

ENROLLED ORDINANCE 169-86

DESIGNATION OF COUNTY HIGHWAYS ON WHICH STATUTORY WEIGHT LIMITS
OF SEC. 348.15(3)(g), WIS. STATS., APPLY TO CATEGORY B IMPLEMENTS
OF HUSBANDRY AND CREATION OF SECTION 15-82(d) OF
THE WAUKESHA COUNTY CODE

WHEREAS, Section 15-82 of the Waukesha County Code of Ordinances generally incorporates the provisions of Chapters 340 to 348 of the Wisconsin Statutes, describing and defining regulations with respect to vehicles and traffic and makes them applicable on county trunk highways, and

WHEREAS, Section 348.15(9)(f)1., Wis. Stats., provides that there is no weight limitation per wheel, axle, or group of axles for Category B implements of husbandry as defined in Section 340.01(24)1.b., Wis. Stats., (“Category B Implements of Husbandry”) making them only subject to a statutory gross vehicle weight limitation, and

WHEREAS, Section 348.15(9)(f)2., Wis. Stats., authorizes a county to nevertheless require Category B Implements of Husbandry to comply with axle weight limitations established under Section 348.15(3)(g), Wis. Stats., on any highway under the county’s jurisdiction by enacting an ordinance designating county highways on which those axle weight limitations will apply, and

WHEREAS, it is desirable to require all implements of husbandry, including Category B Implements of Husbandry, to comply with axle weight limitations established under Section 348.15(3)(g), Wis. Stats., on all county trunk highways in order to protect public safety and the public’s investment in transportation infrastructure.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that pursuant to Section 348.15(9)(f), Wis. Stats., the weight limits imposed by Section 348.15(3)(g), Wis. Stats., for implements of husbandry shall apply to all implements of husbandry, including Category B implements of husbandry as defined in Section 340.01(24)(a)1.b., Wis. Stats., when operating on any county trunk highway in Waukesha County.

BE IT FURTHER ORDAINED that in order to operate an implement of husbandry on a county trunk highway that exceeds length and/or weight limitations, applicants may apply for a no-fee permit from Waukesha County.

BE IT FURTHER ORDAINED that all applications for a no-fee permit for implements of husbandry to exceed length and/or weight limitations, and decisions made to grant or deny such applications, shall conform with the requirements and procedures of Section 348.27(19), Wis. Stats.

BE IT FURTHER ORDAINED that Section 15-82(d) is created in the Waukesha County Code of Ordinances to read:

(d) **Implements of Husbandry.** Except in circumstances excepted in Section 348.15(9), Wis. Stats., no person shall operate an implement of husbandry, including Category B implements of husbandry as defined in Section 340.01(24)1.b., Wis. Stats., on the Waukesha County trunk highway system which exceeds the weight limits imposed by Section 348.15(3)(g), Wis. Stats.,

unless the person operating the implement of husbandry possesses a valid no-fee permit issued by the county pursuant to authority granted under Section 348.27, Wis. Stats.

1. Permit applications for implements of husbandry to exceed weight limits on county trunk highways shall be made in conformance with the requirements of Section 348.27(19), Wis. Stats., and shall be submitted to the Director of Public Works on forms prescribed by the Wisconsin Department of Transportation.
2. The provisions of Section 348.27(19), Wis. Stats., shall apply to the review, approval or denial of permit applications, and to the appeal by the applicant of any adverse determination.
3. Any person who violates this subsection, including any violation of a permit issued pursuant hereto, shall be subject to penalties as set forth in Section 348.21, Wis. Stats., and is further subject to enforcement by injunction and/or revocation of any permit issued pursuant to this subsection.
4. This subsection shall be effective from January 1, 2015 through January 1, 2020.

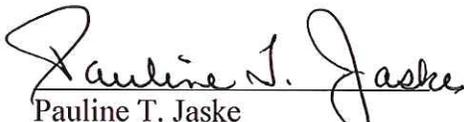
BE IT FURTHER ORDAINED that the Director of Public Works shall forward a copy of this ordinance to the Wisconsin Department of Transportation to be published on the WisDOT's Internet site in conformance with Section 348.15(9)(f)2.c., Wis. Stats.

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OF HUSBANDRY AND CREATION OF SECTION 15-82(d) OF
THE WAUKESHA COUNTY CODE

Presented by:
Executive Committee

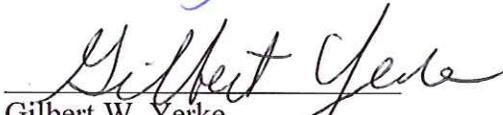

Paul L. Decker, Chair

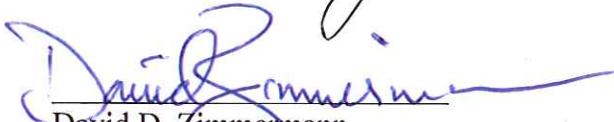

James A. Heinrich


Pauline T. Jaske

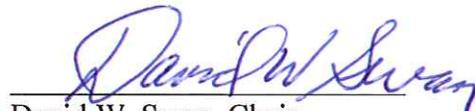

David W. Swan

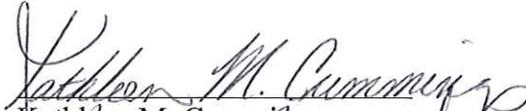

Peter M. Wolff

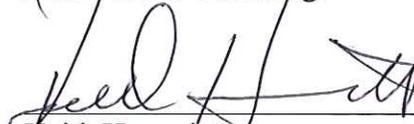

Gilbert W. Yerke

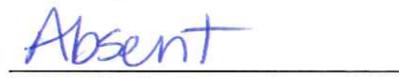

David D. Zimmermann

Approved by:
Public Works Committee


David W. Swan, Chair


Kathleen M. Cummings


Keith Hammitt


Robert L. Kolb


Richard Morris


Carl Pettis

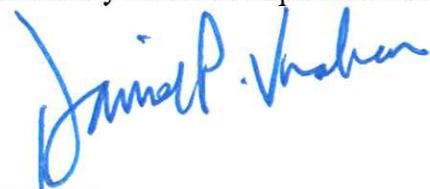

Steve Whittow

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin,
was presented to the County Executive on:

Date: 12/22/2014, 
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is
hereby:

Approved: x
Vetoed: _____

Date: 12-22-14, 
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-12/16/14

(ORD) NUMBER-1690089

1 R. KOLB.....AYE	2 D. Zimmermann.....AYE
3 R. MORRIS.....AYE	4 J. BATZKO.....AYE
5 J. BRANDTJEN.....AYE	6 J. WALZ.....NAY
7 J. GRANT.....AYE	8 E. HIGHUM.....AYE
9 J. HEINRICH.....AYE	10 D. SWAN.....AYE
11 C. HOWARD.....AYE	12 P. WOLFF.....AYE
13 P. DECKER.....AYE	14 C. PETTIS.....AYE
15 B. MITCHELL.....AYE	16 M. CROWLEY.....AYE
17 D. PAULSON.....AYE	18 L. NELSON.....AYE
19 K. CUMMINGS.....AYE	20 T. SCHELLINGER...AYE
21 W. ZABOROWSKI.....AYE	22 P. JASKE.....AYE
23 K. HAMMITT.....AYE	24 S. WHITTOW.....AYE
25 G. YERKE.....AYE	

TOTAL AYES-24

TOTAL NAYS-01

CARRIED ~~_____~~

DEFEATED _____

UNANIMOUS _____

TOTAL VOTES-25