
The Wisconsin Department of Transportation adopts an order to repeal TRANS 260.09(5) to (7), and 261.09(6) and (7); renumber TRANS 260.09(8) and (9), and 261.09(8) and (9); amend TRANS 260.09(3) and (4), and 261.09(3) and (4); repeal and recreate TRANS 261.09(5); and create TRANS 260.15(3)(am), relating to Single and Multiple Trip Permits for Mobile Homes and Modular Building Sections

ORDER ADOPTING RULE**Analysis Prepared by the Wisconsin Department of Transportation**

STATUTORY AUTHORITY: Wis. Stat. sections 85.16(1), 227.11(2)(a), and 348.25(3).

STATUTES INTERPRETED: Wis. Stat. sections 348.26(4) and 348.27(7).

General Summary of Rule. This rule amends ss. Trans 260.09, and 261.09, which establish the dimensions for single and multiple trip permits for oversize mobile homes or modular building sections. The rule will allow a maximum width of 15 feet, and a maximum height of 15 feet for multiple trip permits. The maximum width for the bottom of the roofline will be increased to 16 feet, but the maximum width of the roofline overhang on the left side cannot exceed the maximum width of the roofline overhang on the right side. The rule will also provide a uniform method for measuring the dimensions of single and multiple trip oversize mobile home or modular building sections. The rule also amends s. Trans 260.15 to clarify escort vehicle requirements for single trip permits. Most of these changes were requested by the Wisconsin Manufactured Housing Association.

Fiscal Effect. The Department estimates that there will be no fiscal impact from the promulgation of this rule on the liabilities or revenues of any county, city, village, town, school district, technical college district, or sewerage district.

Final Regulatory Flexibility Analysis. This rule will have no adverse impact on small businesses.

Copies of Rule. Copies of this rule may be obtained upon request, without cost, by writing to Kathleen Nichols, Wisconsin Department of Transportation, Division of Motor Vehicles, Motor Carrier Services Section, Room 151, P. O. Box 7981, Madison, WI 53707-7981, or by calling (608) 266-6648. Hearing-impaired individuals may contact the Department using TDD (608) 266-0396. Alternate formats of the rule will be provided to individuals at their request.

TEXT OF RULE

Under the authority vested in the state of Wisconsin, department of transportation, by Wis. Stat. sections 85.16(1), 227.11(2)(a), and 348.25(3), the department of transportation hereby amends rules interpreting Wis. Stat. sections 348.26(4) and 348.27(7), relating to single and multiple trip mobile home and modular building section permits.

SECTION 1. Trans 260.09(3) and (4) are amended to read:

Trans 260.09(3) The width authorized by a permit refers to the outside-to-outside dimension ~~of the walls~~ of the towed unit not including roof overhang. ~~Windowsills, door knobs, and other hardware, clearance lights and other similar protrusions may extend not more than 6 inches beyond the walls of the towed unit.~~ The width for the bottom of the roofline of the towed unit shall be measured separately.

NOTE: The outside-to-outside dimension of the unit encompasses protrusions such as window sills, door knobs and other hardware.

(4) A permit issued for a ~~towed unit~~ mobile homes and modular building sections having an outside-to-outside dimension ~~of the walls not exceeding 44 feet plus in width, not including roof overhang of not more than 2 feet on the right side of the towed unit are~~ or having a maximum width for the bottom of the roofline of the towed unit equal to or exceeding 16 feet is subject to the permit conditions applying to 44 16 foot wide mobile homes and modular building sections in s. Trans 260.16.

SECTION 2. Trans 260.09(5) to (7) are repealed.

SECTION 3. Trans 260.09(8) and (9) are renumbered Trans 260.09(5) and (6).

SECTION 4. Trans 260.15(3)(am) is created to read:

Trans 260.15(3)(am) When the maximum width of a mobile home or modular building section, not including roof overhang, exceeds 15 feet, or the maximum width for the bottom of the roofline exceeds 16 feet.

SECTION 5. Trans 261.09(3) and (4) are amended to read:

Trans 261.09(3) The width authorized by a permit refers to the outside-to-outside dimension ~~of the walls~~ of the towed unit not including roof overhang. ~~Windowsills, door knobs, and other hardware, clearance lights and other similar protrusions may extend not more than 6 inches beyond the walls of the towed unit.~~ The maximum width for the bottom of the roofline of the towed unit shall be measured separately.

NOTE: The outside-to-outside dimension of the unit encompasses protrusions such as window sills, door knobs and other hardware.

(4) A permit may be issued for ~~a towed unit~~ mobile homes and modular building sections having an outside-to-outside dimension ~~of the walls~~ not exceeding 44 15 feet plus in width, not including roof overhang of not more than 2 feet on the right side of the towed unit are subject to the permit conditions applying to 14 foot wide mobile homes and modular building sections. The maximum width for the bottom of the roofline of the towed unit shall be measured separately and may not exceed 16 feet. The maximum width of the roofline overhang on the left side of the towed unit may not exceed the maximum width of the roofline overhang on the right side of the towed unit.

SECTION 6. Trans 261.09(5) is repealed and recreated to read:

Trans 261.09(5) A permit may be issued for mobile homes and modular building sections that are not greater than 15 feet in total height.

SECTION 7. Trans 261.09(6) and (7) are repealed.

SECTION 8. Trans 261.09(8) and (9) are renumbered Trans 261.09(6) and (7).

(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.

Signed at Madison, Wisconsin, this ____ day of
May, 2002.

THOMAS E. CARLSEN, P.E.
Acting Secretary
Wisconsin Department of Transportation