

Attachment 4 Exhibit "C"

Chapter 1 – Definitions

1. "Destination" or "destinations": means either a single delivery or several deliveries, or the designated, permitted parking site of the permittee
2. "Permitee" means a person who has a valid truck permit and is operating the truck permitted specifically by that permit.
3. "Restricted Street" means all streets in the City except through truck routes as herein established.
4. "Through Truck Route" means any street as herein designated upon which the unrestricted use of trucks is permitted.
5. "Truck" means any vehicle having a manufacturer's gross vehicle weight rating exceeding 14,000 pounds.

Chapter 10.25 - TRUCK ROUTES PROGRAM

Sections:

10.25.010 - Authority to establish truck routes.

A. Pursuant to Vehicle Code Section 35701, the city may, by ordinance, prohibit the use of a street by any commercial vehicle or by any vehicle exceeding a maximum gross weight limit, except with respect to any vehicle which is subject to Sections 1031 to 1036, inclusive, of the Public Utilities Code, and except with respect to vehicles used for the collection and transportation of garbage, rubbish, or refuse. (Ord. 2003-1 § 2 (part), 2003)

10.25.020 - Truck routes program.

- A. Commercial vehicles exceeding a maximum gross weight of fourteen thousand (14,000) pounds are prohibited from using any street designated as restricted , with the following exceptions:
1. Commercial vehicles coming by direct route to and from a street identified on the plan of truck routes when necessary for the purpose of making pickups or deliveries, or for the purpose of delivering materials to construction sites.
 - a. Commercial vehicle operators leaving designated through streets to make pickups or deliveries shall take the most direct route to and from each destination and shall not stand or park the commercial vehicle in any place unless it is in accordance with this code.
 2. Passenger buses under the jurisdiction of the public utilities commission.
 3. Any vehicle owned by a public utility or a licensed contractor while necessarily in use in the construction, installation, maintenance, or repair of any public utility.
 4. Any vehicle owned and operated by a public agency.
 5. Where permitted, commercial vehicles traveling to or from residential or agricultural property where they are parked in accordance with Section 16.20.090 of this code.

(Ord. 2003-1 § 2 (part), 2003)

10.25.030 - Plan for truck routes.

- A. The plan for truck routes may be established and amended by resolution.

- B. The resolution shall not be effective until appropriate signs are erected indicating streets included in the plan for truck routes.

10.25.040 – Permits Required

Any operator traveling on any roadway in Hesperia, shall first, if required by their desired route, which shall not be in opposition to the statutes of this chapter, secure the proper permits from all state permitting agencies and produce those permits if requested by law enforcement or city officials.

10.25.050 – Trucks Prohibited on Restricted Streets

(a) All streets or parts of streets in the City of Hesperia other than those designated in this section as through are hereby designated as restricted streets.

(b) When appropriate truck route signs are erected, as hereinafter provided, no person shall operate, drive or cause or permit to be operated or driven, any truck on any restricted street, except as hereinafter provided.

10.25.060 – Through Truck Routes Established

The following named streets as denoted in Exhibit "A" below are hereby declared to be through truck routes for the movement of trucks, and the City Manager is hereby authorized and directed to designate such streets by appropriate signs as "THROUGH TRUCK ROUTE," which method of designation the City Manager has determined will best serve to give notice of this chapter, but signs shall, at a minimum, be posted at all through truck route entrances to the City.

10.25.070 – Truck Traffic Originating Outside City

(a) Outside destination, through traffic. All trucks entering the City for destinations outside the City shall proceed only over through truck route.

(b) Inside destination. All trucks entering the City for destinations in the City shall proceed only over through routes . They shall deviate therefrom only by the shortest and most direct route between each destination and the nearest through route.

(c) Trucks may travel on restricted streets by the shortest and most direct route between a City boundary and a destination if such a route is shorter than the route between a destination and the nearest truck route.

10.25.080 – Truck Traffic Originating Inside City

(a) Portion of trip outside of the City. If any portion of a truck's trip is outside of the City, even though its origin is inside the City, it shall be considered as an outside origin trip upon reentering into the City and section 10.25.070 shall apply.

(b) Outside destinations. All trucks, on a trip originating in the City and traveling in the City for destinations outside the City, shall proceed by the shortest and most direct route to the nearest through truck route .

(c) Inside destinations. All trucks, on a trip originating in the City and traveling entirely within the City for destinations in the City, shall proceed by the shortest and most direct route to the nearest through truck route. They shall deviate therefrom only by the shortest and most direct route between each destination and the nearest through truck route.

(d) Trucks may travel on restricted streets by the shortest and most direct route between a City boundary and destination if such a route is shorter than the route between a destination and the nearest truck route.

10.25.090 – Weight In

Any peace officer shall have the authority to require any person driving or in control of any truck not proceeding over a through truck route to proceed to any public or private scale available for the purpose of weighing and determining whether this section has been complied with.

10.25.100 – Transportation Permit Required

Any commercial vehicle traveling through the city regardless of the trip origin shall secure a transportation permit as required, pursuant to the provisions of Chapter 12.20 of this code.

10.25.110 – Exceptions

(a) The provisions of this chapter shall not prohibit the operation of any truck coming from a through truck route having ingress or egress by direct route to and from a restricted street when necessary for the purpose of making pickups or deliveries of goods, wares and merchandise from or to any building or structure located on the restricted street or for the purpose of delivering materials to be used in the actual and bona fide repair, alteration, remodeling or construction of any building or structure upon which the restricted street for which a building permit has previously been obtained so long as the operator of such truck takes a route as prescribed in this chapter.

(b) The provisions of this chapter shall not apply to:

1. Passenger buses under the jurisdiction of the public utilities commission and school buses.
2. Any vehicles owned or operated by a public utility, or by the City, or operating under contract for the City with a haul route authorized in writing by the City Engineer, or any vehicle used for the removal of refuse under contract with the City.
3. Any Authorized emergency vehicle.
4. Trucks directly involved in capital improvement projects within the city.

10.25.120 – Violations a Public Nuisance

Violations of this chapter shall be considered a public nuisance.

(Ord. 2003-1 § 2 (part), 2003)