

Town of Wien  
Marathon County  
Ordinance # 2014-1

**Option E Opt-In for Category B--IOHs to follow the Table of State Weight Limits under Sec. 348.15 (9)(f)**

**Effect of this Option E:** Adoption of this ordinance pursuant to Sec. 348.15 (9)(f). of Wis. Statutes (as provided by 2013 Wis. Act 377) means that the governing body of a municipality or county imposes on all highways or specified highways under their jurisdiction, the maximum single axle limits of 23,000 pounds per axle and 92,000 pounds maximum gross vehicle weight as established in Sec. 348.15 (3) (g) for all Category B implements of husbandry as defined in Sec. 340.01 (24) (a)1. b. (see Act 377). Sec. 348.15 (9) (f)1. provides that unless a municipality opts in under this option, there is no weight limit per wheel, axle, or group of axles, on Category B implements of husbandry as defined in Sec. 340.01 (24)(a)1.b., but only the maximum gross vehicle weight of 92,000 pounds applies to these described vehicles. However note, any implements of husbandry are still bound to follow seasonal and special postings and any postings on highway bridges or culverts under Sec.349.16 of Wis. Statutes

***Ordinance to Opt-In for Category B—IOHs to follow the Table of State Weight Limits under Sec. 348.15 (3)(g)***

***Ordinance # \_\_\_\_\_***

Whereas, 2013 Wis. Act 377 under Sec. 348.15 (9) (f) 1. provides there is no weight limitation per wheel, axle, or group of axles, and only the maximum gross weight of 92,000 pounds applies to Category B implements of husbandry as defined in Sec. 340.01 (24) (a)1.b., but does authorize the municipality or county to require on all highways under their jurisdiction Category B implements of husbandry as defined in Sec. 340.01 (24) (a)1.b. to comply with the state weight limits as established under Sec. 348.15 (3)(g).

Now Therefore BE IT HEREBY ORDAINED by the Town Board of Wien, of Marathon County, that pursuant to Sec. 348.15 (9) (f) of Wis. Statutes, Category B implements of husbandry and agricultural commercial vehicles as defined in Sec. 340.01 (24) (a) 1.b. may not exceed the weight limits on imposed by state law under Chapter 348.15 (3) (g) of Wis. Statutes, without a no-fee permit authorized under Sec. 348.27 (19).

Further, BE IT HEREBY ORDAINED that pursuant to Sec. 348.27 (9) 4m.a. in the event an application for a no-fee permit is made for a Category B implement of husbandry as defined in Sec. 340.01 (24)(a)1.b., the municipal jurisdiction or county is required to provide an approved alternate route, which may include highways that are not under this jurisdiction if prior approval has been given by the jurisdiction over the alternate routes not under this entity's jurisdiction for operation of Category B implements of husbandry as defined in Sec. 340.01 (24) (a) 1. b.

Further, BE IT HEREBY ORDAINED that this ordinance shall be in effect for the calendar year of 2015.

*Further, BE IT HEREBY ORDAINED that this ordinance shall remain in effect until rescinded by further action of the board.*

Adopted by the Town Board this 9th day of December, 2014.

Howell Bonham  
Town Chairperson

Attested to by the Town Clerk

Beverly J. Hannus  
Town Clerk

Note for this ordinance to be effective in any calendar year, it must be adopted on or before January 15 so that calendar year or in a prior year.

This ordinance should be published in a newspaper or posted within 30 days of adoption pursuant to Sec. 60.80 of Wis. Statutes for towns or pursuant to Sec. 61.50 of Wis. Statutes for villages.

This ordinance should also be forwarded to the Wisconsin Department of Transportation for posting on a state website.