

2. For the delivery and pickup of materials and merchandise at businesses located on or within one mile of one of the routes named herein, provided the property on which the business operates is zoned for commercial use;
3. For the delivery of building materials for buildings under construction for which a building permit has been obtained;
4. For the delivery and pickup of materials for properties under development for which a grading permit has been obtained, provided the property is being developed for residential or commercial use and the grading permit has not been issued for the purposes of filling the property as a result of a prior mineral extraction operation as defined in Section 17.04.060 of the Metropolitan Code or for any other grading activity on agriculturally-zoned property not associated with a residential or commercial development; and
5. When traffic is routed onto one or more of these routes by government officials as a result of an emergency.

Notwithstanding any other provision of this Title to the contrary, the Department of Public Works shall have the authority to issue citations for violations of this subsection C.

Section 2. This ordinance shall take effect from and after its final passage, the welfare of the public requiring it.

Analysis

This ordinance, as amended, amends Section 12.36.110 of the Metro Code to prohibit vehicles with a gross weight in excess of 31,500 pounds from being operated on McCrory Lane, Poplar Creek Road, and Old Harding Pike between Highway 70S and Highway 100 except for occasional deliveries and pickups. Section 12.36.110, Load Restrictions, generally provides that vehicles cannot exceed the weight limits for the streets described in Schedule IX on file with Department of Public Works when signs have been erected providing notice of the restriction. However, there is currently a specific weight limitation for Hutton Drive and Woodycrest Avenue in the Donelson area prohibiting the operation of vehicles in excess of 5,800 pounds. This ordinance creates a new 31,500 pound weight limitation for vehicles operated on for parts of McCrory Lane, Poplar Creek Road, and Old Harding Pike in the Bellevue area except that these vehicles may be operated:

1. For the delivery and pickup of materials and merchandise at residences within three miles of these roads, provided they make no more than 18 such trips per week to any individual residence;
2. For the delivery and pickup of materials and merchandise at businesses located within one mile of these roads, provided the property on which the business operates is zoned for commercial use;
3. For the delivery of building materials for buildings under construction for which a building permit has been obtained;
4. For the delivery and pickup of materials for properties under development for which a grading permit has been obtained, provided the property is being developed for residential or commercial use and the grading permit has not been issued for the purposes of filling the property as a result of a prior mineral extraction operation as defined in Section 17.04.060 of the Metropolitan Code or for any other grading activity on agriculturally-zoned property not associated with a residential or commercial development; and
5. When traffic is routed onto one or more of these routes by government officials as a result of an emergency.

The Department of Public Works is authorized to issue citations for violations of this section.

This amended version of this ordinance has been approved by the Traffic and Parking Commission.