

1 ORDINANCE NO. 2013-102

First Reading Passage Requested

(K. Ferrier)

2 SPONSOR Mr. Pry

3 DATE March 18, 2013

COMMITTEE Public Works

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7 **An Ordinance amending Section 339.12 of the Codified Ordinances of the County of**
8 **Summit, entitled "Bridge Weight Limits", to impose a 20-ton load limit on the Coventry**
9 **Road Bridge over Mud Run, located in the City of Barberton, Council District 7, for the**
10 **Engineer, and declaring an emergency.**

11
12 WHEREAS, Section 339.12 of the Codified Ordinances of the County of Summit entitled
13 "Bridge Weight Limits," limits the gross weight of vehicles authorized to travel on certain
14 bridges that are inspected by the County Engineer; and

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16 WHEREAS, on the basis of the recent load rating analysis performed by engineering
17 consultant Jones-Stuckey, the County Engineer concludes that a 20-ton load limitation should be
18 imposed on the Coventry Road Bridge over Mud Run, bridge number BAR-017-0084, located in
19 the City of Barberton; and

20
21 WHEREAS, the imposition of a bridge load limit, with restrictions set at less than 40 tons
22 gross vehicle weight, requires amendment of Section 339.12 of the Codified Ordinances of the
23 County of Summit; and

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25 WHEREAS, this Council finds and determines, after by reviewing all pertinent
26 information, that the acceptance and approval of the aforementioned amendment to Section
27 339.12 of the Codified Ordinances of the County of Summit is necessary and in the best interest
28 of the County of Summit;

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30 NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State
31 of Ohio, that;

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33 SECTION 1

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35 Section 339.12 of the Codified Ordinances of the County of Summit, entitled "Bridge
36 Weight Limits," is amended as follows:

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38 **"339.12 BRIDGE WEIGHT LIMITS.**

39 (a) No person shall operate any vehicle upon any of the following bridges, if such vehicle,
40 the gross weight of which, exceeds the maximum load limit specified for each respective bridge:

<u>Bridge</u>	<u>Maximum Load Limit</u>
(1) Knox Boulevard Bridge (COP-305-0033) over Pigeon Creek	22 tons
(2) Riverview Road Bridge (BST-009-1430) over Columbia Run	30 tons
(3) Harrington Road Bridge (AKR-227-0023) over Tuscarawas River Diversion Dam	38 tons

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4 SECTION 1 (cont'd.)

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6 (4) Riverview Road Bridge (CUY-009-0870) 25 tons
7 over Furnace Run
- 8
9 (5) Wright Road Bridge (COP-206-0150) 40 tons
10 over Pigeon Creek
- 11
12 (6) Coventry Road Bridge (BAR-017-0084) 20 tons
13 over Mud Run

14
15 (b) The County Engineer shall place and maintain, at both ends of each respective bridge,
16 signs of substantial construction to conspicuously indicate the maximum weight limitations of
17 vehicle and load as provided herein.

18
19 (c) In addition to criminal prosecution for violation of this section, in case of any injury to
20 any bridge by reason of the violation of the weight limitation, damages shall be recovered by
21 civil action on behalf of the County.

22
23 (d) Whoever violates any provision of this section is guilty of a minor misdemeanor on a first
24 offense; on a second offense within one year after the first offense, the person is guilty of a
25 misdemeanor of the fourth degree; on each subsequent offense within one year after the second
26 offense, the person is guilty of a misdemeanor of the third degree.”

27
28 SECTION 2

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30 This Ordinance is hereby declared an emergency in the interest of the health, safety and
31 welfare of the citizens of the County of Summit, and for the further reason to immediately
32 prevent damage or collapse of a bridge in the City of Barberton.

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34 SECTION 3

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36 Provided this Ordinance receives the affirmative vote of eight members, it shall take
37 effect immediately upon its adoption and approval by the Executive; otherwise, it shall take
38 effect and be in force at the earliest time provided by law.

39
40 SECTION 4

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42 It is found and determined that all formal actions of this Council concerning and relating
43 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all
44 deliberations of this Council and of any of its committees that resulted in such formal action,
45 were in meetings open to the public, in compliance with all legal requirements, including Section
46 121.22 of the Ohio Revised Code.
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2 PAGE THREE

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5 INTRODUCED March 18, 2013

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7 ADOPTED March 18, 2013

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11 CLERK OF COUNCIL


12 PRESIDENT OF COUNCIL

13 APPROVED March 19, 2013

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15 
16 EXECUTIVE

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18 ENACTED EFFECTIVE March 19, 2013

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Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras
Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro