

Truck Ordinance

Franconia Township, Chisago County, MN Ordinance No 2023-1-17

An ordinance regulating the activities of commercial trucks over certain roads in Franconia Township and providing for the prohibition of travel of commercial trucks over certain roads in Franconia Township and further providing for penalties of violation of the terms of the ordinance and repealing all prior ordinances in conflict with the provision of this ordinance.

The Township of Franconia hereby ordains this 17th day of January 2023:

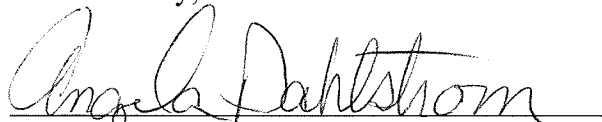
1. **Purpose:** To preserve the condition of the public streets within Franconia Township from serious damage or destruction by the excessive use of these streets by trucks and other heavily laden vehicles and to reduce the amount of cost and expense to the taxpayers of Franconia Township for street maintenance.
2. **Unlawful Acts:** It shall be unlawful to operate any “commercial truck,” as hereinafter defined, on any “no thru truck road,” as hereinafter defined, within Franconia Township, except as otherwise provided herein.
3. **Authority:** As a road authority, the Board has broad authority to regulate what occurs within the town’s roads and Rights-of-Way. This authority is found in MN Stat 164.02; 164.36; 164.155; 169.87.1; 169.86 and other chapters, as well as the rules associated with these chapters.
4. **Definitions:**
 - A. **Commercial Truck:** Any motor vehicle having a weight of 26,000 pounds GVW or more including the load carried, also including but not limited to any vehicle carrying hazardous materials or solid waste. Commercial trucks shall not include vehicles carrying or designated to carry passengers, all governmentally owned or leased vehicles, public utility vehicles, motor homes, or recreational vehicles or vehicles used exclusively to transport personal possessions or family members for non-business purposes.
 - B. **No Thru Truck Road:** A road on which commercial trucks are prohibited and the road is posted “No Thru Trucks”
5. **Exceptions to Commercial Truck Traffic:** Commercial trucks may be permitted on designated no truck roads as follows:
 - A. For the operation of authorized emergency vehicles.
 - B. For an emergency so declared by public officials or public act.
 - C. For the operation of commercial vehicles involved in the routine local pick-up, delivery, or service where the destination is on a declared “no thru truck road.”
 - D. For an owner of a commercial vehicle to drive to and from his residence.
6. **Posting of Restrictions:** Signs shall be posted stating “no thru trucks.” Signs shall be posted at locations as determined by the Township Supervisor.
7. **Penalty:** Any person violating any provision of this ordinance shall be guilty of a misdemeanor, punishable upon conviction by a fine not to exceed five hundred (\$500.00) dollars, plus costs and/or imprisonment in the county jail for a period not to exceed ninety (90) days.

8. **Permits:** Are available by calling the Maintenance Supervisor at 651-257-8291. Any person or company receiving a permit from the Board must comply with all applicable federal, state, and local laws as well as all conditions, requirements, and limitations the Board expresses as part of the permit. Failure to comply with any of the conditions, requirements, or limitations shall void the permit and could place the person in violation of this ordinance.

Passed and adopted by the Town Board of Franconia Township this 17th day of January, 2023.



Owen Kuhnly, Chairman



Angela Dahlstrom, Franconia Township Clerk