

Article.

Article 4 Weight Limit Regulations and Restrictions

SEC. 10-401 Heavy Load Restrictions

The Public Works Director of the Town of Bucksport may post any road restricting heavy loads, pursuant to Title 29, M.R.S.A. Section 2395 and in accordance with the following rules and regulations:

1. Whenever it is determined by the Public Works Director that damage may occur to any Town road or street as a result of heavy loads and an **unfrozen or wet road base**, such road or streets may be closed to all vehicles, or combination of vehicles, except:
 - a. Any vehicle or combination of vehicles registered for a gross weight of twenty-three thousand (23,000) pounds or less.
 - b. Any vehicle or combination of vehicles registered for a gross weight in excess of twenty-three thousand (23,000) pounds and traveling without a load. The exception does not apply to special equipment.
 - c. Any vehicle engaged in highway maintenance under the direction of the Town of Bucksport or the State of Maine.
 - d. Any two (2) axle, delivery or service truck registered in excess of twenty-three thousand (23,000) pounds and making deliveries or providing services to any home or business located along the restricted portion of the road.
 - e. Any emergency vehicle.

For the purpose of this section, a road base is considered “unfrozen or wet” if the air temperature is 32° F or above and water is showing in the cracks of the road. If either condition exist, heavy loads are restricted as outlined by this section.

SEC. 10-402 Truck Traffic Prohibited

1. Vehicles registered in excess of thirty-four thousand (34,000) pounds are prohibited on the following restricted roads or streets:
 - a. Russell Hill Road
 - b. Millvale Road (from the intersection of the Charlie Cole Road to the intersection of the Silver Lake Road)
 - c. Hinks Road
 - d. Silver Lake Road
 - e. Mast Hill Road (from the intersection of the Upper Falls Road to the intersection of the Dead River Road)
 - f. Bucks Mills Road (from the intersection of the East Bucksport Road to the intersection of Millvale Road and Central Street)
 - g. Town Farm Road
 - h. Broadway (from the intersection of Nicholson Avenue to the intersection of Central Street).
2. Exemptions to SEC. 10-402 are as follows:

- a. Any truck registered within State weight limits and hauling to or from and for a residential property, with exception on Broadway no through truck traffic will be permitted, such through area being from Nicholson Avenue intersection to Central Street intersection. Trucks exempted by this section shall use the shortest route, either State or Town owned. Such determination when necessary will be made by the Bucksport Police Chief.
 - b. Any truck registered within State weight limits which has been issued a permit by the Town Manager for special circumstances. A bond payable to the Town of Bucksport in the amount of ten thousand dollars (\$10,000.00) per mile may be required to cover the costs of any damage that may occur. If a bond is required, an inspection and documentation of the existing road condition must be performed prior to the issuance of a special permit and all costs associated with the special permit shall be paid by the permittee.
 - c. Any prohibited vehicle that is not carrying a load other than for equipment necessary to operate the vehicle.
 - d. Any emergency vehicle or Town owned or leased highway maintenance vehicle.
3. Definitions:
- a. Restricted Roads or Streets: A road or street or portion thereof, listed in SEC. 10-402 Subsection 1 of this Ordinance, and identified by the most current copy of the Bucksport Tax Maps.
 - b. Residential property or Use: Hauling to or from and for a property which is used as a permanent, seasonal, or temporary living quarter. The term shall include mobile homes, but not recreational vehicles.
 - c. Route: Route includes any public road or street or combination thereof.
 - d. Special Equipment: Equipment registered to travel on public ways such as but not limited to a payloader, grader, crane, and backhoe.

SEC. 10-403 Penalties

Any person or entity found to be in violation of Sections 10-401 or 10-402 of this ordinance shall be liable for a civil penalty of not less than two hundred fifty dollars (\$250.00) for each offense, except that a written warning shall be issued for a first offense, provided, however, this shall not limit the Town from taking action for recovery of any damage which may result from any violation.

SEC 10-404 Separability

The invalidity of any provision of this Ordinance shall not invalidate any other part.

Article 5 Road and Street Standards for Approval