

CR 94-136

**CERTIFICATE**

STATE OF WISCONSIN )  
 ) ss.  
DEPARTMENT OF TRANSPORTATION )

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, CHARLES H. THOMPSON, 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 vehicles on certain specified highways**, was duly approved and adopted by this Department on October 25, 1994.

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 25 day of October, 1994.

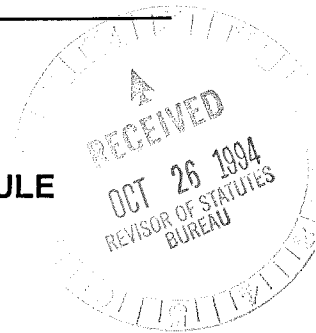
Charles H. Thompson  
CHARLES H. THOMPSON  
Secretary



1-1-95

IN THE MATTER OF an Order Adopting Rule **AMENDING** Trans 276.07(8), (10), (13), (14), (19), (24), (31) and (39); and **CREATING** Trans 276.07(38r), Wisconsin Administrative Code, relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

**ORDER ADOPTING RULE**



**Analysis Prepared by the Wisconsin Department of Transportation**

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

**STATUTE INTERPRETED:** s. 348.07(4), Stats.

**General Summary of Rule.** This rule amends Trans 276.07(10), (24), (31) and (39), Wisconsin Administrative Code, to add fourteen segments of highway to the designated highway system established under s. 348.07(4), Stats. The actual highway segments<sup>1</sup> that this rule adds to the designated highway system are:

<u>Hwy.</u>	<u>From</u>	<u>To</u>
USH 45	STH 28 in Kewaskum	CTH "B" E. of Eden
STH 175	STH 67 in Lomira	CTH "P" S. of Theresa
Dodge CTH "P"	STH 175 S. of Theresa	STH 33 W. of Addison
Waukesha CTH "J"	CTH "VV" in Sussex	CTH "Q" W. of Colgate
Waukesha CTH "Q"	Colgate Road in Colgate	STH 175 in Menomonee

This rule also amends Trans 276.07(8) and (13), Wisconsin Administrative Code, to delete a segment of highway from the designated highway system established under s. 348.07(4), Stats. The specific highway segment that this rule deletes from the designated highway system is:

<sup>1</sup> The proposed rule text often achieves these objectives by consolidating individual segments into contiguous segments with new end points. In order to determine the actual highway segment added, it is necessary to compare the combined old designations with the combined new designation.

<u>Hwy.</u>	<u>From</u>	<u>To</u>
STH 64 STH 35	Minnesota Line STH 64 at Houlton	STH 65 in New Richmond STH 64 in Somerset

**NOTE: STH 64 and STH 35 are concurrently marked from Houlton to Somerset.**

This rule also amends Trans 276.08(14), (19) and (31), Wisconsin Administrative Code, to reflect a change in reference to a section of Dodge CTH "VV" which is now part of STH 67.

This rule also creates Trans 276.07(38r), Wisconsin Administrative Code, to add four segments of highway to the designated highway system established under s. 348.07(4), Stats. The actual highway segments that this rule adds to the designated highway system are:

<u>Hwy.</u>	<u>From</u>	<u>To</u>
Washington CTH "Q"	CTH "J" W. of Colgate	Colgate Road in Colgate
Washington Falls CTH "Q"	STH 175 in Menomonee Falls	USH 41 in Menomonee

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<sup>2</sup>, a combination of vehicles with an overall length in excess of 65 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 s. 348.07(2)(f), (fm), (gm) and (gr), and s. 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-semi-trailer 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-semi-trailer combination or as part of a double bottom or an automobile haulaway. Double bottoms

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<sup>2</sup> 45-foot buses are allowed on the National Network and Interstate system by Federal law. Section 4006(b) of the Intermodal Surface Transportation Efficiency Act of 1991.

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.

**Fiscal Estimate.** The Department estimates that there will be no direct fiscal impact from this rule making 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.

**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 on those small businesses which are shippers or carriers using the newly-designated routes. The highway segment that is being removed from the designated system was originally added to provide access for a trucking firm. That firm is now out of business so there should be no adverse effects on small businesses due its removal from the system.

**Copies of Rule and Contact Person.** Copies of this rule are available without cost upon request to the office of the State Traffic Engineer, P. O. Box 7916, Madison, Wisconsin, 53707, telephone (608) 266-1675. For questions about this rule making, please call Mark Morrison, Regional Traffic Engineer at (608) 266-1675.

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### **TEXT OF RULE**

Under the authority vested in the state of Wisconsin, department of transportation, by ss. 85.16(1) and 348.07(4), Stats., the department of transportation hereby amends ch. Trans 276, Wisconsin Administrative Code, interpreting s. 348.07(4), Stats., relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways, as follows:

**SECTION 1.** Trans 276.07(8), (10), (13), (14), (19), (24) and (31) are amended to read:

	Route	From	To
Trans 276.07(8)	STH 35	STH 11 N.E. of E. Dubuque	USH 14 at West Avenue in LaCrosse
	STH 35	STH 93 at Centerville	USH 63 at Hager City
	STH 35	USH 10 in Prescott	IH 94 E. of Hudson
	STH 35	USH 8 in St. Croix Falls	STH 48 in Frederic
	<del>STH 35</del>	<del>STH 64 at Houlton</del>	<del>STH 64 in Somerset</del>
	STH 35	STH 70 N. of Siren	IH 535 in Superior
	STH 36	STH 11 at Burlington	USH 45 in Franklin
	STH 37	USH 10 at Mondovi	USH 12 in Eau Claire
	STH 39	USH 151 in Mineral Point	STH 69 in Monticello
(10)	USH 45	IL Line S. of Bristol	<del>STH 28 in Kewaskum</del>
	<del>USH 45</del>	<del>CTH "B" E. of Eden</del>	CTH "B" in Eden
	USH 45	USH 41 N. of Oshkosh	STH 150 W. of Menasha
	USH 45	STH 76 at Greenville	MI Line at Land O'Lakes
	STH 47	USH 10 in Appleton	STH 29 in Shawano
	STH 47	USH 45 N. of Aniwa	USH 8 W. of Rhinelander
	STH 48	STH 70 in Grantsburg	STH 87 S. of Grantsburg
	STH 49	USH 41 E. of Brownsville	USH 10 at Weyauwega
(13)	STH 60	STH 113 in Lodi	IH 43 E. of Grafton
	USH 61	IA Line at Dubuque, IA	STH 129 S.E. of Lancaster
	USH 61	STH 129 N.E. of Lancaster	MN Line at La Crosse
	USH 63	MN Line at Red Wing, MN	USH 2 W. of Ashland

	STH 64	<del>MN-Line</del> <u>STH 65 in New Richmond</u>	STH 13 in Medford
	STH 64	USH 45 in Antigo	USH 41 in Marinette
(14)	STH 65	USH 10 in Ellsworth	STH 64 at New Richmond
	STH 66	USH 51 at Stevens Point	Rosholt
	STH 67	IH 94 S. of Oconomowoc	<del>STH 109 S. of Iron Ridge</del>
	<del>STH 67</del>	<del>CTH "VV" W. of Iron Ridge</del>	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	IL Line	CTH "PB" at Paoli
(19)	STH 100	IH 94 in Oak Creek	IH 43 in Milwaukee Co.
	STH 103	STH 49 S. of Brandon	USH 151 at LaMartine
	<del>STH 109</del>	<del>CTH "VV" S. of Iron Ridge</del>	<del>STH 67 S. of Iron Ridge</del>
(24)	STH 150	STH 110 at Winchester	USH 41 at Neenah
	USH 151	IA Line at Dubuque, IA	S. Park St. in Madison
	USH 151	IH 90-94 in Madison	USH 41 in Fond du Lac
	USH 151	STH 23 in Fond du Lac	USH 10 at Manitowoc
	USH 158	IH 94 W. of Kenosha	STH 31 in Kenosha
	STH 164	STH 43 N. of Big Bend	USH 18 E. of Waukesha
	STH 164	IH 94 N. of Waukesha	STH 74 in Sussex
	STH 165	IH 94 W. of Kenosha	STH 31 in Kenosha
	STH 170	STH 128 in Glenwood City	STH 79 in Boyceville
	STH 172	USH 41 in Ashwaubenon	IH 43 S.E. of Green Bay
	STH 173	STH 21 W. of Wyeville	STH 80 at Babcock

STH 175    STH 67 in Lomira                      CTH "P" S. of Theresa

STH 178    CTH "S" N. of Chippewa Falls    Jim Falls

(31) DODGE COUNTY:

CTH "A"    STH 26 S. of Juneau                      STH 68 at Fox Lake

CTH "A"    STH 33 W. of Fox Lake                      North County Line

CTH "AW"    West County Line                      STH 49 W. of Waupun

CTH "C"    CTH "A" E. of Fox Lake                      USH 151 W. of Atwater

CTH "P"    STH 60 S. of Rubicon                      ~~STH 33 N. of Rubicon~~

STH 175 S. of Theresa

~~CTH "V"    STH 109 S. of Iron Ridge                      STH 67 W. of Iron Ridge~~

**SECTION 2.** Trans 276.07(38r) is created to read:

Trans 276.07(38r) WASHINGTON COUNTY:

CTH "Q"    CTH "J" W. of Colgate                      Colgate Road in Colgate

CTH "Q"    STH 175 in Menomonee Falls    USH 41 in Menomonee Falls

**SECTION 3.** Trans 276.07(39) is amended to read:

Trans 276.07(39) WAUKESHA COUNTY:

CTH "J"    CTH "V" in Sussex                      CTH "Q" W. of Colgate

CTH "Q"    Colgate Road in Colgate                      STH 175 in Menomonee Falls

CTH "V"    STH 83 at North Lake                      East County Line

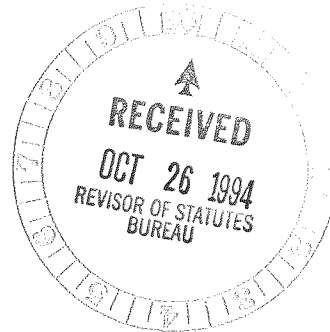
**(END OF RULE TEXT)**

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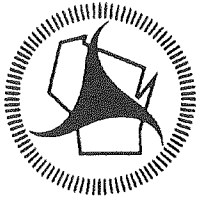
**Effective Date:** This rule shall take effect on the first day of the month following publication in the Wisconsin Administrative Register as provided in s. 227.22(2)(intro.), Stats.

Signed at Madison, Wisconsin, this 25<sup>th</sup> day of October, 1994.

*Charles H. Thompson, Deputy Sec*  
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CHARLES H. THOMPSON  
Secretary  
Wisconsin Department of Transportation







## Wisconsin Department of Transportation

Tommy G. Thompson  
Governor

Charles H. Thompson  
Secretary

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

October 26, 1994

Mr. Gary Poulson  
Deputy Revisor of Statutes  
131 West Wilson Street, Suite 800  
Madison, Wisconsin 53703

**RE: CLEARINGHOUSE RULE 94-136**

In the Matter of the Adoption of **TRANS 276**, Wisconsin Administrative Code, relating to **allowing the operation of double bottoms and certain other vehicles on certain specified highways.**

Dear Mr. Poulson:

Enclosed for filing, pursuant to s. 227.20, Wis. Stats., is a certified copy of **CR 94-136**, an administrative rule relating to the above-mentioned matter. This rule is submitted by the Wisconsin Department of Transportation.

Sincerely,

A handwritten signature in cursive script that reads "Julie A. Johnson".

Julie A. Johnson  
Paralegal

Enclosures

cc: Tom Walker  
Dorothy Kapke  
Jim McDonnell  
Fred Ross  
Mark Morrison