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December 21, 2009

David Hulseberg
Village Manager
Village of Lombard
255 East Wilson Avenue
Lombard, Illinois 60148

Via e-mail only

Re: Overweight Truck Legislation

Dear Dave:

There are recent statutory changes regarding overweight trucks and enforcement of which the Village and its Public Works and Police Departments should be aware.

On January 1, 2010, Public Act 96-034 will take effect. This legislation, among a number of other things, makes the Federal Bridge Formula the default weight limit formula for non-designated highways in Illinois. The effect of this change is to increase the maximum allowed gross weight of trucks on non-designated highways from 73,280 pounds to 80,000 pounds. Similarly, maximum axle weights on non-designated highways are increased from 18,000 to 20,000 pounds on a single axle and from 32,000 to 34,000 pounds on a tandem axle. **While a municipality is authorized to enact and enforce lower maximum gross and axle weights on non-designated highways under its jurisdiction, the lower weight limits will be effective only so long as signs setting forth the lower weight limitations are posted.** Public Act 96-034 also doubles the fines for overweight trucks. Unfortunately, municipalities will not receive any of the additional fine amounts, as the entirety of the increased amount collected must be deposited in the State's Capital Projects Fund. A different piece of legislation, Public Act 96-220, also effective January 1, 2010, increases the maximum width of trucks allowed on Class III and non-designated highways from 8 feet to 8 feet, 6 inches.

Should the Village desire to enact and enforce weight limits on non-designated highways under its jurisdiction that are less than the new maximum allowed weights, please contact me to discuss the matter further, and for a review of any revisions that will need to be made to the Village Code to effectuate the change.

Very truly yours,

KLEIN, THORPE AND JENKINS, LTD.

Tom

Thomas P. Bayer

cc: Carl Goldsmith, Director of Public Works (via e-mail)
Ray Byrne, Chief of Police (via e-mail)

COPY

NO TRUCKS



OVER 73,280 LBS.
REGISTERED WEIGHT
GVWR, GCWR OR
ACTUAL GROSS WEIGHT

LOCAL DELIVERY ONLY