

**STATE OF ILLINOIS
COUNTY OF LAKE
LIBERTYVILLE TOWNSHIP**

DESIGNATED TRUCK ROUTE SYSTEM/ WEIGHT CONTROL

ORDINANCE # 2015-2

Modification of existing Ordinance 2015-1

WHEREAS, the Illinois Vehicle Code, Chapter 625 of the Illinois Compiled Statutes, provides for the limitation of weights of vehicles operating on the various highway systems of Illinois; and

WHEREAS, the Illinois Vehicle Code provides the authority of the Board of Trustees of the Township and the Highway Commissioner to further place limitations on the operation of vehicles and weights thereof on the township highway system; and

WHEREAS, large sums of money are appropriated and spent to maintain the township highway system, to keep the roads in good condition; and

WHEREAS, at certain times of the year the township highway system is more susceptible to damage by heavy trucks operating on the aforesaid system; and

WHEREAS, the Board of Trustees and the Highway Commissioner believe it is in the public interest and for the safety of the motoring public to further codify, refine and establish limitations on the operation of vehicles and weight thereof;

NOW, THEREFORE BE IT ORDAINED by the Supervisor, and the Board of Trustees of the Township of Libertyville, and the Highway Commissioner of the Libertyville Township Highway Department as follows:

**SECTION I
PREAMBLE**

The Supervisor, the Board of Trustees, and the Highway Commissioner of the Libertyville Township Highway Department hereby find that the recitals contained in the Preamble hereof are true and correct.

**SECTION II
REPEAL OF PREVIOUS ACTION**

All Resolutions and Ordinances in conflict with this Ordinance are hereby repealed.

**SECTION III
EXCESSIVE WEIGHT AND LOAD PROHIBITED**

It shall be unlawful for any person to drive or move, or for the owner of a vehicle to cause or knowingly permit its vehicle to be driven or moved on any street or road with a weight exceeding the limitations stated in this ordinance or otherwise in violation of this Ordinance. An operator of a vehicle operating under the authority of 625 ILCS 5/15-101, 625 ILCS 5/15-111 and/or 625 ILCS 5/15-316, while utilizing Township roads and/or right of way under "reasonable access" rules is in violation of this Section if the vehicle is not utilizing the most direct route to the point of loading and unloading.

No vehicle with a registered weight or gross vehicle weight rating "GVWR" or gross combination vehicle weight rating "GCWR" or actual weight greater than six tons (12,000 pounds) shall operate on the roads unless going directly to a business or location in the township's jurisdiction. Vehicles with these weights shall not pass through Township roads to get to another municipality or township.

**SECTION IV
DESIGNATION OF 6 TON PER AXLE WEIGHT LIMIT ROADS**

- A. The following portions of township highways are hereby designated as to the maximum weight of vehicles to be operated upon said portions of township highways per axle of six tons.
- B. The Township Highway Department shall have said portions of township highways posted with appropriate signs as to the maximum weight limit of six tons per axle and said limitations shall not be effective until such posting is in place.

LIST OF ROADS

ROAD NAME	FROM	TO
Almond Road	Casey Road	A point 0.11 mile (539 feet) north of Casey Road
Casey Road	Route 21	Route 45 (a distance of 2.24 miles; 11,774 feet)
River Road	Route 137	A point 0.67 mile (3569 feet) north of Route 137
Guerin Road	River Road	A point 0.35 mile (1,187 feet) east of River Road
Oak Spring Road	100 feet west of the west bank of the Des Plaines River	A point 0.5 mile (2,740 feet) east of Des Plaines River
East Rockland Road	Center of the Des Plaines River bridge	A point 0.7 mile (3,700 feet) east of Des Plaines River
Diamond Lake Road	Railroad Crossing	A point 0.29 mile (1,531 feet) north of Railroad Crossing

SECTION V

**SECTION VI
SPECIAL WEIGHT RESTRICTIONS**

During periods of any calendar year, when freezing or thawing are likely to occur, the Township Highway Commissioner is authorized by this Ordinance to reduce the maximum allowable weight of vehicles per axle from six tons per axle to four tons per axle. The four ton per axle weight limit shall not be effective until the applicable signs have been so posted.

**SECTION VII
OVERSIZE AND OVERWEIGHT PERMITS**

The Township Highway Commissioner is authorized by this Resolution and Ordinance to issue Special Permits for excess size and weight on the township highway system in accordance with Chapter 625 of the Illinois Compiled Statutes; Act 5; Section 5 /15-301, as amended.

**SECTION VIII
EXCEPTIONS**

The provisions of this Ordinance governing weight and load shall not apply to fire apparatus, equipment designed for snow and ice removal operations on the streets and roads by or for the Township, to implements of husbandry or farming temporarily moved upon a street or road, or to a vehicle operated under the terms of a special permit issued as herein provided.

**SECTION IX
POSTING**

The Township Highway Commissioner shall post signs as appropriate, indicating such limitations as imposed by this Ordinance, or any other related Ordinance and as they may be amended from time to time.

**SECTION X
ENFORCEMENT**

The Board of Trustees of Libertyville Township and the Libertyville Township Highway Commissioner hereby authorize the prosecution of the owner or driver, or both, of any vehicle operated in violation of this Ordinance in the matter provided by Section 5/15-112 of Chapter 625 of the Illinois Compiled Statutes, as amended. The penalty upon conviction of any provision of this Ordinance, shall be in accordance with 625 ILCS 5/15-113 as presently stated, or as hereafter amended. As of the date of this ordinance, the schedule of fines is:

Up to and including 2000 pounds overweight, the fine is \$100;

From 2001 through 2500 pounds overweight, the fine is \$270;

From 2501 through 3000 pounds overweight, the fine is \$330;

From 3001 through 3500 pounds overweight, the fine is \$520;

From 3501 through 4000 pounds overweight, the fine is \$600;

From 4001 through 4500 pounds overweight, the fine is \$850;

From 4501 through 5000 pounds overweight, the fine is \$950;

From 5001 or more pounds overweight, the fine shall be computed by assessing \$1500 for the first 5000 pounds overweight and \$150 for each additional increment of 500 pounds overweight or fraction thereof.

**SECTION XI
SEPARABILITY**

If any court of competent jurisdiction shall judge any provision of this Ordinance to be invalid, such judgment shall not affect any provision of this Ordinance not specifically included in the judgment.

**SECTION XII
AMENDMENTS**

This Ordinance may be amended by the Township Board of Trustees and the Highway Commissioner and other limitations as to the operation of vehicles and weights thereof on the township highway system, or changes may be enacted by separate Ordinance.

**SECTION XIII
EFFECTIVE DATE**

This Ordinance shall take effect ten (10) days after publication as provided by Statute.

PASSED AND ORDAINED by the Chairman and Board of Trustees of the Township of Libertyville and the Highway Commissioner of the Libertyville Township Highway Department, in Lake County, Illinois, on a roll call vote at a regularly scheduled meeting of the aforesaid Board of Trustees on the 10 day of December, 2015 and recorded and filed in the Office of the Clerk of Libertyville Township.

Kathleen W. Connor
Supervisor

Attest:

Anne Hansen
Libertyville Township Clerk

[Signature]
Libertyville Township Highway Commissioner

Trustees: David Nield

[Signature]

[Signature]

Roderic M. O'Connor