

TOWNSHIP OF CHESTERFIELD

ORDINANCE NO. 2016-2

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 182 ENTITLED
“VEHICLES AND TRAFFIC” OF THE CODE OF THE TOWNSHIP OF
CHESTERFIELD AND ESTABLISHING A FOUR (4) TON WEIGHT LIMIT ON
ADDITIONAL STREETS WITHIN THE TOWNSHIP OF CHESTERFIELD**

WHEREAS, the Township Committee is committed to preserving the Township’s roadways and maintaining them in good condition; and

WHEREAS, certain municipal roadways are not conducive to heavy truck traffic; and

WHEREAS, the Township experienced difficulties with regard to heavy trucks servicing the New Jersey Turnpike Exits 6-9 Expansion Project, and is particularly familiar with the inability of certain local roads to absorb the punishment that regular heavy truck travel creates for said local roads, and it is necessary to prevent the future damage to roadways throughout the municipality; and

WHEREAS, the Township Committee has determined, consistent with State statute, that establishing a four (4) ton weight limit on certain municipally-owned and maintained roadways within the Township of Chesterfield to be in the best interests of the traveling public and local residents; and

WHEREAS, the Township Engineer has reviewed the Township Code relative to vehicle weight limit restrictions on certain roadways and determined that the four (4) ton weight threshold set forth in N.J.S.A. 40:67-16.1 is an appropriate limit for certain roads in Chesterfield Township; and

WHEREAS, N.J.S.A. 40:67-16.1 grants the Township Committee the authority to adopt an ordinance which prohibits certain vehicles from traveling and operating on roadways that are under the exclusive jurisdiction of the Township.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey, that Chapter 182 “Vehicles and Traffic” be and is hereby amended and supplemented as follows:

Section 182-9 “Trucks over four tons excluded”

- A. Pursuant to N.J.S.A. 40:67-16.1, vehicles having a total combined gross weight equal to or in excess of four tons (weight of vehicle plus weight of load), are excluded from traveling on all the municipally owned and maintained streets and roadways described in Section 182-25, “Section IV: Trucks Over Certain Weights Excluded.”
- B. Nothing in this provision shall be construed to prevent such vehicles from making deliveries of merchandise or other goods and property along the above-referenced streets; nor shall this provision be construed to prevent vehicles used by public utility companies in connection with the construction, installation, operation, or maintenance of public utility facilities on said streets, for said purposes; nor shall it prohibit vehicles from making deliveries on said streets related to the construction of homes.
- C. Pursuant to N.J.S.A. 39:4-198, regulatory and warning signs shall be erected and maintained in order to provide notice of the four (4) ton weight limit restriction on the above-referenced roadways.

D. Unless another penalty is expressly provided for by New Jersey law, every person convicted of a violation of this provision or any supplement thereto shall be liable to a penalty of not more than Two Thousand Dollars (\$2,000.00) dollars or imprisonment for a term not exceeding fifteen (15) days or both.

Section 182-25 Schedule VI: Trucks Over Certain Weights Excluded is hereby established as follows:

In accordance with the provisions of §182-9, vehicles having a total combined gross weight equal to or in excess of four tons (weight of vehicle plus weight of load), are excluded from traveling on the following municipally owned and maintained streets and roadways:

Name of Roadway	Location
Harrison Road	Entire Length
Harker Road	Entire Length
Fenton Lane	Entire Length
Hogback Road	Entire Length
Sykesville Road	From intersection with CR 537 to CR 528
Harker Road	Entire Length
Chesterfield-Georgetown Road	Entire Length
Orr Road	Entire Length
Ellisdale Road	Entire Length
Waln Road	Entire Length
Margerum Road	Entire Length
White Pine Road	Entire Length

REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

CHESTERFIELD TOWNSHIP COMMITTEE

Introduced: February 11, 2016
Adopted: