

**ORDINANCE NO. 297**

**AN ORDINANCE AMENDING TITLE 8, CHAPTER 8.08,  
SECTION 8.08.01 OF THE GREENLAND MUNICIPAL  
CODE, DECLARING AN EMERGENCY TO EXIST, AND  
FOR OTHER PURPOSES.**

WHEREAS, questions and confusion has arisen concerning the application and enforcement of Section 8.08.01 of Greenland Municipal Code

WHEREAS, damage has recently been suffered by one or more City streets as a result of heavy truck usage.

WHEREAS, A.C.A. §§ 25-54-103 and 14-54-60 grant cities authority over and confer responsibility for streets and roads within their city limits.

BE IT ORDAINED BY THE CITY COUNCIL OF GREENLAND, ARKANSAS, That,

**Section 1:** Effective with the passage of this Ordinance Chapter 8.08 of the Greenland Municipal Code is amended to read as follows:

**Chapter 8.08**

**TRUCK ROUTES/STREET WEIGHT LIMITS**

**Sections:**

- 8.08.01 Truck Routes – Designated
- 8.08.02 Weight Limits – Streets (Non truck route)
- 8.08.03 Definitions

**Section 8.08.01 Truck Routes – Designated.** Truck routes for all motor vehicles proceeding through the City which have a weight in excess of 20,000 pounds (as operated) are hereby established and designated as follows:

- US Highways 71 and 540
- Arkansas Highway 265
- Wilson Street from the East right-of-way of US Highway 540 westward to the east right-of-way of Arkansas Highway 265
- Washington County road 65

Enforcement shall be strict so as to protect both the public streets and members of the public using the streets. However, discretion is authorized only when necessity dictates.

Section 8.08.02 Weight Limits – Streets (non truck route)

Motor vehicles bound for destinations within the city and motor vehicles proceeding from points within the City shall comply with all State and Federal law and regulations with regard to weight limits, axels, tires and motor vehicle equipment.

Section 8.08.02 Definitions

US Highway 71B, 71 and 540 Arkansas Hwy. 265 and County Road 65 – those passage-ways within the city limits of Greenland marked by appropriate signage as such.

Motor Vehicles – all motorized conveyances commonly designated as scooters, mopeds, motorized bicycles, automobiles, motorcycles, pickups, truck including one-piece, tractor-trailer combinations without regard to the number of units, if one unit is motorized and pulls, pushes a non-motorized unit attached thereto the combination is considered a motor vehicle.

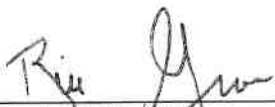
Combinations of motorized units attached to one another shall be considered a motor vehicle. Vehicles that operate on metal tracks are excluded.

Proceeding through the City – a motor vehicle which does not have as its destination or its point of origin a location within the city.

Necessity – where there exists no other available route/passageway to reach a motor vehicle's destination or where there exists no other available route/passageway by which a motor vehicle can access a designated truck route from its point of origin.

Section 2: In view of the damages suffered recently by one or more City streets and the possibilities of inequality in enforcement of the existing Code provision, the council has determined that in order to protect the health, safety and welfare of the public, this ordinance shall be effective immediately upon its passage and approval.

PASSED AND APPROVED this 11<sup>th</sup> day of April, 2011.

  
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BILL GROOM, Mayor

ATTEST:

  
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DONNA CHEEVERS, Recorder/Treasurer