

**CITY OF NEWPORT, WASHINGTON
ORDINANCE NO. 2117**

AN ORDINANCE OF THE CITY OF NEWPORT ADOPTING A NEW CHAPTER 10.21 OF THE NEWPORT MUNICIPAL CODE TO REGULATE THE LOAD RESTRICTION LIMITS WITHIN THE CITY, AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO

WHEREAS, the City of Newport, Pend Oreille County, Washington (the “City”) is a duly incorporated and existing City by virtue of the Constitution and laws of the state of Washington;

WHEREAS, the City Council of the City desires to create a chapter in the Newport Municipal Code which will regulate the load restriction limits within the City;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF NEWPORT, PEND ORELLE COUNTY, WASHINGTON, DO ORDAIN as follows:

Section 1: New Chapter 10.21 NMC. Chapter 10.21 Newport Municipal Code is hereby adopted and added to the Newport Municipal Code, to read as follows:

10.21.010 Compliance with load restriction limits.

Vehicles using the streets within the boundaries of the city shall abide by the load restriction limits as enumerated in NMC [10.21.040](#).

10.21.020 Posting of signs.

The Public Works Director is directed to post signs on streets entering the city limits of the city indicating the restrictions as enumerated in NMC [10.21.040](#) are in effect.

10.21.030 Restrictions in effect when posted.

The load limit restrictions shall be in effect only when posted by the Public Works Director.

10.21.040 Restrictions designated.

The load limit restrictions shall be as follows:

A. Seasonal Road Restrictions. The following weight restrictions shall apply to city streets when posted with notice of such restrictions when determined by the Public Works Director when such restrictions are necessary to prevent damage to the roadway:

1. Load limit per vehicle is defined as the GVWR (gross vehicle weight rating)

of 26,000 pounds for a single vehicle or GCWR (gross combined weight rating) of 26,000 pounds for a combination of vehicle and trailer.

B. Exceptions. Exceptions to the seasonal road restrictions identified in subsection A of this section are as follows:

1. Posted restrictions shall not apply to school buses, city or county maintenance vehicles, emergency vehicles, motor trucks transporting perishable commodities or commodities necessary for the health and welfare of the local residents such as milk trucks, livestock feed trucks and fuel oil trucks, and other vehicles approved by the Public Works Director to travel on restricted city roads.

10.21.050 Violation – Penalty.

Any person violating this chapter shall be deemed to have committed an infraction and shall be subject to the penalties set forth in NMC Chapter 10.04 and RCW 46.44.105, as the same exists now or may hereafter be amended, as would be applied if the city street where the violation occurs was a state highway.

Section 2: Repealer. All other ordinances and resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed, and shall have no further force or effect.

Section 3: Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

Section 4: Effective Date. This ordinance shall be effective from and after its adoption and five (5) days after its publication in the official newspaper of the City.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF NEWPORT, WASHINGTON, this 16th day of January, 2024.

CITY OF NEWPORT, WASHINGTON



KEITH CAMPBELL, MAYOR

ATTEST:


NICKOLE NORTH, CITY CLERK

Approved as to form:

OFFICE OF THE CITY ATTORNEY

By: 
MEGAN C. CLARK, CITY ATTORNEY