

ORDINANCE NO. 5074

AN ORDINANCE ESTABLISHING CHAPTER 10.06 OF THE GRAND JUNCTION MUNICIPAL CODE REGARDING TRUCK ROUTES

RECITALS:

The City of Grand Junction ("City") is charged with protecting the health, welfare, and safety of its citizens. Due to the City's size and expectation for growth, City Council finds it is necessary to regulate the orderly operation of trucks on the streets of the City.

Trucks are the primary delivery system for most consumer goods brought into the community. Trucks share the roads with automobiles, bicyclists, and pedestrians and due to the size and number of trucks on City roads, the City, with this ordinance seeks to facilitate the continued orderly transfer of goods and services by trucks and to preserve and protect the quality of life for other users of the streets. Considerations that favor the adoption of truck routes include: enhancing the safety of the streets; avoidance of unreasonable and/or unnecessary disturbance or reduction of property values due to truck noise, protection against the deterioration of streets not designated for truck traffic; minimizing pavement damage and the consequent maintenance and reconstruction costs in conjunction with truck traffic; and truck drivers/truck services knowing that the City recognizes the importance of and has due regard for efficient operations.

Colorado law (C.R.S. 42-4-111(g)) recognizes that local authorities may exercise reasonable police powers within their jurisdictions on streets and highways by designating truck routes and restricting the use of highways.

For the foregoing reasons, the City Council finds and determines that this ordinance, which establishes truck routes in the City, and which follows the guidance contained in the City's 2020 Comprehensive Plan and is supported by the foregoing Recitals, does designate suitable routes for through trucks and reasonable access for trucks to access in-City destinations.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT:

Chapter 10.06 of the Grand Junction Municipal Code, which shall be in accordance with the *Recitals* hereof, is hereby established as follows:

Chapter 10.06 TRUCK ROUTES

10.06.010. Definitions.

The following definitions apply to this chapter.

Local delivery truck. Any truck defined herein having its origin and destination for pickup and/or delivery point(s) within the City.

Most direct route. The path or route from the point on the nearest Truck Route which is closest to the delivery or pickup location which is safe and suitable for use by the truck making the pickup and/or delivery.

Primary truck route. The route to be used by trucks defined herein that have no origin or destination within the City.

Secondary truck route. The route to be used by a truck defined herein that has an origin and/or destination in the City.

Through truck. Any truck, as defined herein, not having its origin, destination, pick up, or delivery point within the City.

Truck. Any vehicle, machine, tractor, trailer, or semitrailer propelled or drawn by mechanical and/or electric power and used upon the highways or streets in the transportation of property as defined by the Federal Highway Administration ("FHWA") as set forth in the FHWA 13-Category Rule Set that is of the Class Group 8 or higher. See Figure 1 FHWA 13 Vehicle Category Classification ("Truck.").

A type(s) of Truck(s) is(are) determined by vehicle characteristics that can be easily identified visually and are further described as follows:

Truck tractor units traveling without a trailer are considered single-unit trucks. Single unit trucks and single frame vehicles are not included within the definition of Truck for this chapter;

Truck tractor units consisting of two or more units one of which is a tractor or straight truck power unit are included within the definition of Truck for this chapter;

A truck tractor unit pulling other such units in a saddle mount configuration will be considered one single-unit and will be defined only by the axles on the pulling unit;

A Truck is further defined by the number of axles in contact with the road. Therefore, floating axles are counted only when in the down position; and

The term "trailer" includes both semi- and full trailers.

Trucks included in the Class Group 8 or higher are as follows:

Four or Fewer Axle Single-Trailer Trucks – All vehicles with four or fewer axles consisting of two units, one of which is a tractor or straight truck power unit.

Five-Axle Single-Trailer Trucks – All five-axle vehicles consisting of two units, one of which is a tractor or straight truck power unit.




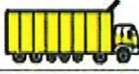



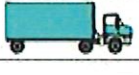









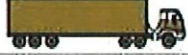
















Six or More Axle Single-Trailer Trucks – All vehicles with six or more axles consisting of two units, one of which is a tractor or straight truck power unit.

Five or Fewer Axle Multi-Trailer Trucks – All vehicles with five or fewer axles consisting of three or more units, one of which is a tractor or straight truck power unit.

Six-Axle Multi-Trailer Trucks – All six-axle vehicles consisting of three or more units, one of which is a tractor or straight truck power unit.

Seven or More Axle Multi-Trailer Trucks – All vehicles with seven or more axles consisting of three or more units, one of which is a tractor or straight truck power unit.

Figure 1 FHWA 13 VEHICLE CATEGORY CLASSIFICATION

Class 1 Motorcycles		Class 7 Four or more axle, single unit	
Class 2 Passenger cars		Class 8 Four or less axle, single trailer	
			
			
			
Class 3 Four tire, single unit		Class 9 5-Axle tractor semitrailer	
			
			
Class 4 Buses		Class 10 Six or more axle, single trailer	
			
		Class 11 Five or less axle, multi trailer	
Class 5 Two axle, six tire, single unit		Class 12 Six axle, multi-trailer	
			
		Class 13 Seven or more axle, multi-trailer	
Class 6 Three axle, single unit			
			
			

10.06.20 Truck Routes Established.

(1) There is established within the City the following Truck Routes. All Trucks within the City shall be operated only over and along the Truck Routes and on other streets as permitted by the exceptions. The following streets shall be used for Primary Truck Routes

and Secondary Truck Routes as designated herein and on the Truck Route Map designated by the City Manager and published on the City's web site.

Primary Truck Routes:

Interstate 70 ("I-70")
24 Road south of I-70 to Highway ("Hwy") 6 & 50
Hwy 6 & 50
Hwy 6
Hwy 50
I-70 Business Loop ("I-70B")
Hwy 141 (32 Road)

Secondary Truck Routes:

Horizon Drive from Patterson Road to H Road
G Road between Hwy 6 & 50, I-70B and 24 Road
Patterson Road (F Road)
12th Street from Horizon Drive to Ute St.
25 Road from Patterson Road to Riverside Parkway
North Avenue from Hwy 6 & 50, I-70B west side to I-70B on the east side
S 1st Street south of North Avenue to Hwy 6 & 50, I-70B
28 Road south of North Avenue to I-70B
S 9th Street from I-70B to D Road
D Road east of S 9th to 32 Road
Hwy 340 (Broadway)
Redlands Parkway
Riverside Parkway

There are no local delivery truck routes designated within the City. Drivers of Trucks within the City who are or who purport to be operating as a local delivery truck, shall travel on the designated Truck Routes and may only deviate from that route to proceed to and from the origination, delivery or pickup point(s) and destination using the most direct route possible and available.

(2) The City Manager shall have the authority to designate all or portions of those streets, highways, public ways, and roadways upon which Trucks shall operate. The City Manager shall have the additional authority to restrict truck route operations. The designation and restrictions shall be based upon traffic engineering investigations and studies, public safety, environmental considerations, economic factors affecting trucking and the trucking industry, desires of the inhabitants and neighborhood characteristics of affected areas.

(3) The City Manager shall maintain maps designating Truck Routes. Copies of the maps shall be made available to trucking interests and the public through the City's web

site. Any change to Truck Routes shall be published on the City's web site, no less than 14 days prior to the effective date of the change(s).

(4) The City Manager shall post with appropriate signs the Truck Routes. Truck Route maps shall be made available to all persons upon request. The posting of signs shall not be required for enforcement of this chapter.

10.06.30 Presumptions and exceptions.

(1) Any person operating a Truck on any street or highway within the City which is not designated as a Truck Route shall have in his/her possession for the inspection of police officers his/her logbook or evidence of his/her destination and point of origin to justify the presence of said Truck on such street. Failure to have such logbook or evidence in his/her possession shall not be a separate offense but shall create a presumption that such person is unlawfully operating the Truck.

(2) It is presumed that the person operating a Truck on any street or highway within the City has familiarized himself/herself with the Truck Routes and has taken the time to ascertain the most direct point from those routes to the pick up or delivery location prior to entering the City. Ignorance of the most direct route will not be a defense to a violation under this chapter.

(3) The driving of a Truck upon a street or highway not designated as a Truck Route and not on the most direct path from a designated Truck Route to the point of pick up or delivery will not be a violation of this chapter in any of the following situations:

- a. The pick up or delivery of merchandise at a location not situated on the designated Truck Route, provided the Truck leaves, and returns to the designated Truck Route by the most direct route available and at no point does the Truck deviate from the most direct route;
- b. Traveling to or from a service or repair shop for repairs or service to be performed on the Truck, provided the Truck leaves, and returns to the designated Truck Route by the most direct route available and at no point does the Truck deviate from the most direct route;
- c. A Truck shall not be required to enter or exit directly onto the designated Truck Route if such entry or exit would be unsafe from a traffic safety standpoint as determined by the Chief of Police; and
- d. The provisions of this chapter shall not be construed to prohibit the use of any street, alley, or other area by vehicles of any government agency or any public utility company while in the performance of official or normal duties.
- e. Authorized emergency vehicles and vehicles used as emergency vehicles for the purpose of responding to a temporarily declared emergency.

10.06.040 Signage.

Truck Routes within the City shall be clearly designated by signs as Truck Routes as directed by the City Manager.

10.06.050 Violations.

Any person violating any provision(s) of this chapter or disobeying any signs or markings installed pursuant thereto shall be guilty of a traffic infraction. Every person convicted of an infraction for a violation of the provisions of this chapter shall be punished by a fine as follows:

1st violation is \$250.00

2nd violation is \$500.00

3rd or any subsequent violation is \$750.00.

Severability. It is the intention of the City Council that the provisions of this ordinance are not severable. If any provision of this ordinance is declared unconstitutional or invalid by a court of competent jurisdiction such unconstitutionality or invalidity shall invalidate all the provisions of the ordinance.

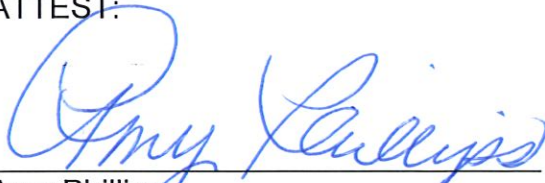
Introduced on first reading this 18th day of May 2022 and ordered published in pamphlet form.

Adopted on second reading this 1st day of June 2022 and ordered published in pamphlet form.



Anna M. Stout
President of City Council

ATTEST:



Amy Phillips
City Clerk



I HEREBY CERTIFY THAT the foregoing Ordinance, being Ordinance No. 5074 was introduced by the City Council of the City of Grand Junction, Colorado at a regular meeting of said body held on the 18th day of May 2022 and the same was published in The Daily Sentinel, a newspaper published and in general circulation in said City, in pamphlet form, at least ten days before its final passage.

I FURTHER CERTIFY THAT a Public Hearing was held on the 1st day of June 2022, at which Ordinance No. 5074 was read, considered, adopted and ordered published in pamphlet form by the Grand Junction City Council.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City this 2nd day of June 2022.



Deputy City Clerk

Published: May 20, 2022
Published: June 5, 2022
Effective: July 5, 2022

