

1 RESOLUTION NO. 2013-035

2  
3 SPONSOR Mr. Pry

4  
5 DATE February 11, 2013

COMMITTEE Public Works

6  
7 **An Ordinance amending Section 339.12 of the Codified Ordinances of the County of**  
8 **Summit, entitled "Bridge Weight Limits" to remove the 15-ton load limit on the Akron**  
9 **Peninsula Road Bridge over Robinson Run, located in Boston Township, in Council**  
10 **District 1, for the 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

15  
16 WHEREAS, the imposition of a bridge load limit, with restrictions set at less than 40 tons  
17 gross vehicle weight, requires amendment of Section 339.12 of the Codified Ordinances of the  
18 County of Summit; and

19  
20 WHEREAS, Ordinance No. 2012-400 enacted a load limit restriction was place on the  
21 Akron Peninsula Road Bridge over Robinson Run, bridge number BST-010-0978; and

22  
23 WHEREAS, due to the emergency repairs made to the Akron Peninsula Road Bridge  
24 over Robinson Run (BST-010-0978), completed on December 14, 2012, the County Engineer  
25 concludes the current load limit is no longer required; and

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

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

34  
35 SECTION 1

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

39  
40 **"339.12 BRIDGE WEIGHT LIMITS.**

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

43  
44

<u>Bridge</u>	<u>Maximum Load Limit</u>
45 (1) Knox Boulevard Bridge (COP-305-0033)	22 tons
46 over Pigeon Creek	
47 (2) Riverview Road Bridge (BST-009-1430)	30 tons
48 over Columbia Run	

49  
50

- 3
- 4 (3) Harrington Road Bridge (AKR-227-0023) 38 tons  
5 over Tuscarawas River Diversion Dam
- 6
- 7 (4) Riverview Road Bridge (CUY-009-0870) 25 tons  
8 over Furnace Run
- 9
- 10 (5) Wright Road Bridge (COP-206-0150) 40 tons  
11 over Pigeon Creek
- 12
- 13 ~~(6) Akron Peninsula Road Bridge (BST-010-0978) 14 tons~~  
14 ~~over Robinson Run~~

15

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

19

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

23

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

28

29 SECTION 2

30

31 This Ordinance is hereby declared an emergency in the interest of the health, safety and  
32 welfare of the citizens of the County of Summit, and for the further reason to immediately  
33 remove load limit signs and allow unrestricted travel along Akron Peninsula Road in Council  
34 District 1.

35

36 SECTION 3

37

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

41

42 SECTION 4

43

44 It is found and determined that all formal actions of this Council concerning and relating  
45 to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all  
46 deliberations of this Council and of any of its committees that resulted in such formal action,  
47 were in meetings open to the public, in compliance with all legal requirements, including Section  
48 121.22 of the Ohio Revised Code.

49


1 RESOLUTION NO. 2013-035

2 PAGE THREE

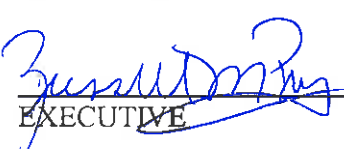
3  
4  
5 INTRODUCED January 28, 2013

6  
7 ADOPTED February 11, 2013

8  
9  
10   
11 CLERK OF COUNCIL

  
12 PRESIDENT OF COUNCIL

13 APPROVED February 12, 2013

14  
15   
16 EXECUTIVE

17  
18 ENACTED EFFECTIVE February 12, 2013

19  
  
Voice Vote:11-0. YES: Comunale, Crawford, Feeman, Kostandaras, Kurt, Lee  
Prentice, Rodgers, Roemer, Schmidt, Shapiro