

CR 90-248

CERTIFICATE

STATE OF WISCONSIN)
) ss.
DEPARTMENT OF TRANSPORTATION)

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, RONALD R. FIEDLER, Secretary of the Wisconsin Department of Transportation and custodian of the official records, do hereby certify that the rule, relating to **allowing the operation of double bottoms and certain other combination vehicles greater than 60 feet in overall length on the specified highways**, was duly approved and adopted by this Department on March 25th, 1991.

I further certify that this copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Transportation at 4802 Sheboygan Avenue, in the City of Madison, Wisconsin, this 25th day of March, 1991.

for Donald W. Jorgensen, Deputy
RONALD R. FIEDLER, P.E.
Secretary

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MAR 26 1991
4:10 p.m.
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6-1-91

Clearinghouse Rule 90-248

IN THE MATTER OF a Rule to AMEND
Trans 276.07(8), (11), (14), (17),
and (18), and to CREATE Trans 276.07(8m),
(17s) and (26s), Wisconsin Administrative
Code, relating to allowing the operation
of double bottoms and certain other
combination vehicles greater than 60 feet
in overall length on the specified
highways.

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ORDER ADOPTING RULE

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Analysis Prepared by the Wisconsin Department of Transportation

STATUTORY AUTHORITY: ss. 85.16(1) and 348.07(4), Stats.

STATUTES INTERPRETED: ss. 348.07(?) (f), (fm), (gm), (gr), 348.07(4) and
348.08(1)(e), Stats.

General Summary of Rule. This rule amends s. Trans 276.07(8), (11), (14),
(17) and (18), Wis. Admin. Code, to add three segments of highway to the
designated highway system established under s. 348.07(4), Stats. The specific
highway segments that this rule adds to the designated highway system are as
follows:

1. State Trunk Highway 54 from Interstate Highway 94 east of Black River Falls to State Trunk Highway 80 at Dexterville.
2. State Trunk Highway 85 from U.S. Highway 10 in Durand to State Trunk Highway 37 southwest of Eau Claire.
3. State Trunk Highway 95 from Interstate Highway 94 in Hixton to State Trunk Highway 73 south of Neillsville.

This rule also creates ss. Trans 276.07(8m), (17s) and (26s), Wis. Admin. Code, to temporarily add three segments to the designated highway system. These three segments will expire on December 31, 1992, or on the effective date of any 1991 Wisconsin Act which amends s. 348.07(1), Stats., to increase the overall allowable length for a combination of 2 vehicles from 60 feet to 65 feet, whichever comes first. These three segments are:

1. State Trunk Highway 37 from State Trunk Highway 88 south of Mondovi to U.S. Highway 10 in Mondovi.
2. State Trunk Highway 88 from State Trunk Highway 35 north of Fountain City to State Trunk Highway 37 south of Mondovi.
3. Buffalo County Trunk Highway "E" from State Trunk Highway 88 south of Waumandee to County Trunk Highway "U" south Waumandee.

In addition, four non-substantive changes are made in s. 276.07(8), (14) and (18) because of highway renumberings, as follows:

1. The first two of these changes are because of the renumbering of a highway between Centerville and Galesville in Trempealeau County. This highway was formerly numbered State Trunk Highways 35 and 54 but has been renumbered as State Trunk Highways 54 and 93. It is presently a designated highway as part of State Trunk Highway 35 in sub. (8). That designation is repealed and replaced by designating the highway segment as a part of State Trunk Highway 93 in sub. (18).
2. The other two of these changes are because of the rerouting of State Trunk Highway 35 between Hager City and River Falls in Pierce County. The highway was formerly routed via Ellsworth and is a designated highway under sub. (8). South of Ellsworth State Trunk Highway 35 was concurrent with U.S. Highway 63 which is also a designated highway, but north of Ellsworth the former route is newly signed as State Trunk Highway 65, which is not a designated highway in this area. State Trunk Highway 65 between Ellsworth and River Falls is added to the designated highway system under sub. (14) and the designation of State Trunk Highway 35 between Hager City and River Falls on its new route via Prescott is repealed. State Trunk Highway 29 between Prescott and River Falls will remain a designated highway under sub. (6).

The long trucks to which this rule applies are those with 53-foot semitrailers, double bottoms and the vehicles which may legally operate on the federal National Network but which exceed Wisconsin's regular limits on overall length. Generally, no person may operate any of the following vehicles on Wisconsin's highways without a permit; a single vehicle with an overall length in excess of 40 feet, a combination of vehicles with an overall length in excess of 60 feet, a semitrailer longer than 48 feet, an automobile haulaway longer than 66 feet plus allowed overhangs, or a double bottom. Certain exceptions are provided under s. 348.07(2), Stats., which implements provisions of the federal Surface Transportation Assistance Act in Wisconsin.

The effect of this rule will be to extend the provisions of ss. 348.07(2)(f), (fm), (gm) and (gr) and 348.08(1)(e), Stats., to the highway segments listed above. As a result, vehicles which may legally operate on the federal National Network in Wisconsin will also be allowed to operate on the newly designated highways. Specifically, this means there will be no overall length limitation for a tractor-semitrailer combination, a double bottom or an automobile haulaway on the affected highway segments. There also will be no length limitation for a truck tractor or road tractor when operated in a tractor-semitrailer combination or as part of a double bottom or an automobile haulaway. Double bottoms will be allowed to operate on the affected highway segments, provided neither trailer is longer than 28 feet, 6 inches. Semitrailers up to 53 feet long may also be operated on these highway segments, provided the kingpin to rear axle distance does not exceed 41 feet. This distance is measured from the kingpin to the center of the rear axle or, if the semitrailer has a tandem axle, to a point midway between the first and last axles of the tandem. Otherwise, semitrailers, including semitrailers which are part of an automobile haulaway, are limited to 48 feet in length.

These vehicles and combinations are also allowed to operate on undesignated highways for a distance of 5 miles or less from the designated highway in order to reach fuel, food, maintenance, repair, rest, staging, terminal or vehicle assembly or points of loading or unloading. After loading or unloading, these vehicles and combinations may also be operated on an undesignated highway for up to 5 miles in order to obtain access to a designated highway.

Final Regulatory Flexibility Analysis. The provisions of this rule adding highway segments to the designated system have no direct adverse effect on small businesses and may have a favorable effect upon those small businesses which are shippers or carriers using the newly designated routes.

Authority for Rule. S. 348.07(4), Stats., provides that the Secretary of the Department of Transportation shall designate, by administrative rule, highways to which s. 348.07(2)(f), (fm), (gm) and (gr) and s. 348.08(1)(e), Stats., shall apply.

Final Fiscal Estimate. The Department estimates that there will be no direct fiscal impact from this rulemaking upon the state and anticipates no effect upon the fiscal liabilities or revenues of any county, city, village, town, school district, vocational, technical and adult education school district or sewerage district.

Contact Persons. For questions about this rulemaking, please call Harry Price, State Traffic Engineer, at (608) 266-2375.

TEXT OF RULE

Under the authority vested in the Wisconsin department of transportation by ss. 85.16(1) and 348.07(4), Stats., the department of transportation hereby amends chapter Trans 276, Wisconsin Administrative Code, implementing s. 348.07(4), Stats., as follows:

SECTION 1. Trans 276.07(8), as affected by clearinghouse rule 90-188, is amended to read:

	[Route]	[From]	[To]
Trans 276.07(8)	STH 35	STH 129 S.E. of Lancaster	STH 81 N.E. of Beetown
	STH 35	USH 18 in Prairie du Chien	USH 14 S. of La Crosse
	STH 35	USH 53 at Galesville	IH 94 E. of Hudson
		<u>STH 93 at Centerville</u>	<u>USH 63 at Hager City</u>
	<u>STH 35</u>	<u>STH 29 in River Falls</u>	<u>IH 94 E. of Hudson</u>

STH 35	STH 70 N. of Siren	IH 535 in Superior
STH 37	USH 10 at Mondovi	USH 12 in Eau Claire
STH 39	USH 151 in Mineral Point	STH 69 in New Glarus

SECTION 2. Trans 276.07(8m) is created to read:

Trans 276.07(8m) STH 37 STH 88 S. of Mondovi USH 10 in Mondovi

SECTION 3. Trans 276.07(11), (14) and (17), as affected by clearinghouse rule 90-188, are amended to read:

Trans 276.07(11)	STH 50	USH 45 N. Bristol	45th Avenue in Kenosha
	USH 51	S. Corp Limits of Janesville	USH 14 at Janesville
	USH 51	IH 90 E. of Stoughton	STH 16 S.E. of Portage
	USH 51	STH 78 N. of Portage	USH 2 N. of Hurley
	USH 53	USH 14-61 in La Crosse	USH 10 in Osseo
	USH 53	IH 94 S.E. of Eau Claire	IH 535 in Superior
	STH 54	STH 71 at Melrose	IH-94-E.-of-Black-River Falls
			<u>STH 80 at Dexterville</u>
	STH 54	STH 13 in Wisconsin Rapids	USH 41 at Green Bay
(14)	STH 65	STH-35-N.-of-River-Falls <u>USH 10 in Ellsworth</u>	STH 64 at New Richmond
	STH 66	USH 51 at Stevens Point	Rosholt
	STH 67	IH 94 S. of Oconomowoc	STH 109 S. of Iron Ridge
	STH 67	CTH "VV" W. of Iron Ridge	STH 28 in Mayville
	STH 67	CTH "B" S. of St. Cloud	USH 151 N. of Kiel
	STH 68	STH 33 at Fox Lake	STH 49 at Waupun
	STH 69	Illinois Line	CTH "PB" at Paoli
(17)	STH 80	STH 11 S. of Cuba City	STH 133 in Muscoda
	STH 80	STH 33 in Union Center	STH 13 at Pittsville
	STH 81	STH 129 S.E. of Lancaster	STH 23 S. of Darlington

STH 82	STH 80 N. of Elroy	USH 51 W. of Montello
<u>STH 85</u>	<u>USH 10 in Durand</u>	<u>STH 37 S.W. of Eau Claire</u>
STH 87	USH 8 in St. Croix Falls	STH 48 S. of Grantsburg
STH 89	USH 14 N. of Darien	USH 12 in Whitewater
STH 89	IH 94 at Lake Mills	STH 73 in Columbus

SECTION 4. Trans 276.07(17s) is created to read:

Trans 276.07(17s) STH 88 STH 35 N. of Fountain City STH 37 S. of Mondovi

SECTION 5. Trans 276.07(18), as affected by clearinghouse rule 90-188, is amended to read:

Trans 276.07(18)	IH 90	Minn. Line at La Crosse	Ill. Line at Beloit
	STH 93	STH-35-at-Generville	USH 10 in Eleva
		<u>USH 53 in Galesville</u>	
	STH 95	USH 53 at Blair	IH-94-at-Hixton
			<u>STH 73 S. of Neillsville</u>
	IH 94	Minn. Line at Hudson	Ill. Line near Kenosha
	STH 97	STH 13 in Marshfield	STH 153 in Stratford
	STH 98	STH 73 W. of Loyal	STH 13 in Spencer

SECTION 6. Trans 276.07(26s) is created to read:

Trans 276.07(26s) BUFFALO COUNTY:

CTH "E" STH 88 S. of Waumandee	CTH "U" S. of Waumandee
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SECTION 7. The second note following Trans 276.07 is amended to read:

Note: See s. Trans 276.09(1) regarding applicability of s. Trans 276.07(11m), (17m), (26m) and (40m).

SECTION 8. A third note following Trans 276.07 is created to read:

Note: See s. Trans 276.09(2) regarding applicability of s. Trans 276.07(8m), (17s) and (26s).

SECTION 9. Trans 276.09 is renumbered Trans 276.09(1).

SECTION 10. Trans 276.09(2) is created to read:

Trans 276.09(2) The treatment of Trans 276.07(8m), (17s) and (26s) applies beginning on the effective date of this rule and ending when either of the following occur:

(a) On the effective date of any 1991 Wisconsin Act which amends s. 348.07(1), Stats., to increase the overall allowable length for a combination of 2 vehicles from 60 feet to 65 feet.

(b) On January 1, 1993.

SECTION 11. The note following s. Trans 276.09 is amended to read:

Note: Sections Trans 276.07(11m), (17m), (26m) and (40m) and 276.09(1) shall expire on December 31, 1995.

SECTION 12. A second note following s. Trans 276.09 is created to read:

Note: Sections Trans 276.07(8m), (17s) and (26s) and 276.09(2) shall expire on December 31, 1992.

(END OF RULE TEXT)

Effective Date. This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro), Stats., or on June 1, 1991, whichever is later.

Signed at Madison, Wisconsin this 25th day of March, 1991.

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Ronald R. Fiedler, Deputy for

Ronald R. Fiedler, P.E.
Secretary
Wisconsin Department of Transportation



Wisconsin Department of Transportation

Tommy G. Thompson
Governor

Ronald R. Fiedler, PE
Secretary

OFFICE OF GENERAL COUNSEL
P. O. Box 7910
Madison, WI 53707-7910

March 26, 1991

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Mr. Gary Poulson
Assistant Revisor of Statutes
119 Martin Luther King, Jr. Blvd.
2nd Floor
Madison, Wisconsin 53703

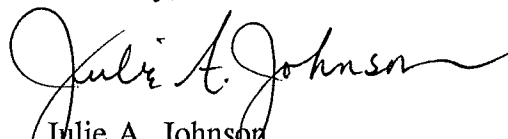
RE: **CLEARINGHOUSE RULE 90-248**

In the Matter of the Adoption of **TRANS 276**, Wisconsin Administrative Code, relating to **allowing the operation of double bottoms and certain other combination vehicles greater than 60 feet in overall length on the specified highways.**

Dear Mr. Poulson:

Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of **CR 90-248**, an administrative rule relating to the above-mentioned matter. This rule is submitted by the Wisconsin Department of Transportation.

Sincerely,


Julie A. Johnson
Paralegal

Enclosures

cc: Tom Walker
Linda Thelke
Sandy Beaupre
Fred Ross
Harry Price
Representative Zweck