

**ORDINANCE NO. 2015-7
AN ORDINANCE REPEALING AND RECREATING
CHAPTER 408
OF THE CODE OF ORDINANCES OF THE TOWN OF FULTON
ENTITLED "VEHICLES, AGRICULTURAL"**

WHEREAS, Wis. Stat. Sections 348.15 (9) (f)1. and 348.15(9) (f)1m., provide that there is no weight limitation per wheel, axle or group of axles for Category B; implements of husbandry as defined in Wis. Stat. Section 340.01(24) (a)1. b., for Category 1 agricultural commercial vehicles as defined in Wis. Stat. Section 340.01(1o)(e)1., or for a 2-vehicle combination transporting by trailer or semitrailer, either one of these two types of vehicles from farm to field, from field to field, or from farm to farm, but does apply gross weight limitations to these vehicles, and

WHEREAS, Wis. Stat. Section 348.15(9)(f)2., authorizes the Town to require compliance with axle weight limitations established under Wis. Stat. Section 348.15(3)(b) for Category B implements of husbandry as defined in Wis. Stat. Section 340.01(24)(a)1.b., for Category 1 agricultural commercial vehicles as defined in Wis. Stat. Section 340.01(1o)(e)1., or for a 2-vehicle combination transporting by trailer or semitrailer either one of these two types of vehicles from farm to field, from field to field, or from farm to farm, all on highways under its jurisdiction.

NOW, THEREFORE, the Town Board of the Town of Fulton do hereby ordain as follows:

SECTION I: Chapter 408 of the Code of Ordinances of the Town of Fulton entitled, "Vehicles, Agricultural" is hereby repealed and re-created to read as follows:

Chapter 408 VEHICLES, AGRICULTURAL.

Section 408-1. Weight limits imposed.

Pursuant to Section 348.15(9)(f)2. of the Wisconsin Statutes, all Category B implements of husbandry as defined in Wis. Stat. Section 340.01(24)(a)1.b., all Category 1 agricultural commercial vehicles as defined in Wis. Stat. Section 340.01(1o)(e)1., and any two-vehicle combination transporting by trailer or semitrailer, either one of these two types of vehicles from farm to field, from field to field, or from farm to farm, may not exceed the axle weight limits imposed by Wis. Stat. Section 348.15(3)(b).

Section 408-2. Application for permit to exceed length and/or weight limitations.

- A. To exceed the length and/or weight limitations on highways under the jurisdiction of the Town of Fulton, a no-fee permit may be applied for from the Town by submitting an application to the Town Clerk/Treasurer who shall forward the application to the Town Chair for review and approval.

B. Pursuant to Wis. Stat. Section 348.27(19)(b) 4m., in the event an application for a no-fee permit is made for a Category B implement of husbandry as defined in Wis. Stat. Section 340.01(24) (a)1. b., a Category 1 agricultural commercial vehicles as defined in Wis. Stat. Section 340.01(1o)(e)1., or any two-vehicle combination transporting by trailer or semitrailer, either one of these two types of vehicles from farm to field, from field to field, or from farm to farm, the Town of Fulton may not deny the application, but may modify and approve the application to include an alternate route or map of highways other than those specified by the applicant, and may include highways that are not under its jurisdiction only upon prior approval of the authority having jurisdiction over those highways, except that no prior approval is required with respect to a highway on which these vehicles may be legally operated or transported without a permit or as authorized by the other jurisdiction.

SECTION II: This Ordinance shall take effect beginning January 1, 2016.

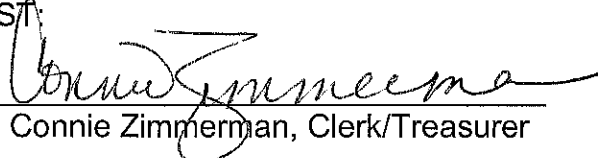
SECTION III. The Town Clerk/Treasurer shall provide a copy of this Ordinance to the Wisconsin Department of Transportation to be posted on its Internet site.

Approved by the Town Board of the Town of Fulton this 10th day of November, 2015.

TOWN OF FULTON

By: 
Evan Sayre, Town Chairperson

ATTEST:

By: 
Connie Zimmerman, Clerk/Treasurer

Date passed: 11-10-2015
Date published: 11-25-2015