

Ordinance

An ordinance repealing Title 10, Chapter 10.48, Section 10.48.060 Missoula Municipal Code entitled "Vehicle size and weight regulations—On 23rd Avenue—Penalty because the regulations regarding vehicle weights on 23rd Avenue are covered in other laws and the provision is outdated.

Be it ordained that Section 10.48.060 Missoula Municipal Code is hereby repealed:

Chapter 10.48 EQUIPMENT AND WEIGHT REGULATIONS

Sections:

- 10.48.010 Vehicle endgates in place.
- 10.48.020 Windshield wiper requirements.
- 10.48.030 Excess fumes or smoke.
- 10.48.040 Vehicle size and weight regulations--Generally.
- 10.48.050 Vehicle size and weight regulations—On residential streets.
- 10.48.060 ~~Repealed. Vehicle size and weight regulations—On 23rd Avenue—Penalty.~~

~~10.48.060 Repealed. Vehicle size and weight regulations—On 23rd Avenue—Penalty.~~

~~A. No vehicle whose body weight or combined body and load weight exceeds eight thousand pounds shall be operated on 23rd Avenue in the city from the intersection of 23rd and Crescent and 23rd Avenue and Summit.~~

~~B. Any person violating the provisions of this section shall be fined not less than three hundred dollars or imprisoned for a period of six months or both such fine and imprisonment.~~

EFFECTIVE DATE

This ordinance shall be in full force and effect from and after 30 days after its date of passage.

SEVERABILITY

If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or unconstitutional, and if for any reason this ordinance should be declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

First reading and preliminary adoption on the _____ day of _____, 2019, by a vote of ____ ayes, _____; ____ Nays, ____; _____ Abstain, _____; and ____ Absent, _____

Second and final reading and on the _____ day of _____, 2019, by a vote of ____ ayes, _____; ____ Nays, ____; _____ Abstain, ____; and ____ Absent, _____

ATTEST:

Martha L. Rehbein, CMC
City Clerk
(SEAL)

APPROVED:

John Engen
Mayor