

BOARD OF COUNTY COMMISSIONERS  
COUNTY OF BUCKS  
PENNSYLVANIA

ORDINANCE 72

AN ORDINANCE OF THE COUNTY OF BUCKS, PENNSYLVANIA ESTABLISHING MAXIMUM WEIGHT LIMITS FOR ALL MOTOR VEHICLES, COMMERCIAL VEHICLES, AND OTHER TRACTORS, TRAILERS, AND TRACTOR TRAILER COMBINATIONS UPON VARIOUS BRIDGES OWNED AND MAINTAINED BY THE COUNTY OF BUCKS, PENNSYLVANIA; ESTABLISHING PENALTIES FOR THE VIOLATION OF THE SAME; PROVIDING FOR THE DISPOSITION OF FINES AND FORFEITURES; AND CREATING CERTAIN EXCEPTIONS FOR EMERGENCY VEHICLES

WHEREAS the Board of Commissioners of the County of Bucks, Pennsylvania has commissioned and caused to be made a BRIDGE INVENTORY AND INSPECTION by A. G. Lichtenstein and Associates, Consulting Engineers; and

WHEREAS the aforesaid Consulting Engineers have recommended that maximum weight limits be established for various bridges owned and maintained by the County of Bucks, Pennsylvania; and

WHEREAS §4902 of the Pennsylvania "Vehicle Code", 75 Pa. C.S. §4902, as amended, authorizes local authorities to impose restrictions as to the weight or size of vehicles operated upon any highways and bridges under their jurisdiction, whenever such local authorities shall determine that any such highway or bridge may be damaged or destroyed unless the permissible size or weight of vehicles is reduced; and

WHEREAS the Board of Commissioners of the County of Bucks, Pennsylvania, has determined that the various bridges hereinafter mentioned will be damaged or destroyed unless the permissible weight of vehicles is reduced, all of said bridges being under the jurisdiction of the County of Bucks, Pennsylvania.

NOW, THEREFORE,

It is hereby Enacted and Ordered by the Board of Commissioners of the County of Bucks, Pennsylvania:

SECTION 1. Except as provided in Section 2 of this Ordinance, it shall be unlawful for any person to operate any motor vehicle, commercial vehicle, or other tractor, trailer or tractor-trailer combination having a gross weight in excess of that herein respectively prescribed, upon any of the bridges or portions thereof described below.

**RESOLUTION**

WHEREAS The Department of Transportation and the County of Bucks have agreed to the posting of bridges as listed:

#223	Old U.S. 611, Nockamixon	Advance Warning	2
#224	T-487 Kintnersville	4 Wt. Lmt. Spec 1 One Lane	5
#30	T-439 Tinicum	2 Advance Warning 2 One Lane	4

#346	T-475 Bridgeton	2 Wt. Limit 1 Advance Warning 2 One Lane	3
#239	Branch Rd., Hilltown	4 Spec. Wt. Lmt.	4
#282	T-382 Bensalem	4 Spec. Wt. Lmt.	4
#34	Dunks Ferry Rd. Bensalem	2 10 Ton Wt. Lmt.	2

SECTION 2. The prohibitions and penalties of this Ordinance shall not apply to emergency vehicles when such emergency vehicles are actually responding to an emergency but shall apply when such emergency vehicles are returning from an emergency call or are engaged in routine driving, maintenance, or parade exercises. An emergency vehicle shall consist of any vehicle as so defined in Section 102 of the Pennsylvania "Vehicle Code", 75 Pa. C.S. §102, and shall also include any vehicle under the jurisdiction of the Civil Defense Director of the County of Bucks. An emergency shall consist of any threat or danger or reported threat or danger to the life, property, health, or safety of any person.

Section 3. Penalties for violation of this Ordinance shall be as set forth in 24902(g)(1) of the Pennsylvania "Vehicle Code", 75 Pa. C.S. §4902(g)(1), as amended, or as shall be set forth in any amendment thereto or successor legislation enacted by the General Assembly of the Commonwealth of Pennsylvania.

SECTION 4. All fines, penalties, and forfeitures imposed and collected under this Ordinance shall be disposed of by the collecting authority in the manner prescribed by the laws of the Commonwealth of Pennsylvania: Provided, however, that in any case in which a prosecution under this Ordinance is the result of local police action, the collecting authority shall transmit to the municipality employing such police officer or officers fifty percent (50%) of any fine, penalty and/or forfeiture collected, and shall transmit to the Treasurer of the County of Bucks the balance of any such fine, penalty and/or forfeiture.

SECTION 5. The Director of Public Works of the County of Bucks shall erect or cause or be erected and shall maintain or cause to be maintained such restriction signs, including, if necessary, any advance informational signs, as shall be required to effectuate the enforcement of this Ordinance under applicable provisions of the Pennsylvania "Vehicle Code" and any other laws of the Commonwealth of Pennsylvania.

SECTION 6. The Director of Public Works of the County of Bucks is hereby declared to be the "public official authorized to act", pursuant to the provisions of §6109(b)(2) of the Pennsylvania "Vehicle Code" 75 Pa. C.S. §6109(b)(2), on the following specified matters:

(a) He shall have the authority to increase or to decrease the Gross Weight limits set forth in Section 1 of this Ordinance, as to any bridge enumerated in Section 1 of this Ordinance.

(b) He shall have the authority to establish and, once established, to increase or to decrease the Gross Weight limits for any bridge which may now or hereafter be owned by or be under the jurisdiction of the County of Bucks, notwithstanding that such bridge is not enumerated in Section 1 of this Ordinance.

In exercising his powers and duties under this Section, the Director of Public Works of the County of Bucks shall rely upon his own professional expertise and shall obtain the advice and recommendations of such consulting engineers, if any, as he shall deem appropriate; he shall file a written statement with the County Clerk of the County of Bucks setting forth any new or modified Gross Weight limits; and he shall cause such new or modified Gross Weight limits to be posted as set forth in Section 5 of this Ordinance.

SECTION 7. In the event that Section 6 of this Ordinance shall be found by any Court of competent jurisdiction to constitute a delegation of power and authority by the Board of Commissioners of the County of Bucks which is in excess of that authorized by the Pennsylvania "Vehicle Code" or other applicable provisions of State law or of the Bucks County the remainder of this Ordinance shall not be held to be invalid and the said Section 6 shall be considered to be severable, it being expressly declared that the Board of Commissioners of the County of Bucks would have adopted the remaining provisions of this Ordinance notwithstanding any possible invalidity of Section 6 hereof. In the event that

(a) the Director of Public Works of the County of Bucks shall have exercised his authority under Section 6(a) of this Ordinance to decrease any Gross Weight limit set forth in Section 1 of this Ordinance and

(b) Section 6 of this Ordinance shall be found by any Court of Competent jurisdiction to constitute a delegation of authority in excess of that authorized by the Pennsylvania "Vehicle Code" or other applicable provisions of State law or of the Bucks County the Gross Weight limit for any such bridge enumerated in Section 1 of this Ordinance, the Gross Weight limit of which the Director of Public Works of the County of Bucks shall have decreased, shall be the Gross Weight limit as so set forth in Section 1 of this Ordinance; and, in such case, any defendant shall remain liable for prosecution to the extent that the gross weight of his vehicle shall have exceeded such Gross Weight limit as so set forth in Section 1 of this Ordinance.

SECTION 8. Pursuant to the applicable provisions of the Pennsylvania "Vehicle Code", as now set forth in 75 Pa. C.S. §4902(c), the Director of Public Works of the County of Bucks shall have the authority to issue permits for the movement of vehicles of weight in excess of the restrictions provided for by this Ordinance for bridges now or hereafter owned by the County of Bucks. No such permit shall be issued unless and until the applicant for such permit provides such security as the Director deems

necessary to cover the cost of repairs and restoration necessitated by the permitted movement of such vehicles over the said bridges; in addition to such security the applicant for such permit shall also agree to indemnify and save harmless the County against any and all claims which may be asserted against the County for any personal injury or property damage claims which may arise out of the movement of such vehicles over the said bridges.

SECTION 9. This Ordinance shall become effective ten (10) days after its adoption by the Board of Commissioners of the County of Bucks.

**ENACTED** and **ORDAINED** by the Board of Commissioners of the County of Bucks, Pennsylvania this 3<sup>rd</sup> day of December, 1986.

COUNTY OF BUCKS  
BOARD OF COMMISSIONERS

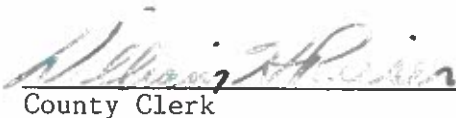


Carl F. Fonash, Chairman



Lucille M. Trench

Attest:

  
County Clerk  
Andrew L. Warren

BUCKS COUNTY BOARD OF COMMISSIONERS

ORDINANCE NO. 73

JOINT PURCHASE OF MATERIALS, SUPPLIES AND EQUIPMENT

Any private school, parochial school, private college or university or a non-profit human services agency with its headquarters in the County of Bucks shall hereinafter be permitted to make joint purchases of materials, supplies and equipment with Bucks County upon the following terms and conditions:

1. The school, college or agency shall be bound by the terms and conditions of purchase agreements between vendors and the County of Bucks.
2. The school, college or agency shall be responsible for payment directly to the vendor under each purchase contract.
3. The school, college or agency shall be bound by such regulations of the Bucks County Purchasing Department as shall be promulgated from time to time.