

COUNCIL BILL NO. 949

ORDINANCE NO. 1957

AN ORDINANCE DESIGNATING TRUCK ROUTES; PROHIBITING USE GENERALLY OF OTHER STREETS, ROADS AND HIGHWAYS FOR OPERATION OF TRUCKS, OR HEAVY VEHICLES, AND PROHIBITING USE OF AIR EXHAUST BRAKES.

THE CITY OF WOODBURN ORDAINS AS FOLLOWS:

WHEREAS, commercial trucks hauling freight in the City of Woodburn utilize certain streets within the City not designated for such loads and travel; and

WHEREAS, commercial truck traffic in areas not specifically designated for such usage impacts the safety, aesthetics, road surface conditons, and general welfare of adjacent neighborhood property and living environment of the community; and

WHEREAS, transportation regulation within the City of Woodburn is a recognized municipal exercise of police authority; NOW, THEREFORE

Section 1. DEFINITIONS: For the purposes of this ordinance the following definitions apply:

(1) "Motor Truck" for this ordinance means every motor vehicle used or maintained primarily for the transportation of property and having a gross weight in excess of 10,000 pounds, excluding Recreational Vehicles, Emergency Governmental Vehicles, up to 1 Ton Pickups, Tow Trucks, Busses and City Franchised Vehicles.

(2) "Truck Trailer" means every vehicle without motive power which:

(a) Has a combined weight of vehicle and maximum load to be carried thereon of more than 10,000 pounds.

(b) Is designated for carrying property and for being drawn by a motor vehicle.

(3) "Truck Tractor" means any motor vehicle used or designed for use with a semi-trailer for carrying, conveying, or moving over the highways any freight, property, article or thing, and having a combined weight of vehicle and maximum load to be carried thereon of more than 10,000 pounds.

(4) "Truck Route" means a street, alley, or other public right-of-way which has been designated by this ordinance as an acceptable roadway for the through-City transportation of motor trucks, truck trailers, and truck tractors.

(5) "Truck Way" means a street, alley, or other public right-of-way which has been designated by this ordinance as an acceptable roadway for the commercial operation of motor trucks, truck trailers, and truck tractors, but does not constitute a through-City route necessary for specialized traffic directional control signs.

Section 2. Motor Truck Traffic Prohibited.

(1) Except as provided in subsection (2), no person shall operate any motor truck upon any public street or alley within the City unless such street or alley has been designated as a truck route or truck way.

(2) Motor trucks being operated on a public street or alley for the following specific purposes are exempt from the restriction imposed by subsection (1) above:

(a) Receiving or discharging goods at any location in the City;

(b) Going to or from a business in the City for the purpose of fuel, service, or repair;

(c) Servicing utility facilities or construction sites in the City; or

Section 3. Truck Routes and Truck Ways Established.

(1) Those streets, roads, and highways located within the limits of the City of Woodburn, shown on Schedule "A" and Schedule "B" are hereby designated as truck routes and truck ways.

(2) The Public Works Director is hereby authorized and directed to erect and maintain specialized traffic directional control signs on designated truck routes in a conspicuous manner and place at each end of the roadway or section thereof in order to give notice of such regulation.

Section 4. The use of air exhaust brakes (jake brakes) on City streets, alleys and right-of-ways within the City of Woodburn is prohibited.

Section 5. Penalties.

(1) A violation of this ordinance constitutes a Class III civil infraction.

(2) Each day that a violation of this ordinance is committed or permitted to continue shall constitute a separate offense.

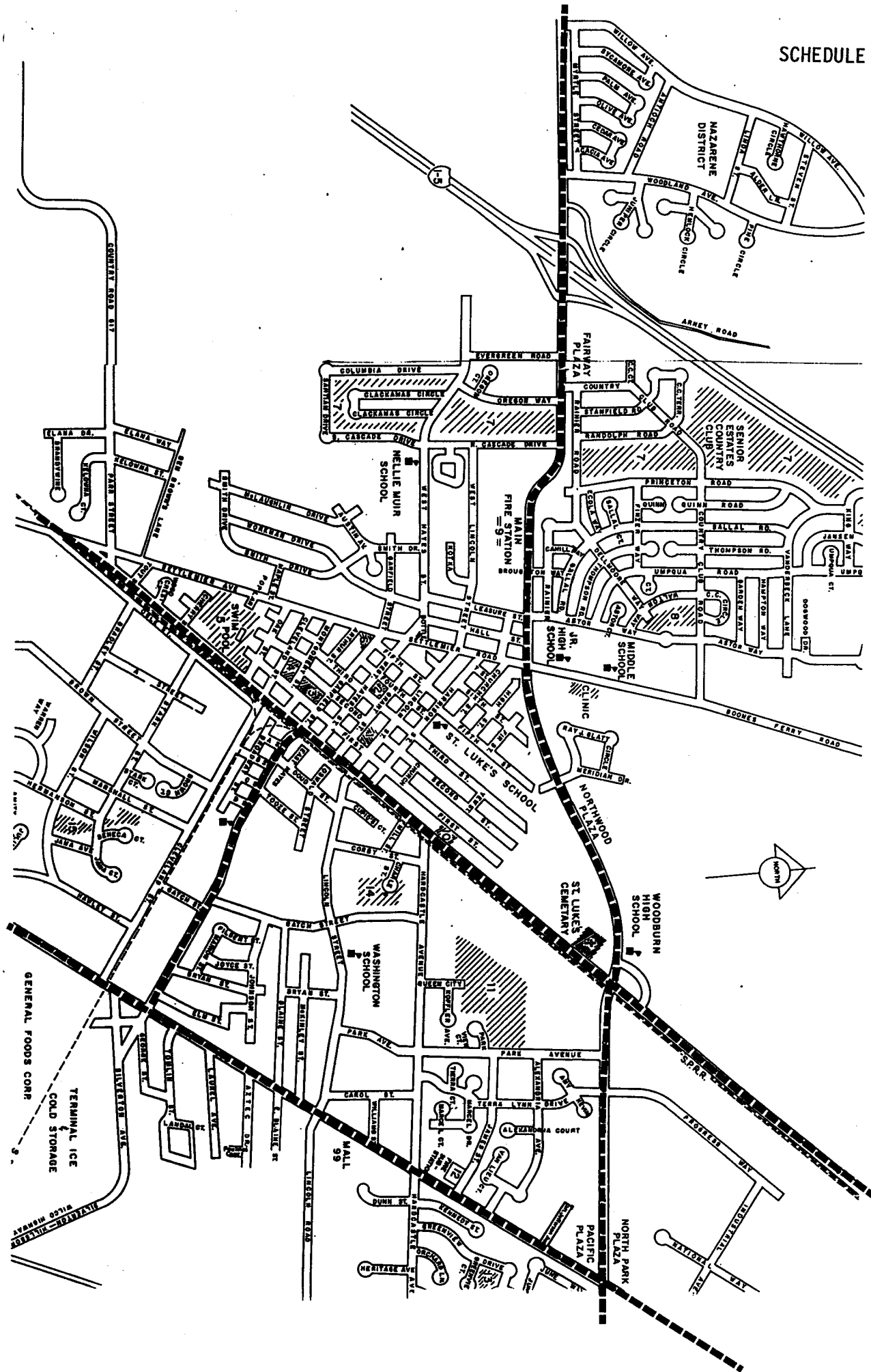
Approved as to form: *N. J. Shaw* 7-29-86
City Attorney Date

APPROVED: *William J. Costine*
WILLIAM J. COSTINE, MAYOR

Passed by City Council July 28, 1986
Submitted to the Mayor July 30, 1986
Approved by the Mayor July 30, 1986
Filed in the office of the Recorder July 30, 1986

ATTEST: *Barney O. Burris*
BARNEY O. BURRIS, Recorder
City of Woodburn, Oregon

SCHEDULE "A"



SCHEDULE "B"

TRUCK ROUTES

1. Highway 99-E from North to South city limits.
2. Highway 214 from East to West city limits.
3. Highway 211 from 99-E to East city limits.

TRUCK WAYS

1. Parr Road from West city limits to Front Street.
2. North Boones Ferry Road from Highway 214 to North city limits.
3. Mill Street from Front Street to Corby Street.
4. Hardcastle Avenue from Front Street to Corby Street.
5. Progress Way.
6. Industrial Avenue.
7. National Way.
8. Birds Eye Avenue.
9. Front Street from North to South city limits.
10. Young Street from Front Street to 99-E.