and the Wisconsin State Patrol require overweight vehicles to have a permit in their vehicle while traveling on Hull roads. Hence, the Town of Hull Board has established a permit system.
- B. All Town of Hull roads are classified as Class B, special or seasonal roads. Vehicles

Exceeding the posted weight limit are required to have permits to travel on Hull roads in conformity with this ordinance.

- C. Vehicles with Hull weight permits may be required to travel no faster than 25 mph on Hull Roads when such limits are imposed as a condition of receiving a permit.
- D. Special permits are required for projects involving frequent heavy loads exceeding Weight Limit and frequent trips from one specific location on Hull roads including but not limited to construction of ponds and logging operations. Special fee and bonds may be imposed to cover Hull cost for road monitoring and potential damage to roads. Such roads may be designated as “haul roads” and be marked and monitored accordingly. Wisconsin DOT procedures for “haul roads” will be followed as closely as possible.
- E. Businesses located in the Town of Hull operating vehicles exceeding the weight limits will be required to have a special permit. Such permit may be issued semi-annually or annually.
- F. Owners and/or operators of trucks exceeding the weight limit (WL) who store their vehicle(s) at their residence or place of business in the Town of Hull will need a special permit that may be a semi-annual or annual permit. Semi trucks, for example that exceed the WL, will need a permit.
- G. Vehicles exceeding the weight limit traveling from one municipality to another through the Town of Hull but not delivering product/service to Hull households/businesses shall not use Town of Hull roads. No permits exceeding the Class B or seasonal 7 ½-ton weight restriction will be issued.

**H. I-39 Access to the I-39/Casimir Interchange.**

Overweight vehicles exceeding the Class B Weight Limit using the I-39/Casimir Interchange for a destination outside of the Town of Hull will be granted a permit to travel Hull roads on a case by case basis. A permit may be issued on a daily, monthly, quarterly or annual basis. No permits shall exceed a year. The spring 7½ ton weight restrictions will apply. Other Hull road restrictions may also apply as stated on the road permit.

- I. Because of the variety of road surfaces and sub-soils and state/federal requirement, the Town of Hull reserves the right to impose emergency restrictions on Hull roads that becomes effective upon posting. Special WL, for example, may be imposed west of I-39 at 7 ½ ton during the non-spring period because of road deterioration.

**Section III. Weight Limitation**

The Hull Road Foreman is responsible for designating roads and imposing weight limits subject to review by the Hull Town Board.

**A. Year Around Limitation**

All Town roads within the Town of Hull, Portage County, Wisconsin are considered Class B roads as defined by Wisconsin Statute. Class B roads limit usage without a permit to 60% of the weight authorized for Class A road. Class B roads have a maximum total weight limit of 48,000 pounds. Trucks exceeding the applicable weights are required to have a permit

from the Town of Hull to operate on Hull roads. Class B roads require an axle weight not to exceed 12,000 lbs (60% of Class A axle weight of 20,000).

B. Special Weight Restriction (see attached flow chart)

1. Any motor vehicle whose operation is pickup or delivery, including operation for the purpose of moving or delivering supplies or commodities to or from any place of business or residence that has an entrance on a Class “B” highway, may pick up or deliver on a Class “B” highway provided they meet the gross vehicle weight limitations. However the following special weight limits shall apply and require a permit to operate:

(A.) Operation on listed roads (new roads) is limited to a maximum of 15,000 lbs. per axle.

*Examples:*

Quad-axle (5 axles) x 15,000 lbs. / axle = 75,000 lbs.

Tri-axle (4 axles) x 15,000 lbs / axle = 60,000 lbs.

Listed roads are the following:

- Wilshire Drive – North Point Drive to Jordan Road
- Jordan Road – County Road Y to North Second Drive
- North Reserve Drive – City limits to Jordan Road
- Brilowski Road – State Highway 66 to Walter Street
- Old Highway 18 – U.S. Highway 10 E to City Limits
- Golla Road – Maple Bluff Road to Brilowski Road
- Old Wausau Road – City limit to Dubai Avenue
- **North Second Drive – City limits to County Road X**

(B.) Operation on non-listed roads (old roads) is limited to a maximum of 12,000 lbs. per axle.

*Examples:*

Quad-axle (5 axles) x 12,000 lbs. / axle = 60,000 lbs.

Tri-axle (4 axles) x 12,000 lbs. / axle = 48,000 lbs.

Non listed roads (old roads) are all other Town roads not scheduled as a listed road in III.B. 1 (A). Examples of all old roads include but are not limited to:

- Granite Ridge Road
- North Star Drive
- Torun Road North of Jordan Road
- Casimir Road
- ~~North Second Drive – City limits to County Road X~~

2. Excessive Weight / Frequent Trips

The Town of Hull on a case-by-case basis will consider permitting vehicles that involve excessive weight/frequent trips above the limits defined in Section III.A and B.

Request to exceed the limitations may require special consideration as a “haul road” requiring additional documentation and observation. Pre-photo filming and post photo filming may be implemented to record any damage to Hull roads. The cost of these additional requirements may be passed on to the hauler. Pond construction/lumbering operations may fall in this category.

### 3. Newly Constructed/Reconstructed Roads.

For a period normally up to two (2) years following the construction/reconstructions of a Hull road special provisions may be placed on the road particularly during the summer months. The Town of Hull will impose such provisions and post the roads accordingly. Normally such restrictions will be imposed thru 7 ½ ton weight restriction.

C. Seasonal (Spring) Weight Restrictions: During the Spring breakup normally from early March to late April (six or seven weeks) the maximum weight permitted on Hull roads is 7 ½ tons. Generally the Town of Hull follows the Portage County Highway Department time table when imposing Spring weight restrictions. There may be areas of Hull where the 7 ½ ton weight restriction may be imposed other than during the Spring breakup period. Vehicles exceeding 7 ½ ton weight restriction require a road permit. The permit process to exceed 7 ½ tons requires individual trip approval. No blanket permits will be issued. Those haulers obtaining seasonal weight permits to haul on Town of Hull roads may be required to:

- ↓ Haul early in the morning before 7:30 a.m.
- ↓ Haul half loads or lighter loads
- ↓ Drive in the middle of the road when safety conditions permit
- ↓ Travel at slower speeds than posted.
- ↓ Take alternative route(s)
- ↓ Other

## **Section IV. Exception to Weight Limits**

Certain vehicles are **exempt from Town of Hull weight limitation** except during the seasonal weight period. They are:

- J. Fire Department vehicles, Hull dump trucks when sanding, salting and plowing.
- K. School buses picking up or delivering children to Hull residences.
- L. Garbage hauler contracted with the Town of Hull or through Portage County Solid Waste Department to pick up garbage and/or recyclables.
- M. Septic hauler when pumping individual septic tanks in the Town of Hull.
- N. Vehicles transporting agricultural products, including but not limited to milk, grain, livestock and poultry, to or from a place of business or residence within the Town.
- O. Vehicles traveling a road located within the Town of Hull over which a federal highway, state trunk highway or county trunk highway is routed are not governed by this ordinance.
- P. Emergency vehicles when responding to crisis situations in the Town of Hull.

PLEASE NOTE: *Damage to Hull roads done by hauler regardless of exempt status are responsible for any road damage caused by their truck loads.*

## **Section V. Administration**

The Portage County Sheriff's Department and Wisconsin State Patrol shall enforce the ordinance. Citizens may assist in the implementation of the Ordinance by reporting alleged violations to Hull officials. Day to day administration and implementation shall be the responsibility of the Hull Road Foreman and Town Secretary.

- A. Posting of signs. Signs shall be procured, erected and maintained, giving notice of the ordinance and of the special weight limitations and heavy truck regulations established. The Hull Road Foreman shall erect signs in such locations and in such a manner as to carry out the purposes of the ordinance and the corresponding Statutes sufficient to give reasonable notice to user of roads that a special limitation is in effect and the nature of that limitation.
- B. Construction Vehicles. The Town of Hull may grant temporary permits to allow construction vehicles to use Town roads designated with special weight limits such as 7 ½-tons. These permits may be granted after the Town of Hull selects a designated route and the hauler agrees to the route. Federal, State and/or county roads will be utilized as much as possible.
- C. Permit to exceed weight limits. In addition to (B) above all vehicles exceeding the weight limits shall require Town of Hull approval through a permit process. Such permit shall be obtained from the Town Secretary at the municipal building. Exceptions to this provision are noted in Section IV above.
- D. Pond and Lumbering Operation. Special review and permits are required for travel on Hull roads involving heavy loads above applicable weight limits with frequent trips from/to one specific location on Hull roads including but not limited to the construction of ponds and logging operations. Special fees and bonds may be imposed to cover Hull cost for road monitoring and potential damage to roads. Such roads may be designated "haul roads" and be marked and monitored accordingly.

## **Section VI. Obtaining a Permit**

The Hull town Secretary is responsible for administering the permit process.

The process to obtain a permit is as follows:

- A. Permits must be requested by the hauler at least 24 hours before the need to use Town of Hull roads.
- B. Hauler shall call, fax, e-mail or come to Town of Hull Municipal Building to request use of posted roads when vehicle and/or load(s) are overweight.

Telephone: 715-344-8280  
Fax: 715-344-0717  
E-mail: [townofhull@tn.hull.wi.gov](mailto:townofhull@tn.hull.wi.gov)  
Municipal Building – 4550 Wojcik Memorial Drive  
Stevens Point, WI 54482

- C. The following information is required via a written application:
- Who is requesting the permit?
  - Company or person(s) doing the hauling
  - Date(s) of job or travel
  - What is being hauled?
  - Number of loads
  - Weight of load as distributed by axle
  - Route (from beginning to destination)
  - Comments (i.e. speed limit, specific travel time – daylight hours, travel in middle of road, etc.)
  - Application forms are available from the Town of Hull
- D. Permits. If the road usage is agreed upon, a permit(s) will be issued for each vehicle. The permit needs to be available at all times in **each** vehicle traveling Hull roads.

## **Section VII. Violations**

- A. Forfeiture Penalty. The penalty for violation of any provision of this Ordinance shall be a forfeiture as hereinafter provided together with the court costs and fees prescribed by sec. 814.63, stats., and other applicable statutes. Forfeitures for violations of any road weight limitation regulation set forth in the Wisconsin Statutes adopted by reference in Section I of this Ordinance shall conform to the forfeiture penalty for violations of the comparable state statute, including any variations or increases for subsequent offenses.
- B. Suspension of operation. The Town Board/Road foreman, or any traffic officer may order the owner or operator of any vehicle being operated on a Town road to suspend operation if, in its/his judgment, such vehicle is causing or likely to cause injury to such road or is visibly injuring the pavement thereof or the public investment therein.
- C. The exception to the provision in A & B above is when the vehicle is being operated pursuant to a contract that provides that the Town will be reimbursed for any damage done to the road, no suspension of operation is necessary. An example would occur when the Wisconsin DOT designates a Town of Hull road as a “haul road”.
- D. Penalties. In general, the forfeiture penalty relates to three factors; the pounds over the legal weight limit, the number of prior convictions and the time period that multiple convictions occurred. Example of forfeiture penalties include but are not limited to:
1. If 1,000 pounds or less over allowable weight limit, a forfeiture of not less than \$50.00 nor more than \$100.00 upon conviction.
  2. If more than 1,000 pounds over the allowable weight limit and for a second and each subsequent conviction within a 12 month period, a forfeiture of not less than \$100.00

nor more than \$300.00 plus 2 cents, 4 cents, 6 cents or 8 cents for each pound of weight over the limit. If the excess is over 5,000 pounds the charge is 10 cents for each pound over the limit. See Section 348 of Wisconsin Statutes for complete schedule of penalties.

E. Injury of Highway. In addition to the example of forfeiture provision in D above, any person who shall injure any Town road shall be liable in treble damages to be recovered by the Town, and the amount recovered shall be credited to the Town's Highway Maintenance Fund.

### **Section VIII. Review**

The Town Board shall review this ordinance and its implementation and report its findings at the Annual Town meeting in April. The Annual Report will include location (road damaged), date, vendor, extent of damage, cost or fee collected and who repaired the damage.

### **Section IX. Severability**

The provisions of this Ordinance shall be deemed severable and it is expressly declared that the Town of Hull Board would have passed the other provisions of this Ordinance irrespective of whether or not one or more provisions may be declared invalid and if any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the Ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

### **Section X. Implementation Date**

This ordinance after approval by the Town of Hull Board of Supervisors shall take effect October 1, 2007.

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John Holdridge, Chairperson

Attest: \_\_\_\_\_  
Janet R Wolle, Clerk

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