

ORDINANCE NO. 124**AN ORDINANCE FOR THE PROTECTION OF STREETS IN THE CITY OF COOS BAY, REPEALING ORDINANCE NO. 2721, AND DECLARING AN EMERGENCY, AS AMENDED BY ORDINANCE NO. 289.**

The City of Coos Bay ordains as follows:

Section 1. Heavy Objects on Streets Prohibited.

- a. (1) No person shall operate any vehicle or move any building, structure, article or material having a net or gross weight greater than 15,000 pounds across or along any residential street, except state highways, unless the street is posted to allow greater weight and the moving object does not exceed the posted weight. Residential street means any street within an area not zoned commercial or industrial.

(2) Notwithstanding Paragraph (1) of this subsection and except as may be otherwise prohibited by law or ordinance, arterial streets, as designated by the City of Coos Bay Comprehensive Plan Inventory, may be used for the operation of vehicles and for the moving of buildings, structures, articles or materials having a net or gross weight greater than 15,000 pounds. Arterial streets are:

US 240 (Cape Arago Highway–Newmark, Broadway and Virginia
 US 243 (Ocean Boulevard–Central, Commercial / Anderson)
 US 101 (Oregon Coast Highway–Bayshore Drive and Broadway)
 Lakeshore Drive
 Newmark Avenue
 Woodland Drive and Broadway (North Bend)
 10th Street
 Koosbay Boulevard
 Thompson Road
 4th Street
 Southwest Boulevard

[Amended by Ordinance No. 289, Section 1, enacted March 7, 2000]

- b. (1) For the purpose of protecting the surface of the street, alley, roadway or other area, each owner or operator of a semi shall, at the time his or her semi trailer is parked on any city street, alley, roadway, or other area of city right-of-way which has been paved and is used for parking, place a board under the semi trailer landing gear, of sufficient length to span the feet of the landing gear, and of a width and thickness of not less than that provided by 2" x 6" dimensional

lumber.

(2) Upon conviction, a fine of \$500.00 shall be imposed upon any owner or operator violating the terms of this subsection, along with an additional amount sufficient to cover the costs of restitution for repair of the city street, alley, roadway, or other area.

[Amended by Ordinance No. 278, Section 1, enacted August 3, 1999]

Section 2. Exceptions. Utility company vehicles, sanitation vehicles, moving vans, vehicles delivering home heating fuel, vehicles delivering equipment and material to be used in development and improvement, and delivery vehicles, are not subject to this ordinance when actually going to, performing, or coming from work within the corporate limits of the city.

Section 3. Permits. Upon application by a person other than listed in section 2, the Director of Public Works may issue a permit for moving a heavy object along a residential street. The permit must specifically describe the vehicle, building, structure, article or material and must be limited to the purpose for which the permit was requested.

Section 4. Bond. No permit shall be granted unless the applicant presents a bond in an amount satisfactory to the Director of Public Works and has sureties satisfactory to the Recorder in a form approved by the City Attorney, The bond shall be conditioned for payment to the city of any loss, damage or injury caused by the vehicle or by the moving or transporting of a building, structure or article.

Section 5. Safety Precautions. Any person operating under a permit shall use reasonable precautions not to injure the pavement or street surface, and shall comply with all instructions of the Director of Public Works.

Section 6. Penalties. The penalties set forth in ORS 818.430 for excess weight are adopted and incorporated into this ordinance as penalty provisions for this ordinance.

Section 7. Council Resolutions. The City Council, under this ordinance, can adopt resolutions regulating the weight upon city streets, except state highways, outside of residential areas.

Section 8. Repeal. Ordinance No. 2721, as amended by Ordinance No. 2785, is hereby repealed.

Passed by the Council and approved by the Mayor June 7, 1988.