

**ORDINANCE NO. 103**

**AN ORDINANCE REPEALING ORDINANCE NO. 98 (STREET USE) AND ADOPTING ORDINANCE NO. 103, AN AMENDED ORDINANCE REGULATING THE USE OF STREETS IN THE CITY OF LAKESIDE BY TRUCKS AND HEAVY VEHICLES.**

**The city of Lakeside ordains as follows:**

**Section 1. [Repeal.]** Ordinance No. 98, being no longer pertinent, is hereby repealed in its entirety.

**Section 2. [Designated Truck Route.]** Except as authorized by terms of permits issued or resolutions adopted by the city council as hereinafter set forth it shall be unlawful for any person, firm or corporation to use, drive, or operate any vehicle weighing 19,000 pounds or more upon any street in the city of Lakeside, Oregon, except the following streets and avenues which are hereby designated as city truck route streets:

Twelfth Street, north and south of North Lake Road

North Lake Road from North Eighth Street, east to the city limits

Airport Way from North Eighth Street, west to Highway 101

Eighth Street from Hilltop Drive, north to Highway 101

Railroad Avenue, Twelfth to Tenth Streets

North Tenth, Railroad Avenue to North Lake Road

South Thirteenth Street

Hilltop Drive from Eighth Street, west to the city limits

It shall be unlawful to operate any track mounted or metal wheeled vehicle on any city street without a permit.

**Section 3. [Exemptions.]** Any such motor vehicle, truck, trailer, or other vehicle if used for the specific purpose of picking up or discharging no more than two loads per day at any retail business establishment or residence located on other than the above named streets or avenues, or if any such vehicle is being driven to the driver's residence for the purpose of parking overnight, shall be exempt from the provisions of this ordinance.

**Section 4. [Regulations Set by City Council.]** The city council may, in its sole discretion by resolution or permit, allow the operation over said street or sections thereof, of any vehicle or combinations of vehicles, including any loads thereon, having a gross vehicle or combination of vehicles weight in excess of 19,000 pounds, when in the opinion of the city council the public, the street and street facilities will not be endangered thereby. the city council shall make and set forth in any such resolution or permit such regulations as are in its opinion necessary to prevent damaging said street facilities and to protect the public welfare.

**Section 5. [Fees; Permit Requirements.]** Fees shall be assessed for street use permits issued pursuant to Ordinance No. 103 in accordance with the provisions below and in the dollar amount set forth in the attached Exhibit "A".

For the purpose of issuing permits each year shall be divided into two parts. The first part, called the "Dry Season", shall include the period May 1 through October 31. The second part, called the "Wet Season", shall include the period November 1 through April 30. No permit shall be issued for more than one season at a time. The fee for "Wet Season" permits shall be twice the fee for comparable "Dry Season" permits (ref. Exhibit "A").

Permits shall be issued for one of the following durations:

1 day	31 to 60 days
2 to 7 days	61 to 90 days
8 to 14 days	91 to 180 days
15 to 30 days	

Permits shall contain the name and address of the permittee, name of the street or streets of authorized use, duration of the permit, any speed limit restrictions, the number of authorized trips per day and the time of day during which the roads may be used under said permit, name and address of the insurance company, and the season of permit.

Before commencing any usage of any street under a permit, the permittee shall furnish proof of existing insurance coverage, insuring permittee for public liability in a sum not less than \$100,000 and property damage in a sum not less than \$50,000.

The requirement, if the street is not paved and the duration exceeds 14 days and the number of trips per day exceeds 9, is that the street(s) must be paved to city standards, by the potential user, before the permit is issued. The paving shall be considered total payment for up to 180 days of unlimited use.

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**Section 6. [Government and Emergency Vehicles or Equipment.]**

The provisions of this ordinance do not apply to any vehicle, combination of vehicles, article, machine, or other equipment while being used by the federal government, the state of Oregon, Coos County, special districts, or the city of Lakeside in the construction, maintenance, or repair of said street, and at the immediate location or site of such construction, maintenance, and repair. Said provision shall likewise not apply to any emergency vehicles operated within the city of Lakeside nor to any vehicle operated by any franchisee of the city while engaging in the purposes of the franchise.

**Section 7. [Liability.]** Any owner and driver or chauffeur of any vehicle or combination of vehicles using said street in violation of this ordinance shall be jointly and severally liable to the city of Lakeside for all damage done to said street or street facilities as a result on the violation.

**Section 8. [Prima Facie Evidence.]** The operation of any vehicle or combination of vehicles in violation of this ordinance is prima facie evidence that the owner of such vehicle or combination of vehicles caused or permitted it to be so operated.

**Section 9. [Penalty; Revocation.]** The penalty for not obtaining a proper permit shall be payment of twice the regular fee and the city shall have the authority to shut down any operation until all fees are paid. Not obtaining a proper permit means operating without one or exceeding the number of trips per day or duration of the permit.

A permit may be revoked by the city upon any violation of the permit, in lieu of a monetary penalty, or upon giving written notice to the permittee at least 10 days prior to the date of revocation. Revocation for other than a violation will result in a refund for the unused part of the permit.

**Section 10. [Signs.]** The city council shall cause to be posted at all entrances to the city of Lakeside signs stating "LOAD LIMIT 19,000 ON ALL STREETS EXCEPT TRUCK ROUTES." The city shall cause to be posted at all junctions of designated truck routes the direction of said truck routes.

Passed by the council and approved by the mayor May 16, 1985.

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**EXHIBIT "A"**

**Number of Daily Trips**

<u>Duration in days</u>	<u>1 to 3</u>	<u>4 to 9</u>	<u>10 to 19</u>	<u>20 or more</u>
1	\$ 10	\$ 40	\$ 60	\$ 80
2-7	40	140	200	260
8-14	100	300	400	500
15-30	400	600	800	1,000
31-60	700	1,020	1,400	1,720
61-90	1,000	1,500	2,000	2,500
91-180	1,400	2,100	2,800	3,500

If street is not paved, it is to be paved when duration exceeds 14 days and trips exceed 9 per day.

**NOTE:** Wet season permit fees (November 1 through April 30) shall be twice the above listed dry season permit fees (May 1 through October 31).

# City of Lakeside

P. O. BOX L  
LAKESIDE, OREGON 97449  
Phone (503) 759-3011

## STREET USE PERMIT

PERMITTEE NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

STREET(S) OF AUTHORIZED USE: \_\_\_\_\_

DURATION OF PERMIT: FROM: \_\_\_\_\_ THROUGH \_\_\_\_\_

SPEED LIMIT RESTRICTIONS: \_\_\_\_\_

AUTHORIZED TRIPS PER DAY AND TIME  
DURING WHICH STREET(S) MAY BE USED: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

INSURANCE: \_\_\_\_\_

PERMIT FEE: \_\_\_\_\_

SEASON: \_\_\_\_\_

\_\_\_\_\_  
PERMITTEE SIGNATURE                      DATE

\_\_\_\_\_  
CITY RECORDER/ADMINISTRATOR  
SIGNATURE                                      DATE

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