





## LOMBARD POLICE DEPARTMENT

Date: May 25, 2005

To: William T. Lichter  
Village Manager

From: Ray Byrne  
Chief of Police

**Re: Proposed Increase of Fees and Charges Associated with Overweight and Over-Dimension Vehicles**

Section 97.200 of the Lombard Village Code establishes fees and charges that are associated with overweight and over-dimension vehicles traveling through the Village. These fees were recently examined by officers in our traffic unit since they have not been changed since 1996.

The traffic unit personnel are recommending a modest increase to the existing charges and fees. Their recommendations are reflected in the proposed ordinance. The ordinance very simply recommends an across the board increase of \$25 in every applicable category. There are no language changes associated with this ordinance. The only changes are in actual dollar amounts. I concur with the recommendation. Based on current estimates, the increased fees should result in an increase of approximately \$10,000 to \$15,000 per year in revenues.

If you should have any questions, or would like additional information, please do not hesitate to contact me.

cc: Len Flood, Director of Finance  
Dep. Chief Cuny  
Dep. Chief Rollins  
Traffic Unit

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING SECTION 97.200  
OF THE LOMBARD VILLAGE CODE**

BE IT ORDAINED by the President and Board of Trustees of the Village of Lombard,  
DuPage County, Illinois, as follows:

SECTION 1: That section 97.200 of the Lombard Village Code shall be deleted in its  
entirety and replaced with a new section 97.200 which is attached to this ordinance as Exhibit  
"A."

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

First reading waived by action of the Board of Trustees this \_\_\_\_\_ day of \_\_\_\_\_,  
2005.

Passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2005, pursuant  
to a roll call vote as follows:

AYES:

NAYS:

ABSENT:

APPROVED by me this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

\_\_\_\_\_  
William J. Mueller  
Village President

ATTEST:

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Brigitte O'Brien  
Village Clerk

Published by me in pamphlet form this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

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Brigitte O'Brien  
Village Clerk

**§97.200 PERMITS REQUIRED FOR THE MOVEMENT OF OVERWEIGHT AND/OR OVER-DIMENSION VEHICLES ON THE STREETS OF LOMBARD**

(A) A permit shall be required for the movement of any vehicle and/or nondivisible load (one which cannot be reasonably disassembled) or combination of vehicles on roadways and bridges within the jurisdiction of the Village which exceeds the following limits:

- 1) Maximum Gross Weight: More than 73,280 pounds;
- 2) Maximum Gross Length: More than sixty (60) feet;
- 3) Maximum Gross Width: More than eight (8) feet, six inches;
- 4) Maximum Gross Height: More than thirteen (13) feet, six (6) inches;
- 5) Maximum axle Weight limit....18,000 pounds;
- 6) Maximum axle tandem Weight limit.....32,000 pounds.

However, access on Village streets within one (1) mile of I-355 and I-88 within the Village limits is permitted, as required by the Illinois Vehicle Code, to those vehicles meeting maximum weights and dimensions and for those purposes, as the Vehicle Code allows. With respect to those roadways and bridges under construction, road closures with or without signage do not exempt overweight and or overdimension movements from permit requirements when any traffic is allowed through construction zone(s) and when the movement is made by applicant(s) not performing construction on the roadways closed. In an emergency declared by resolution of the Village Board, the requirement to obtain permits may be waived.

Exempt from permits are the following:

1. fire department vehicles;
2. those vehicles operating under an emergency declaration;
3. village owned vehicles engaged in emergency utility repair;
4. equipment used for snow and ice removal owned or operated by any governmental body.

(B) Permits shall be issued only in the name of a person, firm, business, or corporation that owns and operates the transporting vehicle or that operates the vehicle under a bona-fide lease agreement.

The permit is non-transferable and applies only to the permittee.

All applications for permits shall be given full consideration. Permits for proposed moves may be issued:

1. when the Village roadways and bridges will not be unduly damaged; and
2. when the safety of the traveling public will be adequately protected.

Application for a permit to move an oversized and or overweight vehicle, and/or load, must be made to the Traffic Unit of the Village of Lombard's Police Department. The following information shall be included on the permit:

1. name, address and phone number of the applicant and the applicant's business, name, address and phone number;
2. whether the permit is for a single trip, round trip, or for multiple moves.
3. whether the applicant is an authorized carrier under the Illinois Motor Carrier of Property Law and if so, the registration and certificate number issued by the Illinois Commerce Commission;

4. the description of the vehicle and/or load making the move;
5. the routing, including points of origin and destination;
6. whether the vehicle and/or load are being transported for hire;
7. the Illinois Department of Transportation's state permit number;
8. the vehicle's and/or trailer's registration number, state and year;
9. the Village of Lombard's permit number.

The Village may issue revisions to permits:

1. to correct an error attributed to the Village;
2. to correct an error attributed to the applicant, discovered before the move;
3. to adjust weights, dimension or routes as issued on the permit before the move is made.

Any revisions made at the request of the permittee for purposes of changing weights dimensions, routes or load description shall be made before any move is made at a cost of \$25.00 per permit.

(C) The permit, when issued, constitutes an agreement between permittee and the Village that the move described in the application will take place as described. The permittee has the responsibility to report to the Village any inaccuracies or errors on the part of either the Village or the permittee before starting any move. Undertaking the move is prima facie evidence of acceptance of the permit as issued and its terms.

The routing prescribed in the permit constitutes the sole extent of the authority granted by the permit for the use of Village roads, and any vehicle and or load found to be off route will be considered off route and without a permit. Permits shall be in the driver's possession at all times unless otherwise directed by the Traffic Unit and presented upon demand to any and all police officers for the purposes of inspection. If required, arrangement shall be made by the permittee to have the proper utilities notified, property moved, bridges or highways analysis performed and completed in advance of any permit movement. All movements under the permit shall be made in accordance with all applicable federal, state and local laws, ordinances, rules and regulations.

(D) For purposes of this Section, the following definitions apply:

1. A one-way or single trip movement means one move from the point of origin to the point of destination. Any additional stops between the point of origin and the point of destination are expressly prohibited. Single trips permits are effective for five (5) consecutive days from the date of issuance unless otherwise directed by the Traffic Unit.

2. Round trip movement means two trips over the same route in opposite directions. Round trip permits are effective for ten (10) consecutive days from the date of issuance.

3. Multiple moves are those in such close proximity to each other in distance or in time, that the Traffic Unit would consider incorporating two or more permit moves as one move. Multiple move permits when granted by the Traffic Unit shall be for a period time not to exceed thirty (30) days from the date of issuance. Multiple moves must be identified prior to obtain a permit.

4. Limited continuous use movements are movements generally to one site over a period of three (3) months made by over dimension vehicles which do not exceed the weight limits in Section A

herein. Limited Continuous Use Permits may be issued for up to ten (10) trips generally to the same site during the time period allowed.

(E) Police escorts are required for certain vehicles and loads as indicated in Subsection (I) herein. The total number of officers necessary to provide for a safe move shall be determined by the Traffic Unit, based upon the size and weight of the permit move. Fees for escorts shall be in addition to the permit fees set forth herein. Fees for said escort shall be \$50.00 an hour per officers assigned and shall provide for a minimum of two hours of service.

(F) The permittee shall assume total liability for any and all damages to streets, bridges, Village owned appurtenances and private or public property while engaged in a permit movement. The measure of liability is the cost for all repairs or replacement of property damaged by the permittee. The applicant(s) must provide a cash bond in the amount of twenty-five hundred dollars (\$2,500.00) in a certified or cashier's check made in favor of the Village of Lombard, or in lieu of a cash bond, at the discretion of the Village, provide a valid License and Permit Bond, with a surety approved by the Village, in the amount of \$5,000.00, to cover any damages to Village roadways, bridges or property. If a portion of the bond must be used to pay for such damages, no future applications for permits under this ordinance will be considered until restitution is made and new bond issued. Bonds are returnable within ten (10) days after request provided there are no outstanding permits or debts to the Village. No further permits shall be issued to said applicant without redeposit of such bond.

(G) The permittee shall indemnify and hold harmless the Village from any costs, judgments or settlements, including attorneys' fees, arising from physical injuries, including loss of life, or damage to or loss of property related to acts or omissions by permittee, its officers, agents or employees, pursuant to the permit. Upon application for a permit(s), each applicant shall provide evidence of a valid comprehensive general liability insurance policy, with an insurance company approved by the Village, for protection against personal injury or property damage, in the amount of one million dollars (\$1,000,000.00) per occurrence.

(H) Permits are void if altered for the purpose of deception. The permits issued under this Section constitute the grant of a privilege by the Village and may be denied, suspended or revoked for such reasons as the Village may deem rationally to its governmental interests including but not limited to:

1. a permittee's knowingly providing incorrect information in an application for a permit;
2. a permittee, its agents or employees acting on a permit which has been altered for purposes of deception;
3. non-compliance by permittee, its agents or employees with federal, state or local laws pertaining to the transport of goods or operation of a vehicle engaged in the transport of goods;
4. moving on Village streets with a valid permit as is required under this section.

In addition to other remedies the Village may seek, a permittee, its officers, agents or employees, found guilty of moving an over-dimension or overweight vehicle or load on Village Streets on a permit altered for purposes of deception, or without a valid permit as is required under this Section, shall be subject to a \$1,000.00 fine for each day during which a move was so made.

Suspension or revocation of a current permit shall be for the time determined appropriate by the Traffic Unit; however, reinstatement may be made upon conditions determined by the Village and payment of all outstanding settlements or judgments. The charges for reinstatement are:

Denial . . . No charge  
Suspended . . . \$150.00  
Revoked . . . . \$200.00

The Traffic Unit shall administer and enforce this Section and shall have the authority to grant, deny, suspend, revoke and reinstate permits. Any applicant or permittee denied a permit or who has had a permit suspended or revoked, upon request, shall be given a hearing before the Traffic Unit of the Village Police Department and, if applicant or permittee desires, may appeal the decision of the Traffic Unit in a hearing before the Village Manager.

(I) The Village with respect to highways under its jurisdiction shall collect a fee as shown herein from applicants for the issuance of a permit to operate or move a vehicle or combination of vehicle(s), and/or loads, which fit the categories shown below.



Single Vehicles:

	<u>Axles</u>	<u>Weight</u>	<u>Single</u>	<u>Round</u>
1A	2 axle vehicle	48,000 lbs gross 25,000 on 1 axle	\$40.00	\$50.00
2A	2 axle vehicle	54,000 lbs gross 28,000 lbs on 1 axle	\$45.00	\$60.00
3A	3 or more axle vehicle	60,000 lbs gross 20,000 lbs on 1 axle; 40,000 lbs on a tandem	\$50.00	\$70.00
4A	3 or more axle vehicles	68,000 lbs gross 21,000 lbs on 1 axle; 48,000 lbs on a tandem	\$55.00	\$80.00
5A	4 or more axle vehicle	72,000 lbs gross 34,000 lbs on 2 axles; 40,000 lbs on 2 axles	\$60.00	\$90.00
6A	4 or more axle vehicle	76,000 lbs gross 44,000 lbs on 2 axle; 44,000 lbs on 2 axles	\$65.00	\$100.00

### Combination Vehicles

	<u>Axles</u>	<u>Weight</u>	<u>Single</u>	<u>Round</u>
1B	5 axle vehicle	88,000 lbs gross 34,000 lbs on 2 axles; 44,000 lbs on 2 axles	\$50.00	\$70.00
2B	5 axle vehicle	88,000 lbs gross 44,000 lbs on 2 axles; 44,000 lbs on 2 axles	\$55.00	\$80.00
3B	6 or more axle combination vehicle	100,000 lbs gross 48,000 lbs on 2 axles; 48,000 lbs on 3 axles	\$60.00	\$90.00
4B	6 or more axle combination vehicle	100,000 lbs gross 44,000 lbs on 2 axles; 54,000 lbs on 3 axles	\$65.00	\$100.00
5B	6 or more axle combination vehicle	110,000 lbs gross 44,000 lbs on 2 axles; 54,000 lbs on 3 axles	\$70.00	\$110.00
6B	6 or more axle combination vehicle	120,000 lbs gross 48,000 lbs on 2 axles; 60,000 lbs on 3 axles	\$75.00	\$120.00
7B	6 or more axle combination vehicle	143,000 lbs gross 54,000 lbs on 2 axles; 78,000 lbs on 3 axles	\$95.00	\$150.00
8B	7 or more axle combination vehicle	162,000 lbs gross 75,000 lbs on 3 axles; 75,000 lbs on 3 axles	\$110.00	\$175.00
	<u>Axles</u>	<u>Weight</u>	<u>Single</u>	<u>Round</u>

9B	8 or more axle combination vehicle	187,000 lbs gross 75,000 lbs on 3 axles; 100,000 lbs on 4 axles	\$130.00	\$200.00
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Weights which exceed those prescribed in category 7B, 8B, 9B and larger will require an escort. The number of police escorts shall be determined by the Village, based on the density of the area and other safety concerns. The fees for each escort shall be \$50.00 per hour with a two hour minimum payment required.

Any axle or gross weight greater than the maximum weights set forth in this ordinance is subject to special assessment and investigation to determine appropriate fees for the above table.

#### OVERDIMENSIONS

##### Category 1C

Size-10ft wide; 14 ft. 6 in. high; 70 ft. long

Special requirement-none

Single-\$40.00

Round-\$50.00

Limited Continuous Use Permit-\$350.00 ten trips

##### Category 2C

Size-12 ft. wide; 14 ft. 6 in. high; 85 ft. long

Special Requirement-none

Single-\$45.00

Round-\$50.00

Limited Continuous Use Permit-\$400.00 ten trips

##### Category 3C

Size-14ft wide; 15 ft. high; 100 ft. long

Special Requirement-Escort

Single-\$55.00

Round-\$80.00

Limited Continuous Use Permit-N/A

##### Category 4C

Size-18ft. wide; 16 ft. 6 in. high; 120 ft. long

Special Requirement-Escort

Single \$75.00

Round-\$120.00

Limited Continuous Use Permit-N/A

##### Category 5C

Size->18 ft. wide; >16 ft. high; >120 ft. long

Special Requirement-Escort

Single-\$125.00

Round-\$220.00

Limited Continuous Use Permit-N/A

The number of police escorts shall be determined by the Traffic Unit of the Village for dimension categories 3C through 5C and shall be based on the density of the area of the route and other safety concerns as determined. Fees for each escort shall be \$50.00 per hour with a two hour minimum payment required.

(J) A drawn down account, or escrow account, can be established by the permit applicant for the purposes of depositing money for use, as needed, to be automatically withdrawn upon request of the applicant for payment of permit fees. It shall be the responsibility of the applicant to maintain a current balance in their draw down account to cover any and all fees for permit requests.

(K) Limited continuous use permits are not available for overweight vehicles. Limited continuous use permits are available only for overdimension vehicles and for a period of not more than three months from the date of effect.

(Ord. 3498, passed 12/19/91; Ord. 3922, passed 10/06/94, Ord. 4256, passed 11/21/96)