

ORDINANCE NO. 2014-02

**AN ORDINANCE OF THE CITY OF JURUPA VALLEY, CALIFORNIA,
ADDING SECTION 13.05.010, "PERMISSIBLE VEHICLE WEIGHT ON
STREETS, ROADS, HIGHWAYS, AND BRIDGES; TRUCK ROUTES,"
TO TITLE 13, CHAPTER 13.05 OF THE JURUPA VALLEY MUNICIPAL
CODE**

**THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY DOES ORDAIN AS
FOLLOWS:**

Section 1. Section 13.05.010 is here by added to the Jurupa Valley Municipal Code to read as follows:

13.05.010 Permissible Vehicle Weight on Streets, Roads, Highways, and Bridges; Truck Routes. Sections 1 and 2 of Riverside County Ordinance No. 500 and Sections 1 to 10 of Riverside County Ordinance No. 500.1, codified in Section 10.32.030 of the Riverside County Code of Ordinances and adopted by reference by the City of Jurupa Valley through Chapter 1.35 of the Jurupa Valley Municipal Code, is hereby amended to read as follows:

A. Findings. The City Council finds that as Riverside County and the City of Jurupa Valley continue to grow and become more urbanized many streets and bridges within residential areas are not suitable for use by certain vehicles.

B. Purpose. The purpose of this section is to enable the City to regulate vehicle traffic on streets and bridges in or near residential areas pursuant to provisions in the California Vehicle Code so as to improve quality of life and traffic safety in residential areas.

C. Authority. This section is adopted pursuant to California Vehicle Code Section 21101, Sections 35701 through 35705, and Section 42030.1. Taken together, these Vehicle Code sections authorize a city to prohibit any commercial vehicle exceeding a certain manufacturer's gross vehicle weight rating, from using certain streets within residential areas. These Vehicle Code sections also authorize a city to reduce the permissible weight of vehicles and loads upon unimproved streets or bridges. Vehicle Code Section 42030.1 provides a table of monetary fines for violations.

D. Definitions. As used in this section, the following terms shall have the following meanings:

1. "Bridges" means any structures carrying a highway or road over or across a depression or obstacle.

2. "Commercial vehicle" means any vehicle of a type that is required to be registered under the California Vehicle Code used or maintained for the transportation of persons for hire, compensation or profit or designed, used or maintained primarily for the transportation of property.

3. "Director of Public Works" means the Director of Public Works for the City of Jurupa Valley. Where the term "Director of Transportation" is used in portions of the Riverside County Code or Riverside County ordinances adopted by reference by the City, it shall mean the Director of Public Works of the City of Jurupa Valley. Director of Public Works shall also be functional equivalent of "road commissioner" as used in the California Vehicle Code.

4. "Residence district" means that portion of a highway or street and the property contiguous thereto, other than a business district, (1) upon one side of which highway, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by thirteen (13) or more separate dwelling houses or business structures, or (2) upon both sides of which highway or street collectively, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by sixteen (16) or more separate dwelling houses or business structures. A residence district may be longer than one-quarter of a mile if the above ratio of separate dwelling houses or business structures to the length of the highway exists.

5. "Residential area" means a neighborhood where the prevailing land use is primarily residential including, but not limited to, an area zoned for single family and multi-family residences and a residence district.

6. "Restricted" means limited to use by vehicles that do not exceed maximum permissible weight prohibitions.

7. "Street" means any way or place of whatever nature, including streets, roads and highways, that has been dedicated and accepted by the City, or by the County of Riverside prior to the City's incorporation, as a public use road, and is now maintained by City.

8. "Unimproved" means not built to a standard or quality sufficient for acceptance into the City-maintained road system and not maintained by the City.

9. "Unrestricted" means not confined to use solely by vehicles weighing under a maximum weight.

E. Weight Prohibitions and Reductions.

1. Pursuant to California Vehicle Code Section 21101(c), the City Council prohibits any commercial vehicle exceeding a manufacturer's gross vehicle weight rating of fourteen thousand (14,000) pounds (seven tons) from using any identified street within a residential area for any duration of the day or from using any identified street if the use of such streets may adversely affect traffic circulation or safety within a residential area, except as provided in subsection G of this section. This subsection continues in effect the current vehicle weight restrictions established by the County of Riverside prior to the incorporation of the City until such time as the Council modifies the weight restriction following engineering review.

2. Vehicles exceeding the gross vehicle weight rating or gross combination weight rating designated below are prohibited on the following designated streets, except as provided in subsection G of this section: [to be added by City Council following engineering review]

3. Whenever any ordinance of this City establishes weight restrictions on a street or portion thereof, the Director of Public Works is directed and authorized to place and install signs notifying the public of the weight restrictions as he or she may determine will best serve to give notice of a weight restriction to the motoring public in the manner required by State Vehicle Code Section 21103.

F. Truck Route Designations.

1. The City Council shall designate “truck routes” on certain streets for use by a commercial vehicle exceeding a maximum gross vehicle weight rating or gross combination weight rating of ten thousand (10,000) pounds (five tons) or more.

2. Whenever any ordinance of this City designates and describes any street or portion thereof as a truck route, the Director of Public Works is directed and authorized to designate such street by appropriate signs as truck routes which shall be posted at all entrances or part thereof affected in the manner required by State Vehicle Code Section 21103.

4. When any such truck routes are established and designated by appropriate signs the operator of any vehicle exceeding a maximum gross vehicle weight rating or gross combination weight rating of ten thousand (10,000) pounds (five tons) or more shall drive on such routes and none other except as provided in subsection G of this section.

5. The following streets and portions thereof are designated and established as truck routes: [to be added by City Council following engineering review]

G. Vehicles Exempt from the Restrictions of this Section. The restrictions imposed by this section shall not apply to or regulate the following:

1. Any commercial vehicle coming from an unrestricted street or bridge having on to a restricted street or bridge by direct route to and from such restricted street or bridge when necessary for the purpose of (a) making pickups or deliveries of goods, wares, and merchandise from or to any building or structure located on the restricted street or bridge or (b) for the purpose of delivering materials or services to be used in the actual and bona fide repair, alteration, remodeling or construction of any building or structure upon the restricted street or bridge for which a building permit has previously been obtained and is in effect or (c) for the purpose of delivering workers, equipment, tools and services to a job site to be used in the actual and bona fide repair, alteration, remodeling or construction of any building or structure upon the restricted street or bridge for which a building permit has previously been obtained and is in effect;

2. Any vehicle owned by a public utility or a licensed contractor performing work for the public utility while necessarily in use in the construction, installation, or repair of any public utility facilities;

3. School buses, passenger buses under the jurisdiction of the California Public Utilities Commission and public transit buses;

4. Vehicles that have been issued and display a permit pursuant to County Ordinance No. 499 "Relating to Encroachments on County Highways," or County Ordinance No. 524 "Regulating Oversize and Overweight Vehicles and Loads" as such ordinances have been adopted or amended by the City of Jurupa Valley;

5. Vehicles that are allowed to be parked on private property owned by the owner of the vehicles pursuant to County Ordinance No. 348 "Providing for Land Use Planning and Zoning Regulations and Related Functions," as may be amended by the City Council, when using the most direct route to and from an unrestricted street or bridge to access the vehicle owner's property on a restricted street, subject to such further administrative regulations for identification of such vehicles as may be enacted by the City Manager for the implementation of this subsection;

6. Emergency response vehicles;

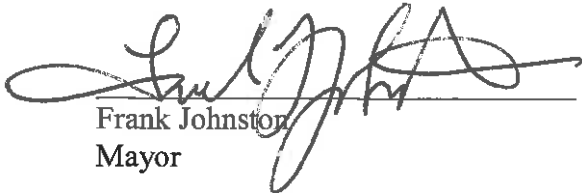
7. Any commercial vehicle using any highway, road or bridge by direct route to or from a state highway for the purpose of delivering or loading for transportation goods, wares, or merchandise; and

8. Vehicles used for the collection or transportation of solid waste, trash, recyclables or green waste by a franchisee of the City or by a business otherwise authorized or permitted by the City for such activity.


H. Violations and Penalties. Any person violating any provision of this section shall be deemed guilty of an infraction, punishable by a fine or penalty of at least two hundred fifty dollars (\$250.00) or more as specified in Vehicle Code Section 42030.1, up to two thousand dollars (\$2,000.00). City may also enforce the provisions of this section through the enforcement provisions of Title 1 of the Jurupa Valley Municipal Code.

Section 2. Certification. The City Clerk of the City of Jurupa Valley shall certify to the passage and adoption of this Ordinance and shall cause the same to be published or posted in the manner required by law.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Jurupa Valley on this 6th day of March, 2014.


Frank Johnston
Mayor

ATTEST:


Victoria Wasko, CMC
City Clerk

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF JURUPA VALLEY)

I, Victoria Wasko, CMC, City Clerk of the City of Jurupa Valley, do hereby certify that the foregoing Ordinance was regularly introduced at a regular meeting of the City Council on February 20, 2014 and thereafter at a regular meeting held on the 6th day of March, 2014, it was duly passed and adopted by the following vote of the City Council:


AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON

NOES: NONE

ABSENT: NONE

ABSTAIN: NONE

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Jurupa Valley, California, this 6th day of March, 2014


Victoria Wasko, CMC, City Clerk
City of Jurupa Valley

Affidavit of Publication

(2015.5 C.C.P.)

County of Riverside

State of California

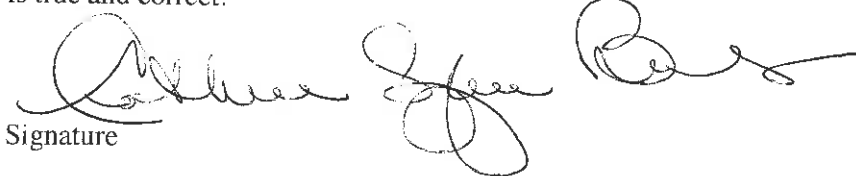
Catherine Sy-pin-Barnes, being first duly sworn, deposes and says: That at all times hereinafter, mentioned that she was a citizen of the United States, over the age of eighteen years, and a resident of said County, and was at and during all said times the principal clerk of the printer and publisher of The Riverside County Record-News, a newspaper of general circulation, adjudicated by court decree, printed and published weekly in said County of Riverside, State of California, that said Riverside County Record-News is and was at all times herein mentioned, a newspaper of general circulation as that term is defined in section 4460 of the Political Code, and, as provided by that section, is published for the dissemination of local and telegraphic news and intelligence of a general character, having a bona fide subscription list of paying subscribers, and is not devoted to nor published for the interest, entertainment or instruction of a particular class, profession, trade, calling, race or denominations; that at all said time said newspaper has been established, printed and published in said County and State at regular intervals for more than one year preceding the date of publication of the notice hereinafter mentioned; that said notice was set in type not smaller than nonpareil and was preceded with words printed in black face type not smaller than nonpareil describing and expressing in general terms the purport and character of the notice intended to be given; that the

RIVERSIDE COUNTY RECORD NEWSPAPER

of which the annexed is a printed copy, published and printed in said newspaper in at least 1 weekly issues, as follows:

February 27, 2014

I certify (or declare) under penalty of perjury that the foregoing is true and correct.


Signature

Dated: February 27, 2014
at Riverside, California

CITY OF JURUPA VALLEY
Office of the City Clerk
NOTICE OF PROPOSED ORDINANCE
NOTICE IS HEREBY GIVEN that on February 20, 2014, the City Council of the City of Jurupa Valley, California, introduced the following ordinance by the following votes to wit:
ORDINANCE NO. 2014-02 - AN ORDINANCE OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 13.05.010, "PERMISSIBLE VEHICLE WEIGHT ON STREETS, ROADS, HIGHWAYS, AND BRIDGES; TRUCK ROUTES," TO TITLE, 13, CHAPTER 13.05 OF THE JURUPA VALLEY MUNICIPAL CODE
AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON
NOES: NONE
ABSENT: NONE
The proposed ordinance will be considered for adoption by the City Council at their March 6, 2014 meeting.
The full text of the ordinance is available for review in the City Clerk's Office, 8304 Limonite Avenue, Suite M, Jurupa Valley, California (951) 332-6464.
Victoria Wasko, CMC
City Clerk
Published: February 27, 2014 RCR0142

Affidavit of Publication

(2015.5 C.C.P.)

County of Riverside

State of California


Catherine Sypin-Barnes, being first duly sworn, deposes and says: That at all times hereinafter, mentioned that she was a citizen of the United States, over the age of eighteen years, and a resident of said County, and was at and during all said times the principal clerk of the printer and publisher of The Riverside County Record-News, a newspaper of general circulation, adjudicated by court decree, printed and published weekly in said County of Riverside, State of California, that said Riverside County Record-News is and was at all times herein mentioned, a newspaper of general circulation as that term is defined in section 4460 of the Political Code, and, as provided by that section, is published for the dissemination of local and telegraphic news and intelligence of a general character, having a bona fide subscription list of paying subscribers, and is not devoted to nor published for the interest, entertainment or instruction of a particular class, profession, trade, calling, race or denominations; that at all said time said newspaper has been established, printed and published in said County and State at regular intervals for more than one year preceding the date of publication of the notice hereinafter mentioned; that said notice was set in type not smaller than nonpareil and was preceded with words printed in black face type not smaller than nonpareil describing and expressing in general terms the purport and character of the notice intended to be given; that the

RIVERSIDE COUNTY RECORD NEWSPAPER

of which the annexed is a printed copy, published and printed in said newspaper in at least 1 weekly issues, as follows:

March 13, 2014

I certify (or declare) under penalty of perjury that the foregoing is true and correct.



Signature

Dated: March 13, 2014
at Riverside, California

CITY OF JURUPA VALLEY
Office of the City Clerk
NOTICE OF NEW ORDINANCE

NOTICE IS HEREBY GIVEN that on March 6, 2014, the City Council of the City of Jurupa Valley, California, adopted the following ordinance by the following votes to wit:

ORDINANCE NO. 2014-02 - AN ORDINANCE OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADDING SECTION 13.05.010, "PERMISSIBLE VEHICLE WEIGHT ON STREETS, ROADS, HIGHWAYS, AND BRIDGES; TRUCK ROUTES," TO TITLE, 13, CHAPTER 13.05 OF THE JURUPA VALLEY MUNICIPAL CODE

AYES: GOODLAND, HANCOCK, JOHNSTON, LAURITZEN, ROUGHTON
NOES: NONE
ABSENT: NONE

The full text of the ordinance is available for review in the City Clerk's Office, 8304 Limonite Avenue, Suite M, Jurupa Valley, California (951) 332-6464.

Victoria Wasko, CMC
City Clerk

Published: March 13, 2014 RCR0191