

ORDINANCE NO. 3172  
(Amend Henderson Municipal Code Chapter 10.60)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON,  
NEVADA, TO AMEND CHAPTER 10.60 – TRUCK ROUTES - OF THE  
HENDERSON MUNICIPAL CODE AND MATTERS PROPERLY RELATED  
THERETO.

WHEREAS, Ordinance 591 was adopted on July 11, 1977, and established Chapter 10.60;  
and

WHEREAS, updates are necessary to create a more clear and concise Code; and

NOW, THEREFORE, the City Council of the City of Henderson, Nevada, does ordain:

SECTION 1. Chapter 10.60 Truck Routes is hereby amended as follows:

Sections:

10.60.010 – [Application.] Reserved

10.60.020 - Traction engines.

10.60.030 - Maximum width and length of vehicles—Exception.

10.60.040 - Issuance of special permits for movement of buildings and  
other structures—Conditions—Applications therefor.

10.60.050 – [Loads on vehicles.]Reserved

10.60.060 - Parking of vehicles laden with hazardous materials.

10.60.070 - Truck routes.

10.60.080 - Parking of overweight vehicles in residence district  
prohibited.

10.60.090 – [Violation—Penalty.] Reserved

10.60.100 – Designated truck routes [Schedule of truck routes].

10.60.010 – [Application.] Reserved

[This chapter shall apply within the corporate limits of the City of Henderson  
and to each and every public street, highways or alley therein.

(Ord. 591, § 2(A), 1977)]

10.60.020 - Traction engines.

A. The provisions of section 10.60.040 shall apply to traction engines or  
tractors, the propulsive power of which is exerted not through wheels resting  
upon the ground but by means of a flexible band or chain known as a movable  
track, when the portions of the movable tracks in contact with the surface of  
the street, highway or alley present plain surfaces.

B. No traction engine or tractor having lugs, grouzers or other mechanical contrivances on its wheels or tracks designed to give tractive effect shall be operated on any public street, highway or alley within the City of Henderson unless a circular metal band of a width of not less than three inches is placed entirely around the periphery of such wheels or tracks, such band to serve as a protection against the tearing up or marring of the surface of the street, highway or alley.

(Ord. 591, § 2(B), 1977)

10.60.030- Maximum width and length of vehicles—Exception.

This [section] chapter does not apply to any street or highway which is a part of the National System of Interstate and Defense Highways, as described in subsection (D) of section 103 of title 23, U.S.C.

A. No person shall operate any bus, motor truck or combination of vehicles, including any attachments thereto coupled together in excess of 70 feet, upon the streets of the City of Henderson, except on those routes described in section 10.60.100, copies of which shall be maintained for public inspection in the office of the city clerk and the city traffic engineer and may be amended from time to time by resolution of the city council.

B. The provisions of this [section] chapter shall not apply to any specially designed equipment operated by any duly franchised public utility for the purposes of the installation, maintenance or repair of public facilities; provided, however, that the public utility desiring to operate any such specially designed equipment in excess of the maximum widths and lengths set forth in this section shall first register the same with the department of public works.

(Ord. 591, § 2(C), 1977)

10.60.040 - Issuance of special permits for movement of buildings and other structures—Conditions—Applications therefor.

A. The traffic engineer may, at his discretion, upon application in writing filed with their respective departments at least 48 hours in advance of the requested movement, issue a special permit in writing authorizing the applicant to operate or move a vehicle, combination of vehicles or special mobile equipment for the purpose of transporting a building or other structure of a size or weight in excess of the legal maximums set forth in this chapter, within, into or through the City of Henderson.

B. Such permits shall be issued on a single trip basis only.

C. In issuing such special permits, the traffic engineer may impose such conditions thereon, such as routes to be followed, place of operation or movement, time of operation or movement or other matters he shall deem necessary or proper to protect the streets, highways and alleys from excessive damage or to minimize the dangers, inconveniences or delays to the general public.

D. The application for a special permit provided for in this section shall:

1. Specifically describe the vehicle, combination of vehicles or special mobile equipment, and load thereon, including the width, length, total gross weight with load imposed and number of axles of the vehicle or equipment and the width, length and height of the building or other structure to be moved thereby;

Indicate the particular streets, highways or alleys over which the special permit to operate or move is requested;

3. State the date and time for which such special permit is requested.

E. The department of public works shall notify the police and fire departments of the issuance of such special permits at least 24 hours in advance of the requested movement, describing the conditions of the permit and the appointed route and time of the movement.

(Ord. 591, § 2(D), 1977)

10.60.050 – [Loads on vehicles.] Reserved

[A. No vehicle may be driven or moved on any public street, highway or alley within the city unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom, except that sand may be dropped for the purpose of securing traction, or water or other substances may be sprinkled on a roadway in cleaning or maintaining such roadway.

B. No person shall operate on any public street, highway or alley within the city any vehicle with any load unless the load and any covering thereon is securely fastened so as to prevent the covering or load from becoming loose, detached or in any manner a hazard to other users of the highway.

(Ord. 591, § 2(E), 1977)]

10.60.060 - Parking of vehicles laden with hazardous materials.

It is unlawful for any operator or owner to park any vehicle laden with hazardous, flammable or explosive materials in any residential or commercial area within the city limits of the City of Henderson, unless such area has been designated a proper parking place for these vehicles by the fire chief of the City of Henderson, or his designee. **[(See section 10.56.080.)]**

(Ord. 591, § 2(F), 1977)

10.60.070 - Truck routes.

A. As used in this section, "unladen weight" means the weight of any vehicle without load, but fully equipped with such accessories and appliances belonging to and used by such vehicle in the transportation of persons or property.

B. Notwithstanding any of the other provisions of this section, no vehicle in excess of 8,000 pounds unladen weight shall be operated or moved upon any public street, highway or alley within the city, except upon truck routes, as set forth in section 10.60.100, copies of which shall be maintained for public inspection in the office of the city clerk and the city traffic engineer and may be amended from time to time by resolution of the city council, or upon temporary truck routes hereafter designated by the department of public works pursuant to subsection C of this section unless merchandise, freight or other supplies are to be picked up by or delivered from such vehicle or unless such vehicle is required in the performance of service, repair, construction or similar essential use; provided, however, that in such event, such vehicle shall use the shortest possible route from a designated truck route to the point of pickup, delivery or essential use and shall return therefrom to the nearest designated truck route; provided, further, that the following additional restrictions shall apply:

1. No vehicle in excess of 8,000 pounds unladen weight shall be operated or moved upon any street unless the use of such route is required in the pickup or delivery of merchandise, freight or other supplies or in some essential use at some point not served by a truck route but served by such direct route street.

2. Streets, other than truck routes, shall not be used as through routes from one truck route to another unless pickup, delivery or essential use is required en route.

C. The department of public works shall have authority to designate additional, temporary truck routes for the purpose of directing and controlling traffic along necessary detours or between designated truck routes and construction projects or other areas where commercial vehicles are required to be employed over extended periods of time. Such temporary routes, when so designated, shall be posted with appropriate signs as truck routes, and the use of such routes shall be subject to the same conditions as set forth in this section for permanent truck routes.

D. The provisions of this section shall not apply to any specially designed equipment operated by any duly franchised public utility or governmental agency when such equipment is required in providing an essential public service.

E. The truck routes provided for in this section shall be posted with adequate signs indicating that such routes are truck routes.

(Ord. 591, § 2(G), 1977)

10.60.080 - Parking of overweight vehicles in residence district prohibited.

No person shall stand or park a vehicle in excess of 8,000 pounds unladen weight in any residence district, except when actually and expeditiously engaged in the loading or unloading of merchandise or when such vehicle is being used in conjunction with the performance of service, repair, construction or similar essential use within the immediate neighborhood.

(Ord. 591, § 2(H), 1977)

10.60.090 –  ~~[Violation—Penalty.]~~  Reserved

~~[Every person, company, association or corporation, either personally or by his or its agent or employees, convicted of a violation of any of the provisions of this chapter shall be guilty of a misdemeanor.~~

(Ord. 1492, § 27, 1994; Ord. 591, § 2(I), 1977)]

10.60.100 – Designated truck routes  ~~[100 - Schedule of truck routes].~~

1. City of Henderson truck routes:

- a. Eastern Avenue between Sunridge Heights Parkway and northerly city limits;
- b. Pecos Road between I-215 and northerly city limits;
- c. Stephanie Street between Horizon Ridge Parkway and Russell Road;

- d. Sunset Road between Pabco Road and westerly city limits;
- e. Mountain Vista Street between Sunset Road and northerly city limits;
- f. Russell Road;
- g. Warm Springs Road between Stephanie Street and Lake Mead Parkway (State Route No. 564);
- h. Gibson Road, between Sunset Road and Horizon Ridge Parkway;
- i. Horizon Ridge Parkway between Seven Hills Pkwy and Horizon Drive;
- j. Horizon Drive between Boulder Highway (State Route No. 582) and College Road;
- k. I-215 between Stephanie Street and westerly city limits;
- l. Executive Airport between Volunteer and St. Rose Parkway; and,
- m. Volunteer between Las Vegas Boulevard and Executive Airport.

- 2. State of Nevada truck routes:
  - a. I-215 between Stephanie Street and US 93/US 95/I-515;
  - b. Lake Mead Parkway (State Route No. 56) between US 93/US 95/I-515 and easterly city limits;
  - c. St. Rose Parkway (State Route No. 146) between Las Vegas Boulevard and I-215;
  - d. US 93/US 95/I-515;
  - e. Boulder Highway (State Route No. 582).

More particularly shown on Exhibit "A" entitled Truck Route Map, which is on file in the city clerk's office.

- SECTION 2. If any section, subsection, paragraph, clause or provision of this Ordinance shall for any reason be held invalid or unenforceable, the invalidity or unenforceability of such section or subsection, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.
- SECTION 3. All ordinances, or parts of ordinances, sections, subsection, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Henderson, Nevada, in conflict herewith are repealed and replaced as appropriate.
- SECTION 4. A copy of this Ordinance shall be filed with the office of the City Clerk, and notice of such filing shall be published once by title in the Review Journal, a newspaper having general circulation in the City of Henderson, at least ten (10) days prior to the adoption of said Ordinance, and following approval shall be published by title (or in full if the Council by majority vote so orders) together with the names of the Councilmen voting for or against passage for at least one (1) publication before the Ordinance shall become effective. This Ordinance is scheduled for publication on June 6, 2014, in the Review Journal.

Editor's Note: Pursuant to City Charter Section 2.090(3), language to be omitted is enclosed in [bold brackets], and language proposed to be added is underscored.

PASSED, ADOPTED, AND APPROVED THIS 3<sup>rd</sup> DAY OF JUNE, 2014.

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Andy Hafen, Mayor

ATTEST:

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Sabrina Mercadante, MMC, City Clerk

The above and foregoing Ordinance was first proposed and read in title to the City Council on May 20, 2014, which was a Regular Meeting, and referred to a Committee of the following Councilmen:

“COUNCIL AS A WHOLE”

Thereafter on June 3, 2014, said Committee reported favorably on the Ordinance and forwarded it to the Regular Meeting with a do-pass recommendation. At the Regular Meeting of the Henderson City Council held June 3, 2014, the Ordinance was read in title and adopted by the following roll call vote:

Those voting aye:     Andy Hafen, Mayor  
                                 Councilmembers:  
                                 Sam Bateman  
                                 Debra March  
                                 John F. Marz  
                                 Gerri Schroder

Those voting nay:     None  
Those abstaining:     None  
Those absent:         None

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Andy Hafen, Mayor

ATTEST:

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Sabrina Mercadante, MMC, City Clerk

Editor's Note: Pursuant to City Charter Section 2.090(3), language to be omitted is enclosed in [bold brackets], and language proposed to be added is underscored.

Exhibit A  
Truck Route Map