

ORDINANCE NO.2015-06

AN ORDINANCE OF THE CITY OF CANTON, TEXAS, AMENDING SEC. 70-14 OF THE CITY OF CANTON CODE OF ORDINANCES; REGULATING CLASSES AND KINDS OF TRAFFIC ON CERTAIN STREETS WITHIN THE CITY LIMITS; FOR SEVERABILITY; PROVIDING A PENALTY NOT TO EXCEED \$200.00 PER VIOLATION; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, streets within the city limits of the City of Canton are not designed for trucks carrying heavy loads and damage to city streets often results; and

WHEREAS, trucks carrying heavy loads create public safety concerns for the city; and

WHEREAS, the public safety and welfare will be benefitted by the regulation of overweight trucks within the City of Canton; and

WHEREAS, it has become more common for passenger trucks used for non-commercial purposes to exceed the current weight limit of 10,000 pounds.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CANTON, TEXAS:

SECTION I

That Section 70-14 of the City of Canton Code of Ordinances be amended to read as follows:

§ 70.14 TRUCKS; WEIGHT LIMITATIONS.

(A) *Purpose.* This section is adopted to protect residential streets from vehicles of excess weight.

(B) *Regulation.* It shall be unlawful for any person to operate a truck with a gross weight exceeding 11,500 pounds upon any residential street or parts of a residential street within the city limits of Canton, Texas.

(C) *Exception.* Trucks used for delivery to a residence will be excluded.

(D) *Penalty.* Every person convicted of a violation of this section shall be punished by a fine of not exceeding \$200.

SECTION II. Effective Date

The City Manager of the City of Canton is hereby authorized and directed to cause a true and correct copy of the caption, penalties and effective date of this Ordinance to be published in a newspaper having general circulation in the City of Canton, Texas, prior to its effective date. Following the publication, this ordinance shall be in full force and effect.

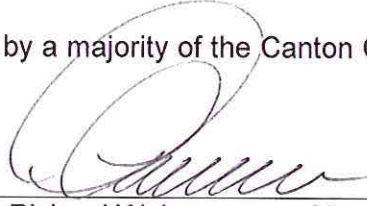
SECTION III. Repeal of Conflicting Ordinances

All other ordinances or parts of ordinances conflicting with any of the provisions of this Ordinance are hereby repealed.

SECTION IV. Severability Clause

If any section, subsection, phrase, sentence or portion of this Ordinance is for any held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holdings shall not affect the validity of the remaining portions thereof.

PASSED, ADOPTED AND APPROVED by a majority of the Canton City Council on this the 21st day of April, 2015.



Richard W. Lawrence, Mayor

ATTEST:


Debra Johnson, City Secretary