

Chapter 13

WEIGHT LIMITS

Section 13.1 WEIGHT LIMITS ON BRIDGES

It shall be unlawful for any driver or corporation to drive a vehicle or combination of vehicles over any bridge or other structure on any way in the Town of Newport, New Hampshire, if the weight of such vehicle or combination of vehicles and load, is greater than the capacity of the structure as shown by a sign on the right side of or overhead on the structure. The authority and posting of weight limits will be per N.H. RSA 266:18-c (General Weight Provisions). (Amended by the Board of Selectmen October 16, 1995).

Section 13.2 EXCEPTION

The provisions of Section 13.1 shall not apply if the person or corporation obtains a permit from the Director of Public Works Department, to operate a vehicle or vehicles upon a certain bridge in the Town of Newport when the weight of the load, inclusive of the vehicle, is in excess of six tons. The said permit must be displayed to any police officer upon request and must be in the vehicle or vehicles for which the permit was issued.

Section 13.3 STATE MAINTAINED BRIDGES

The provisions of this ordinance shall not affect the use of bridges maintained by the State of New Hampshire and are within the Town of Newport.

Section 13.4 DESTINATION OF LIMITED WEIGHT HIGHWAYS

The highways herein listed under Section 13.11 below, are designated as limited weight streets and highways. The Superintendent of the Highway Department shall periodically review all highways maintained by the Town and propose to the Board of Selectmen changes to this list as may be necessary. The Board of Selectmen is authorized to add or remove streets and highways as they deem necessary.

Section 13.5 LIMITATION OF USE

Except as specifically provided in Section 13.5 below, it shall be unlawful for any person to operate any motor vehicle weighing more than six (6) tons on any limited weight street or highway from April 1st to May 31st of each year or at such other times as may be designated by the Board of Selectmen.

Section 13.6 EXCEPTIONS

The provisions of this ordinance shall not apply to:

- a. Any motor vehicle operated by or for the Town.
- b. To service existing residences for non-constructive purposes.
- c. Any other vehicles for which the Superintendent of the Highway Department has issued a special permit in accordance with Section 13.6, below.

Section 13.7 SPECIAL PERMITS

The Superintendent of the Highway Department may issue a special permit for the operation of vehicles weighing more than six (6) tons over limited weight highways only on the following conditions:

- a. The Superintendent determines that the vehicle will not cause unusual damage to the highway ; or,

- b. The owner of the vehicle deposits with the Superintendent security, in the form of cash or bond guaranteed by an insurance or bonding company licensed to do business in the State of New Hampshire, in an amount the Superintendent determines to be sufficient to pay for the repair of all unusual damage the vehicle is likely to cause. When the operation allowed by the special permit is completed, or during the operation if necessary, the Superintendent shall cause the highway to promptly repair to a condition equal to that which existed prior to the operation and return any of the security then remaining; provided, if the actual cost of repairs exceeds the security posted, the owner of the vehicle shall pay the Town the additional costs incurred.
- c. The permit, once issued shall be vehicle specific and shall remain in the vehicle it's issued to. The permit shall list specific dates of permitted operation and shall be presented to any Town of Newport or State of New Hampshire official asking for proof of permitted use.
- d. The applicant shall pay a one hundred dollar (\$100.00) fee for each permit issued.

Section 13.8 APPEAL

Any person, who is aggrieved by the Superintendent issuing or refusing to issue a special permit, may, within ten (10) days of the decision of the Superintendent and not thereafter appeal that decision to the Town Manager. Upon receipt of such appeal, the Town Manager shall schedule a public hearing, at which all interested parties may present any relevant evidence; and, at the conclusion of the public hearing, affirm, modify or set aside the decision of the Superintendent.

Section 13.9 ENFORCEMENT

The Superintendent of the Highway Department and or any law enforcement officer shall be responsible for enforcing this ordinance.

Section 13.10 PENALTIES

Any person or corporation that violates any of the provisions of this chapter shall be subject to a fine not to exceed One Thousand Dollars (\$1,000.00) nor less than one hundred dollars (\$100.00).

Section 13.11 DESIGNATED LIMITED WEIGHT STREETS AND HIGHWAYS

The following streets and highways are hereby designated as Limited Weight Streets or Highways:

Allen Road	Langley Road
Aspen Road	McDonough Road
Ayres Road	Moore Road
Barton Whitney Road	Mosquito Schoolhouse Road
Bascom Road	Old Kelleyville Road
Bradford Road *	Page Hill Road
Brook Road	Paradise Road
Chandler Mills Road	Pike Hill Road
Chestnut Road	Pine Street *
Coon Brook Road	Pysz Road
Cornish Turnpike	Ram Brook Road
Croydon Brook Road	Sand Hill Road
Cutts Road	Saterlee Road *
East Mountain Road	Spring Brook Road *
Edgell Road	Springfield Road

Elm Street *
Endicott Road
Hickery Road
Hickey Road
Hurd Road

Turkey Hill Road
Webster Road
Whipple Road
Whitcher Road *
Wilcox Road

(adopted by the Board of Selectmen: 4-05-93)

Section 13.12 WEIGHT LIMIT ON BRADFORD ROAD

No vehicle having a gross vehicle weight of Ten Thousand (10,000) pounds or more as listed on its registration shall be operated on Bradford Road between the intersection^s of East Mountain Road and the Newport/Sunapee Town line, except for the purposes of making deliveries to, providing services for, or going to or from a specific place.

The provisions of above shall not apply if the person or corporation obtains a permit from the Town Manager or his designee, to operate a vehicle or vehicles over Ten Thousand (10,000) pounds on Bradford Road. The said permit must be displayed to any Police Officer upon request and must be in the vehicle or vehicles for which the permit is issued.

(Adopted by the Board of Selectmen March 21, 1994).

Section 13.14 WEIGHT LIMIT ON POLLARDS MILLS ROAD

No vehicle having a gross vehicle weight of ten thousand (10,000) pounds or more as listed on its registration shall be operated on Pollards Mills Road between the intersections of Unity Road and Route 10 except for the purposes of making deliveries to, providing services for, or going to, from a specific place.

The provisions of the above shall not apply if the person or corporation obtains a permit from the Town Manager or his designee, to operate a vehicle or vehicles over the ten thousand (10,000) pounds on Pollards Mills Road. The said permit shall be displayed in the vehicle and shown to any police officer or highway employee upon request and must be in the vehicle or vehicles for which the permit is issued.

(Adopted by the Board of Selectmen September 18, 2001).

Section 13.15 WEIGHT LIMIT ON CHANDLERS MILLS ROAD

No vehicle having a gross vehicle weight of ten thousand (10,000) pounds or more as listed on its registration shall be operated on Chandlers Mills Road in the Town of Newport, New Hampshire, except for the purposes of making deliveries to, providing services for, or going to and from a specific place.

The provisions of the above shall not apply if the person or corporation obtains a permit from the Town Manager or his designee, to operate a vehicle or vehicles over the ten thousand (10,000) pounds on Chandlers^u Mills Road. The said permit shall be displayed in the vehicle and shown to any police officer or highway employee upon request and must be in the vehicle or vehicles for which the permit is issued.

(Adopted by the Board of Selectman June 4, 2007).