

TOWN OF EATON
Manitowoc County, Wisconsin
Ordinance No. 2022-03

SPECIAL OR SEASONAL HIGHWAY WEIGHT LIMITS

The Town Board of the Town of Eaton do ordain as follows:

Section 1: Authority to impose special or seasonal highway weight limitations.

- A. Wis. Stat. § 349.16 is hereby incorporated into this Ordinance by reference as if fully set forth herein and as from time to time amended.
- B. For purposes of this Ordinance, the officer in charge of maintenance of Town highways is the Town Chairperson and/or his or her designee(s).
- C. The officer in charge of maintenance of Town highways shall cause the appropriate traffic signage to be placed upon the imposition of a special or seasonal highway weight limitation.
- D. Wis. Stat. § 348.21 is hereby incorporated into this Ordinance by reference as if fully set forth herein, and as from time to time amended.
- E. Any violator of this Ordinance is subject to all of the following penalties, in the sole discretion of the Town Board:
 - 1. A forfeiture in the amount of not less than \$50 and not more than \$500.
 - 2. A forfeiture in an amount calculated according to Wis. Stat. § 348.21.
 - 3. Court-imposed injunctive relief to enjoin further violations.
- F. Upon conviction for a violation of this Ordinance, a violator shall also pay all applicable surcharges, assessments, and costs as allowed by law.
- G. Each trip upon each highway in violation of this Ordinance constitutes a separate offense.
- H. Application may be made to the Town Board for a permit to allow trip(s) in excess of the weight limitations hereby authorized upon an application and the payment of a fee for the consideration of such permit as determined by the

Town Board. An operator granted a permit must keep a written copy of such permit in the permitted vehicle.

Section 2: If any provision of this Ordinance is invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is found invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the provision or application of this Ordinance that can be given effect without the invalid or unconstitutional provision or application.

Section 3: All ordinances and parts of ordinances in conflict herewith are hereby repealed insofar as they would prevent or hinder any operation of this Ordinance as written.

Section 4: This Ordinance shall be in full force and effect from and after its date of adoption and notice to the public as required by law.

Section 5: Town officers and personnel are hereby authorized and directed to take all further actions necessary in order to enact this Ordinance.

Adopted this 12th day of December, 2022.

TOWN OF EATON

By: Richard Christel
Richard Christel, Chairperson

ATTEST:

By: Paulette Vogt
Paulette Vogt, Clerk

Noticed to the public on: 12-13-22.