

## AGENDA RESERVATION REQUEST

### CITY OF FRANKLIN COMMON COUNCIL

Please type or print

<b>Date Submitted:</b>	May 14, 2014	<b>Meeting Date:</b>	May 19, 2014
<b>Contact Information:</b>			
<b>Requested by:</b>	Travis Underhill, City Engineer		
<b>On Behalf of Organization or Individual:</b>			
		Dept. of Planning & Engineering	
<b>Telephone:</b>	317-736-3631		
<b>Email address:</b>	tunderhill@franklin.in.gov		
<b>Mailing Address:</b>	70 E. Monroe St., Franklin, IN 46131		
<b>Describe Request:</b>			
Approval of Ordinance 2014-06: Truck Weight Limits (Amending Ord. 2005-10)			
<b>List Supporting Documentation Provided:</b>			
1. Ordinance 2014-06 (PROPOSED)			
2. Chapter 10.28.10 - Truck Weight Limits (current regulations)			
3. Truck Routes - Approved by Board of Works May 5, 2014			
<b>Who will present the request?</b>			
<b>Name:</b>	Travis Underhill	<b>Telephone:</b>	317-736-3631

*The Franklin City Council meets on the 1st and 3rd Monday of each month at 6:30 p.m. in the Council Chambers of City Hall located at 70 E. Monroe Street. In order for an individual and/or agency to be considered for new business on the agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 12:00 p.m. on the Wednesday before the meeting.*

**ORDINANCE NUMBER 14-06  
OF THE CITY OF FRANKLIN, INDIANA**

**An Ordinance Amending Ordinance 2005-10  
Regulating Traffic, Vehicles, Streets, Sidewalks, and Public Places  
(Truck Weight Limits)**

**WHEREAS**, the Common Council of the City of Franklin, Indiana, finds that the municipal regulations relative to truck weight limits should be revised in order to more appropriately govern and regulate truck traffic:

**WHEREAS**, the Common Council finds that Ordinance No. 2005-10 requires certain amendments and revisions;

**NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA, ORDAINS AND ENACTS THE FOLLOWING:**

- 1) **Amendment.** Section 5. Trucks, Cabs and Trailers, Buses, RV's etc. shall be amended as follows:
  - a. Delete the subsection "TRUCK WEIGHT LIMITS" in its entirety and replace as follows.
  - b. TRUCK WEIGHT LIMITS
    1. Freight-carrying, pneumatic-tired vehicles with a gross weight of over 11,000 pounds shall be operated only on the truck routes approved by the Board of Public Works and Safety. These truck routes are listed in Table A.
    2. The restriction in subsection 1 shall not prohibit the operation of:
      - a. Any public or private emergency or medical services vehicle;
      - b. Vehicles owned and operated by a governmental agency;
      - c. Regular trash removal and pickup service vehicle;
      - d. Recreational vehicle;
      - e. Vehicles having origin or destination on a public way other than a designated truck route, shall be permitted to travel on such public way to the extent reasonably necessary to reach their destination from a designated truck route or to reach a designated truck route from their point of origin. These vehicles shall use the designated destination routes approved by the Board of Public Works and Safety to the greatest extent possible. These destination routes are listed in Table B;
      - f. Moving vans engaged in removing or delivering residential or business property;
      - g. Construction vehicles which are entering or leaving a construction site which cannot reasonably be accessed by another route;

- h. Vehicles owned or operated by the city, public utilities or any contractor or material man engaged in the repair, maintenance, or construction of streets, street improvements, or utilities.
  - i. School buses used to transport school children to and from school and to and from athletic games, events, or school functions.
  - j. Vehicles upon any officially established detour where such vehicles could lawfully be operated upon for which the detour is established.
3. The Board of Public Works and Safety shall cause to be posted certain signs and markings on the approved truck routes and destination routes.

<b>TABLE A – TRUCK ROUTES (Through Traffic)</b>		
<b>THROUGH ROUTES</b>	<b>FROM</b>	<b>TO</b>
I-65	City Limits (north)	City Limits (south)
SR 44	I-65	Jim Black Road
SR 44	City Limits (west)	West Jefferson Street
SR 144	City Limits (west)	Westview Drive
US 31/Morton Street	City Limits (north)	City Limits (south)
Arvin Road	Commerce Parkway	Hurricane Road
Commerce Drive	US 31/Morton Street	Graham Road
Commerce Parkway	Graham Road	Arvin Road
Earlywood Drive	US 31/Morton Street	City Limits (east)
Eastview Drive	Hurricane Road	King Street
Graham Road	City Limits (north)	Commerce Drive/Parkway
King Street	Eastview Drive	I-65
Jefferson Street	Westview Drive	US 31/Morton Street
Jim Black Road	City Limits (north)	SR 44
Westview Drive	US 31/Morton Street	Jefferson Street

<b>TABLE B – DESTINATION ROUTES (No Through Traffic)</b>		
<b>PUBLIC WAY</b>	<b>FROM</b>	<b>TO</b>
Arvin Road	Graham Street	Commerce Parkway
Branigin Boulevard	Jefferson Street	South Street
Forsythe Street	King Street	Jefferson Street

Graham Road/Street	Commerce Drive/Parkway	Martin Place
Grizzly Drive	Branigin Boulevard	First Street
Hamilton Avenue	Hurricane Street	Hurricane Road
Hurricane Road	Arvin Road/Eastview Drive	Hamilton Avenue
Hurricane Street	Arvin Road	Hamilton Avenue
Jackson Street	Jefferson Street	Monroe Street
Jefferson Street	US 31/Morton Street	Forsythe Street
King Street	Forsythe Street	Eastview Drive
Lovers Lane	King Street	City Limits (south)
Main Street	US 31/Morton Street	Jefferson Street
Monroe Street	Jackson Street	Branigin Boulevard
Park Avenue	First Street	City Limits (southeast)
State Street/Old US 31	South Street	City Limits (southeast)

- 2) **Construction of Clause Headings.** The clause headings appearing in this ordinance have been provided for convenience and reference, and do not purport and will not be deemed to define, limit, or extend the scope or intent of the clauses to which the headings pertain.
- 3) **Repeal of Conflicting Provisions of Prior Ordinances.** The provisions of all other ordinances in conflict with the provisions of this ordinance, specifically the provisions of Ordinance 2005-10 referenced above are amended hereto. To the extent prior provisions are inconsistent with this amendment, said prior provisions are repealed.
- 4) **Severability of Provisions.** If any part of this ordinance is held to be invalid, such part will be deemed severable and its invalidity will have no effect upon the remaining provisions of this ordinance.
- 5) **Duration and Effective Date.** The provisions set forth in this ordinance become and will remain in full force and effect (until their repeal by ordinance) upon the passage and adoption of this ordinance by signature of the executive in the manner prescribed by Indiana Code §36-4-6-15,16.

Introduced and Filed on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. A motion to consider same on the First Reading or day of introduction was [not offered] [sustained by a vote of \_\_\_\_\_ in Favor and \_\_\_\_\_ Opposed, pursuant to Indiana Code § 36-4-6-13].

DULY PASSED on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote \_\_\_\_\_ in Favor and \_\_\_\_\_ Opposed.

City of Franklin, Indiana, by its Common Council:

Voting Affirmative:

Voting Opposed:

\_\_\_\_\_  
Steve Barnett, President

\_\_\_\_\_  
Steve Barnett, President

\_\_\_\_\_  
Joseph P. Abban, Vice President

\_\_\_\_\_  
Joseph P. Abban, Vice President

\_\_\_\_\_  
Joseph R. Ault, Member

\_\_\_\_\_  
Joseph R. Ault, Member

\_\_\_\_\_  
Kenneth Austin, Member

\_\_\_\_\_  
Kenneth Austin, Member

\_\_\_\_\_  
Robert Henderson, Member

\_\_\_\_\_  
Robert Henderson, Member

\_\_\_\_\_  
Stephen Hougland, Member

\_\_\_\_\_  
Stephen Hougland, Member

\_\_\_\_\_  
Richard Wertz, Member

\_\_\_\_\_  
Richard Wertz, Member

Attest:

\_\_\_\_\_  
Janet P. Alexander,  
City Clerk Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana § 36-4-6-15, 16 this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_M.

\_\_\_\_\_  
Janet P. Alexander  
City Clerk Treasurer

This Ordinance having been passed by the legislative body and presented to me was Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16a)(1) Vetoed pursuant to Indiana code § 36-4-6-16(a)(2), this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_M.

\_\_\_\_\_  
Joseph E. McGuinness, Mayor

Attest:

\_\_\_\_\_  
Janet P. Alexander,  
City Clerk Treasurer

Prepared by:

Lynnette Gray  
Attorney No.: 11567-41  
JOHNSON GRAY & MacABEE  
63 E. Court Street  
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Ph.: (317) 738-3365  
Fax: (317) 738-3862

**Franklin, Indiana, Code of Ordinances >> - CODE >> Title 10 - VEHICLES AND TRAFFIC >> Chapter 10.28 TRUCKS AND OTHER HEAVY VEHICLES >>**

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**Chapter 10.28 TRUCKS AND OTHER HEAVY VEHICLES**

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**Sections:**

[10.28.010 Truck weight limits.](#)

[10.28.020 Construction vehicles and moving vans on curbs, sidewalks and rights-of-way.](#)

[10.28.030 Parking of trucks, trailers and truck cabs.](#)

[10.28.040 Parking and storing of hazardous waste and dangerous materials.](#)

[10.28.050 Parking and garaging of tankers.](#)

[10.28.060 Marking on tank vehicles.](#)

[10.28.070 Recreational vehicles and boats.](#)

[10.28.080 Parking of buses and trucks.](#)

[10.28.090 Towing and storage charges.](#)

**10.28.010 Truck weight limits.**

- A. No person shall drive a freight-carrying, pneumatic-tired vehicle with a gross weight of over five thousand (5,000) pounds on the specific public ways as determined by the board of public works and safety, unless the vehicle has as its immediate destination an area on the public way determined by a commercial destination, that destination having no alternative route for delivery.
- B. These public ways shall be listed in the traffic and parking schedules and updated annually.
- C. The board of public works and safety shall cause to be posted certain signs and markings on the above-described public streets clearly indicating thereon the restrictions imposed by this section.

*(Prior code § 73.01)*

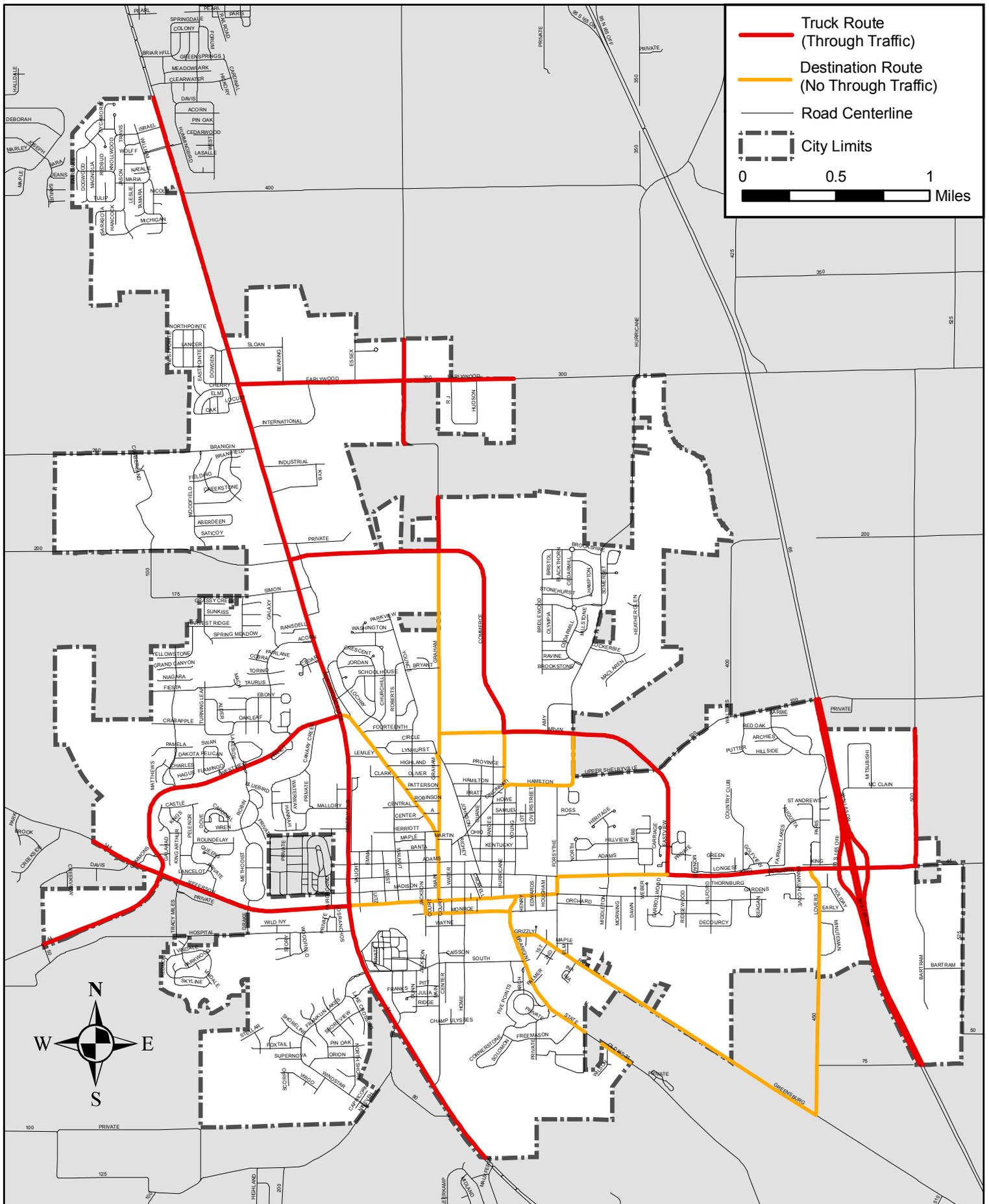
**10.28.020 Construction vehicles and moving vans on curbs, sidewalks and rights-of-way.**

- A. Construction vehicles and moving vans may cross the public rights-of-way at appropriate driveways or entry ways. If an appropriate entry way is not available, the owner of the vehicle may cross the public right-of-way, but the owner is responsible to the city for damage done to the sidewalk, curb, or to trees and shrubbery on the right-of-way.
- B. At no time shall a vehicle block a sidewalk or the right-of-way.

*(Prior code § 73.02)*

**10.28.030 Parking of trucks, trailers and truck cabs.**

- A. It is unlawful for any person to park a truck or truck cab twenty (20) feet in overall length or eight feet or more in overall width except in a designated industrial zone or in a designated public parking lot within the city for over a two-hour period except while actually engaged in the loading and unloading of freight or other material on or from the vehicle.
- B. It is unlawful for any person to park a trailer of any size or type on any public way in the city except:
  1. Temporarily, not to exceed two hours in any twenty-four (24) hour period;
  2. While actually engaged in loading or unloading freight or other material on or from the vehicle;
  3. Within an industrial area or in a designated public parking area.



**City of Franklin**  
**Truck Routes**  
 Approved May 5, 2014 by Board of Works