

WASHINGTON TOWNSHIP,  
ARMSTRONG COUNTY

ORDINANCE NO. 0112

AN ORDINANCE OF THE TOWNSHIP OF WASHINGTON, ARMSTRONG COUNTY, PENNSYLVANIA, IMPOSING RESTRICTIONS AS TO THE WEIGHT OF VEHICLES OPERATED UPON CERTAIN TOWNSHIP ROADS; PROVIDING FOR THE ISSUANCE OF PERMITS FOR MOVEMENT OF VEHICLES OF WEIGHTS IN EXCESS OF RESTRICTIONS; AND PRESCRIBING PENALTIES FOR VIOLATIONS.

BE IT ORDAINED and RESOLVED, and it is hereby ordained and resolved, by the Board of Supervisors of the Township of Washington, Armstrong County, Pennsylvania, as follows:

**Section 1.** Short Title – This Ordinance shall be known as “Motor Vehicle Weight Limitation Ordinance of 2012.”

**Section 2.** Enactment – This Ordinance is enacted pursuant to the authority conferred by the “Vehicle Code,” Act of 1976, June 17, P.L. 1969, No. 81, Section 1, effective subject to all provisions of Section 4902 of the “Vehicle Code,” 75 Pa.C.S.A. § 4902 and all Pennsylvania Department of Transportation regulations promulgated or to be promulgated under the “Vehicle Code,” by way of illustration and not limitation under Sections 4902(1) and 6103 (75 Pa.C.S.A. §§ 4902(f), 6103).

**Section 3.** Definitions – The following words when used in this Ordinance shall have the following meanings, unless the context clearly indicates otherwise:

**Motor Vehicle** – any vehicle or combination as defined and/or governed by the “Vehicle Code,” 75 Pa.C.S.A. § 101, et seq., as amended.

**Local Traffic** – emergency vehicles and school buses, defined hereinafter, vehicles and combinations of governmental entities and utilities where their contractors are engaged in construction or maintenance on a posted highway or in a location which can be reached only via a posted highway, and vehicles and combinations going to or coming from a residence or farm located on a posted highway or which can be reached only via a posted highway.

**Emergency Vehicle** – a fire department vehicle, police vehicle, ambulance, blood delivery vehicle, Armed Forces emergency vehicle, one private vehicle of a fire or police chief or assistant chief, or ambulance corps commander or assistant commander, or of a river rescue commander used for answering emergency calls, or other vehicle designated by the State Police under Section 6106 of the “Vehicle Code” (relating to designation of emergency vehicles by Pennsylvania State Police).

**School Bus** – a motor vehicle designated for carrying more than ten (10) passengers, exclusive of the driver, and used for the transportation of school children.

**Section 4.** Findings of the Board of Supervisors of Washington Township – The Board of Supervisors has determined and hereby determines based upon engineering studies conducted by Keller Engineers and otherwise that the following roads may be damaged or destroyed unless the permissible weight of motor vehicles is restricted to the weight limits listed.

Road Number	Road Name	Weight Limit
T-368	Belleau Road	10 ton
T-396	River Road	10 ton
T-397	Peach Hill Road	10 ton
T-418	Crissman Road	10 ton
T-426	Silver Rock Road	10 ton
T-437	Pence Road	10 ton
T-438	Spot Road	10 ton
T-439	Hays Road	10 ton
T-440	Hulings Run Road	10 ton
T-441	Hollow Road	10 ton
T-480	French Corners Road	10 ton
T-482	Claypool Road	10 ton
T-484	Ridge Road	10 ton
T-485	St. Marks Road	10 ton
T-491	Armstrong Road	10 ton
T-540	Holly Road	10 ton
T-571	Moorehead Road	10 ton
T-573	Sherry Lane	10 ton
T-577	Helm Road	10 ton
T-581	Brush Valley Road	10 ton
T-583	Hooks Flat Road	10 ton
T-585	Center School Road	10 ton
T-591	Spring Run Road	10 ton
T-597	Hilltop Road	10 ton
T-641	Wolfe Road	10 ton
T-642	Upper Limestone Road	10 ton
T-643	Browns Road	10 ton
T-644	Oak Road	10 ton
T-645	Old Reesedale Road	10 ton
T-647	Lower Limestone Road	10 ton
T-648	Himes Road	10 ton
T-655	Rickle Hollow Road	10 ton
T-728	Camp Road	10 ton
T-800	Johns Road	10 ton
T-841	Wattersonville Road	10 ton
T-860	Beagle Club Road	10 ton

**Section 5. Vehicle Weight Limits Established –**

(A) Pursuant to the findings under Section 4, supra, and by authority of Section 4902 of the “Vehicle Code” and regulations promulgated thereunder, no motor vehicle or combination shall be operated upon any of the roads listed in Section 4 with gross weight in excess of the weight limits listed for said road in Section 4.

(B) Local traffic as defined herein shall be exempted from the restrictions imposed under Section (A) above. However, if the Board of Supervisors determines that any local traffic is likely to damage the road, the Board of Supervisors will so notify the registrants of the motor vehicle or combination and will also notify State Police. After two (2) business days following delivery of the notice, or after five (5) days following mailing of the notice, such local traffic vehicles shall not exceed the weight limits except in accordance with Section 6 hereof.

**Section 6. Permits and Security –** The Board of Supervisors of Washington Township may issue permits for the movement of motor vehicles or combinations with weights in excess of the restrictions imposed under Section 4, supra, and may require such undertaking or security as they deem necessary to cover the costs of anticipated or probable repairs and restoration necessitated by the permitted movement of vehicles. All actions taken under the authority of this section shall be taken in accordance with the rules and regulations adopted by the Commonwealth of Pennsylvania, Department of Transportation, as found in Title 67 of the Pennsylvania Code.

**Section 7. Erection of Signs –** The Township shall erect or cause to be erected and maintained restriction signs designating the restrictions at the end of the portion of road restricted as provided in this Ordinance. In the case of a restriction on a road which has not begun or ended at an intersection with an unrestricted highway, the Township shall also place an advance informational sign at the intersection nearest each end of the restricted portion of the road which would allow drivers to avoid the restricted portion of road.

**Section 8. Penalties for Violation –** Any person operating a motor vehicle or combination upon a road or bridge in violation of a prohibition or restriction imposed under Section 4 is guilty of a summary offense and shall, upon conviction, be sentenced to pay a fine of \$75, except that any person convicted of operating a vehicle with a gross weight in excess of a posted weight shall, upon conviction, be sentenced to pay a fine of \$150 plus \$150 for each 500 pounds, or part thereof, in excess of 3,000 pounds over the maximum allowable weight.

**Section 9. Severability –** The provisions of this Ordinance are severable. If any sentence, clause, or section of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses or sections of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors of Washington Township that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not been included herein.

**Section 10.** This Ordinance shall become effective five (5) days after enactment.

**Section 11.** Repeals – All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed insofar as they may be inconsistent herewith.

ENACTED AND ORDAINED into law this 6<sup>th</sup> day of February, 2012.

Attest:

Board of Supervisors:

Bruce L. Mitchell  
Secretary

Harold R. Beauger

Douglas J. Jones

James W. Hooper