

TOWN OF WEST GREENWICH
ORDINANCE ESTABLISHING
WEIGHT LIMIT ON ROBIN HOLLOW ROAD

Be it ordained by the Town Council of the Town of West Greenwich as follows:

Section 1. Application.

No truck or other commercial vehicle heavier than twenty (20) tons gross weight, including its load, may be operated on any portion of Robin Hollow Road, unless a special permit for extenuating circumstances is first obtained from the Town Building Inspector in accordance with Section 2 below.

Section 2. Permit.

The Town Building Inspector, after receiving a request in writing for a special permit for extenuating circumstances (such as a request by a property owner on Robin Hollow Road to allow for the delivery of supplies or materials to the property owner's address for the purpose of constructing a home, or building an addition to an existing home, or similar such purposes) to operate a truck or other commercial vehicle with a gross weight in excess of twenty (20) tons, including its load, upon Robin Hollow Road, shall upon reasonable and appropriate conditions and safeguards issue such permit after determining the amount of cash or certified check, if any, to be deposited with and payable to the Town Treasurer to repair damage caused to said highway by the applicant, as a result of the operation of said truck or heavy commercial vehicle upon said highway, and or damage to abutting property, and/or harm, injury and/or damage to the persons or property of others, or to the safety of the inhabitants of said town, provided, however, that said deposit shall be in an amount not to exceed \$10,000.00 unless special circumstances justifying a greater amount shall first be set forth by the Town Building Inspector. Said permit shall specify the date(s) that said truck or commercial vehicle is permitted to be operated on Robin Hollow Road.

Section 3. Exceptions.

Nothing contained in this ordinance shall affect the use of said highway by any federal, state or town safety vehicles, including fire trucks, rescue vehicles, or any trucks or vehicles hired by the Town of West Greenwich for snow-plowing or maintenance purposes.

Section 4. Signs.

The Chief of Police is directed to cause conspicuous signs to be placed at each end on Robin Hollow Road giving notice of the prohibition set forth herein.

Section 5. Penalty.

This ordinance shall be construed pursuant to the provision of General laws of Rhode Island, Section 31-25-26, as amended from time to time. In addition to the penalties and damages provided in said General Laws, Section 31-25-28, as amended from time to time, any person who shall violate, or shall participate in the violation of, any of the provisions of this ordinance shall be fined not exceeding \$100.00 for each offense. Each use as prohibited herein shall constitute a separate offense. The words "any person" as used in this section shall include the owner of any vehicle being operated, driven or moved in violation of this ordinance with the express or implied permission of the owner.

Section 6. Effective Date.

This ordinance shall take effect upon its passage and all ordinances inconsistent herewith are hereby repealed.

Section 7. Validity.

If any section, paragraph, clause or phrase of this Ordinance shall be ruled invalid or unconstitutional by a court of competent jurisdiction, such decision or ruling shall not affect the validity of any other section, paragraph, clause or phrase of this Ordinance.

Passed by the West Greenwich Town Council
January 11, 1989