

## **Posted Roads Ordinance**

### **LIMITATION ON WEIGHT**

#### **Section 1 - Vehicle Weight Limits:**

In accordance with RSA 231:191 the Board of Selectmen, Town Road Agent or his designee is authorized to establish weight limits on any Class V or VI roads in the Town of Albany as needed to prevent unreasonable damage or extraordinary road maintenance expense. Such posting shall be in accordance with currently acceptable practices and technology. Signs shall be posted at all entrances to the restricted road(s).

#### **Section 2 – Exemptions:**

Emergency vehicles, home fuel delivery trucks, postal vehicles, school vehicles and government vehicles are exempt from this Article. Also exempt are residents whose only access to their residence or place of business is a posted road, in such instances the weight restriction is waived provided the vehicle is used to get to and from their primary residence or business and is operated without a significant load.

The Board of Selectmen, Town Road Agent or his designee may grant waivers to posted weight limits upon presentation of satisfactory evidence that the weight limit established by this ordinance would entail practical difficulty or unnecessary hardship and such an exception would not result in undue damage to town highways. The granting of an exemption may be subject to such conditions as deemed by the Town Road Agent necessary to prevent unreasonable damage or extraordinary municipal expense including restrictions on the day or time of day to which the exemption applies, restoration bonding or restoration of the highway, as it deems appropriate.

#### **Section 3 – Appeal**

Persons denied an exemption or waiver to posted weight limits by the Town Road Agent may appeal the decision to the Albany Select board, which retains the authority to rule on such appeals.

#### **Section 4 – Penalty:**

Any person who violates the provisions of this section shall be subject to the penalties authorized by RSA 231:191, VI. The penalty for violating this section shall be \$500 per occurrence. In addition, in the event that the violation results in damage to a town highway the person who violates the provisions of this section shall be liable for the cost of restoration of the highway to a condition satisfactory to the Town Road Agent and shall forfeit any restoration bond amounts.

Board of Selectmen Approved June 7, 2017