

ORDINANCE NO. 94-9

**AN ORDINANCE AUTHORIZING REGULATION OF VEHICULAR
TRAFFIC ON PUBLIC RIGHTS-OF-WAY WITHIN
THE UNINCORPORATED AREAS OF
LAPORTE COUNTY, INDIANA**

WHEREAS, the Board of Commissioners of LaPorte County, Indiana is responsible for protecting the health, safety and public welfare of the citizens of LaPorte County; and

WHEREAS, the Board of Commissioners of LaPorte County, Indiana is responsible for the regulation of vehicular traffic on public rights-of-way within the unincorporated areas of LaPorte County, Indiana.

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED as follows:

1. That the Board of Commissioners of LaPorte County, Indiana, does hereby confer upon the LaPorte County Highway Department's Supervisor the authority to regulate and control vehicular traffic on public rights-of way within the unincorporated areas of LaPorte County, Indiana, by the posting of signs including, but not limited to, stop signs, yield signs, speed control signs, and weight limit signs. Said Supervisor is also authorized, in his discretion, to grant temporary special permits for the use of public rights-of way in unincorporated LaPorte County, Indiana, which would otherwise be prohibited by the Frost Law or other weight limit restrictions. Such temporary permits shall be subject to such terms, conditions or restrictions as the Supervisor of the LaPorte County Highway Department or the Board of Commissioners of LaPorte County shall deem proper to impose for the benefit and protection of the LaPorte County Road system,

2. That it shall be a violation of this Ordinance for any operator of any vehicle to operate said vehicle on public rights-of-way located in unincorporated areas of LaPorte County in violation of any posted traffic control signs, weight limits or special permits granted by the LaPorte County Highway Department Supervisor. Further, it shall be a violation of this Ordinance for an owner of a vehicle to knowingly permit an agent, representative, or employee to operate upon a public right-of-way in the unincorporated area of LaPorte County any vehicle which exceeds the weight limits posted upon said right-of-way.

3. That violation of any posted sign regulating traffic or weight limits of vehicles utilizing public rights-of-way in unincorporated areas of LaPorte County shall be an infraction and, upon conviction, shall be punishable as follows:

a. For a violation of a posted vehicular weight limit, court costs and a fine as set forth in the following schedule:

i. OVERWEIGHT WITHOUT A SPECIAL PERMIT: 0 - 4,000 pounds overweight - \$300.00;

ii. OVER 4,000 POUNDS OVERWEIGHT: \$500.00 plus \$100.00 additional fine for each 1,000 pounds or portion thereof above 4,000 pounds overweight.

iii. OVERWEIGHT WITH SPECIAL PERMIT: Any owner or operator of a vehicle which is operated on public rights-of-way in the unincorporated areas of LaPorte County, Indiana, in violation of the weight limits imposed under a special permit granted by the Supervisor of the LaPorte County Highway Department shall, upon a finding thereof, be subject to the payment of court costs and a fine pursuant to the schedule set forth in paragraph 3 (a)(i) and (ii) above as if no special permit had been granted.

iv. OTHER VIOLATIONS: Any other violation of the terms and conditions of a special permit granted by the Supervisor of the LaPorte County Highway Department shall, upon a finding thereof, be subject to the payment of court costs and a fine of no less than \$300.00 and no more than \$10,000.00.

b. For a violation of any traffic control sign for vehicles using public rights-of-way in the unincorporated areas of LaPorte County, Indiana, other than those violations specified in part (a) above, court costs and a fine as set forth in the following schedule:

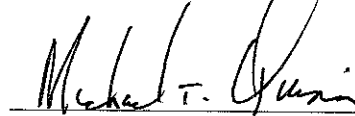
i. PARKING VIOLATIONS: First offense - court costs plus \$25.00 fine; subsequent offenses within 1 year of the first offense - court costs plus \$60.00 fine;

ii. STOP SIGN, YIELD SIGN, SPEED CONTROL SIGNS AND OTHER TRAFFIC CONTROL SIGNS not previously enumerated: First offense - court costs plus \$60.00 fine; second and subsequent offenses within 1 year - court costs and \$100.00 fine.


4. Overweight and oversize permits are to be issued on forms acceptable to the County Commissioners at a fee of ten dollars (\$10.00) per permit.

THIS ORDINANCE PASSED AND ADOPTED this 20th day of June, 1994.

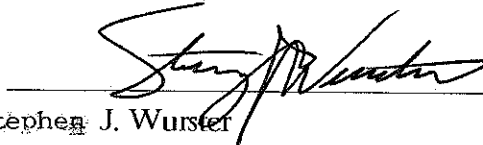
LAPORTE COUNTY BOARD OF COMMISSIONERS,



Michael T. Quinn, President

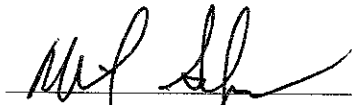


Norman E. Pahs



Stephen J. Wurster

ATTEST:



Michael Schultz, LaPorte County
Auditor

Please publish two (2) times in the Michigan City News-Dispatch and LaPorte Herald-Argus on Friday, June 24, 1994 and Friday, July 1, 1994.