

PUBLIC NOTICE OF ADOPTION OF ORDINANCE RESTRICTING
TRUCK TRAFFIC ON COUNTY ROAD 600 EAST

Notice is hereby given that an ordinance relating to amending the Ordinance Restricting Truck Traffic on County Road 600 East was adopted at a duly held regular meeting of the Board of Commissioners of Grant County, Indiana, held on August 21, 2017. The ordinance will be effective 14 days after its publication herein, and the full text of the ordinance is set out below:

An Ordinance Restricting Truck Traffic on County Road 600 East Between where Grant County Maintenance begins on County Road 600 East and County Road 700 North

WHEREAS, Indiana Code 9-21-1-1 et seq. and associated Indiana statutes authorize local authorities to restrict and prohibit the use of its highways and the operation of trucks and other commercial vehicles thereon and further authorizes imposing limitations as to the weight and size of the vehicles operated thereon; and

WHEREAS, Indiana Code 9-21-1-3(8) and Indiana Code 9-21-4-7 authorizes the County to restrict the use of County Highways by certain vehicles; and

WHEREAS, Indiana Code 9-21-4-3 authorizes the County to place and maintain traffic control devices upon highways under its jurisdiction which are necessary to indicate and to carry out local traffic ordinances or to regulate, warn or guide traffic; and

WHEREAS, The Board of Commissioners of the County of Grant has determined that it is necessary for safety and maintenance purposes to restrict Truck traffic on certain County Roads or portions thereof as repeated use of Truck traffic on certain streets will cause serious damage to such streets; and

NOW, THEREFORE, be it ordained by The Board of Commissioners of the County of Grant, that:

1. Purpose. The purpose of this Ordinance is to designate County Road 600 East between where Grant County Maintenance begins on County Road 600 East and County Road 700 North as a No Trucks Thoroughfare pursuant to the powers vested in The Board of Commissioners of the County of Grant under Indiana Code 9-21-1-2, Indiana Code 9-21-1-3(8) and Indiana Code 9-21-4-7(11). A further purpose of this Ordinance is to authorize the erection of official traffic control devices necessary to carry out the intent of this ordinance and to establish a civil penalty for violation of the terms hereof.
2. Definitions. Truck - means every vehicle that is designed, used or maintained primarily for the transportation of property, except a pick-up truck or a van designed to carry loads no more than one (1) ton or a truck registered as a farm vehicle.
3. Exemptions. No person operating a Truck shall be permitted to operate such vehicle on County Road 600 East between where Grant County Maintenance begins on County Road 600 East and County Road 700 North at any time unless the use of such a road is required and necessary and cannot be avoided in making a local delivery, sale or pick up of property to be transported on a Truck in the normal course of business and such use is made by utilizing the shortest point of access from the nearest authorized truck route or highway.
4. Erection of Official Traffic Control Devices. The Grant County Highway Department is hereby authorized and directed to place traffic control signs designating County Road 600 East between where Grant County Maintenance begins on County Road 600 East and County Road 700 North as a No Trucks Thoroughfare, which traffic control signs and the placement thereof shall comply with and shall follow the Indiana Manual on Uniform Traffic Control Devices.
5. Penalty for Violation. A person who disregards the above designated county roads or portions thereof, as No Trucks Thoroughfares and who operates a Truck on such a road for purposes other than making a local delivery, sale or pick-up violates this ordinance and commits a Class C infraction pursuant to Indiana Code 9-21-4-19 and a judgment of up to five hundred dollars (\$500.00) may be entered for such a violation plus costs pursuant to Indiana Code 34-28-5-4.
6. Deposit of Fines into General Fund. All fines assessed and collected for a violation of this ordinance shall be deposited into the County General Fund.
7. Signs. The Grant County Highway Department shall mark said roadway as restricted in accordance with this Ordinance by placement of the appropriate signs. The Board of Commissioners of the County of Huntington has authorized the Grant County Highway Department to place a sign for this ordinance at SR 218 and County Road 600 E in Huntington County.
8. Effect. This Ordinance shall be in full force and effect upon passage and publication in accordance with law.

TNH 8/30