

**TOWN OF HARMONY  
ORDINANCE NO. 110215B**

**AN ORDINANCE TO ADOPT A TOTAL OPT OUT OF ANY LENGTH AND WEIGHT LIMITS FOR ALL IMPLEMENTS OF HUSBANDRY, ALL AGRICULTURAL COMMERCIAL VEHICLES AND FOR ANY TRAILERING OF ONE OF EITHER OF THESE TWO TYPES OF VEHICLES FROM FARM TO FIELD, FROM FIELD TO FIELD, OR FROM FARM TO FARM, PURSUANT TO WIS. STAT. § 348.15(9)(F)2.**

WHEREAS, Wis. Stat. § 348.27(19)(b)5.a. provides that a municipality or county may authorize implements of husbandry as defined in § 340.01(24), agricultural commercial vehicles as defined in § 340.01(1o), and a 2-vehicle combination transporting by trailer or semitrailer either one of these two types of vehicles from farm to field, from field to field, or from farm to farm to exceed any statutory length and weight limits imposed by Wis. Stats. Chapter 348 on all highways under its jurisdiction; and

WHEREAS, the Town Board has previously adopted Ordinance, No. 010515, allowing for the regulation of all implements of husbandry and agricultural commercial vehicles, but now wishes to remove certain restrictions pursuant to Wis. Stat. § 348.27(19)(b)5.a.;

NOW THEREFORE, THE TOWN BOARD OF THE TOWN OF HARMONY, COUNTY OF ROCK, STATE OF WISCONSIN, ORDAINS AS FOLLOWS:

SECTION I: Section 2 of Chapter 10 of the Town of Harmony Code of Ordinances, entitled "Town Roads," and Section 2 is hereby repealed and replaced by the following.

"(1) Pursuant to Wis. Stat. § 348.27(19)(b)5.a., implements of husbandry as defined in § 340.01(24), agricultural commercial vehicles as defined in § 340.01(1o), and a 2-vehicle combination transporting by trailer or semitrailer either one of these two types of vehicles from farm to field, from field to field, or from farm to farm may exceed any length and weight limits imposed by Wis. Stat. Chapter 348 on all highways under the Town's jurisdiction. Therefore, operators of these vehicles are not required to seek permits under Wis. Stat. Chapter 348 from the Town, and the Town will not issue such permits because such permits are not required.

(2) Implements of husbandry as defined in Wis. Stat. § 340.01(24), agricultural commercial vehicles as defined in Wis. Stat. § 340.01(1o), and a 2-vehicle combination transporting by trailer or semitrailer either one of these two types of vehicles from farm to field, from field to field, or from farm to farm are bound to and shall abide by any applicable locally-imposed weight limit postings on Town highways and on Town bridges and culverts adopted pursuant to Wis. Stat. Chapter 349. Therefore, operators of these vehicles must seek permits from the Town if there are locally-imposed weight limit postings adopted pursuant to Wis. Stat. Chapter 349, except that, pursuant to Wis. Stat. § 348.16(2), an implement of husbandry or agricultural commercial motor vehicle being operated or transported, or a 2-vehicle combination transporting an implement of husbandry or agricultural commercial motor vehicle, as described in Wis. Stat. §§

348.15(9)(c), (cm), (e), or (f)1. or 1m. (empty potato harvesters, implement dealer transit, Category B implements of husbandry and Type 1 agricultural commercial motor vehicles whether trailered or untrailered) is exempt from a Class B highway limitation adopted pursuant to Wis. Stat. § 349.15.”

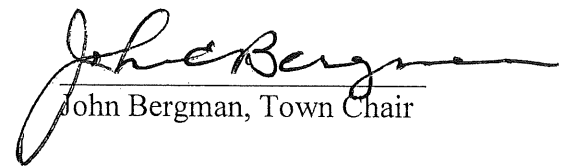
SECTION II: This Ordinance shall remain in effect until rescinded by further action of the Town Board.

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

SECTION IV: A copy of this Ordinance shall be provided to the Wisconsin Department of Transportation to be posted on the state DOT website.

SECTION V: This Ordinance shall take effect on January 1, 2016.

Date: 11/5/2015

  
John Bergman, Town Chair


### CERTIFICATION

I hereby certify that the above Ordinance No. 110215B was adopted by the Town Board of the Town of Harmony on the 2nd day of November, 2016, and that on the 6th day of November, 2016, copies of the above Ordinance were posted by me in three places in the Town of Harmony, Rock County, Wisconsin, as follows:

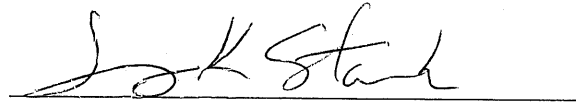
Fanning Excavating 2930 N Harmony Town Hall Road, Janesville WI

Harmony Town Hall, 440 N Hwy14, Janesville WI

Janesville Animal Medical Center, 5021 N Wright Ct Milton WI

  
Tim Tollefson, Town Clerk  
Town of Harmony, Rock County, Wisconsin

Subscribed and sworn to before me this  
10th day of Nov, 2016.



Notary Public, Rock County, Wisconsin  
My Commission is permanent  
or expires: 8/10/18

Option B ordinance Harmony-567386