



## Legislation Details (With Text)

|                       |   |                      |   |              |  |
|-----------------------|---|----------------------|---|--------------|--|
| <b>File #:</b>        | ORD. 2019-008   | <b>Version:</b>      | 1 | <b>Name:</b> |  |
| <b>Type:</b>          | Ordinance   | <b>Status:</b>       |   | Adopted      |  |
| <b>File created:</b>  | 1/15/2019   | <b>In control:</b>   |   | City Council |  |
| <b>On agenda:</b>     | 1/28/2019   | <b>Final action:</b> |   | 1/28/2019    |  |
| <b>Title:</b>         | To amend ch. 27, art. VIII of the City Code by adding therein new §§ 27-358, concerning weight limits for vehicles or combination of vehicles, and 27-359, concerning liquidated damages for the violation of weight limits for any vehicle or combination of vehicles, for the purpose of imposing weight limits on any vehicle and combination of vehicles, and prescribing the liquidated damages for overweight vehicles. |                      |   |              |  |
| <b>Sponsors:</b>      | Mayor Stoney  |                      |   |              |  |
| <b>Indexes:</b>       |   |                      |   |              |  |
| <b>Code sections:</b> |   |                      |   |              |  |
| <b>Attachments:</b>   | 1. Ord. No. 2019-008  |                      |   |              |  |

| Date      | Ver. | Action By                        | Action                   | Result |
|-----------|------|----------------------------------|--------------------------|--------|
| 1/28/2019 | 1    | City Council                     | adopted                  | Pass   |
| 1/22/2019 | 1    | Public Safety Standing Committee | recommended for approval |        |
| 1/14/2019 | 1    | City Council                     | introduced and referred  |        |

To amend ch. 27, art. VIII of the City Code by adding therein new §§ 27-358, concerning weight limits for vehicles or combination of vehicles, and 27-359, concerning liquidated damages for the violation of weight limits for any vehicle or combination of vehicles, for the purpose of imposing weight limits on any vehicle and combination of vehicles, and prescribing the liquidated damages for overweight vehicles.

### THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That Chapter 27, Article VIII of the Code of the City of Richmond (2015) be and is hereby amended and reordained by **adding therein new** sections numbered 27-358 and 27-359 as follows:

#### **Sec. 27-358. Weight limits for any vehicle or combination of vehicles.**

In accordance with Code of Virginia, § 46.2-1138.1, the weight limits established by Code of Virginia, §§ 46.2-1123 through 46.2-1127, shall apply to any vehicle or combination of vehicles passing over any roads under the jurisdiction of the City.

#### **Sec. 27-359. Liquidated damages for violation of weight limits for certain vehicles.**

Upon a finding of a violation of any weight limit imposed on any vehicle or combination of vehicles by

section 27-358, the court shall assess the owner, operator or other person causing the operation of such overweight vehicle at the applicable rate and amount established in Code of Virginia, § 46.2-1135. Such assessment shall be entered by the court as a judgement for the City. The entry of such judgment shall constitute a lien upon the overweight vehicles. The sums for any violation of section 27-358 shall be paid into the treasury of the City, and allocated to the fund appropriated by the City for the construction and maintenance of such roads under the City's jurisdiction.

§ 2. This ordinance shall be in force and effect upon adoption.