

ORDINANCE NO. 1791

AN ORDINANCE to amend and reordain Section 22-214, subsections (b) and (c) of Section 22-224, and Section 22-225, all of Article IX, Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended; which Chapter 22 relates to MOTOR VEHICLES AND TRAFFIC, which Article IX relates to MAXIMUM SIZE AND WEIGHT; COMBINATIONS OF VEHICLES, which Section 22-214 relates to LENGTH OF VEHICLES; GENERALLY; SPECIAL PERMITS, which Section 22-224 relates to PERMITS FOR EXCESSIVE SIZE AND WEIGHT, CONCRETE MIXERS AND CERTAIN COAL-HAULING VEHICLES, which subsection (b) thereof relates to PERMITS FOR VEHICLES HAULING ROAD CONSTRUCTION MATERIALS, which subsection (c) thereof relates to PERMITS FOR VEHICLES HAULING COAL, and which Section 22-225 relates to WEIGHING VEHICLES; PROCEDURE; UNLOADING EXCESS LOAD.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 22-214 of Article IX, Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 22-214. Length of vehicles; generally; special permits.

Except for passenger buses, no motor vehicle exceeding a length of thirty-five feet shall be operated upon a street of this city. No passenger bus exceeding a length of forty feet shall be operated upon a street of this city. The actual length of any combination of vehicles coupled together including any load thereon shall not exceed a total of fifty-five feet, and no tolerance shall be allowed thereon; provided, however, that the state highway commission, in cases of emergency, may issue a special permit for combinations in excess of fifty-five feet including any load thereon, where the object or objects to be carried cannot be moved otherwise; and provided further that vehicles designed and used exclusively for the transportation of motor vehicles may have an additional load overhang not to exceed five feet.

Section 2. That subsections (b) and (c), Section 22-224 of Article IX, Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby are amended and reordained to read as follows:

(b) The director of traffic, upon application in writing made by the owner or operator of three axle trucks hauling road construction materials and having a gross weight not exceeding forty-three thousand nine hundred pounds, a single axle weight not exceeding eighteen thousand pounds and a tandem axle weight not exceeding thirty-two thousand pounds, shall issue to such owner or operator, without cost, a permit in writing authorizing the operation of such vehicles upon the streets. No such permit shall designate the route to be traversed nor contain restrictions or conditions not applicable to other vehicles in their general use of the streets; provided, that the director of traffic, upon application in writing made by the owner or operator of three axle vehicles used exclusively for the mixing of concrete in transit or at a project site or for transporting necessary components to produce concrete immediately upon arrival at the project site, and having a gross weight not exceeding fifty thousand pounds, a single axle weight not exceeding eighteen thousand pounds and a tandem axle weight not exceeding thirty-six thousand pounds, shall issue to such owner or operator, without cost, a permit in writing authorizing the operation of such vehicles upon the streets. No such permit shall designate the route to be traversed nor contain restrictions or conditions not applicable to other vehicles of this weight in their general use of the streets. No permit issued under this section providing for a tandem axle weight in excess of thirty-two thousand pounds shall be issued to include travel on the federal interstate system of highways.

(c) The director of traffic, upon application in writing, made by the owner or operator of vehicles used exclusively for the hauling of coal from a mine or other place of production to a preparation plant, loading dock or railroad shall issue to such owner or operator, without cost, a permit in writing authorizing the operation of three axle vehicles having a gross weight not exceeding sixty thousand pounds, a single axle weight not exceeding twenty-four thousand pounds and a tandem axle weight not exceeding forty thousand pounds, and shall issue such permit for four axle vehicles having a gross weight not exceeding seventy thousand pounds, a single axle weight not exceeding twenty-four thousand pounds, and a tandem axle weight not exceeding forty thousand pounds, and shall issue such permit for two axle vehicles having a gross weight not exceeding thirty-six thousand pounds, and a single axle weight not exceeding twenty-four thousand pounds; provided, however, that no such permit shall be valid for the operation of any such vehicle for a distance of more than twenty-five miles from such preparation plant, loading dock or railroad. However, no permit issued under this section providing for a single axle weight in excess of eighteen thousand pounds or a tandem axle weight in excess of thirty-two thousand pounds shall be issued to include travel on the federal interstate system of highways.

Section 3. That Section 22-225 of Article IX, Chapter 22 of The Code of the City of Alexandria, Virginia, 1963, as amended, be and the same hereby is amended and reordained to read as follows:

Sec. 22-225. Weighing vehicles; procedure; unloading excess load.

Any officer authorized to enforce the law under this chapter having reason to believe that the weight of a vehicle and load is unlawful, is authorized to weigh the same by the use of loadometers or other equipment of equal accuracy. Any operator who fails or refuses to drive his vehicle upon such loadometers or similar equipment upon the request and direction of the officer so to do shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than two dollars nor more than one hundred dollars, which penalty shall be in addition to any other penalties prescribed for exceeding the maximum weight permitted or for any other violation. Should the officer find that the weight of any vehicle and its load is greater than that permitted by this chapter or that the weight of the load carried in or on such vehicle is greater than that which the vehicle is licensed to carry under the provisions of this chapter, he may require the driver to unload, at the nearest place where the property unloaded may be stored or transferred to another vehicle, such portion of the load as may be necessary to decrease the gross weight of the vehicle to the maximum therefor permitted by this chapter. Any property so unloaded shall be stored or cared for by the owner or operator of the overweight vehicle at the risk of such owner or operator.

In any court or legal proceedings in which any question arises as to the calibration or accuracy of any such scales at permanent weighing stations or loadometers, a certificate, executed and signed under oath by the inspector calibrating or testing such device as to its accuracy as well as to the accuracy of the test weights used in such test, and stating the time of such test, type of test and results of testing, shall be admissible when attested by one such inspector who executed and signed it as evidence of the facts therein stated and the results of such testing.

Section 4. That this ordinance shall be published in a newspaper of general circulation published in the city not later than five days following its introduction together with a notice containing the time and place for a public hearing. The Clerk of the Council shall note the date of introduction and first reading, the date of publication, the date of the public hearing, and the date of the second reading and final passage in the minutes of the meeting. This ordinance shall become effective July 1, 1972.

CHARLES E. BEATLEY, JR.
MAYOR

FINAL PASSAGE: JUNE 14, 1972