

RESOLUTION NO 05-15
CONVERSE COUNTY, WYOMING

WHEREAS, there is heavy industrial and commercial traffic now using the county roads of Converse County, Wyoming, and a considerable amount of damage is being done to said Converse County Roads; and

WHEREAS, it is deemed necessary and proper to regulate the size and weight of vehicles and loads on the county roads within Converse County, Wyoming in order to preserve the county roads of Converse County, Wyoming, and minimize the damage to said roads; and

WHEREAS, it is deemed necessary and proper to regulate the size and weight of vehicles and loads on the county roads within Converse County, Wyoming to promote the safety and general economic welfare of the public while making optimum legal use of county road facilities.

WHEREAS, the Board of County Commissioners of Converse County, Wyoming is empowered under Section 31-18-802(a)(x), Wyoming Statutes, 1977, as amended, to regulate the height, size and weight limits of vehicles and loads on county roads.

NOW, THEREFORE, BE IT RESOLVED that the size limits for county roads within Converse County, Wyoming are the same as those set forth by the State of Wyoming under Section 31-18-802, Wyoming Statutes, 1977, as amended.

NOW, THEREFORE, BE IT RESOLVED that the maximum weight limits for county roads within Converse County, Wyoming shall be the same as those set forth by the State of Wyoming under Section 31-18-802, Wyoming Statutes, 1977, as amended.

NOW THEREFORE, BE IT RESOLVED that vehicles and construction equipment, working within the construction area boundaries clearly identified as a construction area are exempt from the above size and weight limits.

BE IT FURTHER RESOLVED that a fee permit system for oversize and/or overweight vehicles and loads on county roads be and hereby is established.

BE IT FURTHER RESOLVED that the Converse County Road and Bridge Department may promulgate rules and regulations as to the terms and conditions, and shall be the primary issuer of permits issued under this resolution. All fees paid for permits shall go to the general revenue fund of Converse County, Wyoming.

BE IT FURTHER RESOLVED that no vehicle shall be operated by any person, association or corporation on Converse County Roads which exceeds the above weight limitations unless the necessary permit has been obtained from the permit issuing authority and the appropriate fee paid.

BE IT FURTHER RESOLVED that no vehicle shall be operated by any person, association or corporation on Converse County, Wyoming, roads when said vehicle(s) exceed the above size and weight limitations unless said vehicle(s) comply with all safety regulations required in rules promulgated by authority of this resolution.

BE IT FURTHER RESOLVED that the penalty for failure to comply with the regulations and requirements herein set forth be and hereby is the same as those established by Section 31-18-805(a) and 31-18-805 (e), Wyoming Statutes, 1977, as amended, and in agreement with the current Wyoming Uniform Bail and Forfeiture Schedules.

BE IT FURTHER RESOLVED that the agency responsible for the enforcement of this resolution, including the issuance of permits and the collection of fees, is the Converse County Sheriff's Office, and its appointed agents.

BE IT FURTHER RESOLVED that the Converse County overweight permit does not replace the Special Permits required by the Wyoming Department of Revenue and Taxation for oversize and overweight operations on the State of Wyoming's Interstate, primary and secondary highways.

BE IT FURTHER RESOLVED that every permit issued pursuant to the resolution shall be carried with the vehicles or combination of vehicles to which it refers and shall be open to inspection by Converse County Sheriff's Office or its authorized agents, and violation of the terms or conditions of such permit shall be a misdemeanor. A driver of such vehicle shall, upon demand of the above agency or its authorized agents who, having reason to believe that the weight of a vehicle, including load, if any, is unlawful, forthwith comply with the direction of the above agency or its authorized agent to obtain the total weight and load thereof. In addition, alteration of any word or figure on the face of a permit will void the permit immediately and will subject the permit to confiscation by the above agency or its authorized agent.

BE IT FURTHER RESOLVED that nothing herein contained shall be construed to permit a vehicle that is overweight or oversize, and has not obtained a permit in advance, to operate overweight or oversize. Such a vehicle when apprehended on the roads of Converse County, Wyoming shall be required to pay all fees for overweight and/or oversize prescribed by this resolution for distance traveled prior to apprehension and shall be subject to any and all penalties provided by this resolution for the violation(s).

BE IT FURTHER RESOLVED that highways and structures may be limited to loads less than the above stated limits if it is determined from engineering study, or by visible deterioration to the road's condition, that the structural capacity is such that continuous operation of heavy weights would further damage or otherwise render unsafe such road and/or structures. Where a reduced capacity is necessary, the road and/or structures will be posted with the maximum allowable weight.

BE IT FURTHER RESOLVED that should damage occur to the roadway, structures, or any highway property during the movement of an overweight and/or oversize load, the permit holder shall immediately stop the movement, correct the condition causing the damage, and notify the Converse County Sheriff's Department of the damage as soon as practical. Repair costs for damage incurred shall be reimbursed to the Converse County Road and Bridge Department by the person or firm causing the damage, regardless of whether a Road and Bridge Department inspector accompanied the move. The issuance of a special permit shall not be construed to warrant the condition of the highway and/or structures and shall not relieve the holder from responsibility for damages.

BE IT FURTHER RESOLVED that definitions pertinent to this resolution shall be those as set forth in Section 31-18-801, Wyoming Statutes, 1977, as amended. Additional terms shall be defined in the Converse County Rules and Regulations governing vehicle sizes, weights, and permitting.

BE IT FURTHER RESOLVED that this resolution is passed under the authority of Section 31-18- 801 through Section 31-18-808, Wyoming Statutes, 1977, as amended.

BE IT FURTHER RESOLVED that the resolutions adopted by the Board of Commissioners of Converse County, Wyoming, on August 4, 1977, June 17, 1980, January 6, 1982, October 2, 2007, November 19, 2013, and May 6, 2014 relating to size and weights on Converse County, Wyoming roads are set aside, a nullity and are of no force and effect.

DATED THIS 5th day of May, 2015.

BOARD OF COMMISSIONERS
CONVERSE COUNTY, WYOMING:


Richard C. Grant, Jr., Chairman

ATTEST: 
Lucile K. Taylor, County Clerk

