

**ORDINANCE NUMBER _____ SUPPLEMENTAL
AMENDING CHAPTER 231, ARTICLE II, TRUCKS,
SECTION 231-28, TO PROVIDE THAT
THE PUBLIC HEARING BE FOR ADOPTION BY THE TRAFFIC AUTHORITY OF
REGULATIONS LIMITING TRUCK TRAFFIC BE HELD BY
THE BOARD OF REPRESENTATIVES RATHER THAN THE TRAFFIC AUTHORITY**

WHEREAS, Chapter 231 (Vehicles and Traffic) of the Code of Ordinances contains provisions concerning the regulation of truck traffic within the City of Stamford; and

WHEREAS, Chapter 231 provides a mechanism whereby the traffic authority is authorized to establish regulations restricting the use of any city streets by trucks; and

WHEREAS, Chapter 231 provides the factors which the traffic authority must consider prior to adopting any regulation limiting truck traffic on any street; and

WHEREAS, Section 231-28 of the Code of Ordinance requires that the traffic authority conduct a public hearing concerning any regulation limiting truck traffic on any street prior to adopting the regulation; and

WHEREAS, it has been determined that it is in the best interests of the City of Stamford to change the entity conducting the public hearing prior to the adoption by the traffic authority of such regulation from the traffic authority to the Board of Representatives.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Chapter 231, Article II, Trucks, of the Code of Ordinances of the City of Stamford is hereby amended as follows:

ARTICLE II. TRUCKS

Sec. 231-24. Authority to regulate.

The traffic authority is authorized, subject to the following sections of this Article, to establish regulations restricting the use of any city streets by trucks as such vehicles are defined in § 231-25.

Sec. 231-25. Definitions.

As used in this Article, the following terms shall have the meanings indicated:

Truck. A vehicle whose gross weight or gross combination weight exceeds eighteen thousand (18,000) pounds and whose design and purpose is the transportation of property or materials, other than a public safety, education, municipal or municipal-purpose vehicle.

Sec. 231-26. Required engineering study.

Prior to adopting any regulation limiting or restricting truck traffic on a city street, the traffic authority shall receive a report from the Director of Operations, or the designee of said Director which shall consider the following:

- A. Width, horizontal and vertical alignment of the street.
- B. Pavement construction and ability of street to withstand heavy vehicles.
- C. The availability of alternate routes for truck traffic other than the street being considered.
- D. Land use on the street in question.

- E. Neighborhood stability.
- F. Such other standards as are recognized and accepted by professional traffic engineers.

Sec. 231-27. Consideration of report.

Prior to adopting any regulation limiting truck traffic on any street, the traffic authority must, as may be applicable, find:

- A. That the presence of trucks on the street in question is not consistent with the public safety.
- B. That an alternate route is available for such truck traffic which is to be limited, which alternate route is reasonably direct and proper for use by truck traffic.

Sec. 231-28. Public hearing required.

Prior to the traffic authority adopting any truck prohibition regulation pursuant to this Article, the traffic authority Board of Representatives shall conduct a public hearing concerning such regulation. Testimony at this hearing shall be considered in addition to the engineering report to the traffic authority. Notice of the hearing time, date and location shall be published in a newspaper having circulation within Stamford at least 15 but not more than 30 days in advance of the hearing.

Sec. 231-29. Obedience to regulations and signs.

- A. Whenever the traffic authority has adopted regulations pursuant to this Article limiting or prohibiting truck traffic on a city street, no person shall operate a truck on such street in violation of such regulation.
- B. The traffic authority shall post signs on any street advising of such regulations.

Such signs will include the restriction "LOCAL DELIVERIES ONLY", the prohibition of trucks with gross vehicle weight or gross combination weight in excess of eighteen thousand (18,000) pounds, and cite City Ordinance 231-29. Such signs to comply with the Manual on Uniform Traffic Control Devices. No such regulation shall apply to a truck having an origin or destination on the street subject to the regulation.

Sec. 231-30. Violations and penalties.

Any person who violates § 231-29 of this Article shall be fined not more than one hundred and fifty dollars (\$150) for each offense. Nothing herein shall prohibit the issuance of more than one (1) citation for violating the provisions of this section, provided that such violations are sufficiently distinct in time so as to render them separate violations.

This ordinance shall take effect upon adoption.