

1 H. B. 4242

2
3 (By Delegates Diserio, Jones, Swartzmiller,
4 Ferro, Fleischauer, Perdue, Poore, Storch,
5 Poling, D., Eldridge and Phillips, L.)
6

7 [Introduced January 21, 2014; referred to the
8 Committee on Political Subdivisions then the Judiciary.]
9

10 A BILL to authorize the Commissioner of the West Virginia Division
11 of Highways to allow an increase of gross weight limitations
12 on certain roads in Brooke County.

13 *Be it enacted by the Legislature of West Virginia:*

14 **WEIGHT LIMITATIONS ON CERTAIN ROADS IN BROOKE COUNTY.**

15 **§1. Authority of the Commissioner of the West Virginia Division of**
16 **Highways to increase weight limitations on certain highways**
17 **within Brooke County.**

18 If the Commissioner of the West Virginia Division of Highways
19 determines that the design, construction and safety of the highways
20 in Brooke County are such that weight limits may be increased
21 without undue damage, the commissioner may increase them. The
22 commissioner shall then set new limitations applicable to the
23 highways or portions thereof.

24 The commissioner may not establish any weight limitations in
25 excess or in conflict with any weight limitation prescribed by or

1 pursuant to acts of Congress with respect to the National System of
2 Interstate and Defense Highways.

3 If the commissioner determines that those portions of Brooke
4 County Route 2/20, north and southbound, from milepost 0.00 to
5 milepost 0.44; WV 2 in Brooke County, north and southbound, from
6 milepost 12.34 to milepost 15.61; and U.S. 22, east and westbound,
7 from milepost 0.00 to milepost 0.3, and all connecting ramps are
8 designed and constructed to allow the gross weight limitation to be
9 increased without damage, the commissioner may increase the weight
10 limitations to 120,000 pounds, with no tolerance permitted, on
11 those sections described above: *Provided*, That any person,
12 organization or corporation exceeding 80,000 pounds gross weight
13 limitation while using these routes must first obtain a multi-trip
14 permit from the commissioner before proceeding: *Provided*, however,
15 That the increased weight limitations are not barred by an act of
16 the United States Congress.

NOTE: The purpose of this bill is to authorize the Commissioner of the West Virginia Division of Highways to allow an increase of gross weight limitations on certain roads in Brooke County.

This section is new; therefore, it has been completely underscored.