

**9-O-18**

**AN ORDINANCE**

**Amending City Code Section 10-1-9-4, "Permits for Excessive Weight and Size"**

**NOW BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS, THAT:**

**SECTION 1:** Section 10-1-9-4 of the City Code of 2012 is hereby deleted in its entirety and amended to read as follows:

**10-1-9-4. – PERMITS FOR EXCESSIVE WEIGHT AND SIZE.**

- (A)** Permit Required. A permit is required to operate or move any vehicle or combination of vehicles upon any street within the City of Evanston that exceeds the maximum weight, width, height, or length limitations set forth in 625 ILCS 5/15-100 et seq. of the Illinois Vehicle Code.
- (B)** Exceptions. No permits shall be required for the following vehicles:
  - 1. Fire Department vehicles;
  - 2. City owned vehicles;
  - 3. Vehicles operating under an emergency declaration;
  - 4. Vehicles used by Utility Companies that have an existing franchise agreement with the City; or
  - 5. Vehicles used by Contractors hired by the City while working on City projects will require a permit; however, the City permit fee will be waived.
- (C)** Application for Excessive Weight and Size Permits. Applications for all excessive weight and size permits shall be submitted in the method and form required by the Public Works Agency Director or his/her designee and shall include at a minimum:
  - a. The type of vehicle;
  - b. The weights and dimensions of the vehicles(s);
  - c. The description of the load;
  - d. The requested route to be taken by the vehicle;
  - e. The destination of the vehicle within the City; and
  - f. The name of the carrier, if different from the Applicant.

(D) Upon receipt of a completed application and proof of payment of the fee, the Public Works Agency Director or his/her designee may issue an excessive weight or size permit, subject to the following conditions:

1. In consideration of seasonal or other time limitations, the Public Works Agency Director or his/her designee may restrict the number of daily trips authorized by each permit, as is consistent with public safety.
2. In establishing the routes to be traveled, the Public Works Agency Director or his/her designee may establish the route consistent with public safety, taking into consideration existing traffic, the character of the road or roads and the configuration of the terrain.
3. All permits are nontransferable and will be valid for the Applicant or his agent or employee and the specific vehicle listed on the application.
4. Every permit must be carried in the vehicle in paper or electronic form to which it refers and must be open to inspection by any police officer, or agent of the City.
5. No refunds of the permit fee will be made to the Applicant following permit issuance.
6. The Applicant must comply with all applicable local, state and federal statutes, ordinances, regulations, rules and requirements.
7. Altering or falsifying a permit will revoke the Applicant's permit privileges for up to twelve (12) months, at the discretion of the Public Works Agency Director.
8. The Public Works Agency Directors or his/her designee is authorized to require police escorts to provide for a safe move. The total number of police officers required will be determined by the Police Department and fees will be assessed pursuant to City Code Section 10-1-9-4(E)(4).
9. The Public Works Agency Director or his/her designee is authorized to create and amend reasonable provisions for permits.

(E) Fee Schedule for Permits. Excessive weight permits for an excessive weight vehicle, including load, may be applied for and may be granted per the fee schedule as set forth in this ordinance.

1. Excessive Weight Fee. Permits for non-divisible excessive weight movements shall be based on the following fee schedule:

Excessive Weight Permit Fee Schedule

Weight (With Load)	Single Trip *	Round Trip**
Up to 100,000 lbs.	\$75.00	\$150.00
100,001 – 120,000 lbs.	\$100.00	\$200.00
120,001 – 150,000 lbs.	\$125.00	\$250.00

Over 150,000 lbs.	\$150.00	\$300.00
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\*Single trip. Any of the following constitutes a single trip:

- a. One (1) move from the point of origin from the first point of entry into the City limits to the point of destination within the City limits;
- b. One (1) move from the point of origin within the City limits to the point of exit outside the City limits; or
- c. One (1) move from the point of origin from the first point of entry into the City limits to the point of exit outside the City limits.

Any additional stops between the point of origin and the point of destination will be assessed an additional Local Operation Fee. Single Trip permits are valid for five (5) days from the requested date and time of issuance.

\*\*Round trip. Two (2) trips over the same route in opposite directions using the "Single trip" methodology above. Any additional stops or interruptions between the point of entry into the City limits and the point of destination (and reverse) will be assessed an additional Local Operation Fee. Round trip permits shall be valid for a period of time not to exceed ten (10) days from the date and time of issuance.

2. Local Operation Fee. A fee of twenty-five dollars (\$25.00) will be assessed for a permit to move an excessive weight vehicle from a point of origin within the City limits to a point of destination within the City limits.
3. Re-entry Fee. A fee of twenty-five dollars (\$25.00) will be assessed for a permit to re-enter the City limits on a continuous route within twenty-four (24) hours from the original date and time of entry into the City limits.
4. Excessive Size Fee. A fee of fifty dollars (\$50.00) will be assessed for a single trip permit and a fee of one hundred dollars (\$100.00) will be assessed for a round trip permit. This fee shall be in addition to other required permit fees. Vehicles required to obtain an escort pursuant to 65 ILCS 5/15-102 must do so and comply with all applicable escort requirements.
5. Police Escorts. A fee of two hundred dollars (\$200.00) will be assessed per police unit escort per hour. A minimum of two (2) hours will be charged. Subsequent hours will be billed at fifteen (15) minute increments.

6. Revision Fee. A fee of twenty-five dollars (\$25.00) will be assessed if the Applicant requests any adjustment or renewal of a previously issued permit.

(F) Penalties. Any person who violates the provisions of Section 10-1-9-4 of this Title shall be guilty of an offense punishable by five hundred dollars (\$500.00). Each day that such a violation continues shall constitute a separate offense.

**SECTION 2:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 3:** If any provision of this Ordinance 9-O-18 or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid application or provision, and each invalid application of this Ordinance is severable.

**SECTION 4:** The findings and recitals contained herein are declared to be prima facie evidence of the law of the City and shall be received in evidence as provided by the Illinois Compiled Statutes and the courts of the State of Illinois.

**SECTION 5:** Ordinance 9-O-18 shall be in full force and effect on April 1, 2018, after its passage, approval, and publication in the manner provided by law.

Introduced: February 12, 2018

Approved:

Adopted: February 12, 2018

March 1, 2018

  
Stephen H. Hagerty, Mayor

Attest:



Devon Reid, City Clerk

Approved as to form:



W. Grant Farrar, Corporation Counsel