

ORDINANCE OF THE
TOWN OF MIDDLETOWN, RHODE ISLAND

AN ORDINANCE AMENDING THE TOWN CODE OF THE
TOWN OF MIDDLETOWN

TITLE VII: TRAFFIC CODE
Chapter 71, Traffic Regulations

NOW THEREFORE, BE IT ORDAINED AS FOLLOWS:

FIRST: That Town Code Title VII, Chapter 71, entitled "Traffic Regulations", is amended by adding a new Section 72.10 thereto, entitle "Commercial Vehicles Prohibited on Chases Lane", as follows (language to be deleted is stricken out within brackets; language to be added is underlined):

§ 72.13 COMMERCIAL VEHICLES PROHIBITED ON CHASES LANE.

- (A) The operation of commercial vehicles is prohibited on Chases Lane.
- (B) For purposes of this section, a *COMMERCIAL VEHICLE* is defined as a motor vehicle or combination of vehicles used to transport passengers or property if the motor vehicle:
- (1) Has a gross combination weight rating of 26,001 or more pounds, or a towed unit with a gross vehicle rating of more than 10,000 or more pounds, or has a gross vehicle weight rating of 26,001 or more pounds; or
 - (2) Is designed to transport 16 or more passengers including the driver; or
 - (3) Is transporting hazardous materials and is required to be placarded in accordance with 49 C.F.R. Part 172, Subpart F, as it may be revised from time to time.
- (C) Nothing contained in this section shall affect the use of Chases Lane by:
- (1) Any fire truck, town public works department truck, police vehicle, ambulance, school bus, bus serving the area or other motor truck using such streets or highways in any emergency or engaged in delivering goods, wares, merchandising or materials to or from any residence, residential building or residential lot within the town bordering on such street; provided further, that the use of Chases Lane for the delivery of goods, wares, merchandising or materials to or from any commercial business or building, or any commercial lot within the town bordering on such street is specifically prohibited.
 - (2) Any farm vehicle as defined in R.I. Gen. Laws § 31-1-8, which is registered with farm vehicle plates pursuant to R.I. Gen. Laws § 31-3-31.
- (D) In all instances where motor vehicle traffic is restricted or prohibited under this section, the Town Administrator is directed to cause signs to be erected on such streets or highways giving notice of such, in accordance with the Manual on Uniform Traffic Control Devices.

(E) Any driver who operated a commercial vehicle in contravention of this section shall be subject to a fine not less than \$25 for a first violation, \$50 for a second violation, and not less than \$125, but no more than \$500 for each subsequent violation thereof.

SECOND: This ordinance shall take effect upon its adoption and all ordinances or parts of ordinances inconsistent herewith are hereby repealed.