

Repealed
by ORD 370

IN THE BOARD OF COUNTY COMMISSIONERS OF THE STATE OF OREGON

83-628

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Emergency Ordinance)
Establishing a Gross Vehicle Weight Limit)
of 30,000 lbs. for Vehicles Traveling)
County Road, and Providing Penalties for)
Violation Thereof.)
ORDINANCE NO. 368

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON, (the Board) on the 30th day of December, 1983, sat for the transaction of County business in Special Session, Commissioners Dave Bishop and Ted Lopuszynski being present.

WHEREAS, due to the severe drop in temperatures during the preceding two weeks and the rapid rising of temperatures commencing December 29, 1983, the roads in Yamhill County are in grave danger of rapid deterioration due to asphalt breakup; and

WHEREAS, in the opinion of the County Roadmaster, to halt severe damage to roads under County jurisdiction, it is necessary to prohibit the usage of such roads by vehicles of more than 30,000 lbs., except in emergency situations; and

WHEREAS, the penalties which should attach to violators of said 30,000 lbs. weight limitation should be as set forth in ORS 483.996 (1)(a)-(1)(f); and

WHEREAS, this Ordinance is necessary as an Emergency measure to halt further deterioration of roads subject to County jurisdiction due to impact of the temperature changes of the preceding two weeks, such that an emergency Ordinance is necessary for the health, safety and welfare of the citizens of Yamhill County; NOW THEREFORE,

IT IS HEREBY ORDAINED BY THE BOARD AS FOLLOWS:

Section 1: Effective immediately, no vehicles other than those owned by the United States Government, the State of Oregon, or a political subdivision thereof, having a gross weight of more than 30,000 lbs. shall be permitted to travel roads subject to Yamhill County jurisdiction.

Section 2: Notwithstanding Section 1, emergency vehicles having gross weight of more than 30,000 lbs. shall not be regulated by this Ordinance. For purposes of this Ordinance, "emergency vehicles" are those which either transport materials imminently necessary for the protection of human or animal life, or are designated as emergency vehicles by the County Roadmaster.

Section 3: The penalties provided in ORS 483.996(1) (a)-(1) (f) shall be assessed against those persons convicted of violating Section 1 of this Ordinance. Jurisdiction shall be vested in District Court.

Section 4: This Ordinance being necessary for the health, safety and welfare of the citizens of Yamhill County, and an emergency having been declared to exist, shall be effective upon passage.

DONE this 30th day of December, 1983, at McMinnville, Oregon.

ATTEST:

CHARLES STERN
County Clerk

By *Charles Stern*
Deputy

APPROVED AS TO FORM

By: *John M. Gray, Jr.*
JOHN M. GRAY, JR.
Assistant County Counsel

YAMHILL COUNTY BOARD OF COMMISSIONERS

(not available for signature)
Chairman ROBIN J. HAMBLET

DAVE BISHOP
Commissioner DAVID E. BISHOP

Ted Lopuszynski
Commissioner TED LOPUSZYNSKI