

ORDINANCE NO. 26

AN 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. Except as authorized by terms of permits issued or resolutions adopted by the City Council as herein-after 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 Ave., Twelfth to Tenth Streets; North Tenth, Railroad Avenue to North Lake Road; South Thirteenth Street; and 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 2. Any such motor vehicle, truck, trailer, or other vehicle if used for the specific purpose of picking up or discharging goods 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 3. 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 and street facilities and to protect the public welfare, and any fees to be charged for such use permits.

Section 4. 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 provisions 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 5. 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 of the violation.

Section 6. 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 7. The 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.

Section 8. Any violation of this ordinance shall be punished upon conviction by a fine not to exceed \$500.

Section 9. It is hereby adjudged and declared that existing conditions are such that this ordinance is necessary for the preservation of the public peace, health, and safety,

and therefore, an emergency is declared to exist and this ordinance shall become effective immediately upon its passage by the Council and its signing by the Mayor.

The foregoing ordinance was duly adopted by the Council of the City of Lakeside on the 20 day of April, 1978.

AYE: Bibbey, Langley, Elmer, Tracy, Dorwe, Hille
NAY: NONE
ABSENT: J. HARMON

S. B. ... Tracy
Mayor Pro Tem

ATTEST:

Kathleen A. Brown
Recorder