

CITY OF ROMAN FOREST

ORDINANCE NO. 424-19

AN ORDINANCE OF THE CITY OF ROMAN FOREST, TEXAS, REGULATING THE WEIGHT LOAD OF VEHICLES TRAVELING ON CITY STREETS; MAKING FINDINGS OF FACT; PROHIBITING TRAVEL THROUGH CITY STREETS OF VEHICLES HAVING A COMBINED GROSS WEIGHT EXCEEDING 52,000 POUNDS, OR MORE THAN 12,000 POUNDS ON RESIDENTIAL ROADS; PROVIDING FOR EXCEPTIONS AND CONDITIONS TO SAME; PROVIDING A CRIMINAL FINE NOT TO EXCEED \$500.00 PER VIOLATION; PROVIDING FOR ENACTMENT, REPEALER, AND SEVERABILITY; PROVIDING FOR PUBLICATION, EFFECTIVE DATE, POSTING OF SIGNS, AND COMMENCEMENT OF ENFORCEMENT; FINDING PROPER NOTICE & MEETING.

WHEREAS, the City of Roman Forest (“City”) has exclusive control over and under the streets of the municipality (hereinafter, “streets”); and

WHEREAS, Transportation Code §621.303 authorizes a Texas municipality to regulate the operation of overweight vehicles on all roads and streets under the jurisdiction of the municipality, other than state highways; and

WHEREAS, the City Council finds it necessary and proper for the government, interest, welfare, and good order of the City to regulate the streets within the City’s boundaries by preventing heavy vehicles from disturbing communities and excessively damaging the City’s streets; and

WHEREAS, the City Council wishes to prevent vehicles, equipment or other weighted items having a combined gross weight of more than 52,000 pounds or more than 12,000 pounds per single axle on Residential Roads (hereinafter, “Heavy Vehicles”) from traveling through the City of Roman Forest; and

WHEREAS, having carefully evaluated the streets and traffic situation in Roman Forest, the City Council finds that there are reasonably available alternate routes outside the city limits for Heavy Vehicles; and

WHEREAS, overweight commercial vehicles driving through the City of Roman Forest for destinations outside the City are causing or may cause considerable damage to streets within the City because the pavement and bridges of such streets are insufficient to carry such heavy loads; and

WHEREAS, the City Council finds that it is necessary to require such commercial trucking companies and operators to complete a permit application and pay a fee to the City as a reasonable means of protecting city streets and monitoring such overweight commercial truck traffic driving through the City on city streets; and

WHEREAS, upon the advice of its city engineer, the Roman Forest City Council finds that maximum weights of up to 12,000 pounds per single axle, 20,500 pounds per tandem axle, and 32,500 pounds per gross load are reasonable and prudent weights for any motor vehicle operated on the streets and roads of the City of Roman Forest; and

WHEREAS, the Roman Forest City Council finds the regulations adopted herein are in the best interest of the citizens of Roman Forest; reduce damage to City public streets; protect the financial investment of the citizens with the intent to extend the life of City public streets, and promote the safety, health and welfare of the citizens of Roman Forest;

WHEREAS, the City has general authority to impose a fine or penalty of up to \$500 for violation of an ordinance,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROMAN FOREST, TEXAS:

SECTION 1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

SECTION 2. DEFINITIONS

- A. For purposes of this Ordinance, a **vehicle** is defined to mean every mechanical device, in, upon, or by which any person or property is or may be transported or drawn upon a public highway, including motor vehicles, commercial motor vehicles, truck-tractors, trailers, and semi-trailers, severally, as hereinafter defined, but excepting devices moved by human power or used exclusively upon stationary rails or tracks and except emergency vehicles owned and operated by a political subdivision of the State or a fire department.

- B. For purposes of this Ordinance, **commercial motor vehicle** means a vehicle, other than a motorcycle, designed and used for (1) the transportation of property or (2) delivery purposes.

- C. For purposes of this Ordinance, **residential roads** means any area with streets primarily designed for residential and accessory traffic that are primarily interior city streets.

SECTION 3. WEIGHT LIMIT AND RESTRICTIONS; EXCEPTIONS AND CONDITIONS

- A. Except as otherwise provided herein or by law, no person may drive, operate, or move, nor may any owner cause or permit to be driven, operated, or moved on city streets and roads within the jurisdiction of the City of Roman Forest, Texas, any vehicle or commercial motor vehicle that has a weight greater than 12,000 pounds per axle, a tandem axle load greater than 20,500 pounds, or a gross load greater than 52,000 pounds.
- B. Vehicles having a combined gross weight over 52,000 pounds ("Heavy Vehicles") shall not travel within the municipal boundaries of the City of Roman Forest, except as may be allowed under the terms of this Ordinance.
- C. A vehicle subject to this Ordinance shall be equipped and maintained as required by Texas Transportation Code Sec. 725.021 to prevent loose material from escaping by blowing or spilling.
- D. The Heavy Vehicles limitations prescribed by this Ordinance shall not apply to:
 - a. Heavy Vehicles making delivery of goods and services with a destination within the City;
 - b. Fire trucks or other emergency vehicles or vehicles on emergency business involved in the saving of life or property;
 - c. Implements of husbandry incidentally moved upon a road;
 - d. Road repair, construction or maintenance vehicles while involved in the repair, construction, or maintenance of roads within the City, or
 - e. Garbage service vehicles while involved in the provision of services to residents of the City.
 - f. Vehicles used for public utilities services or repairs.
 - g. Motor homes
 - h. School buses picking up or delivering children to Roman Forest residences
- E. A Heavy Vehicle which would otherwise be restricted, is permitted to make pick-ups, deliveries, or service calls in the City but shall restrict its travel through City streets to a minimum. Said vehicle shall be driven in such a manner as to proceed to its destination or destinations in the City by the most direct route. Upon completion of the pick-ups, deliveries, or service calls, the vehicle shall leave the City by the most direct route. This section shall not be interpreted as permitting a vehicle otherwise restricted from entering or leaving the City.
- F. Any business located within the City of Roman Forest operating vehicles exceeding the weight limits as defined in this ordinance will be required to have a special permit.
- G. The Chief of Police or Designate shall have the authority to require any person driving or in control of any commercial vehicle to proceed to any municipal, public or private scale available for the purpose of weighing and determining whether load limits have

been complied with. Upon such weighing, if it is determined that the commercial vehicle so weighed is in excess of the load limit, then the cost of such weighing shall be immediately due and payable by the operator of such commercial vehicle, and such commercial vehicle may be lawfully detained by the Police Department until such charge has been paid. If the weight of such commercial vehicle is not in excess of the load limit, any charge for weighing shall be paid by the City. Any charge for weighing under the terms of this section shall be in addition to any fine imposed for violation of the provisions of the ordinance.

- H. Vehicles having a weight of more than 12,000 pounds per axle shall not travel on Residential Roads.

SECTION 4. PERMITS FOR OVERWEIGHT COMMERCIAL MOTOR VEHICLES

- A. The City Secretary of Roman Forest shall issue permits authorizing a commercial motor vehicle of between 15,000 pounds and 52,000 pounds gross weight to operate on city streets as provided below.
- B. One Time Trip: The permit fee for a one-time trip by a commercial motor vehicle operated in the City for a destination outside the City shall be One Hundred Fifty Dollars (\$150.00) per vehicle, and the permit shall be valid for one day.
- C. Multi-Day Trips: The permit fee for continuous trips by a commercial motor vehicle operated in the City for a destination outside the City shall be Five Hundred Dollars (\$500.00) per vehicle, and the permit shall be valid for seven (7) calendar days.
- D. Nothing in this Ordinance or by the issuance of a permit shall be construed as releasing a Permittee of a commercial motor vehicle operated on city streets from liability for any damage caused by the commercial motor vehicle to city streets.

SECTION 5. SPECIAL PERMITS

City Council shall have the authority to grant a special permit in specific cases that would otherwise be in violation of this ordinance. Such permits shall describe the vehicle(s), times and date(s) of travel and route to be taken by the vehicle(s).

SECTION 6. FINES AND PENALTIES

It shall be unlawful for any person, firm, or corporation to operate a vehicle in violation of this ordinance. Any person, firm or corporation violating any provision of this Ordinance or failing to observe any provision hereof shall upon conviction be guilty of a misdemeanor and shall be fined a sum not more than Five Hundred Dollars (\$500.00) and each and every day or fraction of a day in which this Ordinance or any part thereof shall be violated shall be deemed a separate offense and punished as such.

SECTION 7. SIGNAGE

The City Administrator is hereby authorized to procure and have erected appropriate traffic control signs as required by the laws of the State of Texas, providing notice of the restrictions imposed by this Ordinance.

SECTION 8. REPEALER

City Ordinance No. 308, dated February 16, 1998 and City Ordinance No. 421-19 dated July 29, 2019, and all Ordinances or parts of Ordinances that conflict herewith are hereby repealed.

SECTION 9. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

SECTION 10. IMMEDIATE EFFECTIVE DATE

The City Council finds that the imminent damage to city streets caused by overweight commercial trucks constitutes an emergency, and therefore this Ordinance shall take effective immediately upon its passage.

SECTION 11. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given required Open Meetings Act, Texas Government Code, Chapter 551. Notice will also be provided as required by Chapter 52 of the Texas Local Government Code.

PASSED AND APPROVED THIS 17TH day of September 2019.

CITY OF ROMAN FOREST, TEXAS



Chris Parr, Mayor


Kelly Belmore, City Secretary

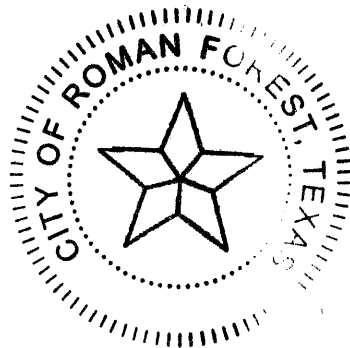
**Legal Notice for
The City Of Roman Forest, Texas**

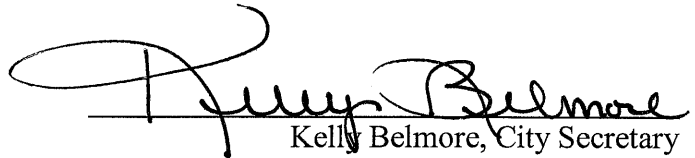
Notice is hereby given that on September 17, 2019, at a duly called meeting, The City Council of Roman Forest, Texas, passed and established an Ordinance Regulating Weight Load of Vehicles Traveling within the City of Roman Forest.

ORDINANCE NO. 424-19

AN ORDINANCE OF THE CITY OF ROMAN FOREST, TEXAS, REGULATING THE WEIGHT LOAD OF VEHICLES TRAVELING ON CITY STREETS; MAKING FINDINGS OF FACT; PROHIBITING TRAVEL THROUGH CITY STREETS OF VEHICLES HAVING A COMBINED GROSS WEIGHT EXCEEDING 52,000 POUNDS, OR MORE THAN 12,000 POUNDS ON RESIDENTIAL ROADS; PROVIDING FOR EXCEPTIONS AND CONDITIONS TO SAME; PROVIDING A CRIMINAL FINE NOT TO EXCEED \$500.00 PER VIOLATION; PROVIDING FOR ENACTMENT, REPEALER, AND SEVERABILITY; PROVIDING FOR PUBLICATION, EFFECTIVE DATE, POSTING OF SIGNS, AND COMMENCEMENT OF ENFORCEMENT; FINDING PROPER NOTICE & MEETING.

Signed September 17, 2019





Kelly Belmore, City Secretary
City of Roman Forest
2430 Roman Forest Boulevard
Roman Forest, Texas 77357
281-399-2660



A Division of the Houston Chronicle

855-722-3900

Call Mon - Fri between 8:00 am - 5:00 pm • southeastexas.com



| | | | | | |
|---|--|---|--|-----------------------------|-----------------------------|
| <p>CARAGE SALES</p> | <p>LEGAL NOTICES</p> <p>NORTH HOUSTON MOTORS, INC 16711 EASTEX FREEWAY, HUMBLE, TEXAS 77396 VST# 0575649 www.tdlr.texas.gov 2017 Ford, Vin 1FBZK2ZG9HK A26888 Stk# 64729, 2004 Saturn, Vin 1G8J52E942157649 Stk# 64792, 2006 Ford, Vin 1ZVFT80N9 65167848, Stk# 64833, 1998 Chev, Vin 1GNEK13R2WR114562, Stk# 64830</p> | <p>LEGAL NOTICES</p> <p>Notice is hereby given that on October 15, 2019 at a duly called meeting, the City Council of Roman Forest, Texas passed and approved an Ordinance No. 425-19 for the City of Roman Forest, Texas regulating drive-ways.</p> | <p>LEGAL NOTICES</p> <p>ORDINANCE 425-19 - AN ORDINANCE OF THE CITY OF ROMAN FOREST, TEXAS REGULATING DRIVEWAYS; ESTABLISHING PERMITTING REQUIREMENTS; SETTING MINIMUM SPECIFICATIONS AND INSTALLATION FEES; PROVIDING FOR ENFORCEMENT AND FOR PENALTIES OF UP TO \$500; PROVIDING A SAVINGS CLAUSE AND REPEALING CLAUSE; PROVIDING A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING FOR THE PUBLICATION AND EFFECTIVE DATE THEREOF</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> |
| <p>NORTHEAST GARAGE SALES</p> <p>* MULTI FAMILY YARD SALE Wed, Thurs, Fri, Oct. 23 - 25 8am-1237 CR 318, (New Salem Rd) Cleveland, TX 77327</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> |
| <p>RENTALS</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> |
| <p>HOMES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> | <p>LEGAL NOTICES</p> |

APPLICATION HAS BEEN MADE WITH THE TEXAS ALCOHOLIC BEVERAGE COMMISSION FOR A BEER RETAIL DEALER'S OFF-PREMISE LICENSE, A WINE ONLY PACKAGE STORE PERMIT AND A PACKAGE STORE TASTING PERMIT BY QUALITY LICENSING CORP. (STORE D/B/A QUALITY LICENSING CORP. (STORE #249) LOCATED AT 831 HIGHWAY 59 S, CLEVELAND, LIBERTY COUNTY, TEXAS 77327. OFFICERS OF SAID COMPANY ARE JOHN W. ALLEN, VP; WAYNE HAMILTON, VP; ANDREA M. LAZENBY, ASSISTANT SECRETARY.

Order Confirmation

Ad Order Number
0000204435

Sales Rep.
HC0630

Order Taker
ivega

Order Source

Customer
CITY OF ROMAN FOREST

Customer Account
10021078

Customer Address
2430 ROMAN FOREST BLVD
NEW CANEY TX 773573291 USA

Customer Phone
2813992660

Payor Customer
CITY OF ROMAN FOREST

Payor Account
10021078

Payor Address
2430 ROMAN FOREST BLVD
NEW CANEY TX 773573291 USA

Payor Phone
2813992660

PO Number

Ordered By
kelly belmore

Customer Fax

Customer EMail

Special Pricing

Tear Sheets 1
Proofs 0
Affidavits 1
Blind Box

Promo Type
Materials

Invoice Text

Ad Order Notes

| | | | | | | | | | | | | | |
|---------------------|-------|-------------------|---------|-------------------|--------|---------------------|---------|-----------------------|---------|-----------------------|--------|-------------------|---------|
| Gross Amount | 81.41 | Net Amount | \$81.41 | Tax Amount | \$0.00 | Total Amount | \$81.41 | Payment Method | Invoice | Payment Amount | \$0.00 | Amount Due | \$81.41 |
|---------------------|-------|-------------------|---------|-------------------|--------|---------------------|---------|-----------------------|---------|-----------------------|--------|-------------------|---------|

Ad Number
0000204435-01
Ad Type
CLS Liner

External Ad Number

Ad Released
No

Ad Size
2 X 12 li
Color

Production Method
AdBooker

Production Method

Production Notes

Notice is hereby given that on October 15, 2019 at a duly called meeting, the City Council of Roman Forest, Texas passed and approved an Ordinance No. 425-19 for the City of Roman Forest, Texas regulating drive ways.

ORDINANCE 425-19 - AN ORDINANCE OF THE CITY OF ROMAN FOREST, TEXAS REGULATING DRIVEWAYS, ESTABLISHING PERMITTING REQUIREMENTS, SETTING MINIMUM SPECIFICATIONS AND INSTALLATION FEES; PROVIDING FOR ENFORCEMENT AND FOR PENALTIES OF UP TO \$500; PROVIDING FOR ENFORCEMENT AND REPEALING CLAUSE; PROVIDING A SAVINGS CLAUSE AND REPEALING CLAUSE; PROVIDING A TEXAS OPEN MEETINGS ACT CLAUSE; AND PROVIDING FOR THE PUBLICATION AND EFFECTIVE DATE THEREOF

| Product | Placement | Position | First Run Date | Last Run Date |
|-----------------------------|------------------|-----------------|-----------------------------|-----------------------------|
| CNAO-Atascocita Observer | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |
| CNCA-Cleveland Advocate | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |
| CNEM-East Montgomery County | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |
| CNHO-Humble Observer | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |
| CNKO-Kingwood Observer | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |
| CNLH-Lake Houston Observer | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |
| Online | Legal-cn | Legal Notices | Wednesday, October 23, 2019 | Wednesday, October 23, 2019 |