

**City of St. Charles, Illinois**

**Ordinance No. 2008-M-58**

**An Ordinance Amending Title 10, "Vehicles and  
Traffic," Chapter 10.15, "Size, Weight, Load and  
Permits," of the St. Charles Municipal Code**

**Adopted by the  
City Council  
of the  
City of St. Charles  
August 4, 2008**

**Published in pamphlet form by  
authority of the City Council  
of the City of St. Charles,  
Kane and Du Page Counties,  
Illinois, August 8, 2008**

*Nancy Garrison*  
City Clerk



**(SEAL)**

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ORDINANCE NO. 2008-M-58

**CITY OF ST. CHARLES, ILLINOIS**

**AN ORDINANCE AMENDING TITLE 10 (VEHICLES AND TRAFFIC)  
OF THE ST. CHARLES MUNICIPAL CODE**

**BE IT ORDAINED, BY THE MAYOR AND CITY COUNCIL OF THE CITY OF  
ST. CHARLES, KANE AND DUPAGE COUNTIES, ILLINOIS, as follows:**

**SECTION ONE:** Title 10, Chapter 15 "Size, Weight, Load and Permits" is hereby  
deleted in its entirety and the following language shall be inserted in lieu thereof:

**"CHAPTER 10.15**

**SIZE, WEIGHT, LOAD AND PERMITS**

Sections:

- 10.15.400 Size and Weight Limits on City Streets.
- 10.15.405 Class II Highway Limitations Adopted.
- 10.15.410 Special Permits for Overweight and/or Over-dimension Vehicles.
- 10.15.420 Vehicles Prohibited on Certain Streets.
- 10.15.430 Posting.

10.15.400 Size and Weight Limits on City Streets.

- A. It is unlawful for any person to drive, park or move on, upon or across or for the owner to cause or knowingly permit to be driven, parked or moved on, upon or across any City Street, any vehicle or vehicles of a size and weight exceeding the limitations set forth in this Chapter 10.15 or as otherwise prohibited by Chapter 15 of the Illinois Vehicle Code (625 ILCS 5/15-101 *et seq.*).
- B. The provisions of this Chapter 10.15 governing size, weight and load do not apply to fire apparatus or equipment for snow or ice removal operations owned or operated by any governmental body, or to implements of husbandry, as defined in Chapter 1 of the Illinois Vehicle Code (625 ILCS 5/1-101 *et seq.*), temporarily operated or towed in a combination upon a City Street provided such combination does not consist of more than three (3) vehicles or, in the case of hauling fresh, perishable fruits or vegetables from farm to the point of first processing, not more than three (3) wagons being towed by an implement of husbandry, or to a vehicle operated under the terms of a special permit issued hereunder.

- C. The provisions of this Chapter 10.15 shall not apply to snow or ice removal equipment that is no more than twelve (12) feet in width, if the equipment displays flags at least eighteen (18) inches square mounted on the driver's side of the snow plow.
- D. Where lower size and weight limitations or other restrictions are imposed by City ordinance or pursuant to Sections 15-316 or 15-317 of the Illinois Vehicle Code (625 ILCS 5/15-316 and 5/15-316), and signs indicating such limitations or restrictions are posted, it shall be unlawful to operate any vehicle or combination of vehicles in excess of such size or weight limitations or in violation of such restrictions.
- E. As set forth in Section 15-111 and 15-316 of the Illinois Vehicle Code, it shall be unlawful to operate any vehicle upon any City Street where the operation of that vehicle is prohibited by the City Code and where signs of such prohibition are posted. Vehicles operating under the authority of said Sections of the Illinois Vehicle Code, while utilizing City Streets under "reasonable access" rules, shall be considered in violation of this Chapter if they are not utilizing the most direct route to points of loading and unloading.
- F. It shall be unlawful to operate any Construction Vehicle on any City Street when signs are posted on said street prohibiting "Construction Vehicles." For the purposes of this Chapter, the term "Construction Vehicle" shall mean "any vehicle of 10,000 lbs. (10,000) actual weight, registered gross weight or GVWR that is required to comply with Illinois Compiled Statutes, Chapter 625, Sections 5/12-712 and 5/12-713 pertaining to identification required to be displayed."
- G. Whenever any vehicle or combination of vehicles is operated in violation of this Chapter, the owner and/or driver of such vehicle(s) shall be deemed guilty of such violation and either or both the owner or driver of such vehicle(s) may be prosecuted for such violation.
- H. Vehicles subject to this Chapter shall be equipped with an illuminated rotating, oscillating, or flashing amber light or lights, or a flashing amber strobe light or lights, mounted on the top of the cab and of sufficient intensity to be visible at five hundred (500) feet in normal sunlight. If the load on the transport vehicle blocks the visibility of the amber lighting from the rear of the vehicle, the vehicle must also be equipped with an illuminated rotating, oscillating, or flashing amber light or lights, or a flashing amber strobe light or lights, mounted on the rear of the load and of sufficient intensity to be visible at five hundred (500) feet in normal sunlight.
- I. For the purposes of this Chapter, the term "City Street" shall mean any street, road, highway or other public right-of-way that is subject to the jurisdiction of the City of St. Charles. All other terms not defined herein shall have the definitions attributed thereto by the Illinois Vehicle Code (625 ILCS 5/1-101 *et seq.*).

10.15.405 Class II Highway Limitations Adopted.

The following designated portions of City Streets shall have the weight, length and width limitations of Class II Highways as described in 625 ILCS 5/15-111(g), 625 ILCS 5/15-107(e) and 625 ILCS 5/15-102(e):

<u>City Street</u>	<u>From</u>	<u>To</u>
Tyler Road	Route 64	Kirk Road
Industrial Drive	Route 64	Production Drive
Production Drive	Tyler Road	Kirk Road
Stone Drive	Production Drive	DuKane Drive
DuKane Drive	Stone Drive	Kirk Road
Wallace Avenue	Tyler Road	South Tyler Road
Illinois Avenue	Kirk Road	Kautz Road
Ohio Avenue	Kirk Road	Kautz Road
Stern Avenue	Kirk Road	Kautz Road
Swenson Avenue	Kirk Road	Kautz Road
37th Avenue	Illinois Avenue	Ohio Avenue
38th Avenue	Route 64	Ohio Avenue
Stetson Avenue	Stern Avenue	Swenson Avenue
Kautz Road	Route 64	City limit

#### 10.15.410 Special Permits for Overweight and/or Over-dimension Vehicles.

A. Authority. With respect to any City Street, the Chief of Police, or his or her designee, may, upon application on forms provided by the City and for good cause shown therefor, issue a special permit authorizing the applicant to operate or move a vehicle or combination of vehicles of a size, weight or load exceeding the maximum specified in Section 10.15.400. In the event that an applicant fails to comply with the requirements of this Chapter, the Chief of Police, or his or her designee, is hereby authorized to deny the issuance of a special permit.

B. Types of permits. There shall be three (3) types of special permits:

1. "One-way movement" or "single trip" permits shall mean one (1) 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. "One-way movement" or "single trip" permits shall be effective for seven (7) days from and after the date of issuance, unless otherwise specified in such permit.
2. "Round trip movement" permits shall mean two (2) trips over the same route in opposite directions. Round trip permits shall be effective for fourteen (14) days from and after the date of issuance, unless otherwise specified in such permit.

3. "Multiple moves" permits shall mean those in such close proximity to each other in distance or in time, which the Police Department would consider incorporating two (2) or more permit moves within one (1) permit application. Multiple moves permits shall be valid for no more than ninety (90) days from and after the date of issuance, unless otherwise specified in such permit.

C. Contents of application. Applications for special permits shall include the following information:

1. The name and address of the applicant and the owner or lessee of the vehicle, as the case may be;
2. Type of permit request whether it be for a single trip, round-trip or multiple-trips;
3. Description and registration of the power unit;
4. Description of the object or vehicle to be moved;
5. The number of axles of the vehicle or combination of vehicles;
6. The axle weights of all single, tandem, or series axles;
7. Gross weight of the vehicle;
8. The width, length, and height of the vehicle and load;
9. The origin of the load within Illinois or state line if the origin is outside the jurisdiction of the City, copies of all county and/or State of Illinois permits must be attached to the application prior to approval and issuance of a City special permit;
10. A fully executed hold harmless and indemnification agreement in a form approved by the City Attorney; and,
11. The requested routing over City Streets and to specific location(s).

D. Fees required. At the time of application, the applicant shall submit a fee to the City in the amount set forth in the chart below. The applicant shall also pay to the City all applicable administrative, engineering and road damage fees.

**Fee Schedule**

Permit size – weight (with load)	Fee		
	Single Trip	Round Trip	Multiple
Up to 100,000 pounds	\$50	\$75	\$150
100,001 – 120,000	\$75	\$100	\$200
120,001 – 150,000	\$100	\$125	

Over 150,000	\$100*	\$125*	
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Permit size – width (with load)	Fee		
	Single Trip	Round Trip	Multiple
Up to 12'	\$25	\$40	\$75
12'1" – 13'6"	\$50	\$75	\$100
Over 13'6" wide	\$50*	\$75*	

Permit size – height (with load)	Fee		
	Single Trip	Round Trip	Multiple
13'6" – 14'6"	\$25	\$40	\$75
Over 14'6"	\$50*	\$75*	

Permit size – length (with load)	Fee		
	Single Trip	Round Trip	Multiple
Up to 100'	\$25	\$40	\$75
Over 100'0"	\$50*	\$75*	

Note: If a vehicle requires a permit due to multiple weight and/or dimension issues, the total fee will be based on the largest individual weight or dimension factor only.

**E. Additional fees required.** In addition to the fees required by Paragraph (D) herein, the applicant shall reimburse the City for the use of police escorts, if required, at the rate of \$75 per hour per vehicle, based upon pre-estimated time of movement. Adjustments in the fee may be made after all aspects of the move are completed. A minimum fee of \$50.00 shall be charged for bridge closures to comply with City of St. Charles or State of Illinois permits.

**F. Contents of Permits.** The Chief of Police, or his or her designee, upon approval and payment of all required fees, shall issue a permit allowing passage of the oversize and/or overweight vehicle(s) over City Streets. The permit shall be specific and contain:

1. The permit number and type;
2. The date(s) upon which the permit is valid;
3. Description of the vehicle or object to be moved;
4. Authorized gross and axle weight, length, and height;
5. The authorized routing over City Streets, including the origin and termination point within the City;
6. The fees paid;

7. The date and signature of the Chief of Police, or his designee; and
  8. Such other and further conditions with which the permittee shall comply that are consistent and reasonable for the protection of the public and the City Streets. A copy of all permits issued shall be sent to the Records Section of the St. Charles Police Department for information and enforcement purposes.
- G. Permits may be renewed for a maximum of four (4) consecutive permit periods with the permit fee equal to the appropriate multiple of each permit period. Permits are valid only for the date periods specified in the permit and for the specific vehicle, load and routing as depicted in said permit. No substitution of vehicle, load or routing is permitted without expressed written permission by the Chief of the Police, or his or her designee.
- H. It is the duty of the permittee to read and familiarize himself with the permit provisions upon receipt. Undertaking of the permit move is deemed prima facie evidence of acceptance of the permit and that:
1. The permittee is in compliance with all operational requirements;
  2. All dimension and weight limitations specified in the permit shall not be exceeded;
  3. All operation, registration, and license requirements have been satisfied;
  4. All financial responsibilities, obligations, and other legal requirements have been satisfied; and
  5. The permittee assumes all responsibility for injury, or damage to persons or to public or private property, including its own, or to the object being transported, caused directly or indirectly by the transportation or movement of vehicles and objects authorized under the permit.
- I. The permit shall be carried in the vehicle to which the permit applies at all times while operating on City Streets and shall be exhibited upon demand by any enforcement officer, police officer, or other authorized official of the City of St. Charles.
- J. The permittee shall notify the St. Charles Police Department at least twenty four (24) hours in advance of a move.**

#### 10.15.420 Vehicles Prohibited on Certain Streets.

As prohibited by Section 15-316 of the Illinois Vehicle Code (625 ILCS 5/15-316), it shall be unlawful to operate any vehicle in excess of 10,000 lbs. on any street in the City except state highways and county roads, and where such prohibitions are posted.

#### 10.15.430 Posting.

The Director of Public Works is authorized and directed to post or cause to be posted at the location of entrances to streets restricted pursuant to 10.15.420, 625 ILCS 5/15-102 (width), 625 ILCS 5/15-103 (height), 625 ILCS 5/15-107 (length), and 625 ILCS 5/15-111 (weight), as the same may be amended from time to time.”

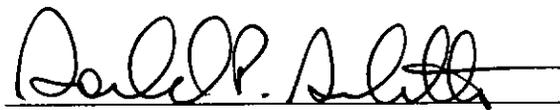
**SECTION TWO:** That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, expressly repealed.

**SECTION THREE:** This Ordinance shall be in full force and effect ten (10) days from and after its passage by a vote of the majority of the corporate authorities now holding office, approval and publication in the manner provided by law.

**PRESENTED** to the City Council of the City of St. Charles, Illinois, this 4th day of August, 2008.

**PASSED** by the City Council of the City of St. Charles, Illinois, this 4th day of August, 2008.

**APPROVED** by the Mayor of the City of St. Charles, Illinois, this 4th day of August, 2008.

  
Donald P. DeWitte, Mayor

ATTEST:

  
Nancy Garrison, City Clerk

COUNCIL VOTE:

Ayes : 9  
Nays : —  
Absent : 1



State of Illinois )  
 ) ss.  
Counties of Kane and DuPage )

## Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on August 4, 2008, the Corporate Authorities of such municipality passed and approved Ordinance No. 2008-M-58, entitled

"An Ordinance Amending Title 10, "Vehicles and Traffic," Chapter 10.15, "Size, Weight, Load and Permits," of the St. Charles Municipal Code,"

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2008-M-58, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on August 8, 2008, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 4<sup>th</sup> day of August 2008.



*Nancy Garrison*  
Municipal Clerk