

Town of Rock Creek, Dunn County, WI
Ordinance Number 2019-03-01

1.1 TITLE AND PURPOSE

The title of this ordinance is the Town of Rock Creek Seasonal Overweight Hauling Permitting Ordinance. The purpose of this ordinance is to establish a procedure for allowing permitting of overweight hauling in the Town during the spring road bans.

1.2 CONDITIONS

The Town reserves the right to post seasonal weight limits per Wisconsin Statute Section 348.16. Certain roadways within the Town may qualify for overweight hauling if a permit is granted by the Town.

The Town of Rock Creek will determine if conditions are favorable for including a town road or for granting a permit. Some of these conditions could be, but are not limited to: standing water in the road ditch, frost levels, temperature, time of travel, pavement conditions, and the presence of water in the roadbed.

The permit holder shall assume all responsibility for repair costs for any road damage caused by the execution of this permit. The Town will determine the extent of any such damage. Costs for damages are stated below.

1.3 FEES and PENALTIES

The fee for the permit application is \$35.00 for a single trip permit and \$150 for a multiple trip permit. This fee must be accompanied with the application for permit. Make checks payable to "Town of Rock Creek". This fee is not refundable.

If the Town determines damages to a roadway during the execution of a granted permit the costs for damages to the road will be assessed at \$15.00 per lineal foot of road. There will be a minimum charge of \$500.00 for any road damage caused by the execution of this permit. Permit holders are also subject to penalties stated in WI Statutes 348.21.

Fines for overweight hauling without a town granted permit during posted road bans will be \$300 per incident.

The Town of Rock Creek requires a minimum of two (2) working days to review the permit application.

1.4 TOWN ROADS WHICH OVERWEIGHT PERMITS ARE ALLOWED

Town roads over which permitted trips may be allowed are included as an appendix to this ordinance. As towns roads are improved other roads may be added to the permitted list with out amending this ordinance.

Potential applicants may petition the Town of Rock Creek Board to have additional town roads added to the appended list. The Town of Rock Creek is currently conducting a study of our township roads to determine if any other town roads will become candidates for permitted trips. The Town of Rock Creek is also dedicated to improving their roads so that more become candidates for permitted trips.

1.8 SEVERABILITY

If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are severable.

1.9 EFFECTIVE DATE

This ordinance shall be effective upon passage and publication as provided by law.

Adopted this 21st day of March, 2019.

Yes 3 No 0 Abstain 0 Absent 0

TOWN OF ROCK CREEK

Chairman: Harry Warden

Supervisor: Daniel Whitehead

Supervisor: Rachel Kummer

Attest: Susan Huftel, Town Clerk

APPENDIX: March 2019

CONTACTS:

If there are any questions you may contact the town clerk at (715) 875-4945 or (715) 456-1848, the town chair at (715) 875-4745 or (715) 495-6316, or the town supervisors at (715) 875-4524 or (715) 279-1180.

TOWN ROADS OVER WHICH OVERWEIGHT PERMITS MAY BE GRANTED:

- 770th Street from County Road O north for 0.39 miles
- 770th Street from 130th Avenue north for 0.30 miles
- 130th Avenue from 810th Street west to 770th Street
- 90th Avenue from Peru Town line east to 810th Street
- 176th Avenue from State Road 85 to 950th Street
- 950th Street from 110th Avenue north to 945th Street
- 945th Street from 950th Street north to 950th Street
- 1010th Street from State Road 85 south to 190th Avenue
- 190th Avenue from 1010th Street west to 1000th Street
- 1000th Street from 190th Avenue south to 140th Avenue
- 810th Street from 50th Avenue north to County Road O
- 50th Avenue from 810th Street east to 870th Street
- 870th Street from 50th Avenue north to State Road 85
- 90th Avenue from County Road O east to 1010th Street
- 150th Avenue from State Road 85 west to 850th Street (Class B rating)
- 850th Street from 110th Avenue north to County Road O

This application has been approved _____
Authorized town representative Date

This application has been denied _____
Authorized town representative Date