

Ord 2014-02
will be amended
in March - by
Ord 2015-02

ORDINANCE NO. 2014-02

AN ORDINANCE OF THE CITY OF SAN ANTONIO, FLORIDA, AMENDING ORDINANCE 80-4 AND CITY CODE SECTION 58-2 TO CHANGE WEIGHT LIMITS FOR CITY STREETS; PROVIDING FOR CLARIFICATION OF THE EXEMPTIONS; PROVIDING FOR PERMITTING OF SOME EXCEPTIONAL SIZE VEHICLES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the City Commission has considered the manner in which the City has grown over the years with portions being predominantly commercial, others predominantly residential and others mixed in nature, and has reevaluated the needs for safety and other lawful considerations in areas with a substantial residential component; and,

WHEREAS, the City Commission has determined that because the substantial residential population with children playing near Pompano Street, excess noise and vibration, and the rapid deterioration of the street pavement that are created by large trucks, it is in the best interest of the public safety, health, and welfare of the citizens of the City, as well as the safety and convenience of the public travelling on the portion of Pompano Street owned and regulated by the City be provided with weight limitations; and,

WHEREAS, section 316.555, Florida Statutes, provides the City the authority to so regulate the roads and streets within its jurisdiction; and,

NOW, THEREFORE, be it enacted by the City Commission of the City of San Antonio as follows:

SECTION 1. Ordinance 80-4 is hereby amended as follows:

Section 1. Vehicles of over ~~4½~~ 5 tons shall not be permitted on any city streets within the city, except as otherwise provided herein.

Section 2. St. Louis Avenue (S.R. 52), Curley Street (S.R. 577), ~~Pompano Street~~, Dunne Road, and Pasco Road are hereby designated as general access streets within the city and upon which streets vehicular traffic of any size or weight may properly pass within the city limits.

Section 3. This section shall in no way apply to police, fire or other emergency vehicular traffic, nor to any sanitation equipment, utility service vehicles, nor to school

buses or other vehicles which are properly exempted herefrom by permit of the street commissioner or designee ~~the city commission~~. This Ordinance shall not be construed so as to interfere with or prevent occasional and infrequent delivery of services to businesses and/or residences within the city by trucks which do not exceed 16 tons nor to prevent the cultivation or harvesting of agricultural products within the city by vehicular equipment. Trucks larger than 16 tons may be allowed by permit for each such proposed use, issued by the street commissioner or designee in exceptional circumstances. In reviewing permit applications for approval or rejection, the street commissioner or designee shall consider :

- a. Previous applications as it relates to frequency of need;
- b. Alternative routes;
- a-c. Potential damage to restricted street.

Section 4. The penalties for violation of this section shall be \$25.00 for vehicles of under two tons and \$50.00 for vehicles of greater than two tons. The provisions of this Ordinance shall be enforced as provided by City Code and state law.

Section 5. The Streets Commissioner shall ensure the proper installation and maintenance of signs as required by state law.

SECTION 2. Inclusion in the Code.

It is the intention of the City Commission that the provisions of this Ordinance shall become and be made part of the San Antonio City Code; and that the sections of the Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section", "article" or such other phrase in order to accomplish such intentions.

SECTION 3. Conflicts.

All ordinances or parts of ordinances in express conflict with any of the provisions of this Ordinance are hereby repealed.

SECTION 4. Severability.

If any section, sentence, clause, part, or provision of this Ordinance is held to be invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby, but shall remain in full force and effect.

SECTION 5. Effective Date.

This Ordinance shall take effect immediately upon passage.

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This ordinance was read for the first time at the Special Meeting of the City Commission on the 3rd day of July, 2014, when it was voted on by members of the City Commission as follows:

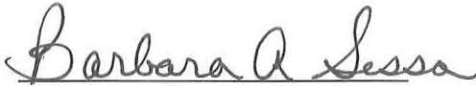
Yeas 5 Nays 0 Absent 0

This ordinance was read for a second and final time at the Regular Meeting of the City Commission on the 15th day of ~~July~~ August, 2014, when it was voted on by members of the City Commission as follows:

Yeas 5 Nays 0 Absent 0

ATTEST:

CITY OF SAN ANTONIO, FLORIDA


Barbara Sessa, City Clerk


Tim Newlon, Mayor

APPROVED AS TO FORM:


Gerald T. Buhr, City Attorney