

ORDINANCE NO. 180-10

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WILLIAMS
AMENDING CHAPTER 10.40 OF THE WILLIAMS MUNICIPAL CODE REGARDING
TRUCK TRAFFIC ROUTES.**

The City Council of the City of Williams does ordain as follows:

SECTION 1. Purpose. The purpose of this ordinance is to repeal and replace Chapter 10.40 in its entirety concerning truck routes.

SECTION 2. Authority. The City Council enacts this Ordinance under the authority granted to cities by Article XI, Section 7 of the California Constitution and pursuant to Section 21101 and Section 35701 of the California Vehicle Code.

SECTION 3. Applicability. The provisions of this chapter apply to the entire incorporated territory of the city.

SECTION 4. Amendment. Chapter 10.40 of the Williams Municipal Code is hereby repealed and replaced in its entirety to read as follows:

CHAPTER 10.40

TRUCK ROUTES

Sections:

- 10.40.010 Findings**
- 10.40.020 Compliance required-Exceptions**
- 10.40.030 Applicability of provisions**
- 10.40.040 Designated routes**
- 10.40.050 Streets-Prohibited**
- 10.40.060 Signs to be erected**
- 10.40.070 Violations**

10.40.010 Findings.

The council makes the following legislative findings:

- A. Sections 21101 and 35701 of the California Vehicle Code authorize cities to establish truck routes and to regulate or prohibit truck traffic on city streets.
- B. Through truck traffic on many city streets is excessive and constitutes a hazard to the public health, safety and welfare.
- C. Through truck traffic should be restricted to those city streets which are most suitable for such traffic and which minimize the hazards to the public health, safety and welfare.

10.40.020 Compliance required-Exceptions.

- A. It shall be unlawful for any person to drive or place or caused to be driven or placed any vehicle upon any street in the city except those streets designated as truck traffic routes in section 10.40.040, when such a vehicle shall be of a gross weight in excess of eight thousand pounds.
- B. Nothing in this section shall prohibit the operator of any vehicle exceeding a maximum gross weight of eight thousand pounds, coming from a designated truck traffic route, from having ingress and egress by direct route to and from restricted streets when necessary for the purpose of making pickups or deliveries of goods, wares and merchandise from or to any building or structure located on such restricted streets, or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling or construction of any building or structure upon such restricted streets for which a building permit has previously been obtained therefor.
- C. Nothing in this section shall prohibit the operator of any vehicle exceeding a maximum gross weight of eight thousand pounds, coming from a designated truck traffic route, from having ingress and egress by direct routes to and from restricted streets when issued a city Oversize Vehicle or Load Permit pursuant to chapter 10.42 of this code.

10.40.030 Applicability of provisions.

The provisions of this chapter shall not apply to:

- A. Passenger buses under the jurisdiction of the Public Utilities Commission;
- B. Any vehicle which is subject to the provisions of Sections 1031 to 1036, inclusive, of the Public Utilities Code, and a licensed contractor while necessary in the construction, installation or repair of any public utility;

C. Any other vehicle exempt from the provisions of this chapter by applicable state law; and

D. Any city street on which money from the State Highway Fund has been or is used for construction or maintenance, except in such cases as the City Council, after notice and hearing, determine are necessary to reduce weight limits as provided in Section 35705 of the Vehicle Code.

10.40.040 Designated routes.

The streets and parts of streets described below are declared to be truck traffic routes:

“B” Street, from 7th Street to the easterly city limits;

“C” Street, from 7th Street to the easterly city limits;

“D” Street, from 7th Street to the easterly city limits;

“E” Street, from 7th Street to the easterly city limits;

4th Street, from “D” Street to the north city limit;

5th Street, from north city limits to the south city limits;

6th Street, from north city limits to Seventh Street;

7th Street, from “D” Street to the north city limits;

7th Street, from Sixth Street to the south city limits;

Husted Road, from the south city limit to the north city limits;

Theatre Drive, from 7th Street to easterly city limits;

Ruggieri Way;

Vann Street, from Vada Court to Ruggieri Way; and

Vada Court.

10.40.050 Streets-Prohibited.

A. Without limiting the scope of section 10.40.020, all streets and parts of streets west of Seventh Street in the city are prohibited for the movement of commercial vehicles exceeding a maximum gross weight of eight thousand pounds unless otherwise excepted herein by this chapter.

B. In addition, the streets and parts of streets described below are declared to be prohibited for the movement of commercial vehicles exceeding a maximum gross weight of eight thousand pounds unless otherwise excepted herein by this chapter.

“A” Street, from 6th Street to 7th Street;

“F” Street, from 6th Street to 7th Street;

“G” Street, from 6th Street to 7th Street;

4th Street, from D Street to F Street;

7th Street, from D Street to Sixth Street;

Vann Street, south of Ruggieri Way; and

All residential streets east of Interstate 5 and to the south of Ruggieri Way.

10.40.060 Signs to be erected.

The director of public works and/or the chief of police shall cause to be erected and maintained appropriate signs on all truck traffic routes as designated in section 10.40.040.

10.40.070 Violations.

Except as provided by Section 42030 of the California Vehicle Code, any person who violates or fails to comply with any provision of the chapter shall be guilty of an infraction and may be punished by an administrative citation as established in Chapter 8.16. Nothing in this title shall prevent the city from ordering civil or criminal proceedings or any other means available to them under applicable provisions of this code or state law.

SECTION 5. Environmental Review. The City hereby finds and determines that it can be seen with certainty that there is no possibility that this Ordinance will have a significant adverse effect on the environment. Thus, the adoption of this Ordinance is exempt from the requirements of the California Environmental Quality Action (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines. The City Clerk is hereby directed to file and post a Notice of Exemption within five (5) working days of adoption of this Ordinance.

SECTION 6. Effective Date. This Ordinance shall be effective thirty (30) days from and after the date of the final passage and adoption hereof.

SECTION 7. Posting. Within fifteen (15) days from the date of passage of this ordinance, the City Clerk shall certify to the adoption of this ordinance and cause it, or a summary of it, to be posted in three public places within the City of Williams.

PASSED, AND ADOPTED at a regular meeting of the City Council on the 1st day of September, 2010 by the following vote:

AYES: Ash, Troughton, Jr., Barker, Johnson, and Plachek-Fulcher.
NOES: None.
ABSTAIN: None.
ABSENT: None.

City of Williams

Angela Plachek-Fulcher, Mayor

ATTEST:

Charles Bergson, Interim City Clerk

APPROVED AS TO FORM:

Ann M. Siprelle, City Attorney