

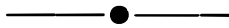
FILED

2001 MAY -2 A 11: 15

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 2001



ENROLLED

House Bill No. 2591

(By Delegates Tucker, Shelton, Givens, Ennis,
Swartzmiller, DeLong and C. White)



Passed April 14, 2001

In Effect Ninety Days from Passage

FILED

2001 MAY -2 A 11: 16

ENROLLED OFFICE WEST VIRGINIA
SECRETARY OF STATE

H. B. 2591

(BY DELEGATES TUCKER, SHELTON, GIVENS, ENNIS,
SWARTZMILLER, DELONG AND C. WHITE)

[Passed April 14, 2001; in effect ninety days from passage.]

AN ACT to direct the commissioner of highways to allow the increase of gross weight limitations on certain roads in Brooke County.

Be it enacted by the Legislature of West Virginia:

WEIGHT LIMITATIONS ON CERTAIN ROADS IN BROOKE COUNTY.

§1. Authority of the commissioner of the division of highways to increase weight limitations on certain highways within Brooke County of West Virginia.

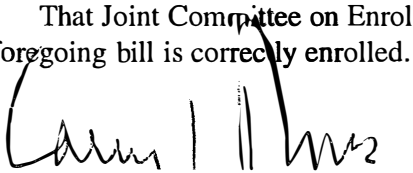
1 If the commissioner of the division of highways determines
2 that the design, construction and safety of the highways in
3 Brooke County of West Virginia are such that tonnage limits
4 may be increased without undue damage, the commissioner
5 may increase them. The commissioner shall then set new
6 weight limitations applicable to said highways or portions
7 thereof.

FILED

8 The commissioner may not establish any weight limitation
9 in excess of or in conflict with any weight limitation prescribed
10 by or pursuant to acts of Congress with respect to the national
11 system of interstate and defense highways.

12 If the commissioner determines that those portions of State
13 Route 2 (WV 2) in Brooke County from its intersection with
14 State Street in Follansbee north to the intersection with Brooke
15 County Route 507 (CR 507) at mile point 16.29, State Route 2
16 southbound (WV 2SB), from Brooke CR 507 to WV 2 north-
17 bound, and additionally US 22, and all connecting ramps from
18 the Ohio state line to a point 1.00 mile east are designed and
19 constructed to allow the gross weight limitation to be increased
20 without undue damage, the commissioner may increase the
21 weight limitations from eighty thousand pounds up to ninety
22 thousand pounds on those sections described above: *Provided,*
23 That any person, organization or corporation exceeding eighty
24 thousand pounds gross weight limitation while using these
25 routes must first obtain a multitrip permit from the commis-
26 sioner before proceeding and shall provide the commissioner
27 with a bond sufficient to cover any potential undue damage
28 which may result from the use: *Provided, however,* That if it is
29 the determination of the commissioner that the routes, as
30 specifically described herein, are in need of repaving, those
31 persons, organizations or corporations shall pay the cost of
32 repaving in amounts as assessed, from time to time, by the
33 commissioner: *Provided further,* That the commissioner also
34 determines that the increased limitation is not barred by an act
35 of the United States Congress and the commissioner has
36 received approval from the United States department of
37 transportation to increase the weight limitation.

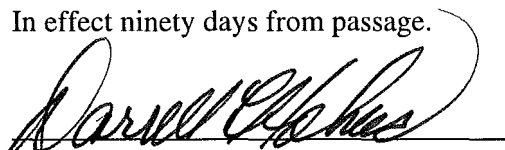
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

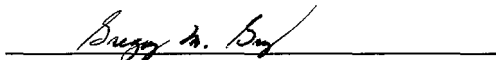

Chairman Senate Committee

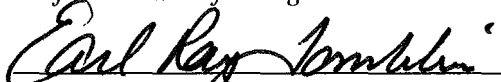

Chairman House Committee

Originating in the House.

In effect ninety days from passage.



Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker of the House of Delegates

The within is approved this the 30th
day of April, 2001.


Governor

PRESENTED TO:

GOVERNOR

Date 4/27/01

Time 11:35am