

**CITY OF WEST ST. PAUL
DAKOTA COUNTY, MINNESOTA**

ORDINANCE NO. 22-

**AN ORDINANCE AMENDING WEST ST. PAUL CITY CODE SECTION 71.04
REGARDING WEIGHT RESTRICTIONS AND PARKING REQUIREMENTS FOR
TRUCKS OR COMMERCIAL VEHICLES**

The City Council of West St. Paul does ordain:

SECTION 1. AMENDMENT. West St. Paul City Code Section 71.04 regarding truck restrictions is hereby amended as follows:

(A) *Weight restrictions.* No vehicle or combination of vehicles may be upon the municipal streets or highways of the city when the gross weight on any single wheel exceeds 9,000 pounds, or when the gross weight on any single axle exceeds 18,000 pounds. During the period between March 15 and May 1 of each year, or any other period designated by the City Council, no vehicle or combination of vehicles may be operated upon municipal streets or highways in the city when the gross weight on any single axle exceeds 8,000 pounds, unless the street or highway is otherwise posted by an appropriate sign indicating a higher weight limit.

(B) *Additional restrictions.* In addition to the restrictions in division (A) above, the Public Works Director is authorized and directed to prohibit the operation of vehicles or loads upon any city street or highway or to impose further weight restrictions as to the weight of loads that may be placed on the streets or highways whenever the street or highway by reason of deterioration, rain, snow or other condition will be seriously damaged or destroyed, unless the use is prohibited or the permissible weights above are reduced. In those cases of further restrictions or prohibitions, signs will be erected plainly indicating the prohibitions or restrictions at each end of that portion of any street affected.

(C) *Parking trucks over ~~129,000~~ pounds g.v.w. or trucks transporting hazardous substances.*

(1) No truck or commercial vehicle with a capacity over ~~129,000~~ pounds gross vehicle weight (“g.v.w.”), and no truck used to transport gasoline, fuel oil, or hazardous substance may be parked on any street or alley in the city for a period longer than 90 minutes or the time necessary to load or unload the truck if the truck is in the process of making a delivery.

(2) No truck or commercial vehicle of any type over ~~12~~12,000 pounds g.v.w., and no truck used to transport gasoline, fuel oil, or hazardous substances may be parked or stored on residential private property in the city for a period longer than 90 minutes, unless permission to do so is granted by permit from the Council, which must be renewed annually after its issue.

(a) *Special permit.* The City Engineer, upon application and for good cause, may issue a special permit exceeding the maximum weight specified in this section.

(b) The application for a permit must fully describe the vehicle or loads to be moved and the streets for which a permit is requested.

(c) An applicant may appeal any decision of the City Engineer to the City Council by filing a written notice of appeal with the City Clerk within 15 days of the City Engineer’s decision.

(d) The City Engineer or the City Council may require an applicant to post the security as may be deemed necessary to protect the city and compensate for any damage to the roadway.

(e) Every permit must be carried in the vehicle or attached to the load and must be produced for inspection upon request of any police officer or city employee.

(3) Exception to Parking Requirements. A truck or commercial vehicle of any type over 9,000 g.v.w. that is actively providing services to a property may park on the street or alley in front of or adjacent to the property to which the truck or commercial vehicle is providing services, provided, that such parking does not prevent the flow of traffic or conflict with Sections 72.03, 72.04, or 72.05(A)(1) or (A)(2) of the city code. The parking requirements exception under this subdivision for a truck or commercial vehicle of any type over 9,000 g.v.w. shall terminate upon the conclusion of the services provided to the property.

SECTION 2. SUMMARY PUBLICATION. Pursuant to Minnesota Statutes Section 412.191, in the case of a lengthy ordinance, a summary may be published. While a copy of the entire ordinance is available without cost at the office of the City Clerk, the following summary is approved by the City Council and shall be published in lieu of publishing the entire ordinance:

An ordinance amending the parking requirements for a truck or commercial vehicle with a capacity over 9,000 pounds gross vehicle weight and the creation of an exception to those parking requirements for a truck or commercial vehicle providing services to a property.

SECTION 3. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed and adopted by the City Council of the City of West St. Paul this ____ day of _____, 2022.

Attest:

David J. Napier, Mayor

Nicole Tillander, City Clerk