

Proposed Motor Truck Operation Emergency Ordinance

MOTOR TRUCK OPERATION EMERGENCY ORDINANCE OF OCTOBER 2020

The Council of the City of St. Albans hereby ordains:

Sec. 1. Purpose.

This Motor Truck Operation Emergency Ordinance is adopted under authority conferred by Sections 18(7) and 18(21) of the St. Albans City Charter. The purpose of this Ordinance is to temporarily restrict truck turning movements from Lake Street onto Catherine Street and South Main Street in the City of St. Albans. This Ordinance shall constitute a civil ordinance within the meaning of 24 V.S.A. Chapter 59. This Ordinance is an emergency ordinance and shall be effective for 30 days from the date of its adoption by the City Council.

Sec. 2. Definitions.

For the purpose of this Ordinance, the following words and phrases shall have the meaning ascribed by this Section:

"Motor truck" means any motor vehicle designed primarily for the transportation of property and shall be construed to include truck tractor-semitrailer and truck tractor-semitrailer-trailer combinations.

Sec. 3. Civil Penalty; Other Enforcement.

Any person who violates a provision of this Ordinance shall be subject to a civil penalty of up to \$800.00 per day for each day that such violation continues. Any law enforcement officer shall be authorized to act as an issuing municipal official to issue and pursue before the Vermont Judicial Bureau a municipal complaint. Such officer is authorized to recover civil penalties and waiver fees in the following amounts for each violation:

	<u>Civil Penalty</u>	<u>Waiver Fee</u>
First Offense	\$ 100	\$ 75
Second Offense	\$ 300	\$ 225
Third Offense	\$ 500	\$ 375
Fourth and Subsequent Offenses	\$ 800	\$ 600

Sec. 4. Prohibition of Motor Truck Right Turns.

Motor trucks shall be prohibited from making right turns from Lake Street onto either of the following streets:

- a. Catherine Street
- b. South Main Street

Sec. 5. Other Laws.

This Ordinance is in addition to all other ordinances of the City of St. Albans and all applicable laws of the State of Vermont.

Sec. 6. Severability.

If any section of this Ordinance is held by a court of competent jurisdiction to be invalid, such finding shall not invalidate any other part of this Ordinance.

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Sec. 7. Approval and Adoption.

This Ordinance is hereby adopted this 12th day of October, 2020, and shall take effect upon passage.

City Council Signatures:

Tim Hawkins WARD I
Katharin Loddin II
Matt WARD IV
Maria Benitez ward III
[Signature] WARD II
[Signature] - MAYOR