



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

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

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation				
Action:	<input checked="" type="checkbox"/>	Adoption	<input type="checkbox"/>	<input checked="" type="checkbox"/> Repeal
Statutory Authority: 20-121, 20-116 (h), 20-115.1 (b), 136-18 (5), 136-18 (5).				
Public Hearing Not Required For This Action Under: GS 150A-1, 20-1.				
Rule Summary: Trucks Prohibited Route, No Through Trucks.				
Circumstances Requiring Rule Adoption, Repeal: Necessary for public safety and welfare.				
Effective Date: February 23, 2010				

February 23, 2010

DATE


OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

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), 20-121.

COUNTY PERQUIMANS DIVISION 1

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
PERQUIMANS	1060276	US 17B	Trucks with three or more axles shall be prohibited to use US 17 Business between SR 1110 (Grubb St.) in Hertford and NC 37 (Winfall Blvd.) in Winfall.

COUNTY MADISON DIVISION 13

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
MADISON	1060141	US 25B	No truck tractors with trailers longer than 48 feet on US 25-70 Business from the western intersection with US 25-70 to the eastern intersection with US 25-70.

COUNTY GRAHAM DIVISION 14

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
GRAHAM	1060140	NC 143	No truck tractors with trailers longer than 30 feet between the Tennessee state line and the northern intersection with US 129.

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
GRAHAM	1058580	NC 143	No truck tractors with trailers longer than 30 feet between SR 1159 and the Tennessee state line.

COUNTY RUTHERFORD DIVISION 13

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
RUTHERFORD	1060137	NC 108	No through truck tractors with trailers longer than 48 feet between the Polk County line and US 221.

COUNTY YANCEY DIVISION 13

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
YANCEY	1060138	US 19W	No through truck tractors with trailers longer than 48 feet between US 19E and the Tennessee State Line.

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
YANCEY	1058530	US 19W	No through truck tractors with trailers longer than 48 feet between US 19E and the Mitchell County line.

COUNTY MACON DIVISION 14

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
MACON	1060143	NC 28	No through truck tractors with trailers longer than 30 feet between the northern intersection of US 441 Business and the Swain County Line.

RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
MACON	1058486	NC 28	No through truck tractors with trailers longer than 48 feet between US 23/441 Business and the Swain County line.

County	Ordinance Number	Route	Description
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COUNTY POLK DIVISION 14

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
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POLK	1060136	NC 108	No through truck tractors with trailers longer than 48 feet between US 74 and the Rutherford County Line.
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RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
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POLK	1058511	NC 108	No through truck tractors with trailers longer than 48 feet between US 74 and NC 9.
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COUNTY SWAIN DIVISION 14

DECLARE THE FOLLOWING

County	Ordinance Number	Route	Description
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SWAIN	1060142	NC 28	No through truck tractors with trailers longer than 30 feet between the Macon County Line and US 74.
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RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
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SWAIN	1058519	NC 28	No through trucks with trailers longer than 48 feet between the Macon County line and US 74.
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The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-121, 20-116 (h), 20-115.1 (b), 136-18 (5), 136-18 (5)).

All the actions to the Highway Traffic Ordinances herein adopted are effective February 23, 2010 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
Trucks Prohibited Route	3	1
No Through Trucks	5	7
Total	8	8

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 23, 2010

DATE



OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

February 23, 2010

Honorable Senator Steve Goss
Co-Chairman Joint Legislative Transportation Oversight Committee
North Carolina Senate
1028 Legislative Building
Raleigh, North Carolina 27601-1096

Honorable Representative Nelson Cole
Co-Chairman Joint Legislative Transportation Oversight Committee
North Carolina House of Representatives
308 Legislative Office Building
Raleigh, North Carolina 27603-5925

Dear Gentlemen:

Pursuant to Section 20-115.1(b), motor vehicles combinations have been prohibited on the following routes:

- 1) US 17 Business between SR 1110 in Hertford and NC 37 in Winfall, Perquimans County.
- 2) US 25-70 Business from the western intersection with US 25-70 to the eastern intersection with US 25-70 in Madison County.
- 3) NC 108 between the Polk County line and US 221 in Rutherford County.
- 4) US 19 West between US 19 East and the Tennessee State line in Yancey County.
- 5) NC 143 between the Tennessee State line and the northern intersection with US 129 in Graham County.
- 6) NC 28 between the northern intersection of US 441 Business and the Swain County line.
- 7) NC 108 between US 74 and the Rutherford County line in Polk County.
- 8) NC 28 between the Macon County line and US 74 in Swain County.

The following are routes in which truck prohibitions have been repealed:

- 1) SR 1302 between US 158 Business northward to SR 1301 in Hertford County.
- 2) NC 35 between US 158 and the Virginia State line in Northampton County.
- 3) US 17 Business between US 17 (southern intersection) and US 17/SR 1300 in Perquimans County.
- 4) US 19 West between US 19 East and the Mitchell County line in Yancey County.
- 5) NC 143 between SR 1159 and the Tennessee State line in Graham County.
- 6) NC 28 between US 23/441 Business and the Swain County line in Macon County.

MAILING ADDRESS:
TRANSPORTATION MOBILITY AND SAFETY DIVISION
1561 MAIL SERVICE CENTER
RALEIGH NC 27609-1561

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

WEBSITE: WWW.NCDOT.ORG

LOCATION:
750 NORTH GREENFIELD PARKWAY
GARNER NC 27529

Truck Prohibited Routes Between October 2009 thru February 2010

Ordinance Number	County	Route	Division	Effective Date	Repeal Date	Ordinance Description	Justification
1050634	Hertford	SR 1302	1	2/23/1996	2/23/2010	Now, therefore, be it hereby ordained that through vehicles with three or more axes shall be prohibited from US 158 Business, Northward to SR 1301.	No longer on the state system.
1058454	Northampton	NC 35	1	8/29/2008	2/23/2010	No through trucks between US 158 and the Virginia state line.	This restriction was set up when a bridge on NC 35 north of Conway was being replaced. Work is now complete.
1060276	Perquimans	US 17Bus	1	2/23/2010		Trucks with three or more axes shall be prohibited to use US 17 Business between SR 1110 (Grubb St.) in Hertford and NC 37 (Winfall Blvd.) in Winfall.	US 17 Business has a narrow bridge in an S curve that trucks cannot negotiate.
1058455	Perquimans	US 17Bus	1	8/29/2008	2/23/2010	No through trucks between US 17 (southern intersection) and US 17/SR 1300.	Modified by Ordinance Number 1060276.
1060141	Madison	US 25 Bus	13	2/23/2010		No truck tractors with trailers longer than 48 feet on US 25-70 Business from the western intersection with US 25-70 to the eastern intersection with US 25-70.	US 25-70 Business is a narrow two lane roadway with multiple low speed curves, steep embankments and narrow shoulders. It travels through downtown Marshall where there are 10' lanes, on-street parallel parking and increased pedestrian traffic.
1060137	Rutherford	NC 108	13	2/23/2010		No through truck tractors with trailers longer than 48 feet between the Polk County line and US 221.	NC 108 is a narrow two lane roadway with multiple low speed curves and narrow shoulders. The total crash rate, wet crash rate and night crash rate on a section (over seven miles) of NC 108 in Polk County exceeds the statewide average crash rates for two-lane undivided highways.

Ordinance Number	County	Route	Division	Effective Date	Repeal Date	Ordinance Description	Justification
1060138	Yancey	US 19 West	13	2/23/2010		No through truck tractors with trailers longer than 48 feet between US 19E and the Tennessee State Line.	US 19 West is a narrow two lane roadway with multiple low speed curves, steep embankments, steep grades and narrow shoulders. Truck warning sign near beginning of route warns of steep, winding roads.
1058530	Yancey	US 19 West	13	8/29/2008	2/23/2010	No through truck tractors with trailers longer than 48 feet between US 19E and the Mitchell County line.	Modified by Ordinance Number 1060138.
1060140	Graham	NC 143	14	2/23/2010		No truck tractors with trailers longer than 30 feet between the Tennessee state line and the northern intersection with US 129.	NC 143 is a narrow two lane roadway with multiple low speed curves, steep embankments and narrow shoulders. The westernmost eighteen miles of NC 143 is national scenic byway and during tourist months there is an increased volume of motorcycle and pedestrian traffic.
1058580	Graham	NC 143	14	8/29/2008	2/23/2010	No truck tractors with trailers longer than 30 feet between SR 1159 and the Tennessee state line.	Modified by Ordinance Number 1060140.
1060143	Macon	NC 28	14	2/23/2010		No through truck tractors with trailers longer than 30 feet between the northern intersection of US 441 Business and the Swain County Line.	NC 28 is a narrow two lane roadway with multiple low speed curves, steep embankments and narrow shoulders. We have received reports that some large trucks have to back up in some curves just to avoid hitting passenger vehicles headed in the opposite direction.
1058486	Macon	NC 28	14	8/29/2008	2/23/2010	No through truck tractors with trailers longer than 48 feet between US 23/441 Business and the Swain County line.	Modified by Ordinance Number 1060143.
1060136	Poik	NC 108	14	2/23/2010		No through truck tractors with trailers longer than 48 feet between US 74 and the Rutherford County Line.	NC 108 is a narrow two lane roadway with multiple low speed curves and narrow shoulders. The total crash rate, wet crash rate and night crash rate on NC 108 from NC 8 to Rutherford County exceeds the statewide average crash rates for two-lane, undivided highways.

Ordinance Number	County	Route	Division	Effective Date	Repeal Date	Ordinance Description	Justification
1058511	Polk	NC 108	14	8/29/2008	2/23/2010	No through truck tractors with trailers longer than 48 feet between US 74 and NC 9.	Modified by Ordinance Number 1060136.
1060142	Swain	NC 28	14	2/23/2010		No through truck tractors with trailers longer than 30 feet between the Macon County Line and US 74.	NC 28 is a narrow two lane roadway with multiple low speed curves, steep embankments and narrow shoulders. We have received reports that some large trucks have to back up in some curves just to avoid hitting passenger vehicles headed in the opposite direction.
1058519	Swain	NC 28	14	8/29/2008	2/23/2010	No through trucks with trailers longer than 48 feet between the Macon County line and US 74.	Modified by Ordinance Number 1060142.



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

**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