

Ordinance NO. 2024-- | |

AN ORDINANCE TO LIMIT WEIGHT AND COMMERCIAL TRUCK TRAFFIC ON COUNTY ROADS IN SHELBY COUNTY, IN

WHEREAS, Shelby County, Indiana (hereinafter "County"), may, pursuant to Indiana Code Section 36-1-3, enact ordinances for the effective governance of its departments; and

WHEREAS, the County has established a network of roads that connect homes, businesses, and residents to State Highways and other roads which are required by the State law for the Board of Commissioners of Shelby County, Indiana to maintain, repair and determine how they are to be used; and

WHEREAS, the cost of the maintenance of the roads as compared to state taxes allocated to local government has made the planning and budgeting of county infrastructure maintenance measurably more challenging; and,

WHEREAS, the State of Indiana, each year, embarks on many highway maintenance and repair projects in the region, making it more convenient for commercial trucks to take a county road to bypass instead of following much more substantial and at times lengthy and time-consuming detours; and

WHEREAS, local detours on county roads utilized by commercial trucking operators has substantially damaged county roads, utility infrastructure, and private property.

NOW THEREFORE, BE IT ADOPTED AND ORDAINED BY THE SHELBY COUNTY BOARD OF COMMISSIONERS, AS FOLLOWS:

SECTION 1: The County Thoroughfare and Traffic Code of the County of Shelby, Indiana, Article 2, Chapter 4, Section 1 is amended to additionally provide that no person shall operate a commercial vehicle with a combined weight of twenty-six thousand (26,000.00) pounds or more and/or exceeding 50 feet in length (also referred to herein as "heavy truck"), on any county road not marked with signage identifying the road as a truck route. All other aspects of Article 2, Chapter 4, Section 1 and any amendments thereto by previous ordinances shall remain in full force and effect.

SECTION 2: Exceptions to the prohibited operation of heavy truck through traffic shall include agricultural vehicles, farm equipment or farm implements owned and or operated by residents of Shelby County transporting grain or other agricultural products to elevators or other storage facilities within the County, fire and other emergency vehicles, state, county, or private road construction traffic that are making repairs or maintaining roads in the County, local deliveries, garbage or other public or private utility company vehicles while servicing locations within the County, and vehicles owned or operated by citizens of the County necessary to travel to and from their place of residence or employment.

SECTION 3: The County Highway Department is authorized to erect any signage on County roads necessary to effectuate and implement this Ordinance.

SECTION 4: The Board of Commissioners of Shelby County shall have authority to grant a written permit in special cases that would otherwise be a violation of this Ordinance. Such permits shall provide for a specified route and be valid only for a specific number of days.

SECTION 5: The County Thoroughfare and Traffic Code of the County of Shelby, Indiana, Article 2, Chapter 3, Section 2 is amended to provide that in the event that a person, firm or entity operates a

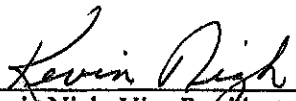
commercial vehicle with a combined weight of twenty-six thousand (26,000.00) pounds or more and/or exceeding 50 feet in length shall be fined no less than \$100.00 and no more than \$500.00.

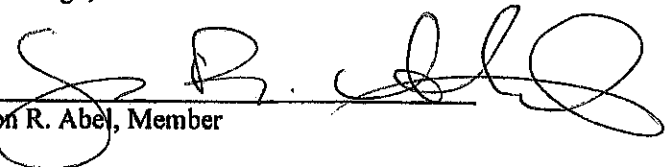
SECTION 6: This Ordinance shall be effective August 1, 2024.

SECTION 7: The County Auditor is authorized to add this Ordinance to the Shelby County Code as an addition or amendment thereto.

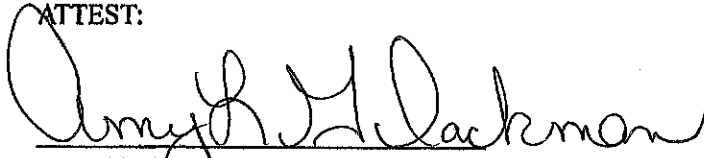
PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF SHELBY COUNTY, INDIANA ON THIS, THE 10 DAY OF June, 2024


Donald Parker, President


Kevin Nigh, Vice President


Jason R. Abel, Member

ATTEST:


Amy Glackman
Shelby County Auditor