

ORDINANCE NO. ()

AN URGENCY ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SONOMA, STATE OF CALIFORNIA REDUCING THE PERMISSIBLE WEIGHT OF VEHICLES AND LOADS UPON BRIDGE 20C-0213 ON ARNOLD DRIVE (#5603) OVER SONOMA CREEK AT POSTMILE 17.38 AND REPEALING SONOMA COUNTY ORDINANCE NO. 3423.

The Board of Supervisors of the County of Sonoma, State of California, ordains as follows:

Section I. Findings and Declarations.

- A. On April 23, 1985, this Board adopted Ordinance No. 3423 establishing vehicle and load weight restrictions on Arnold Drive Bridge over Sonoma Creek.
- B. On April 12, 2023, the California Department of Transportation issued a Record of Critical Findings, based upon a load rating review, which has resulted in a weight downgrade to 17 tons per vehicle, 28 tons per semi-trailer combination, and 34 tons per truck and full trailer.
- C. The Sonoma County Department of Infrastructure (PI) has reviewed the Record of Critical Findings and concurs with the recommendation.
- D. California Vehicle Code Section 35706 authorizes this Board to reduce the permissible weight of vehicles and loads on county bridges. California Vehicle Code Section 35710 requires the posting of weight limit signage upon county highways following the establishment of vehicle and load weight restrictions. California Vehicle Code Section 42030 establishes fines for violation of established vehicle and load weight restrictions.
- E. Pursuant to Government Code Section 25123, this Board may adopt an ordinance upon four-fifths vote for the immediate preservation of public health and safety, which contains a declaration setting forth the facts constituting the urgency and which shall be effective immediately. Further, pursuant to Government Code Section 25131, an urgency ordinance may be passed immediately upon introduction.
- F. This Board finds and declares that this Ordinance is necessary for the immediate preservation of the public health and safety, based upon the following facts: vehicles and loads greater than those specified in Caltrans' Record of Critical Findings could cause catastrophic failure of the Arnold Drive Bridge over Sonoma Creek and loss of life and property.

Section II. Bridge Weight Restrictions. The permissible weight of vehicles and loads upon Arnold Drive Bridge over Sonoma Creek are hereby set at the following limits: 17 tons per vehicle; 28 tons per semi-trailer combination; 34 tons per truck and full trailer.

Section III. Signage. The Director of PI is hereby directed to post signage of the established weight restrictions in accordance with Vehicle Code Section 35710, and the Board hereby ratifies PI's prior posting of such signage as an emergency measure to protect public health and safety.

Section IV. Fines. Fines for violation of this Ordinance shall be established in accordance with Vehicle Code Section 42030.

Section V. Prior Ordinance Repealed. Ordinance No. 3423, adopted by this Board on April 23, 1985, and any prior ordinances establishing weight restrictions on Arnold Drive Bridge over Sonoma Creek are hereby repealed.

Section VI. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance. This Board hereby declares that it would have passed this Ordinance and every section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

Section VII. This Ordinance shall be and the same is hereby declared to be in full force and effect immediately upon its passage by a four-fifths (4/5) or greater vote. This Ordinance shall be published once before the expiration of fifteen (15) days after said passage, with the names of the Supervisors voting for or against the same, in The Press Democrat, a newspaper of general circulation published in the County of Sonoma, State of California.

In regular session of the Board of Supervisors of the County of Sonoma, introduced and finally passed and adopted this 12th day of June 2023, on regular roll call of the members of said Board by the following vote:

SUPERVISORS:

Gorin: Rabbitt: Gore: Hopkins: Coursey:

Ayes: Noes: Absent: Abstain:

WHEREUPON, the Chair declared the above and foregoing Ordinance duly adopted and

SO ORDERED.

Chair, Board of Supervisors
County of Sonoma

ATTEST:

Christina Rivera, Clerk of the Board of Supervisors