

ORDINANCE NO. 2005-10-CM

**AN ORDINANCE TEMPORARILY REGULATING WEIGHT AND SPEED LIMITS
ON TIPPECANOE COUNTY HIGHWAYS COUNTY ROAD 1050 EAST, BETWEEN SR 38
AND COUNTY ROAD 200 NORTH, AND HARDING ROAD
BETWEEN SR 38 AND 900 EAST**

WHEREAS, the officials of Tippecanoe County are aware of the fact that the State of Indiana intend to close State Highway 38 near the intersection of County Road 900 East for reconstruction; and

WHEREAS, such closure, is to occur on or about May 9, 2005 and is expected to continue until on or about October 15, 2005; and

WHEREAS, it is reasonable to expect that a substantial number of vehicles will ignore the official detour over State Roads and use County Roads as the detour; and

WHEREAS, traffic on State Road 38 in Tippecanoe County is heavy and involves not only automobiles but many trucks carrying heavy loads; and

WHEREAS, the road which will be used by vehicles, including trucks and tractor trailers carrying heavy loads, is unable to carry such heavy traffic without substantial damage to the surface of the road; and

WHEREAS, the present speed limit on County Highways is 55 miles per hour unless established lower per Indiana Code; and

WHEREAS, heavy traffic traveling on the highway being used as an unofficial detour would be dangerous unless a lower speed limit is in place during the period it is being used as a detour; and

WHEREAS, the regulation hereafter provided must become effective May 9, 2005 in conjunction with the closing of State Road 38; and

WHEREAS, the Board of Commissioners of Tippecanoe County finds, declares and proclaims that there is an urgent necessity requiring the adoption of this Ordinance and requiring its effectiveness May 9, 2005.

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF COMMISSIONERS OF TIPPECANOE COUNTY, STATE OF INDIANA, THAT the safe speed limit on the affected roads from May 9, 2005 through October 15, 2005 shall be as follows:

On County Road 1050 East, from State Road 38 to County Road 200 North and on Harding Road from State Road 38 to County Road 900 East, the maximum speed limit shall be 35 mph.

NOW, THEREFORE, BE IT ALSO ENACTED BY THE BOARD OF COMMISSIONERS OF TIPPECANOE COUNTY, STATE OF INDIANA, THAT the maximum weight limit on the affected road from May 9, 2005 through October 15, 2005 shall be as follows:

On County Road 1050 East, from State Road 38 to County Road 200 North and on Harding Road from State Road 38 to County Road 900 East, the maximum weight limit shall be 15 tons.

This weight limit Ordinance does not apply to school busses transporting pupils to and from schools or emergency vehicles.


PENALTY FOR VIOLATION OF THIS ORDINANCE

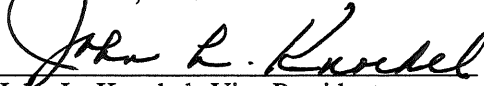
1. A person who violates the speed regulations set forth in this Ordinance commits a Class C infraction.
2. A person who violates the weight limit regulations set forth in this Ordinance shall be fined seventy-five dollars (\$75.00) and all costs, including court costs, for each violation.

This Temporary Ordinance shall be effective 12.00 p.m. on Monday May 9, 2005 and shall continue in effect until 12:00 p.m. on October 15, 2005.

PASSED AND ADOPTED on this 18th day of April, 2005.

TIPPECANOE COUNTY BOARD OF
COMMISSIONERS


KD Benson, President

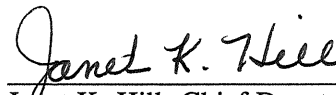

John L. Knochel, Vice President


Ruth E. Shedd, Member

<u>Vote First Reading</u>	<u>Yes</u>	<u>No</u>
Shedd	x	
Knochel	x	
Benson	x	

<u>Vote Second Reading</u>	<u>Yes</u>	<u>No</u>
Shedd	x	
Knochel	x	
Benson	x	

Janet K. Hill hereby certifies that the above Ordinance was passed unanimously by a roll call vote of 3 - 0 on both the First Reading on the 18th day of April, 2005, and on Second Reading on the 2nd day of May, 2005


Janet K. Hill, Chief Deputy Auditor of
Tippecanoe County, Indiana