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OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

# WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1991

— ● —

# ENROLLED

Com. Sub. for  
HOUSE BILL No. 2207

(By ~~Mr.~~ Del. Pettit )

— ● —

Passed Feb. 25, 1991

In Effect From Passage

**ENROLLED**  
COMMITTEE SUBSTITUTE  
FOR  
**H. B. 2207**  
(By DELEGATE PETTIT)

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[Passed February 25, 1991; in effect from passage.]

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AN ACT directing the commissioner of highways to issue a permit to certain users of two highways in the city of Weirton and allowing the increasing of gross weight limitations on certain roads in the city of Weirton, West Virginia.

*Be it enacted by the Legislature of West Virginia:*

**SIZE, WEIGHT AND LOAD LIMITATIONS ON CERTAIN ROADS IN WEIRTON, WEST VIRGINIA.**

**§1. Authority of the commissioner of the division of highways to increase weight limitations upon highways within the city of Weirton, West Virginia.**

1     If the commissioner of the division of highways  
2     determines that the design, construction and safety of  
3     the highways within the city of Weirton, West Virginia,  
4     may be increased without undue damage, the commis-  
5     sioner may increase them. The commissioner shall then  
6     set new gross weight limitations applicable to said  
7     highways or portions thereof.

8     The commissioner may not establish any weight  
9     limitation in excess of or in conflict with any weight  
10    limitation prescribed by or pursuant to acts of Congress

11 with respect to the national system of interstate and  
12 defense highways.

13 If the commissioner determines that the portion of  
14 State Route 2 located in the city of Weirton in the  
15 counties of Hancock and Brooke, named "Main Street"  
16 and that portion of U.S. Route 22 within the city of  
17 Weirton in the county of Brooke named "Freedom Way"  
18 are designed and constructed to allow the gross weight  
19 limitation to be increased to one hundred thousand  
20 pounds without undue damage, the commissioner may  
21 increase the weight limitations from eighty thousand  
22 pounds to one hundred thousand pounds on those  
23 sections of State Route 2 and U.S. Route 22 described  
24 above: *Provided*, That any person, organization or  
25 corporation exceeding eighty thousand pounds gross  
26 weight limitation while using these routes shall first  
27 obtain a permit from the commissioner before proceed-  
28 ing and shall provide the commissioner with a bond  
29 sufficient to cover any potential undue damage which  
30 may result from the use: *Provided, however*, That prior  
31 to issuance of that permit, if it is the determination of  
32 the commissioner that the road is in need of repaving,  
33 those persons, organizations or corporations shall be  
34 assessed the cost of repaving: *Provided further*, That the  
35 commissioner also determines that the increased  
36 limitation is not barred by an act of the United States  
37 Congress and the commissioner has received approval  
38 from the United States department of transportation to  
39 increase the weight limitation.

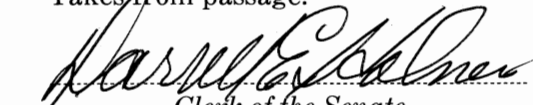
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

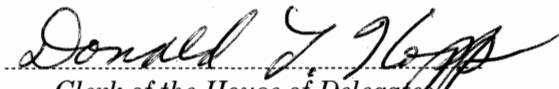
  
Chairman Senate Committee

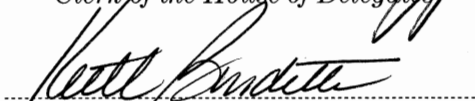
  
Chairman House Committee

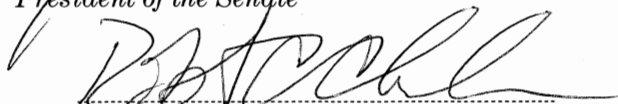
Originating in the House.

Takes from passage.

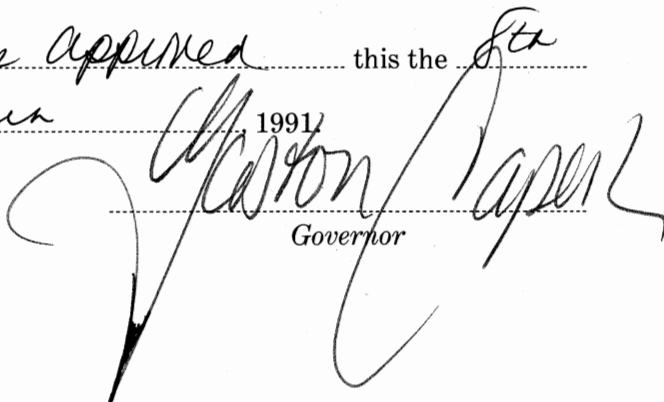
  
Clerk of the Senate

  
Clerk of the House of Delegates

  
President of the Senate

  
Speaker of the House of Delegates

The within is approved this the 8th  
day of March 1991

  
Governor

PRESENTED TO THE

GOVERNOR

Date 3/2/91

Time 10:34am