

## ORDINANCE NO. 2445

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS AMENDING CHAPTER 10 OF THE CODE OF THE CITY OF MESQUITE BY ADDING A NEW SECTION 10-71 PROHIBITING AND MAKING IT UNLAWFUL FOR ANY PERSON TO OPERATE OR CAUSE TO BE OPERATED ANY COMMERCIAL VEHICLE THE GROSS WEIGHT OF WHICH EXCEEDS THE POSTED LOAD LIMIT ON ANY ROADWAY OR BRIDGE LISTED IN THIS SECTION; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING A FINE NOT TO EXCEED THE SUM OF TWO HUNDRED (\$200.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EMERGENCY:

WHEREAS, several bridges in the southeast part of Mesquite are typically of board plank design and were never intended to support heavy truck loads; and

WHEREAS, some trucks continue to use the routes on which the subject bridges are located; and

WHEREAS, it is deemed necessary to limit the weight of vehicles using such bridges to protect the structures and protect the driving public from potential injury or loss of life and property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That Chapter 10 of the Code of the City of Mesquite is hereby amended by adding a new section 10-71 so as to hereafter provide as follows, in all other respects said Chapter and Code to remain in full force and effect:

**SEC. 10-71. Load Limits on Roadways and Bridges.**

(a) It shall be unlawful for any person to operate or cause to be operated any commercial vehicle the gross weight of which exceeds the posted load limit on any roadway or bridge listed in this section.

(b) When signs are erected giving notice to such effect, no person shall operate or cause to be operated any commercial vehicle, the gross weight of which exceeds the posted load limit, at any time upon bridges or portions of the streets described below:

-----  
Page 2

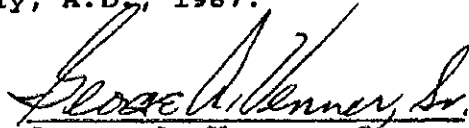
<u>Street</u>	<u>Extent</u>	<u>Load Limit</u>
(Bridge) Lawson Road	100 feet south of Clay-Mathis Rd.	5 tons (10,000 pounds)
(Bridge) Lawson Road	1650 feet north of Cartright Road	10 tons (20,000 pounds)
(Bridge) Lawson Road	200 feet south of Holloman Road	10 tons (20,000 pounds)
(Bridge) Edwards Road	1100 feet northeast of Cartwright Road	6 tons (12,000 pounds)
(Bridge) Mesquite Valley Rd.	350 feet northeast of Quapaw Trail	5 tons (10,000 pounds)
(Bridge) Mercury Road	4500 feet southwest of Cartwright Road	10 tons (20,000 pounds)

Section 2. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional the remaining provisions of this ordinance shall remain in full force and effect.

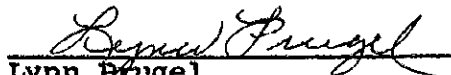
Section 3. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Hundred (\$200.00) Dollars for each offense.

Section 4. The fact that the present ordinances of the City of Mesquite do not adequately protect the safety of the inhabitants of the City creates an urgency and emergency and in the preservation of the public health, safety and welfare requires that this ordinance shall become effective immediately from and after its passage and the publication of caption, as the law and in such cases provides.

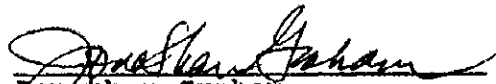
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas on the 20th day of July, A.D., 1987.

  
George A. Venner, Sr.  
Mayor

ATTEST:

  
Lynn Prugel  
City Secretary

APPROVED:

  
Jonathan Graham  
City Attorney

00231