

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM: 3.43
(ID # 18073)**

MEETING DATE:
Tuesday, March 01, 2022

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Ordinance No. 500 - Initiation of Amendment to Ordinance No. 500 Reducing Permissible Commercial Vehicle Weight on County Highways in Various Residential Areas. All Districts. [\$3,000 Total Cost - Gas Tax 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt an order to initiate an amendment to Ordinance No. 500 relating to Reducing the Permissible Commercial Vehicle Weight on certain County Highways that are within residential areas of Riverside County; and
2. Direct the Transportation and Land Management Agency (TLMA) to work with County Counsel to prepare and process the ordinance amendment as needed.

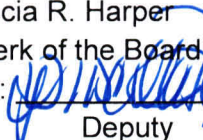
ACTION:Policy


Mark Lancaster, Director of Transportation 1/4/2022

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington seconded by Supervisor Spiegel and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: March 1, 2022
xc: TLMA-Trans.

Kecia R. Harper
Clerk of the Board
By: 
Deputy

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 3,000	\$ 0	\$ 3,000	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: Gas Tax (100%). No General Funds used in this project.			Budget Adjustment: No	
			For Fiscal Year: 21/22	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

In accordance with Ordinance 500, the Board of Supervisors has the authority to reduce the permissible weight of commercial vehicles on select county highways that are within residential areas if the use is determined to adversely affect traffic circulation or safety (Ordinance No. 500 provides exemptions such as public transit buses, emergency response vehicles, etc.). The reduction shall not be effective until signs are posted to give public notice of the weight restriction.

Pursuant to Board of Supervisors Policy No. A-67, an order to initiate an amendment to an ordinance must be approved by the Board of Supervisors. Staff recommends that the Board of Supervisors adopt an order to initiate an amendment to Ordinance No. 500 to comply with state law which would authorize staff to prepare an Ordinance revision for introduction to reduce the permissible weight of commercial vehicles on select county highways.

The proposed Ordinance amendment includes the addition of commercial vehicle permissible weight restrictions on certain county highways in accordance with California Vehicle Code (CVC), Sections 32, 21101, 35701 through 35714, and 42030.1. Based upon the results of the engineering study, the Transportation Department will recommend reducing the permissible weight of commercial vehicles on certain county highways as needed. Additionally, the Ordinance amendment includes the addition of alternate route designations for affected commercial vehicles.

Impact on Residents and Businesses

Community concerns have been raised regarding an increase of commercial vehicle traffic within residential areas. Commercial vehicles tend to utilize county highways as cut-through routes in an attempt to avoid traffic congestion on regional highways. In regard to business impacts, commercial vehicles that have direct business along reduced permissible weight county highways are exempt from the restrictions. Additionally, alternate routes will be designated for all other commercial vehicles.

SUPPLEMENTAL:

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,
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Additional Fiscal Information

Board of Supervisors Policy No. A-67 requires that the Board of Supervisors consider the cost associated with preparing, processing, and implementing an ordinance amendment in deciding whether to adopt an order initiating the ordinance amendment. The cost to reduce the permissible weight of commercial vehicles is primarily for the installation of the required regulatory signs, which is estimated at about \$3,000 per amendment.

ATTACHMENT:

Riverside County Ordinance 500.3



Jason Farin, Principal Management Analyst 2/23/2022



Gregory V. Priaplos, Director County Counsel 1/28/2022

**ORDINANCE NO. 500
(AS AMENDED THROUGH 500.3)
AN ORDINANCE OF THE COUNTY OF RIVERSIDE
AMENDING ORDINANCE NO. 500
REDUCING THE PERMISSIBLE WEIGHT OF CERTAIN VEHICLES
ON IDENTIFIED COUNTY HIGHWAYS**

The Board of Supervisors of the County of Riverside ordains as follows:

Section 1. FINDINGS. The Board of Supervisors find that as Riverside County continues to grow and become more urbanized many highways, roads and bridges within residential areas are not suitable for use by certain vehicles.

Section 2. PURPOSE. The purpose of this ordinance is to enable the County to regulate vehicles traffic on highways, roads 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.

Section 3. AUTHORITY. This ordinance is adopted pursuant to California Vehicle Code Section 21101, Sections 35701 through 35714, and Section 42030.1. Taken together, these sections authorize Riverside County to prohibit any commercial vehicle exceeding a certain manufacturer's gross vehicle weight rating, subject to certain exemptions, from using certain highways within residential areas. These sections also authorize Riverside County to reduce the permissible weight of vehicles and loads upon unimproved County highways or County bridges. Section 42030.1 provides the table of monetary fines for violations of this ordinance.

Section 4. EXEMPT VEHICLES. This ordinance shall not apply to or regulate the following:

- a. Any commercial vehicle coming from an unrestricted County highway, unimproved County highway, CSA road or County bridge having ingress and egress by direct route to and from an restricted County highway, unimproved County highway, CSA road or County bridge when necessary for the purpose of making pickups or deliveries of goods, wares, and merchandise from or to any building structure located on the restricted County highway, unimproved County highway, CSA road or County bridge or for the purpose of delivering materials to be used in the actual and bona fide repair, alterations, remodeling or construction of any building or structure upon the restricted County highway, unimproved County highway, CSA road or County bridge for which a building permit has a previously been obtained.
- b. Any vehicle owned by a public utility or a licensed contractor while necessarily in use in the construction, installation, or repair

of any public utility.

- c. School buses and public transit buses.
- d. Vehicles that have been issued and display a permit pursuant to County Ordinance No. 449 'Relating to Encroachments on County Highways', or County Ordinance No. 524 'Regulating Oversize and Overweight Vehicles and Loads'.
- e. Vehicles that are allowed to be parked on private property owned by the owner of the vehicle pursuant to County Ordinance No. 348 'Providing for Land Use Planning and Zoning Regulations and Related Functions of the County of Riverside', when using the most direct route from an unrestricted County highway, unimproved County highway, CSA road or County bridge to access the vehicle owner's property.
- f. Emergency response vehicles.
- g. Hearses.
- h. Any commercial vehicle using any County highway, unimproved County highway, CSA road or County bridge by direct route to or from a state highway for the purpose of delivering or loading for transportation goods, wares, or merchandise.
- i. Vehicles operated as an incident to any industrial, commercial or agricultural enterprise conducted within the boundaries of the unincorporated residential subdivision area.

Section 5. DEFINITIONS. The following definitions apply to this ordinance:

- a. Commercial vehicle. 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, or used or maintained primarily for the transportation of property.
- b. County bridges. Any structures carrying a County highway or CSA road over or across a depression or obstacle.
- c. County highways. Any streets, roads or highways that have been accepted into the County-maintained road system and are maintained by the Riverside County Transportation Department.
- d. CSA roads. Any streets, roads and highways that have been

dedicated and accepted by the County as public use roads, and are maintained by a County Service Area (CSA).

- e. Director of Transportation. The Director of the Riverside County Transportation Department and functional equivalent of "road commissioner" as used in the California Vehicle Code.
- f. Identified. Identified by the Board of Supervisors in the manner described in Section 7 of this ordinance.
- g. Residential area. A neighborhood where the prevailing land use is primarily residential including, but not limited to, a residence district.
- h. Residence district. That portion of a highway and the property contiguous thereto, other than a business district, (a) upon one side of which highway, within a distance of a quarter of a mile, the contiguous property fronting thereon is occupied by 13 or more separate dwelling houses or business structures, or (b) upon both sides of which highway collectively, within a distance of a quarter or a mile, the contiguous property fronting thereon is occupied by 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.
- i. Restricted. Limited to use by vehicles that do not exceed maximum permissible weight prohibitions.
- j. Unimproved. Not built to a standard or quality sufficient for acceptance into the County maintained road system and not maintained by the Riverside County Transportation Department.
- k. Unrestricted. Not confined to use solely by vehicles weighing under a maximum weight.

Section 6. WEIGHT PROHIBITIONS AND REDUCTIONS.

- a. Pursuant to California Vehicle Code Sections 21101 (c) and 35712 (a), the Board of Supervisors hereby prohibits any commercial

vehicle exceeding a manufacturer's gross vehicle weight rating of 14,000 pounds (7 tons) from using any identified County highways or identified CSA roads within a residential area for any duration of the day or from using any identified County highways or identified CSA roads if the use of such highways or roads may adversely affect safety within a residential area.

- b. Pursuant to California Vehicle Code Section 35706, the Board of Supervisors hereby reduces the permissible weight of vehicles and loads upon identified unimproved County highways and identified County bridges.

Section 7. IDENTIFICATION OF AFFECTED COUNTY HIGHWAYS, UNIMPROVED COUNTY HIGHWAYS, CSA ROADS AND COUNTY BRIDGES. Upon recommendation of the Director of Transportation and based on an engineering study, the Board of Supervisors hereby identify those County highways, unimproved County highways, CSA roads and County bridges to which the weight prohibitions and reductions described in Section 6 of this ordinance apply.

Section 7.1. IDENTIFIED COUNTY HIGHWAYS.

- a. On Sycamore Canyon Boulevard between Central Avenue and the City of Riverside, a total of approximately 0.61 miles in the Riverside area. The alternate route for this restriction is designated in Section 9.1.a of this ordinance.
- b. On Washington Street between Van Buren Boulevard and Hermosa Drive, a total of approximately 1.76 miles, in the Woodcrest area. The alternate route for this restriction is designated in Section 9.1.b of this ordinance.
- c. On De Palma Road between Indian Truck Trail and Horsethief Canyon Road, a total of approximately 1.69 miles, in the Temescal Canyon area. The alternate route for this restriction is designated in Section 9.1.c(i) of this ordinance.
- d. On Campbell Ranch Road between Indian Truck Trail and Temescal Canyon Road, a total distance of approximately 1.54 miles, in the Temescal Canyon area. The alternate route for this restriction is designated in Section 9.1.c(ii) of this ordinance.
- e. On Seaton Avenue between Cajalco Road and Markham Street, a total distance of approximately 1.00 miles, in the Perris area. The alternate route for this restriction is designated in Section 9.1.d of this ordinance.

- f. On Indiana Avenue between Necce Street and Grant Street, a total of approximately 0.45 miles in the Home Gardens area. The alternate route for this restriction is designated in Section 9.1, subsection e of this ordinance.
- g. On Indiana Avenue between Grant Street and Hillview Drive (at the city of Riverside limits), a total of approximately 1.45 miles, in the Home Gardens area. The alternate route for this restriction is designated in Section 9.1, subsection e of this ordinance.
- h. On Temescal Canyon Road between Tom Barnes Street and Minnesota Road, a total of approximately 0.67 miles, in the El Cerrito area. The alternate route for this restriction is designated in Section 9.1, subsection f of this ordinance.

Section 7.2 IDENTIFIED UNIMPROVED COUNTY HIGHWAYS

Section 7.3 IDENTIFIED CSA ROADS

Section 7.4 IDENTIFIED COUNTY BRIDGES

Section 8. SIGN REQUIREMENTS. Any restriction of a County highway, unimproved County highway, CSA road or County bridge identified in Section 7 of this ordinance shall not be effective until the Director of Transportation posts signs indicating that a vehicle weight restriction is in effect and indicating either the places affected or the places not affected, as the Director of Transportation may determine will best serve to give notice of a weight restriction to the motoring public.

Section 9. ALTERNATE ROUTE DESIGNATION. Restrictions of County highways, unimproved County highways, CSA roads or County bridges identified in Section 7 of this ordinance shall not be effective unless the Board of Supervisors also designates an alternate route for such affected vehicles which shall remain unrestricted by any local regulation as to those affected vehicles so long as the vehicle weight prohibition or reduction shall remain in effect.

Section 9.1 IDENTIFIED ALTERNATE ROUTE DESIGNATIONS. The Board of Supervisors hereby designates the following alternate routes for identified restricted County highways, unimproved County highways, CSA roads or County bridges:

- a. Interstate 215 / State Route 60
- b. Van Buren Boulevard
- c. Temescal Canyon Road between:
 - (i) Indian Truck Trail and Hornthief Canyon Road, and
 - (ii) Campbell Ranch Road and Indian Truck Trail.

- d. Harvill Avenue
- e. Magnolia Avenue
- f. Interstate 15

Section 10. VIOLATIONS AND PENALTIES. Every person convicted of a violation of any declared gross vehicle weight limitations provision of this ordinance shall be punished by a fine that equals the appropriate amount specified in Vehicle Code Section 42030.1.

Section 11. SEVERABILITY. If any provision, clause, sentence or paragraph of this ordinance or the application thereof to any person or circumstances shall be held invalid, such invalidity shall not affect the other provisions of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.

Section 12. EFFECTIVE DATE. This ordinance shall take effect thirty (30) days after its adoption.

Adopted: 500 11/2/1964 (Eff: 12/02/1964)

Amended: 500.1 Item 3.35 of 10/28/2008 (Eff: 11/27/2008)

500.2 Item 3.52 of 03/10/2020 (Eff: 04/09/2020)

500.3 Item 3.70 of 06/29/2021 (Eff: 07/28/2021)