

Sample Weight Limit Local Laws

Sample Local Laws/Ordinances Disclaimer

(Please note: these sample local laws/ordinances were not drafted by the attorneys at AOTSNY and therefore are being provided for informational purposes only. We recommend that you carefully review the enclosed sample local laws with local counsel and make whatever modifications are necessary to address your individual town concerns and to assure compliance with current State and Federal law.)

TOWN OF GOSHEN

ARTICLE V, Weight Limits [Adopted 10-26-1995 as L.L. No. 5-1995]

§ 89-19. Designation of weight limits on Town roads.

Weight limits are hereby established in the amounts and upon the following roads located within the Town of Goshen, and said weight limits shall be posted accordingly, allowing for local delivery:

Road	Weight Limit (tons)
Cheechunk Road	5
Hartley Road	5
Owens Road	5
61/2 Station Road	5
Phillipsburg Road, from the intersection of Owens Road to the Town of Walkkill Town Line	5

§ 89-20. Penalties for offenses.

Any person, firm or corporation who or which violates the provisions of this article shall be subject to a fine of not less than \$100 for the first offense and not more than \$500 for each subsequent offense.

TOWN OF BATAVIA

§ 127-23. Truck exclusions.

- A. All trucks, tractors and tractor-trailer combinations are hereby excluded from the town highways, or parts thereof, described in Schedule 3 herein.
- B. All trucks, tractors and tractor-trailer combinations in excess of the maximum gross weights described in Schedule 4 herein are excluded from these town highways, or parts thereof, described in Schedule 4 herein.
- C. This requirement shall not be construed to prevent the delivery or pickup of merchandise or other property along the town highways from which such trucks, tractors and tractor-trailer combinations are otherwise excluded.

TOWN OF CLARKSTOWN

§ 278-6. Powers of Town Board.

- A. The Town Board of the Town of Clarkstown has heretofore and shall hereafter by resolution, as it sees fit, direct the appropriate town agency to:
 - (1) Upon a roadway which is divided into three (3) lanes, allocate the center lane exclusively for traffic moving in a specified direction.

- (2) Order signs erected directing slow-moving traffic, trucks, buses or specified types of vehicles to use a designated lane; or with signs, signals or markings designate those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway.
- (3) Determine those highways or portions of highways which shall be marked to indicate where overtaking and passing or driving to the left of the roadway would be especially hazardous in accordance with the standards, minimum warrants and sign or marking specifications established by the Department of Transportation. EN
- (4) License, regulate or prohibit processions, assemblages or parades. Whenever such a procession, assemblage or parade authorized by a local authority will block the movement of traffic on a state highway maintained by the state, or a county road maintained by the county, or on a highway which connects two (2) state highways maintained by the state to make a through route, or on a road which connects two (2) county roads maintained by the county to make a through route, for a period in excess of ten (10) minutes, such authority must, prior to such blocking, provide and designate with conspicuous signs a detour adequate to prevent unreasonable delay in the movement of traffic on said state highway maintained by the state and/or county road maintained by the county.
- (5) Prohibit or regulate the operation and the stopping, standing or parking of vehicles in public parks.
- (6) Provide for the removal and storage of vehicles parked or abandoned on highways during snowstorms, floods, fires or other public emergencies, or found unattended where they constitute an obstruction to traffic, or any place where stopping, standing or parking is prohibited, and for the payment of reasonable charges for such removal and storage by the owner or operator of any such vehicle.
- (7) Establish a system of truck routes upon which all trucks, tractors and tractor-trailer combinations having a total gross weight in excess of ten thousand (10,000) pounds are permitted to travel and operate and excluding such vehicles and combinations from all highways except those which constitute such truck-route system. Such exclusion shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways from which such vehicles and combinations are otherwise excluded. Any such system of truck routes shall provide suitable connection with all state routes entering or leaving such town.
- (8) Temporarily exclude from any portion of any town highway any vehicle with a gross weight of over four (4) or more tons, or any vehicle with a gross weight in excess of any designated weight on any wheel, axle, any number of axles or per-inch width of tire when in its opinion such highway would be materially injured by the operation of any such vehicle thereof. Such exclusion shall take effect upon the erection of signs on the section of highway from which such vehicles are excluded, and a notice that such vehicles are excluded shall be published in a newspaper in the county where the highway is situated. The exclusion shall remain in effect until the removal of the signs as directed by the Town Board. Upon written application by any operator of a vehicle subject to this section, the Town Board may issue a permit providing appropriate exemption to such vehicle if it is deemed that said vehicle is performing essential local pickup or delivery service and that a failure to grant such permit would create hardship. Every such permit may designate the route to be traversed and contain other reasonable restrictions of conditions deemed necessary. Every such permit shall be carried on the vehicle to which it refers and shall be open to inspection of any peace officer. Such permits shall be for the duration of the restriction imposed under this section.
- (9) Prohibit, restrict or regulate the operation of vehicles on any controlled-access highway or the use of any controlled-access highway by any vehicle, device moved by human power or pedestrian.
- (10) Prohibit or regulate the turning of vehicles or specified types of vehicles at intersections or other designated locations.
- (11) Regulate the crossing of any roadway by pedestrians.
- (12) Designate any highway or any separate roadway thereof for one-way traffic.
- (13) Exclude trucks, commercial vehicles, tractors, tractor-trailer combinations and trucks in excess of any designated weight from designated highways. Such exclusions shall not be construed to prevent the delivery or pickup of merchandise or other property along the highways from which such vehicles and combinations are otherwise excluded. [Amended 9-11-1991 by L.L. No. 6-1991]
- (14) Prohibit, restrict or limit the stopping, standing or parking of vehicles.
- (15) Designate safety zones.

- (16) Designate county roads and town highways as through highways and order stop signs, flashing signals or yield signs erected on county roads or town highways at specified entrances to such through highways, or designate any intersection except those where one (1) or more entering highways is a state highway maintained by the state as a stop intersection or a yield intersection, and order like signs or signals at one (1) or more entrances to such intersections.
- (17) Regulate traffic by means of traffic control signals.
- (18) Provide for the installation, operation, maintenance, policing and supervision of parking meters, establish parking time limits at such meters, designate hours of operation of such meters and fix and require the payment of a fee applicable to parking where such meters are in operation. The Town Board of any town may exercise these powers on behalf and at the expense of a public parking district with respect to highways outside of villages, but within such public parking district, in which event the fees from such parking meters shall belong to such district, and the cost of operation and maintenance thereof shall thereafter be borne by such public parking district.
- (19) Authorize angle parking on any roadway.
- (20) Adopt such additional reasonable ordinances, orders, rules and regulations with respect to traffic as local conditions may require, subject to the limitations contained in the various laws of this state.
- (21) Prohibit, restrict or limit the stopping, standing or parking of vehicles upon property owned or leased by such town.
- (22) Dimensions and weights of vehicles. [Added 9-28-1998 by L.L. No. 4-1998]
- (a) Except as expressly permitted by the United States or the New York State Department of Transportation, and except where the requirement for local delivery will permit no alternate legal route, no person shall operate or move or cause or knowingly permit to be operated or moved on any public street in the Town of Clarkstown any vehicle or combination of vehicles of a size or weight rating exceeding the limitations provided for in this section.
- (b) Width.
- [1] The width of a vehicle, inclusive of load, shall be not more than 96 inches plus safety devices on any town highway in the Town of Clarkstown.
- [2] The provisions of Subsection A(22)(b)[1] of this section shall not apply to vehicles and implements or combinations thereof between 12 feet and up to 17 feet in width used solely for farm purposes when the following requirements are met:
- [a] The vehicle and implement or combination thereof is operated during the period from 1/2 hour before sunrise to 1/2 hour after sunset.
- [b] Red or orange fluorescent flags not smaller than 18 inches square and reflectors are placed on the extreme corners of the load.
- [c] Two flashing amber lights in compliance with regulations prescribed by the Commissioner of Transportation are attached to the rear of the load or, if the vehicle hauling such implement is equipped with hazard lights which are visible from the rear of the load, such lights are flashing.
- [d] If the vehicle or load extends beyond the center line of a highway or if the vehicle is being operated during any time when, due to rain, sleet, snow, hail, fog, insufficient light or for any other reason visibility for a distance of 1,000 feet ahead is not clear, the vehicle is preceded by an escort vehicle which is equipped with a warning sign and flashing lights in compliance with regulations prescribed by the Commissioner of Transportation.
- [3] The provisions of Subsection A(22)(b)[1] of this section shall not apply to omnibuses or buses used solely for the transportation of children to and from school, but the width of such omnibuses shall not exceed 98 inches.
- [4] Notwithstanding the provisions of Subsection A(22)(b)[1] of this section, racks for carrying hay, straw or unthreshed grain may have a width of 10 feet at the top of the rack. In no cases shall the width at the base of the rack exceed 102 inches, nor shall the width of a rack exceed 102 inches on any portion thereof while on any town highway.
- (c) Height. The height of a vehicle from the underside of the tire to the top of the vehicle, inclusive of load, shall not be more than 13 1/2 feet. Any damage to highways, bridges or highway structures resulting from the use of a vehicle exceeding 13 feet in height where such excess height is the proximate cause of the accident shall be compensated for by the owner and operator of such vehicle.

- (d) Length.
 - [1] The length of a single vehicle, inclusive of load and bumpers, shall not be more than 40 feet, unless otherwise provided in this subsection.
 - [2] The length of a semitrailer or trailer shall not exceed 48 feet except as provided in this subsection; provided, however, that the length of any trailer or semitrailer being operated in combination with another trailer or semitrailer shall not exceed 28 1/2 feet.
 - [3] The length of buses having a carrying capacity of more than seven passengers shall not exceed 45 feet, except that the length of articulated buses shall not exceed 62 feet.
 - [4] The provisions of this subsection shall not apply to fire vehicles.
 - [5] Any semitrailer with a length not to exceed 48 feet may be operated on any town highway, provided that the total length of a combination of vehicles, including such a semitrailer, does not exceed 60 feet.
- (e) Additional restrictions on length; exceptions.
 - [1] The total length of a combination of vehicles, inclusive of load and bumpers, shall not be more than 65 feet.
 - [2] The provisions of Subsection A(22)(e)[1] of this section shall not apply to:
 - [a] Vehicles of a corporation which are subject to the jurisdiction of the Interstate Commerce Commission, the Public Service Commission or other regulatory body and which are used in the construction, reconstruction, repair or maintenance of its property or facilities, provided that any such vehicle complies with the safety requirements of the laws and regulations of the United States and of New York State pertaining to overlength vehicles.
 - [b] Vehicles hauling poles, girders, columns or other similar objects of excess length, provided that any such vehicle complies with the safety requirements of the laws and regulations of the United States and of New York State pertaining to such over-length vehicles.
 - [c] Fire vehicles.
 - [d] Any vehicle or combination of vehicles, which is disabled and unable to proceed under its own power and is being towed for a distance not in excess of 10 miles for the purpose of repairs or removal from the highway.
 - [e] Stinger-steered automobile transporters, while operating on qualifying and access highways. Such vehicles shall not, however, exceed 75 feet exclusive of an overhang of not more than three feet on the front and four feet on the rear of the vehicle.
 - [f] State-owned and/or municipally owned vehicles engaged in snowplowing, ice clearing or other emergency-type operations.
 - [3] Notwithstanding the provisions of Subsection A(22)(e)[1] of this section, a bumper overhang of not more than a total of three feet on the front and four feet on the rear of the vehicle shall be permitted.
- (f) In determining the number of wheels and axles on any vehicle or combination of vehicles within the meaning of this section, only two wheels shall be counted for each axle, and axles which are less than 46 inches apart from center to center shall be counted as one axle. However, in the case of multiple tires or multiple wheels, the sum of the widths of all tires on a wheel or combination of wheels shall be taken in determining tire width.
- (g) Subject to the provisions of the section of this chapter governing maximum vehicle gross weights, the weight-per-inch width of tire on any one wheel of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, shall not be more than 800 pounds.
- (h) Subject to the provisions of the section of this chapter governing maximum vehicle gross weights, the weight on any one wheel of a single vehicle or combination of vehicles equipped with pneumatic tires, when loaded, shall not be more than 11,200 pounds.
- (i) Subject to the provisions of the section of this chapter governing maximum vehicle gross weights, the weight on any one axle of a single vehicle equipped with pneumatic tires, when loaded, shall not be more than 22,400 pounds.
- (j) Subject to the provisions of the section of this chapter governing maximum vehicle gross weights, the weight on any two consecutive axles of a single vehicle or a combination of

vehicles equipped with pneumatic tires, when loaded, and when such axles are spaced less than eight feet from center to center, shall not be more than 36,000 pounds, except that where axles are spaced eight feet or greater, but less than 10 feet, the weight on those two axles shall not exceed that permitted by Subsection A(22)(k)[2] of this section and, in addition, shall not exceed 40,000 pounds. Axles are to be counted as provided in Subsection A(22)(f) of this section.

(k) Subject to the provisions of the section of this chapter governing maximum vehicle gross weights, a single vehicle or a combination of vehicles having three axles or more and equipped with pneumatic tires, when loaded, may have a total weight on all axles not to exceed 34,000 pounds, plus 1,000 pounds for each foot and major fraction of a foot of the distance from the center of the foremost axles to the center of the rearmost axle. Axles are to be counted as provided in Subsection A(22)(f) of this section. In no case, however, shall the total weight exceed 80,000 pounds. For any vehicle or combination of vehicles having a total gross weight less than 71,000 pounds, the higher of the following shall apply:

- [1] The total weight on all axles shall not exceed 34,000 pounds, plus 1,000 pounds for each foot and major fraction of a foot of the distance from the center of the foremost axles to the center of the rearmost axles.
- [2] The overall gross weight on a group of two or more consecutive axles shall not exceed the weight produced by application of the following formula:

$$W = 500 [(L \times N) / (N - 1) + (12 \times N) + 36]$$

Where

W = The overall gross weight on any group of two or more consecutive axles to the nearest 500 pounds.

L = The distance in feet from the center of the foremost axle to the center of the rearmost axle of any group of two or more consecutive axles.

N = The number of axles in the group under consideration.

- [a] Exception. The two consecutive sets of tandem axles may carry a gross load not to exceed 34,000 pounds, provided that the overall distance between the first and last axles of such consecutive sets of tandem axles is 36 feet or more.
- [b] For any vehicle or combination of vehicles having a total gross weight of 71,000 pounds or greater, this Subsection A(22)(k) shall apply to determine maximum gross weight which is permitted hereunder, subject to the provisions of the subsection of this section governing maximum vehicle gross weights.

(l) No vehicle shall be operated on the public streets of the Town of Clarkstown other than on pneumatic tires.

(m) For the purpose of this section, the width of pneumatic tires shall be ascertained by measuring the greatest width of the tire casing when the tire is inflated.

(n) Weights not to exceed stated limits. [Amended 3-14-2000 by L.L. No. 4-2000; 1-23-2001 by L.L. No. 1-2001]

[1] No person shall operate or move a vehicle or a combination of vehicles over, on or through any bridge or structure on any highway if the weight of such vehicle or combination of vehicles and load is greater than the posted capacity of the structure or exceeds the height of the posted clearance as shown by an official sign.

[2] No person shall operate or move or cause or knowingly permit to be operated or moved on any public street in the Town of Clarkstown any vehicle, registered in this state, having a combined weight of vehicle and load in excess of the maximum gross weight for such vehicle as stated on the application for registration.

(o) If a vehicle or combination of vehicles is operated in violation of this section, an appearance ticket or summons may be issued to the registrant of the vehicle or, if a combination of vehicles, to the registrant of the hauling vehicle rather than the operator. In the event that the vehicle is operated by a person other than the registrant, any appearance ticket or summons issued to the registrant shall be served upon the operator, who shall be deemed the agent of the registrant only for the purpose of receiving such appearance ticket or summons. In addition, a notice containing all pertinent information relating to the charge which is contained on the summons or appearance ticket shall be mailed by or on behalf of the person who issued the appearance ticket or summons to the registrant at the address given on the registration certificate for the vehicle or, if no registration certificate is produced at the time the appearance ticket or summons is issued, to the address of the registrant on file with Department of Motor Vehicles of said state within five days after the date of issuance of the appearance ticket or summons, but at least five days before the return date specified on the appearance ticket or summons. Proof of mailing to the registrant under this section shall be filed with the court in which the appearance ticket or summons is returnable on or before the return date. The provisions of this subsection shall not apply to owner-operators of any motor vehicle or to any motor vehicle or trailer which is registered in the name of a person whose principal business is the lease or rental of motor vehicles or trailers unless the motor vehicle or trailer is being operated by an employee of the registrant or for a community of interest other than the lease or rental agreement between the parties to the lease or rental agreement.

(p) In any case wherein the charge laid before the courts alleges a violation of this section, any plea of guilty thereafter entered in satisfaction of such charge must include at least a plea of guilty to a violation of one of the subsections of this section. No other disposition by plea of guilty to any other charge in satisfaction of such shall be authorized; provided, however, that if the prosecuting attorney, upon reviewing the available evidence, determines that the charge of a violation of this section is not warranted, he may consent, and the court may allow, a disposition by plea of guilty to that or another charge in satisfaction of such charge; provided, however, that the court must impose at least the minimum fine as authorized in this section for the offense.

(q) Penalties for offenses.

[1] A violation of the provisions of this section shall be punishable by a fine not less than \$200 nor more than \$500 or by imprisonment for not more than 15 days or by both such fine and imprisonment for the first offense, by a fine of not less than \$500 nor more than \$1,000 or by imprisonment for not more than 30 days or by both such fine and imprisonment for the second or subsequent offense, plus, in both cases, the fine provided in Subsection A(22)(q)[2] of this section.

[2] A violation of the provisions of this section by any vehicle or combination of vehicles whose weight exceeds the weight limitations as set forth in any of these sections, or the weight limitations specified by a permit issued by the United States or New York State Department of Transportation, shall be punishable by fines levied on the registered owner of the vehicle or vehicles, whether at the time of the violation the vehicle was in the charge of the registered owner or his agent or lessee, in accordance with the following schedule, in addition to the fines as prescribed in Subsection A(22)(q)[1] of this section:

Excess Total Weight* (pounds)		
Greater Than	Less Than or	Equal to Fine
0	2,000	\$ 50
2,000	3,000	75
3,000	4,000	100
4,000	5,000	200
5,000	6,000	300
6,000	7,000	400
7,000	8,000	500
8,000	9,000	600
9,000	10,000	700

10,000	15,000	1,200
15,000	20,000	1,700
20,000	25,000	2,200
25,000	30,000	2,700
Greater than .06/pound**	30,000	\$2,700 plus

NOTES:

*Where the excess total weight is greater than the limits specified by a United States or a New York State Department of Transportation excess weight permit, the permit shall, for the purpose of computing the fine, be deemed void, and the amount of fine shall be determined in accordance with the maximum weight which would have been in effect for the operation of such vehicle if the permit to exceed such maximum weight had not been issued.

**The \$0.06 per pound in addition to the \$2,700 is for each pound greater than 30,000 pounds.

- [3] A violation of the provisions of this section by any vehicle or combination of vehicles whose weight exceeds the weight limitations specified by a permit issued by the United States or New York State Department of Transportation shall be punishable by fines levied on the registered owner of the vehicle or vehicles, whether at the time of the violation the vehicle was in the charge of the registered owner or his agent or lessee, in accordance with the following schedule in addition to the fines as prescribed in Subsection A(22)(q)[1] of this section:

Percentage of Excess Weight* (pounds) Greater Than	Less Than or Equal to Fine	
0%	5%	\$ 100
5%	10%	200
10%	15%	350
15%	20%	600
20%	25%	1,000
25%	30%	1,600
30%		2,450

NOTE:

*Where the excess axle or axles weight is greater than the limits specified by permit issued by the United States or New York State Department of Transportation, the permit shall, for the purpose of computing the fine, be deemed void, and the amount of fine shall be determined in accordance with the maximum weight which would have been in effect for the operation of such vehicle if the permit to exceed such maximum weight had not been issued.

- [4] In connection with the weighing of a vehicle or combination of vehicles, if it is found that there is a violation of Subsection A(22)(k) and also of Subsections A(22)(i) and (j) or both Subsections A(22)(i) and (j) of this section, there shall be a single fine imposed, and the maximum amount of such fine shall not exceed the highest fine that could be imposed under this section.
- [5] The court may impose any sentence authorized by this section; provided, however, that any such sentence must include a fine as provided in this section.
- [6] All fines collected as a result of the above schedules shall remain the property of the Town of Clarkstown.

(23) Federal Motor Carrier Safety Regulations. [Added 5-11-1999 by L.L. No. 2-1999; amended 3-14-2000 by L.L. No. 4-2000]

(a) No person shall operate or move or cause or knowingly permit to be operated or moved on any public street in the Town of Clarkstown any vehicle in violation of Federal Motor Carrier Safety Regulations, Parts 107, 110, 130, 171 through 173, 177 through 180, 382, 383, 390 through 397, 399 and 40.

(b) Any violation of Clarkstown Town Code § 278-6(23)(a), with the exception of those violations set forth in Subsection 23(c) hereof, shall be dismissed if proof is presented to the court in which the summons is returnable, prior to the return date thereof, that the defect was corrected prior to one half hour after sunset on the first full business day after the issuance of the summons. The following are acceptable proof of repair or adjustment:

- [1] A statement of correction from an officially designated state inspection station duly executed by the person performing or making such inspection and bearing the official stamp of the state inspection station.
- [2] A signed statement by any police officer.
- [3] A signed statement from a New York State Department of Transportation Inspector.
- [4] A statement of correction from an official automobile repair shop on the letterhead of such repair shop duly executed by the person making the correction stating that the necessary corrections have been made.

(c) The following charges shall not be dismissable pursuant to Subsection 23(a) hereof: All out-of-service violations, including operation of an out-of-service vehicle, paperwork violations, unsafe loading and equipment violations relating to brakes, couplings, exhaust systems, frames, fuel systems, steering suspension, tires and rims and all hazardous material violations.

(d) Penalties for offenses.

- [1] A violation of the provisions of this subsection (other than out-of-service provisions) shall be punishable by a fine of not less than \$200 nor more than \$500 or by imprisonment for not more than 15 days, or by both such fine and imprisonment, for the first offense; by a fine of not less than \$500 nor more than \$1,000 or by imprisonment for not more than 30 days, or by both such fine and imprisonment, for the second or subsequent offense.
- [2] A violation of any out-of-service provisions of this subsection shall be punishable by a fine of not less than \$350 nor more than \$650 or by imprisonment for not more than 15 days, or by both such fine and imprisonment, for the first offense; by a fine of not less than \$650 nor more than \$1,000 or by imprisonment for not more than 30 days, or by both such fine and imprisonment, for the second or subsequent offense.

(e) Violations.

- [1] Violation of any provision of Subsection 23(a) hereof shall be deemed a violation, with the exception of violations of Federal Motor Carrier Safety Regulation 396.9(c) (Out-of-Service Vehicles), which shall be deemed a misdemeanor punishable by a fine of not less than \$2,000.
- [2] No vehicle which has been issued a violation of any provisions of this subsection shall be operated or moved on any public street in the Town of Clarkstown unless such vehicle is in full compliance with all provisions of this subsection, provided, however, that such vehicle may be legally operated or moved within the twenty-four-hour period immediately following the issuance of said violation. Violation of this section shall be punishable by a fine of not less than \$500.

(24) Violations of conditions of overweight permits. [Added 1-23-2001 by L.L. No. 1-2001]

(a) No person shall operate or move or cause or knowingly permit to be operated or moved on any public street in the Town of Clarkstown any vehicle for which a permit has been issued pursuant to New York State Vehicle and Traffic Law, § 385(15), which vehicle is not in full compliance with the terms and provisions of such permit.

(b) Penalties for offenses. A violation of the provisions of this subsection shall be punished by a fine of not less than \$200 nor more than \$500 or by imprisonment for not more than 15 days, or both such fine and imprisonment for the first offense; by a fine of not less than \$500 nor more than \$1,000 or by imprisonment for not more than 30 days, or both such fine and imprisonment for the second or subsequent offense.

- (c) The court may impose any sentence authorized by this subsection; provided, however, that any such sentence must include a fine as provided in this subsection.
- (d) All fines collected as a result of the above schedules shall remain the property of the Town of Clarkstown.

§ 278-7. Enactment of traffic regulations.

- A. All resolutions of the Town Board of the Town of Clarkstown heretofore or hereafter adopted and heretofore or hereafter filed in the office of the Town Clerk of the Town of Clarkstown establishing or in any other way dealing with specific traffic control signals, one-way roadways, crosswalks, turning movements, stop and yield intersections, parking, both as to location and time, truck routes, pavement markings, safety zones, center-lane allocations, lane designations, truck-excluded routes, etc., are herein and hereby adopted, enacted and incorporated by reference as if the same were hereinafter set forth in full and with the same force and effect as if separately stated.
- B. Violations of the resolutions set forth in Subsection A above are hereby prohibited. EN

§ 278-8. Duties of Town Clerk.

The Town Clerk shall and must maintain in her office separate schedules of all resolutions of the Town Board dealing with the exercise of traffic control powers set forth in § 278-7. Said schedules shall be public records, open to inspection to any member of the public at any time during regular business hours of the office of the Town Clerk.

TOWN OF ORANGETOWN

§ 196-17.1. Dimensions and weights of vehicles. [Added 2-19-1998 by L.I. No. 3-1998]

- A. Dimensions and weights enumerated.
 - (1) Except as expressly permitted by the United States or the New York State Department of Transportation, and except where the requirement for local delivery will permit no alternate legal route, no person shall operate or move or cause or knowingly permit to be operated or moved on any public street in Town of North Castle any vehicle or combination of vehicles of a size or weight exceeding the limitations provided for in this section.
 - (2) Width.
 - (a) The width of a vehicle, inclusive of load, shall not be more than 96 inches, plus safety devices, on any town highway in the Town of North Castle.
 - (b) The provisions of Subsection A(2)(a) of this section shall not apply to vehicles and implements or combinations thereof not over 13 feet in width used solely for farm purposes during the period from sunrise to sunset, provided that at least two red flags not smaller than 18 inches square be displayed on the left front and rear of each vehicle and implement or combination thereof in such a manner as to be clearly visible from the front and rear for a distance of at least 500 feet. However, no such vehicles, implements or combinations thereof shall be operated on any highway after 10:00 a.m. on any Saturday, Sunday or legal holiday, except for trips of two miles or less.
 - (c) The provisions of Subsection A(2)(a) of this section shall not apply to omnibuses or buses used solely for the transportation of children to and from school, but the width of such omnibuses shall not exceed 98 inches.
 - (d) Notwithstanding the provisions of Subsection A(2)(a) of this section, racks for carrying hay straw or unthreshed grain may have a width of 10 feet at the top of the rack. In no case shall the width at the base of the rack exceed 102 inches nor shall the width of a rack exceed 102 inches at any portion thereof while on any town highway.
 - (3) The height of a vehicle from the underside of tire to top of vehicle, inclusive of load, shall be not more than 13 1/2 feet. Any damage to highways, bridges or highway structures resulting from the use of a vehicle exceeding 13 feet in height where such excess height is the proximate cause of the accident shall be compensated for by the owner and operator of such vehicle.
 - (4) Length.

- (a) The length of a single vehicle, inclusive of load and bumpers, shall be not more than 40 feet unless otherwise provided in this subsection.
 - (b) The length of a semitrailer or trailer shall not exceed 48 feet except as provided in Subsection A(4) of this section; provided, however, that the length of any trailer or semitrailer being operated in combination with another trailer or semitrailer shall not exceed 28 1/2 feet.
 - (c) The length of buses having a carrying capacity of more than seven passengers shall not exceed 40 feet, except that the length of the articulated buses shall not exceed 62 feet.
 - (d) The provisions of this subsection shall not apply to fire vehicles.
 - (e) Any semitrailer with a length not to exceed 48 feet may be operated on any town highway, provided that the total length of a combination of vehicles including such a semitrailer does not exceed 55 feet.
- (5) Length of combined vehicles.
- (a) The total length of a combination of vehicles, inclusive of load and bumpers, shall not be more than 65 feet.
 - (b) The provisions of Subsection A(5)(a) of this section shall not apply to:
 - [1] Vehicles of a corporation which is subject to jurisdiction of the Interstate Commerce Commission, the Public Service Commission or other regulatory body and which are used in the construction, reconstruction, repair or maintenance of its property or facilities, provided that any such vehicle complies with the safety requirements of the laws and regulations of the United States and New York State pertaining to over-length vehicles.
 - [2] Vehicles hauling poles, girders, columns or other similar objects of excess length, provided that any such vehicle complies with the safety requirements of the laws and regulations of the United States and of New York State pertaining to such over-length vehicles.
 - [3] Fire vehicles.
 - [4] Any vehicle or combination of vehicles which is disabled and unable to proceed under its own power and is being towed for a distance not in excess of 10 miles for the purpose of repairs or removal from the highway.
 - (c) Notwithstanding the provisions of Subsection A(5)(a) of this section, a bumper overhang of not more than a total of five feet, either front or rear or divided between the front and rear of a combination of vehicles used to transport other motor vehicles, shall be permitted.
- (6) In determining the number of wheels and axles on any vehicle or combination of vehicles within the meaning of this section, only two wheels shall be counted for each axle, and axles that are less than 46 inches apart, from center to center, shall be counted as one axle. However, in the case of multiple tires or multiple wheels, the sum of the widths of all tires on a wheel or combination of wheels shall be taken in determining tire width.
- (7) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, the weight per inch width of the tire on any one wheel of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, shall be not more than 800 pounds.
- (8) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, the weight on any one wheel of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, shall not be more than 11,200 pounds.
- (9) Subject to the provisions of § 196-50 of this chapter governing maximum gross weights, the weight on any one axle of a single vehicle equipped with pneumatic tires, when loaded, shall be not more than 22,400 pounds.
- (10) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, the weight on any two consecutive axles of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, and when such axles are spaced less than eight feet from center to center, shall be not more than 36,000 pounds; except that, where axles are spaced eight feet or greater, but less than 10 feet, the weight on those two axles shall not exceed that permitted by Subsection (b) of Subsection A(11) of this section and in addition, shall not exceed 40,000 pounds. Axles are to be counted as provided in Subsection A(6) of this section.

- (11) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, a single vehicle, or combination of vehicles having three axles or more and equipped with pneumatic tires, when loaded, may have a total weight on all axles not to exceed 34,000 pounds, plus 1,000 pounds for each foot and major fraction of a foot of the distance from center of the foremost axles to the center of the rearmost axle. Axles are to be counted as provided in Subsection A(6) of this section. In no case, however, shall the total weight exceed 80,000 pounds. For any vehicles or combination of vehicles having a total gross weight less than 71,000 pounds, the higher of the following shall apply:
- (a) The total weight on all axles shall not exceed 34,000 pounds, plus 1,000 pounds for each foot and major fraction of a foot of the distance from the center of the foremost axle to the center of the rearmost axle; or
 - (b) The overall gross weight on a group of two or more consecutive axles shall not exceed the weight produced by the application of the following formula, except that two consecutive sets of tandem axles may carry a gross load not to exceed 34,000 pounds, provided that the overall distance between the first and last axles of such consecutive sets of tandem axles is 36 feet or more. For any vehicle or combination of vehicles having a total gross weight of 71,000 pounds or greater, Subsection A(11)(b) shall apply to determine maximum gross weight which is permitted hereunder, subject to the provisions of § 196-50 of this chapter governing maximum gross weights.

$$W = 500 ((L \times N)/(N-1) + (12 \times N) + 36)$$

Where

W = The overall gross weight on any group of two or more consecutive axles to the nearest 500 pounds. L = The distance in feet from the center of the foremost axle to the center of the rearmost axle of any group of two or more consecutive axles. N = The number of axles in the group under consideration.

- (12) No vehicle shall be operated on the public streets of the Town of North Castle other than on pneumatic tires.
- (13) For the purpose of this section, the width of pneumatic tires shall be ascertained by measuring the greatest width of the tire casing when the tire is inflated.
- (14) No person shall operate or move a vehicle or combination of vehicles over, on or through any bridge or structure on any highway if the weight of such vehicle or combination of vehicles and load is greater than the posted capacity of the structure or exceeds the height of the posted clearance as shown by an official sign.
- (15) If a vehicle or combination of vehicles is operated in violation of this section, an appearance ticket or summons may be issued to the registrant of the vehicle or, if a combination of vehicles, to the registrant of the hauling vehicle, rather than the operator. In the event that the vehicle is operated by a person other than the registrant, any appearance ticket or summons issued to the registrant shall be served upon the operator, who shall be deemed the agent of the registrant only for the purpose of receiving such appearance ticket or summons. In addition, a notice containing all pertinent information relating to the charge which is contained on the summons or appearance ticket shall be mailed by or on behalf of the person who issued the appearance ticket or summons to the registrant at the address given on the registration certificate for the vehicle or, if no registration certificate is produced at the time the appearance ticket or summons is issued, to the address of the registrant on file with the Department within five days after the date of issuance of the appearance ticket or summons, but at least five days before the return date specified on the appearance ticket or summons. Proof of mailing to the registrant under this section shall be filed with the court in which the appearance ticket or summons is returnable on or before the return date. The provisions of this subsection shall not apply to owner-operators of any motor vehicle or to any motor vehicle or trailer which is registered in the name of a person whose principle business is the lease or rental of motor vehicles or trailers unless the motor vehicle or trailer is being operated by an

employee of the registrant or for a community of interest other than the lease or rental agreement between the parties to the lease or rental agreement.

- (16) In any case wherein the charge laid before the court alleges a violation of this section, any plea of guilty thereafter entered in satisfaction of such charge must include at least a plea of guilty to a violation of one of the subdivisions of this section. No other disposition by plea of guilty to any other charge in satisfaction of such shall be authorized, provided, however, if the prosecuting attorney, upon reviewing the available evidence, determines that the charge of a violation of this section is not warranted, he/she may consent, and the court may allow, a disposition by plea of guilty to that or another charge in satisfaction of such charge, provided, however, the court must impose at least the minimum fine as authorized in this section for this offense.

B. Penalties for offenses.

- (1) The violation of the provisions of §§ 196-50 or 196-17.1 of this chapter shall be punishable by a fine of not less than \$200 nor more than \$500 or by imprisonment for not more than 30 days, or by both such fine and imprisonment, for the first offense; by a fine of not less than \$500 nor more than \$1,000 or by imprisonment for not more than 60 days, or by both such fine and imprisonment, for the second or subsequent offense; in both cases, plus the fine provided in Subsection B(2) of this section.
- (2) A violation of the provisions of Subsections A(10) or (11) of § 196-17.1 of this chapter by any vehicle or combination of vehicles whose weight exceeds the weight limitations as set forth in either of such sections, or the weight limitations specified by a permit issued by the United States or New York State Department of Transportation, shall be punishable by fines levied on the registered owner of the vehicle or vehicles, whether at the time of the violation the vehicle was in charge of the registered owner or his agent or lessee, in accordance with the following schedule (in addition to the fines prescribed in Subsection B(1) of this section):

Excess Total Weight (pounds)		Amount of Fine
Greater Than	Less Than or Equal to	
0	2,000	\$50.00
2,000	3,000	\$75.00
3,000	4,000	\$100.00
4,000	5,000	\$200.00
5,000	6,000	\$300.00
6,000	7,000	\$400.00
7,000	8,000	\$500.00
8,000	9,000	\$600.00
9,000	10,000	\$700.00
10,000	15,000	\$1,200.00
15,000	20,000	\$1,700.00
20,000	25,000	\$2,200.00
25,000	30,000	\$2,700.00
30,000	\$0.06 for each pound in excess of 30,000 pounds	

NOTE: Where the excess total weight is greater than the limits specified by a United States or New York State Department of Transportation excess weight permit (10,000 pounds), the permit shall, for the purposes of computing the fine, be deemed void and the amount of the fine shall be determined in accordance with the maximum weight which would have been in effect for the operation of such vehicle if the permit to exceed such maximum weight had not been issued.

- (3) A violation of the provisions of Subsections A(8) and (9) of § 196-17.1 this chapter by any vehicle or combination of vehicles whose weight exceeds the weight limitations as set forth in such section or the weight limitations specified by a permit issued by the United

States or New York State Department of Transportation shall be punishable by fines levied on the registered owner of the vehicle or vehicles, whether at the time of the violation the vehicle was in the charge of the registered owner or his agent or lessee, in accordance with the following schedule, in addition to the fines as prescribed in Subsection B(1) of this section:

Percentage of Excess Weight (pounds)		Amount of Fine
Greater Than	Less Than or Equal to	
0	5.0	\$100.00
5.0	10.0	\$200.00
10.0	15.0	\$350.00
15.0	20.0	\$600.00
20.0	25.0	\$1,000.00
25.0	30.0	\$1,600.00
	30.0	\$2,4500.00

NOTE: Where the excess axle or axles weight is greater than 10% in excess of the limits specified by a permit issued by the United States or New York State Department of Transportation, the permit shall, for the purposes of computing the fine, be deemed void and the amount of the fine shall be determined in accordance with the maximum weight which would have been in effect for the operation of such vehicle if the permit to exceed such maximum weight had not been issued.

(4) In connection with the weighing of a vehicle or combination of vehicles, if it is found that there is a violation of Subsection A(11) and also of Subsections A(9) and (10) or both Subsections A(9) and (10) of this section, there shall be a single fine imposed and the maximum amount of such fine shall not exceed the highest fine that could be imposed under Subsection B(1) of this section of this subsection.

(5) The court may impose any sentence authorized by this chapter; provided, however, that any such sentence must include a fine as provided in this section.

§ 196-18. Lane designations.

Lanes are hereby designated upon the streets or parts of streets described in Schedule XI (§ 196-51), to be used exclusively as indicated (left turn, right turn, through traffic, etc.) in said schedule.

§ 196-19. No-passing zones.

The streets or parts of streets described in Schedule XII (§ 196-52) are hereby designated as no-passing zones in which markings shall indicate that overtaking and passing or driving to the left of or crossing such markings would be especially hazardous.

§ 196-17.1. Dimensions and weights of vehicles. [Added 2-19-1998 by L.L. No. 3-1998]

A. Dimensions and weights enumerated.

(1) Except as expressly permitted by the United States or the New York State Department of Transportation, and except where the requirement for local delivery will permit no alternate legal route, no person shall operate or move or cause or knowingly permit to be operated or moved on any public street in Town of North Castle any vehicle or combination of vehicles of a size or weight exceeding the limitations provided for in this section.

(2) Width.

(a) The width of a vehicle, inclusive of load, shall not be more than 96 inches, plus safety devices, on any town highway in the Town of North Castle.

(b) The provisions of Subsection A(2)(a) of this section shall not apply to vehicles and implements or combinations thereof not over 13 feet in width used solely for farm purposes during the period from sunrise to sunset, provided that at least two red flags not smaller than 18 inches square be displayed on the left front and rear of each vehicle and implement or combination thereof in such a manner as to be

clearly visible from the front and rear for a distance of at least 500 feet. However, no such vehicles, implements or combinations thereof shall be operated on any highway after 10:00 a.m. on any Saturday, Sunday or legal holiday, except for trips of two miles or less.

- (c) The provisions of Subsection A(2)(a) of this section shall not apply to omnibuses or buses used solely for the transportation of children to and from school, but the width of such omnibuses shall not exceed 98 inches.
 - (d) Notwithstanding the provisions of Subsection A(2)(a) of this section, racks for carrying hay straw or unthreshed grain may have a width of 10 feet at the top of the rack. In no case shall the width at the base of the rack exceed 102 inches nor shall the width of a rack exceed 102 inches at any portion thereof while on any town highway.
- (3) The height of a vehicle from the underside of tire to top of vehicle, inclusive of load, shall be not more than 13 1/2 feet. Any damage to highways, bridges or highway structures resulting from the use of a vehicle exceeding 13 feet in height where such excess height is the proximate cause of the accident shall be compensated for by the owner and operator of such vehicle.
- (4) Length.
- (a) The length of a single vehicle, inclusive of load and bumpers, shall be not more than 40 feet unless otherwise provided in this subsection.
 - (b) The length of a semitrailer or trailer shall not exceed 48 feet except as provided in Subsection A(4) of this section; provided, however, that the length of any trailer or semitrailer being operated in combination with another trailer or semitrailer shall not exceed 28 1/2 feet.
 - (c) The length of buses having a carrying capacity of more than seven passengers shall not exceed 40 feet, except that the length of the articulated buses shall not exceed 62 feet.
 - (d) The provisions of this subsection shall not apply to fire vehicles.
 - (e) Any semitrailer with a length not to exceed 48 feet may be operated on any town highway, provided that the total length of a combination of vehicles including such a semitrailer does not exceed 55 feet.
- (5) Length of combined vehicles.
- (a) The total length of a combination of vehicles, inclusive of load and bumpers, shall not be more than 65 feet.
 - (b) The provisions of Subsection A(5)(a) of this section shall not apply to:
 - [1] Vehicles of a corporation which is subject to jurisdiction of the Interstate Commerce Commission, the Public Service Commission or other regulatory body and which are used in the construction, reconstruction, repair or maintenance of its property or facilities, provided that any such vehicle complies with the safety requirements of the laws and regulations of the United States and New York State pertaining to over-length vehicles.
 - [2] Vehicles hauling poles, girders, columns or other similar objects of excess length, provided that any such vehicle complies with the safety requirements of the laws and regulations of the United States and of New York State pertaining to such over-length vehicles.
 - [3] Fire vehicles.
 - [4] Any vehicle or combination of vehicles which is disabled and unable to proceed under its own power and is being towed for a distance not in excess of 10 miles for the purpose of repairs or removal from the highway.
 - (c) Notwithstanding the provisions of Subsection A(5)(a) of this section, a bumper overhang of not more than a total of five feet, either front or rear or divided between the front and rear of a combination of vehicles used to transport other motor vehicles, shall be permitted.
- (6) In determining the number of wheels and axles on any vehicle or combination of vehicles within the meaning of this section, only two wheels shall be counted for each axle, and axles that are less than 46 inches apart, from center to center, shall be counted as one axle. However, in the case of multiple tires or multiple wheels, the sum of the widths of all tires on a wheel or combination of wheels shall be taken in determining tire width.

- (7) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, the weight per inch width of the tire on any one wheel of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, shall be not more than 800 pounds.
- (8) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, the weight on any one wheel of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, shall not be more than 11,200 pounds.
- (9) Subject to the provisions of § 196-50 of this chapter governing maximum gross weights, the weight on any one axle of a single vehicle equipped with pneumatic tires, when loaded, shall be not more than 22,400 pounds.
- (10) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, the weight on any two consecutive axles of a single vehicle or a combination of vehicles equipped with pneumatic tires, when loaded, and when such axles are spaced less than eight feet from center to center, shall be not more than 36,000 pounds; except that, where axles are spaced eight feet or greater, but less than 10 feet, the weight on those two axles shall not exceed that permitted by Subsection (b) of Subsection A(11) of this section and in addition, shall not exceed 40,000 pounds. Axles are to be counted as provided in Subsection A(6) of this section.
- (11) Subject to the provisions of § 196-50 of this chapter governing maximum vehicle gross weights, a single vehicle, or combination of vehicles having three axles or more and equipped with pneumatic tires, when loaded, may have a total weight on all axles not to exceed 34,000 pounds, plus 1,000 pounds for each foot and major fraction of a foot of the distance from center of the foremost axles to the center of the rearmost axle. Axles are to be counted as provided in Subsection A(6) of this section. In no case, however, shall the total weight exceed 80,000 pounds. For any vehicles or combination of vehicles having a total gross weight less than 71,000 pounds, the higher of the following shall apply:
- (a) The total weight on all axles shall not exceed 34,000 pounds, plus 1,000 pounds for each foot and major fraction of a foot of the distance from the center of the foremost axle to the center of the rearmost axle; or
- (b) The overall gross weight on a group of two or more consecutive axles shall not exceed the weight produced by the application of the following formula, except that two consecutive sets of tandem axles may carry a gross load not to exceed 34,000 pounds, provided that the overall distance between the first and last axles of such consecutive sets of tandem axles is 36 feet or more. For any vehicle or combination of vehicles having a total gross weight of 71,000 pounds or greater, Subsection A(11)(b) shall apply to determine maximum gross weight which is permitted hereunder, subject to the provisions of § 196-50 of this chapter governing maximum gross weights.
- $$W = 500 ((L \times N)/(N-1) + (12 \times N) + 36)$$
- Where
- W = The overall gross weight on any group of two or more consecutive axles to the nearest 500 pounds. L = The distance in feet from the center of the foremost axle to the center of the rearmost axle of any group of two or more consecutive axles. N = The number of axles in the group under consideration.
- (12) No vehicle shall be operated on the public streets of the Town of North Castle other than on pneumatic tires.
- (13) For the purpose of this section, the width of pneumatic tires shall be ascertained by measuring the greatest width of the tire casing when the tire is inflated.
- (14) No person shall operate or move a vehicle or combination of vehicles over, on or through any bridge or structure on any highway if the weight of such vehicle or combination of vehicles and load is greater than the posted capacity of the structure or exceeds the height of the posted clearance as shown by an official sign.
- (15) If a vehicle or combination of vehicles is operated in violation of this section, an appearance ticket or summons may be issued to the registrant of the vehicle or, if a combination of vehicles, to the registrant of the hauling vehicle, rather than the operator. In the event that the vehicle is operated by a person other than the registrant, any appearance ticket or summons issued to the registrant shall be served upon the operator, who shall be deemed the agent of the registrant only for the purpose of receiving such

appearance ticket or summons. In addition, a notice containing all pertinent information relating to the charge which is contained on the summons or appearance ticket shall be mailed by or on behalf of the person who issued the appearance ticket or summons to the registrant at the address given on the registration certificate for the vehicle or, if no registration certificate is produced at the time the appearance ticket or summons is issued, to the address of the registrant on file with the Department within five days after the date of issuance of the appearance ticket or summons, but at least five days before the return date specified on the appearance ticket or summons. Proof of mailing to the registrant under this section shall be filed with the court in which the appearance ticket or summons is returnable on or before the return date. The provisions of this subsection shall not apply to owner-operators of any motor vehicle or to any motor vehicle or trailer which is registered in the name of a person whose principle business is the lease or rental of motor vehicles or trailers unless the motor vehicle or trailer is being operated by an employee of the registrant or for a community of interest other than the lease or rental agreement between the parties to the lease or rental agreement.

- (16) In any case wherein the charge laid before the court alleges a violation of this section, any plea of guilty thereafter entered in satisfaction of such charge must include at least a plea of guilty to a violation of one of the subdivisions of this section. No other disposition by plea of guilty to any other charge in satisfaction of such shall be authorized, provided, however, if the prosecuting attorney, upon reviewing the available evidence, determines that the charge of a violation of this section is not warranted, he/she may consent, and the court may allow, a disposition by plea of guilty to that or another charge in satisfaction of such charge, provided, however, the court must impose at least the minimum fine as authorized in this section for this offense.

B. Penalties for offenses.

- (1) The violation of the provisions of §§ 196-50 or 196-17.1 of this chapter shall be punishable by a fine of not less than \$200 nor more than \$500 or by imprisonment for not more than 30 days, or by both such fine and imprisonment, for the first offense; by a fine of not less than \$500 nor more than \$1,000 or by imprisonment for not more than 60 days, or by both such fine and imprisonment, for the second or subsequent offense; in both cases, plus the fine provided in Subsection B(2) of this section.
- (2) A violation of the provisions of Subsections A(10) or (11) of § 196-17.1 of this chapter by any vehicle or combination of vehicles whose weight exceeds the weight limitations as set forth in either of such sections, or the weight limitations specified by a permit issued by the United States or New York State Department of Transportation, shall be punishable by fines levied on the registered owner of the vehicle or vehicles, whether at the time of the violation the vehicle was in charge of the registered owner or his agent or lessee, in accordance with the following schedule (in addition to the fines prescribed in Subsection B(1) of this section):

Excess Total Weight (pounds)		
Greater Than	Less Than or Equal to	Amount of Fine
0	2,000	\$50.00
2,000	3,000	\$75.00
3,000	4,000	\$100.00
4,000	5,000	\$200.00
5,000	6,000	\$300.00
6,000	7,000	\$400.00
7,000	8,000	\$500.00
8,000	9,000	\$600.00
9,000	10,000	\$700.00
10,000	15,000	\$1,200.00
15,000	20,000	\$1,700.00
20,000	25,000	\$2,200.00

25,000	30,000	\$2,700.00
30,000		\$0.06 for each pound in excess of 30,000 pounds

NOTE: Where the excess total weight is greater than the limits specified by a United States or New York State Department of Transportation excess weight permit (10,000 pounds), the permit shall, for the purposes of computing the fine, be deemed void and the amount of the fine shall be determined in accordance with the maximum weight which would have been in effect for the operation of such vehicle if the permit to exceed such maximum weight had not been issued.

- (3) A violation of the provisions of Subsections A(8) and (9) of § 196-17.1 this chapter by any vehicle or combination of vehicles whose weight exceeds the weight limitations as set forth in such section or the weight limitations specified by a permit issued by the United States or New York State Department of Transportation shall be punishable by fines levied on the registered owner of the vehicle or vehicles, whether at the time of the violation the vehicle was in the charge of the registered owner or his agent or lessee, in accordance with the following schedule, in addition to the fines as prescribed in Subsection B(1) of this section:

Percentage of Excess Weight (pounds)		Amount of Fine
Greater Than	Less Than or Equal to	
0	5.0	\$100.00
5.0	10.0	\$200.00
10.0	15.0	\$350.00
15.0	20.0	\$600.00
20.0	25.0	\$1,000.00
25.0	30.0	\$1,600.00
	30.0	\$2,4500.00

NOTE: Where the excess axle or axles weight is greater than 10% in excess of the limits specified by a permit issued by the United States or New York State Department of Transportation, the permit shall, for the purposes of computing the fine, be deemed void and the amount of the fine shall be determined in accordance with the maximum weight which would have been in effect for the operation of such vehicle if the permit to exceed such maximum weight had not been issued.

- (4) In connection with the weighing of a vehicle or combination of vehicles, if it is found that there is a violation of Subsection A(11) and also of Subsections A(9) and (10) or both Subsections A(9) and (10) of this section, there shall be a single fine imposed and the maximum amount of such fine shall not exceed the highest fine that could be imposed under Subsection B(1) of this section of this subsection.

- (5) The court may impose any sentence authorized by this chapter; provided, however, that any such sentence must include a fine as provided in this section.

§ 196-18. Lane designations.

Lanes are hereby designated upon the streets or parts of streets described in Schedule XI (§ 196-51), to be used exclusively as indicated (left turn, right turn, through traffic, etc.) in said schedule.

§ 196-19. No-passing zones.

The streets or parts of streets described in Schedule XII (§ 196-52) are hereby designated as no-passing zones in which markings shall indicate that overtaking and passing or driving to the left of or crossing such markings would be especially hazardous.