

**TOWN OF BUCHANAN
ORDINANCE NO. 2025-04**

**AN ORDINANCE AMENDING CHAPTER 495 ARTICLE XLVIII OF THE
MUNICIPAL CODE OF THE TOWN OF BUCHANAN**

The Town Board of the Town of Buchanan does hereby ordain as follows:


1. Chapter 495 Vehicles and Traffic Article XLVIII Weight Limits on Town Highways of the Municipal Code of the Town of Buchanan is hereby repealed and replaced in its entirety as shown on Exhibit A.

If this conflicts with any section within the Town of Buchanan Municipal Code, this ordinance shall prevail.

This Ordinance shall take effect upon passage and publication.

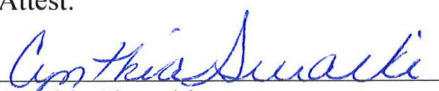
Adopted this 16th day of December, 2025

TOWN OF BUCHANAN:



Joseph Coenen
Town Chairperson

Attest:



Cynthia Sieracki
Town Clerk/Treasurer

EXHIBIT A

Chapter 495. Vehicles and Traffic

Article XLVIII. Truck Routes & Special or Seasonal Weight Restrictions

§ 495-66. Purpose and intent. The purpose and intent of this ordinance is to provide routes of access to areas of the Town which rely upon trucks (as defined herein) for the shipping and receiving of goods and materials, as well as to protect Town highways from damage when special or seasonal weight limits are imposed. The regulation of trucks in the Town is intended to create safer, quieter, and cleaner residential areas, to reduce the cost of the maintenance of those Town highways not designed for sustained use by heavy traffic, and to protect Town highways from damage during special or seasonal weight periods.

§ 495-67. Definitions.

“Deviating truck” means a truck which leaves and departs from a truck route while traveling inside of the Town.

“Truck” means all vehicles not operating completely on pneumatic tires and all vehicles or combination of vehicles, other than motor buses and recreational vehicles, designed or used for transporting property of any nature and having a gross weight of more than 6,000 pounds.

“Person” means any person, firm, partnership, association, company, corporation or organization of any kind.

“Truck route” means a street designated herein over which trucks operating within the Town shall travel.

§ 495-68. Truck routes. All trucks, as defined herein, must proceed over an established truck route and shall deviate only at the intersection with the street nearest to the destination point. Upon leaving the destination point, a deviating truck must return to the truck route by the shortest possible route, unless the next point of delivery is nearer in total travel distance than the truck route. Trucks are prohibited on all other Town highways unless otherwise exempt as follows:

- Creekview Lane (west of Eisenhower Drive)
- Eisenhower Drive
- Lowe's Lane
- Milky Way
- Speedway Lane
- Speel School Road
- Springfield Drive (west of Eisenhower Drive)
- Stoney Brook Road
- Van Roy Road

§495-69. Exemptions. All trucks within the Town must be operated only over and along the truck routes established herein and on other designated streets over which truck travel is permitted, with the following exceptions:

- a. Emergency vehicles, as defined in s. 340.01(3) of the Wisconsin Statutes, may be operated on any street.
- b. On streets or highways for the purpose of obtaining orders for supplies or moving or delivering supplies or commodities to or from any place of business or residence which has its only entrance on such street or highway within the Town pursuant to Wis. Stat. sec. 349.17(1).
- c. Trucks may operate over any street on which any official detour has been established, if truck traffic would have been permitted on the closed street.
- d. Trucks owned or operated by the Town or by a public utility while such truck is traveling to or from the repair, maintenance or construction of a public utility facility.
- e. The Town Chairperson may designate any street or streets as a temporary truck route when required to provide access to a construction site within the Town.

§ 495-70. Special or seasonal weight restrictions.

- a. The Town Chairperson, or his or her designee, may impose special or seasonal weight limitations on any Town highway or portion thereof, which, because of weakness of the roadbed due to deterioration, climactic conditions or other special or temporary conditions, would likely be damaged or destroyed in the absence of such special limitations.
- b. The Town Chairperson, or his or her designee, may impose special or seasonal weight limitations on any Town bridges or culverts when in his or her judgment such bridge or culvert cannot safely sustain the maximum weights permitted by statute.
- c. Imposition of special or seasonal weight restrictions authorized by this section shall be done by erecting signs on or along the highway on which it is desired to impose the limitation sufficient to give reasonable notice that a special or seasonal weight limitation is in effect and the nature of that limitation. Imposition of special or seasonal weight limitations on bridge or culverts shall be done by erecting signs on each side of the respective bridge or culvert.
- d. This section shall not apply to trucks pumping septic or holding tanks, public vehicles, garbage/recycling haulers, and emergency vehicles.

§ 495-71. Permits.

- a. Haulers of trucks may request a permit to exceed the imposed weight limits for travel on a Town highway when special or seasonal weight restrictions are in place. Applications shall be made on the form provided by the Town and shall be reviewed and issued in the discretion of the Town Chairperson or his or her designee.
- b. A permit fee shall be paid prior to issuance of a permit as listed in the Town Fees and Licenses Schedule.

§ 495-72. Administration and enforcement.

- a. The Town shall keep and maintain accurate maps delineating the truck routes. Such maps shall be available to the public.
- b. The Town shall cause all truck routes to be clearly sign-posted to give notice that this ordinance is in effect.
- c. Law enforcement officers of the Town and the County shall have the authority to require any person driving, or in control of any truck not proceeding over a truck route, to give reasons for such, and/or to proceed to any public or private scale available for the purpose of weighing and determining compliance with this ordinance.

§ 495-73. Violations and penalties.

- a. Upon conviction for a violation of this article, the violator shall pay a forfeiture of not less than \$25 nor more than \$500, plus the applicable surcharges, assessments, and costs for each violation. Each trip in violation of this article constitutes a separate offense. In addition, the Town Board may seek injunctive relief from a court of record to enjoin further violations.
- b. The truck need not be physically weighed, nor must a precise weight be shown to prove violation of this article, if there is clear and convincing circumstantial evidence that a violation existed. The manufacturer's published empty weight of a vehicle shall be presumed to be the empty weight of a vehicle, in the absence of evidence to the contrary.

§ 495.74. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, independent provision, and such holding shall not affect the validity of the remaining portion thereof.