RESOLUTION NO. 2012-392

SPONSOR: Mr. Pry

DATE: October 22, 2012

COMMITTEE: Public Works

An Ordinance amending Section 339.12 of the Codified Ordinances of the County of Summit, entitled “Bridge Weight Limits,” to impose a 25-ton load limit on the Riverview Road Bridge over Furnace Run, located in the City of Cuyahoga Falls, and to impose a 40-ton load limit on the Wright Road Bridge over Pigeon Creek, located in Copley Township, in Council Districts 3 and 5, for the Engineer, and declaring an emergency.

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

WHEREAS, on the basis of the recent load limit inspection calculation performed by engineering consultant E. L. Robinson, the County Engineer concludes that a 25-ton load limitation should be imposed on the Riverview Road Bridge over Furnace Run, bridge number CUY-009-0870, located in the City of Cuyahoga Falls, and a 40-ton load limit should be imposed on the Wright Road Bridge over Pigeon Creek, bridge number COP-206-0150, located in Copley Township; and

WHEREAS, the imposition of a bridge load limit, with restrictions set at less than 40 tons gross vehicle weight, requires amendment of Section 339.12; and

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

NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State of Ohio, that:

SECTION 1

Section 339.12 of the Codified Ordinances of the County of Summit, entitled “Bridge Weight Limits,” is amended as follows:

"339.12 BRIDGE WEIGHT LIMITS.

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

<table>
<thead>
<tr>
<th>Bridge</th>
<th>Maximum Load Limit</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Knox Boulevard Bridge (COP-305-0033) over Pigeon Creek</td>
<td>22 tons</td>
</tr>
<tr>
<td>(2) Riverview Road Bridge (BST-009-1430) over Columbia Run</td>
<td>30 tons</td>
</tr>
</tbody>
</table>
RESOLUTION NO. 2012-392
PAGE TWO

(3) Harrington Road Bridge (AKR-227-0023) 38 tons
    over Tuscarawas River Diversion Dam

(4) Riverview Road Bridge (CUY-009-0870) 25 tons
    over Furnace Run

(5) Wright Road Bridge (COP-206-0150) 40 tons
    over Pigeon Creek

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

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

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

SECTION 2

This Ordinance is hereby declared an emergency in the interest of the health, safety and
welfare of the citizens of the County of Summit, and for the further reason to immediately
prevent damage or collapse of the Riverview Road Bridge in Cuyahoga Falls, and the Wright
Road Bridge in Copley Township.

SECTION 3

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

SECTION 4

It is found and determined that all formal actions of this Council concerning and relating
to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all
deliberations of this Council and of any of its committees that resulted in such formal action,
were in meetings open to the public, in compliance with all legal requirements, including Section
121.22 of the Ohio Revised Code.
RESOLUTION NO. 2012-392
PAGE THREE

INTRODUCED October 1, 2012
ADOPTED October 22, 2012

CLERK OF COUNCIL

APPROVED October 23, 2012

EXECUTIVE

ENACTED EFFECTIVE October 23, 2012

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