

CHAPTER 2 POLICE REGULATIONS

ARTICLE XXII TRUCK PERMITS

SECTION 2-22-1

2-22-1 Definitions. For purposes of this article, the following definitions shall apply:

- A. Single Trip Permit: A single trip permit is a permit which allows for one move, from a point of origin to a point of destination..
- B. Round Trip Permit: A round trip permit is a permit which allows for two trips, over one route, to convey one or more loads of substantially similar weight and dimension.
- C. Quarterly Permit: A quarterly permit is a permit which allows for unlimited moves by a specified vehicle for a period of time not to exceed ninety (90) days from the date of issuance.
- D. Annual Permit: An annual permit is a permit which allows for unlimited moves by a specified vehicle for a period of time not to exceed three hundred sixty five (365) from date of issuance.
- E. Non-Divisible Load: A load is deemed to be non-divisible when the load to be moved by the applicant vehicle cannot in the judgment of the Chief of Police reasonably be dismantled or disassembled into smaller pieces or portions, so as to be carried, when divided, within the maximum size or weight regulations specified in 625 ILCS 5/15-301(a) of the Illinois Vehicle Code.
- F. Chief of Police: The Chief of Police of the Village of Hampshire Police Department, or his designee.
- G. Vehicle: Any truck, truck-tractor power unit, combination vehicle, or piece of special mobile equipment to be utilized to carry a load within the Village.
- H. Village: The Village of Hampshire.

2-22-2 Permits

- A. A permit shall be required for the movement of any vehicle, or combination of vehicles, which is non-divisible, or is carrying a load which is non-divisible, while operating on highways and bridges within the jurisdiction of the Village while exceeding the maximum dimension and weight limits contained within 625 ILCS 5/15-102 (width), 15-103 (height), 15-107 (length), and 15-111 (weight) of the Illinois Vehicle Code.
- B. The following are exempt from the requirement of obtaining a permit:

1. Fire District apparatus.
 2. Vehicles operating under a declaration of emergency by an authorized governmental official.
 3. Village-owned vehicles engaged in emergency utility repair.
 4. Village or Township apparatus or equipment used for snow and ice removal
- C. Permits shall be issued only in the name of a person, firm, business, or corporation which owns and operates the transporting vehicle or which operates said vehicle under a bona fide lease agreement.
- D. Issued permits are valid only during the period one half hour before sunrise until one half hour after sunset, and shall be considered invalid on the following days; New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.
- E. Permits are non-transferable and apply only to the applicant owner/operator, vehicle, and load to which the permit was issued.
- F. The permit, when issued, shall constitute an agreement between the permittee and the Village that the vehicle movement(s) described in the application will take place without modification.
- G. The permittee has the responsibility to report to the Chief of Police any inaccuracies or error in the permit on the part of either the Village or the permittee before starting any move, and undertaking the move described in the permit shall constitute prima facie evidence of the permittee's acceptance of the permit as issued and the terms contained within.
- H. The routing prescribed in the permit shall constitute the sole extent of the authority granted by the permit for the use of highways within the jurisdiction of the Village, and any vehicle and/or load found to be off the prescribed route will be considered to be operating without a permit. The original permit shall be in the driver's possession in paper form and presented upon request to any police officer or Village official for inspection.
- I. Any vehicle or load found to be divisible shall render the permit void, and the vehicles with the load shall be and are subject to legal size and weight requirements. It is the duty of the applicant to confirm the non-divisibility of the load and vehicle before making application for the permit, and the permit application shall constitute prima facie evidence that the applicant confirmed that the vehicle and load were each non-divisible for all purposes under this Article
- J. If required, arrangement shall be made by the applicant to notify the appropriate utility companies before undertaking the vehicle movement described in the

permit, such that all affected utilities have been properly moved, any necessary bridge or highway analysis has been performed and completed in advance of any permitted vehicle movement.

- K. Any person driving any vehicle, object, or contrivance upon any highway or highway structure within the jurisdiction of the Village may be held liable for any damage sustained, in accordance with 625 ILCS 5/15-318.
- L. All movements under the permit shall be made in accordance with all applicable Federal, State and local laws, ordinances, rules and regulations. The provisions of this Article and/or conditions imposed on any permit shall not be more restrictive than those listed in OPER 993 form issued by the Illinois Department of Transportation, except in extreme cases as determined in the discretion of the Chief of Police.
- M. The provisions and conditions of any permit issued by the Village shall be included in and/or accompany any permit issued.
- N. The Chief of Police at his discretion and/or at the request of the applicant may revise any permit after issuance, subject to payment of the applicable fee.
- O. Permits shall be considered void if altered in any way. Whenever any vehicle is operated or movement made under an altered permit, the person, firm, or corporation to whom such permit was granted, the driver of the vehicle and any other accessory to the alteration, shall be guilty of a violation of this Article and either one or all persons may be prosecuted for such violation. Provided, further, the Chief of Police shall not for a period of one year after the date of conviction issue a permit to any person, firm, or corporation who or which has been convicted of such violation..
- P. The permits issued under this Article shall constitute a grant of a privilege by the Village and may be denied or suspended for such reasons as the Village may deem rationally related to its governmental interests including, but not limited to:
 - 1. A permittee fraudulently provides incorrect information in an application for a permit.
 - 2. A permittee, its agents, or employees operate on a permit which has been altered.
 - 3. A permittee, its agents or employees do not comply with any Federal, State or local ordinances, rules or regulations pertaining to the transport of goods or operation of a vehicle engaged in the transport of goods.
 - 4. A permittee, its agents or employees do not comply with the terms or provisions of any permit issued by the Village.

- Q. Any Single Trip Permit shall be subject to the following restrictions:
1. Limited to vehicle movements on the route(s) described in such permit, only and any additional stops outside of the prescribed route are expressly prohibited.
 2. Valid for five (5) consecutive days from and after the date of issuance, unless otherwise directed by the Chief of Police
- R. Any Round Trip Permit shall be subject to the following restrictions:
1. Valid for ten (10) consecutive days from and after the date of issuance
 2. Limited to no more than two trips over the same route
 3. Limited to conveyance of loads which are substantially similar in both weight and dimension.
- S. Quarterly or annual permits shall be subject to the following:
1. The holder of any quarterly or annual overweight permit may not use any Village highway as a cut-thru to avoid using a State, County, or Township highway.
 2. All quarterly or annual overweight permits are restricted to the following maximum limitations:
 - a) Width 12' 0"
 - b) Height 13' 6"
 - c) Length 115' 0"
 3. Quarterly and annual permits are subject to all standards for application set forth in this Article, except that the load may be interchanged provided none of the listed maximum weights and dimensions are exceeded.
 4. Quarterly and annual permits shall list the state of registration and registration number and the vehicle identification number (VIN) for the vehicle to be utilized for the move(s).
- T. Any vehicle, load, or individual operating under a permit issued by the Village or Chief of Police shall be subject to all requirements contained within Chapter 15 of the Illinois Vehicle Code, even if not specifically mentioned within this article or any permit issued by the Village.
- U. The provisions of this Article may be modified when deemed necessary or advisable in the discretion of the Chief of Police to achieve the purposes of this Article.

2-22-3 Applications for Permit

- A. All applications for permits shall be given full consideration. Permits for proposed moves may be issued:
 - 1. When the Village highways and/or bridges will not be unduly damaged; and
 - 2. When the safety of the traveling public will be adequately protected.
- B. Applications for a permit to move an oversized and/or overweight vehicle, and/or load, must be filed with the Chief of Police. The following information shall be included on the permit application in addition to any other information deemed necessary by the Chief of Police:
 - 1. Applicant's name.
 - 2. Applicant's address.
 - 3. Contact information (name, address if different, telephone number and email address) for applicant or its representative for the proposed move.
 - 4. Make and model of the hauling vehicle or power unit.
 - 5. Description of load to be moved.
 - 6. Maximum weight and dimension of the vehicle(s) to be used for the trip, including load.
 - 7. Route of travel on any highways under the jurisdiction of the Village.

2-22-4. Escorts

- A. Civilian or police escorts shall be required at the discretion of the Chief of Police. The total number of persons necessary to provide an adequate escort for a safe move shall be determined by the Chief of Police.
- B. Fees for a police escort shall be in addition to the permit fees set forth herein and included in the billing, invoicing, and collection of permit fees.
- C. When a police escort is required as a condition of the permit, a fee or fees shall be charged to the applicant, subject to the following:
 - 1. \$60.00 per hour per Police Department vehicle based upon the actual time of the movement, with a minimum fee of \$300 per Police Department vehicle.
 - 2. The actual time of the movement shall be the time the police escort is

required to pick up the movement to the time the movement through Village jurisdiction is completed.

3. Any fraction of an hour shall be rounded up to the next whole hour.
4. Any delays or breakdowns shall be considered part of the movement time and included in the calculation of the fee due.

2-22-5 Suspension and Reinstatement

- A. The Chief of Police shall administer and enforce this Article and shall have the authority to grant, deny, suspend or reinstate permits. Any applicant or permittee denied a permit or who has had a permit suspended, upon request, shall be afforded a hearing before the Chief of Police for reconsideration of such decision.
- B. A permit may be suspended by the Chief of Police for the time determined appropriate by the Chief of Police; and such permit may be reinstated upon conditions determined by the Chief of Police, including but not limited to payment of all outstanding fines, judgments, or settlement amounts.
- C. No permits shall be issued to an applicant or company who has outstanding any fee, fine, judgment or other payment due to the Village.

2-22-6 Fees for Special Permits.

- A. The Chief of Police with respect to highways under Village jurisdiction shall collect a fee from the applicant for the issuance of a permit to operate or move a vehicle or combination of vehicles or load. The charge for each permit shall consist of the following:
 1. A service charge for special handling of a permit,
 2. A fee for any dimension, axle weight, or gross weight in excess of the maximum size or weight specified in this Article, and
 3. Any fee for special investigations undertaken pursuant to Section 2-22-2(i) and
 4. Any fee charged for police escort pursuant to Section 2-22-4(b).
- B. Fees may be established from time to time considering the following:
 1. With respect to overweight fees, the charge shall be sufficient to compensate the Village in part for the cost of the extra wear and tear on the mileage of highways over which the load is to be moved.
 2. With respect to over-dimension permits, the fee shall be sufficient to

compensate the Village in part for the special privilege of transporting an oversized vehicle or vehicle combination and load within the Village.

C. Fees for legal weight over-dimension loads and vehicles:

- 1). Single Trip Permit: \$ 20.00
- 2). Round Trip Permit: \$ 40.00
- 3). Quarterly Permit: \$150.00
- 4). Annual Permit: \$600.00

D. Fees for overweight gross loads and vehicles 80,000 lbs - 100,000 lbs:

- 1). Single Trip Permit: \$ 30.00
- 2). Round Trip Permit: \$ 60.00
- 3). Quarterly Permit: \$ 250.00
- 4). Annual Permit: \$1,000.00

E. Fees for overweight gross loads and vehicles 100,001 lbs - 120,000 lbs:

- 1). Single Trip Permit: \$ 100.00
- 2). Round Trip Permit: \$ 200.00
- 3). Quarterly Permit: N/A
- 4). Annual Permit: N/A

F. The fee for revisions to any permit after issuance shall be \$20.00, or 50% of the original permit fee if the original permit fee was \$30.00 or less.

G. The fees prescribed in this Section shall be in addition to any other fee or fees assessed at the discretion of the Chief of Police.

2-22-8. Penalty.

- A. Any person found to be in violation of the provisions of Section 2-22-2(P) shall pay a fine equal to \$750.
- B. Any person found to be in violation of the provisions of any other provision of this Article shall be fined an amount not less than \$250, and not more than \$750.