STATE OF NORTH CAROLINA

DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation					
Action:	X	Adoption		X	Repeal
Statutory Authority: 20-116 (h), 20-141, 160A-301 (a), 136-18 (5), b), 20-141 (j2), 136-18 (5), 136-89.58 (5), 20-115.1 (b), 20-140.3 (5), 20-161 (a.					
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.					
Rule Summary: No Parking, Rural Speed Zones, Temporary Speed Limits, Work Zone Speed Limits, Work Zone Speed Penalty, Trucks Prohibited Route.					
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.					
Effective Date: February 06, 2009					

February 02, 2009
DATE

OFFICER SIGNATURE

James. K. Lacy, P.E.
TYPED NAME

State Traffic Engineer
TITLE

No Parking

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-140.3 (5), 20-161 (a, b), 136-89.58 (5), 160A-301 (a).

COUNTY CALDWELL **DIVISION** 11

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
CALDWELL	1059456	SR 1560	Along both sides of SR 1560 from a point 0.25 mile north of NC 268 to a point 0.45 mile north of NC 268.

COUNTY YADKIN **DIVISION** 11

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
YADKIN	1049241	SR 1150	Along both sides of SR 1150 (Hoots Rd.) from a point 500 ft.west of US 601 eastward to its intersection with US 601.

Trucks Prohibited Route

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-116 (h), 20-115.1 (b).

COUNTY CASWELL **DIVISION** 7

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
CASWELL	1059472	SR 1631	Trucks with 3 or more axles are prohibited from SR 1500 (Old NC 86), northward to a point 0.4 mile north of SR 1500.

Rural Speed Zones

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY STANLY **DIVISION** 10

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
STANLY	1059591	SR 1641	35	35	(Davis Dr) from SR 1546 (Mountain View Church Rd) to SR 1648 (Mercedes Rd).

COUNTY CALDWELL **DIVISION** 11

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CALDWELL	1059451	SR 1929	35	35	From 0.49 mile north of SR 1153 to 0.04 mile north of SR 1930.

COUNTY SURRY **DIVISION** 11

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
SURRY	1059436	SR 1144	35	35	From SR 1195 to SR 1138.

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
SURRY	1041803	SR 1144	35	35	From the northern corporate limit, approximately 0.40 mile north of NC268, northward for 0.35 mile.(Corporate limits extended)
SURRY	1041956	SR 1144	35	35	From north corporate limit of Elkin, 144 feet north of SR 1195, northward to a point 800 feet north of SR 1195.
SURRY	1041957	SR 1144	45	45	From a point 800 feet north of SR 1195 to its intersection with SR 1138.

COUNTY WATAUGA **DIVISION** 11

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
WATAUGA	1055298	NC 105	45	45	From 0.23 mile southwest of SR 1109 to SR 1107.
WATAUGA	1059369	NC 105	45	45	From a point 100 feet west of SR 1580 to a point 0.80 mile east of SR 1580.

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
WATAUGA	1046919	NC 105	45	45	From a point 0.13 mile west of SR1107, eastward to the western corporate limit of Boone, approximately 0.37 mile west of SR1625(Meets enegineering warrants for 45 mph zone)
WATAUGA	1046966	NC 105	45	45	From a point 100 feet west of SR 1580, eastward to a point 0.20 mile east of SR 1550, at Foscoe.

COUNTY WILKES **DIVISION** 11

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
WILKES	1057517	NC 18	45	45	From the north town limit of North Wilkesboro at SR 1002 to SR 1540.

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
WILKES	1048218	NC 18	35	35	From the northern corporate limit of North Wilkesboro, a point 0.08 mile northof SR1975, to SR1002.(Correction of speed zone length)

COUNTY YADKIN **DIVISION** 11

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
YADKIN	1059423	SR 1645	35	35	From its western intersection with NC 67 to SR 1544.

COUNTY CATAWBA **DIVISION** 12

DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CATAWBA	1059396	SR 2201	25	25	Subdivisionwide - Colonial Heights Subdivision - (Colonial Lane), from SR 1491 (Section House Road) around the loop of SR 2201 (Colonial Lane) and back to SR 1491 (Section House Road), for a total distance of 0.6.

Temporary Speed Limits

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY GUILFORD **DIVISION** 7

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
GUILFORD	1049626	I 40	65	65	I-40 EB and WB lanes from a point 0.67 mile west of SR 1554 (Chimney Rock Road) eastward to a point 0.07 mile west of SR 1554, (except a 55 mph construction speed zone in effect only when a crossover traffic alignment is in place on I-40 for TIP U-2524BA. These signs are not to be installed more than three (3) days prior to crossover work begins on I-40).
GUILFORD	1049627	I 40	60	60	I-40 EB and WB lanes from a point 0.07 mile west of SR 1554 (Chimney Rock Road) eastward to a point 0.20 mile west of SR 1546 (Guilford College Road), (except a 55 mph construction speed zone in effect only when a crossover traffic alignment is in place on I-40 for TIP U-2524BA. These signs are not to be installed more than three (3) days prior to crossover work begins on I-40).

Work Zone Speed Limits

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY FORSYTH **DIVISION** 9

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
FORSYTH	1059458	I 40	55	55	I-40, eastbound and westbound lanes, from SR 2747 (East Clemmonsville Road), eastward to a point 0.31 mile east of Willard Road (nonsystem). (To be in effect as provided by the traffic control plans for I-4717, WBS 38729.)

Work Zone Speed Penalty

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141 (j2).

COUNTY GUILFORD **DIVISION** 7

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
GUILFORD	1050378	I 40	65	65	Declare a $250 speeding penalty for exceeding the posted speed limit on I-40 (eastbound and westbound) from a point 0.67 mile west of SR 1554 (Chimney Rock Road) eastward to a point 0.07 mile west of SR 1554 (Chimney Rock Road). (To be in effect only when signs are posted by the traffic control plans for TIP Project U-2524BA, WBS 34820.1.12)
GUILFORD	1050379	I 40 EB COUPLET	60	60	Declare a $250 penalty for exceeding the posted speed limit on I-40 eastbound from a point 0.07 mile west of SR 1554 (Chimney Rock Road) eastward to a point 0.10 mile west of SR 1546 (Guilford College Road). (To be in effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP U-2524BA, WBS 34820.1.12)
GUILFORD	1050380	I 40 WB COUPLET	60	60	Declare a $250 penalty for exceeding the posted speed limit on I-40 westbound from a point 0.07 mile west of SR 1554 (Chimney Rock Road) eastward to a point 0.20 mile west of SR 1546 (Guilford College Road). (To be in

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
					effect only when signs are posted and associated with a lane closure as provided by the traffic control plans for TIP U-2524BA, WBS 34820.1.12)
GUILFORD	1057727	US 29			Declare a $250 speeding penalty between the first sign that informs motorists of a work zone and the last sign that informs motorists of the end of the work zone (changeable message signs, portable signs and/or stationary signs will be used to inform motorists of the work zone limits), from I 40 Business to a point 0.23 mile north of SR 2611 (Cone Blvd), associated with a lane closure as provided by the traffic control plans for WBS 41598 (C201998).

COUNTY FORSYTH **DIVISION** 9

RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
FORSYTH	1059457	I 40	55	55	Declare a $250 speeding penalty between the first sign that informs motorists of a work zone and the last sign that informs motoristsof the end of the work zone (I-40, eastbound and westbound lanes, from SR 2247 (East Clemmonsville Road), eastward to a point 0.31 mile east of Willard Road (nonsystem), as provided by the traffic control plans for I-4717, WBS 38729).

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-116 (h), 20-141, 160A-301 (a), 136-18 (5), b), 20-141 (j2), 136-18 (5), 136-89.58 (5), 20-115.1 (b), 20-140.3 (5), 20-161 (a).

All the actions to the Highway Traffic Ordinances herein adopted are effective February 06, 2009 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
No Parking	1	1
Rural Speed Zones	8	6
Temporary Speed Limits	0	2
Work Zone Speed Limits	0	1
Work Zone Speed Penalty	0	5
Trucks Prohibited Route	1	0
Total	**10**	**15**

The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

February 02, 2009
DATE

OFFICER SIGNATURE

James. K. Lacy, P.E.
TYPED NAME

State Traffic Engineer
TITLE

STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

PAT MCCRORY
GOVERNOR

ANTHONY J. TATA
SECRETARY

July 22, 2015

To: File

From: Kevin Lacy, P.E., State Traffic Engineer

Subject: Clarification of Signing Requirements for Truck Restriction Ordinances

This memo is to clarify signing requirements for truck restriction ordinances. In accordance with General Statute §20-116 (h), the Department may prohibit the use of "heavy trucks or other vehicles of a gross vehicle weight or axle load limit in excess of a designated maximum" on one route and designate another route of "approximately the same distance between two or more points" as a truck route. Ordinances enacted pursuant to this statute shall have signs posted in accordance with the statute.

Truck restrictions enacted under General Statute §20-115.1 (b) do not have a statutory or code requirement for signing, although some may be signed to improve compliance. Therefore, any ordinance package that contains the following verbiage:

> "The Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs."

...applies to only those ordinances that have a statutory requirement to be signed and does not apply to truck restriction ordinances enacted under §20-115.1 (b). These ordinances become effective when the ordinance is passed and the restriction is published on the NCDOT web site and truck restriction maps are updated. See the attachment for a list of all ordinances in effect as of July 8, 2015 that were enacted under General Statutes §20-115.1 (b) since September 1, 2008 when Session Law 2008-221 (SB 1695) became effective that are not required to be signed by statute, and this clarification memo will be added to these ordinance packages for future reference. If you have any questions or need additional information, please contact the Transportation Mobility and Safety Division at (919) 773-2800.

Attachment

JKL/rjj

cc: T. M. Hopkins, P.E.
A. D. Wyatt, P.E.
R. J. Jaeger, P.E.
L. N. Avery

MAILING ADDRESS:
TRANSPORTATION MOBILITY AND SAFETY DIVISION
1561 MAIL SERVICE CENTER
RALEIGH, NC 27699-1561

TELEPHONE: 919-773-2800
FAX: 919-771-2745

WEBSITE: WWW.NCDOT.ORG

LOCATION:
750 N. GREENFIELD PARKWAY
GARNER, NC 27529

Truck Ordinance Signing Clarification Memo Attachment:
Truck Ordinances without a Statutory Signing Requirement

Ordinance Number	Effective Date
1058402	8/29/2008
1058406	8/29/2008
1058407	8/29/2008
1058408	8/29/2008
1058409	8/29/2008
1058410	8/29/2008
1058411	8/29/2008
1058412	8/29/2008
1058413	8/29/2008
1058414	8/29/2008
1058415	8/29/2008
1058416	8/29/2008
1058417	8/29/2008
1058418	8/29/2008
1058420	8/29/2008
1058421	8/29/2008
1058422	8/29/2008
1058423	8/29/2008
1058424	8/29/2008
1058445	8/29/2008
1058447	8/29/2008
1058448	8/29/2008
1058451	8/29/2008
1058452	8/29/2008
1058456	8/29/2008
1058458	8/29/2008
1058459	8/29/2008
1058460	8/29/2008
1058461	8/29/2008
1058462	8/29/2008
1058463	8/29/2008
1058464	8/29/2008
1058465	8/29/2008
1058468	8/29/2008
1058469	8/29/2008
1058470	8/29/2008
1058471	8/29/2008
1058476	8/29/2008
1058477	8/28/2008
1058478	8/29/2008
1058479	8/29/2008
1058480	8/29/2008
1058481	8/29/2008
1058482	8/29/2008
1058483	8/28/2008
1058484	8/29/2008
1058485	8/29/2008
1058487	8/29/2008
1058489	8/29/2008
1058490	8/29/2008
1058491	8/29/2008
1058492	8/29/2008
1058493	8/29/2008
1058494	8/29/2008
1058495	8/29/2008

Ordinance Number	Effective Date
1058496	8/29/2008
1058497	8/29/2008
1058498	8/29/2008
1058499	8/29/2008
1058500	8/29/2008
1058502	8/29/2008
1058504	8/29/2008
1058505	8/29/2008
1058506	8/29/2008
1058507	8/29/2008
1058508	8/29/2008
1058509	8/29/2008
1058510	8/29/2008
1058512	8/29/2008
1058513	8/28/2008
1058514	8/29/2008
1058515	8/29/2008
1058516	8/29/2008
1058517	8/29/2008
1058520	8/29/2008
1058521	8/29/2008
1058522	8/28/2008
1058523	8/29/2008
1058524	8/29/2008
1058525	8/29/2008
1058527	8/29/2008
1058528	8/29/2008
1058531	8/29/2008
1058532	8/29/2008
1058535	8/29/2008
1058536	8/29/2008
1058537	8/29/2008
1058538	8/28/2008
1058539	8/29/2008
1058540	8/29/2008
1058541	8/29/2008
1058542	8/29/2008
1058543	8/29/2008
1058546	8/29/2008
1058547	8/29/2008
1058548	8/29/2008
1058549	8/28/2008
1058550	8/29/2008
1058551	8/28/2008
1058553	8/29/2008
1058554	8/29/2008
1058561	8/29/2008
1058562	8/29/2008
1058565	8/29/2008
1058566	8/29/2008
1058567	8/29/2008
1058568	8/29/2008
1058569	8/29/2008
1058570	8/29/2008
1058573	8/29/2008

Ordinance Number	Effective Date
1058574	8/29/2008
1058576	8/29/2008
1058577	8/29/2008
1058581	8/29/2008
1058582	8/29/2008
1058591	8/29/2008
1058622	8/30/2008
1058623	8/30/2008
1058624	8/30/2008
1059394	12/19/2008
1059472	2/6/2009
1059622	3/19/2009
1059757	3/23/2009
1059758	3/23/2009
1060136	2/23/2010
1060137	2/23/2010
1060138	2/23/2010
1060140	2/23/2010
1060141	2/23/2010
1060142	2/23/2010
1060143	2/23/2010
1060276	2/23/2010
1060417	9/29/2009
1061607	10/14/2010
1061608	10/14/2010
1061628	10/14/2010
1061629	10/14/2010
1061630	10/14/2010
1061631	10/14/2010
1061632	10/14/2010
1061696	10/14/2010
1061699	8/23/2010
1061700	8/23/2010
1061831	11/2/2010
1061878	10/18/2010
1061879	10/18/2010
1061880	10/18/2010
1062392	2/17/2011
1062438	12/23/2010
1062578	2/17/2011
1062728	4/13/2011
1062729	4/13/2011
1063272	8/18/2011
1063312	9/7/2011
1063352	9/27/2011
1063504	10/27/2011
1063607	1/11/2012
1063893	2/8/2012
1063935	2/8/2012
1064121	2/29/2012
1064122	2/29/2012
1064689	5/7/2012
1065014	8/29/2012
1065132	7/11/2012
1065503	10/18/2012

Ordinance Number	Effective Date
1065727	2/28/2013
1065728	2/28/2013
1065731	2/28/2013
1065733	2/28/2013
1065734	2/28/2013
1065735	2/28/2013
1066456	5/10/2013
1066504	5/14/2013
1066541	5/17/2013
1066785	7/23/2013
1066824	8/5/2013
1066859	8/13/2013
1066903	8/23/2013
1066904	8/23/2013
1066905	8/23/2013
1066906	8/23/2013
1067042	10/31/2013
1067043	10/31/2013
1067044	10/31/2013
1067150	11/12/2013
1067216	12/2/2013
1067387	1/6/2014
1067778	3/26/2014
1067779	3/26/2014
1067793	4/4/2014
1067822	4/4/2014
1068061	7/22/2014
1068668	11/20/2014
1069230	5/19/2015