

ORDINANCE NO. 8, 2006

AN ORDINANCE AMENDING ORDINANCE 40, 1991 AS IT RELATES TO THE DESIGN AND CONSTRUCTION OR RECONSTRUCTION OF CERTAIN STREET PAVEMENTS.

WHEREAS, heavily loaded trucks can damage and eventually destroy street pavements that are not designed and constructed to carry those loads, and

WHEREAS, the cost of maintaining municipal streets has increased dramatically and requires a significant portion of the City and Public Works Department budgets, and

WHEREAS, it is the desire of the City to minimize unnecessary pavement damage and related costs, and

WHEREAS, Ordinance 40, 1991, as amended, "An Ordinance Amending the Standards and Specifications Ordinance of the City of Valparaiso", provides the standards for the design and construction of said streets, and

WHEREAS, said standards currently require that new developments and/or uses construct or upgrade streets to meet only "Collector Street Standards" with any additional pavement thickness and/or widths financed by the City, and

WHEREAS, said standards are no longer reasonable and impose a financial burden on the City,

NOW, THEREFORE BE IT ORDAINED by the Common Council of the City of Valparaiso, Porter County, Indiana, that Section 2, Parts B and C of said Ordinance 40, 1991 are amended as follows:

1. Subpart B1 shall become subpart B1-A.
2. A new subpart B1-B is added as follows:
B1-B Heavy Use Pavements
Notwithstanding the requirements of subpart B1-A above, any new or existing street pavement expected to carry regular and/or repeated heavy truck traffic related to any new use of an existing or new property, shall be designed and constructed or upgraded to a condition sufficient to carry the expected loadings.
3. Subpart C5 shall become C6.
4. Subpart C6 shall become C7
5. Subpart C7 shall become C8
6. Subpart C8 shall become C9
7. Subpart C9 shall become C10
8. A new subpart C5 is added as follows:
C5. Heavy Use Pavements
Notwithstanding the requirements of subsections C2, C3, and C4 above, any new or existing street in, or servicing, an M1 or M2 zoning district and/or any manufacturing, warehousing or other use as determined by the Board of Public Works and Safety, and/or expected to carry heavy truck traffic related to any new use of an existing or new property, shall be designed and constructed or upgraded to a condition sufficient to carry the expected loadings.

The design of the required pavement construction and/or upgrade shall be performed by an Indiana Professional Engineer and shall be based on existing soil conditions, existing pavement conditions if any, and expected loadings and frequency of loadings. Said design shall be subject to the approval of the Board of Public Works and Safety.

PASSED by the Common Council of the City of Valparaiso, Porter County, Indiana, by a

6-0 vote of all members present and voting this 27th day of March, 2006.

ATTEST:

Sharon Swihart
Sharon Swihart, Clerk-Treasurer

Presented by me to the Mayor of the City of Valparaiso, Indiana, this 10th day of April,

2006, at 8:15 p.m.

Sharon Swihart
Sharon Swihart, Clerk-Treasurer

This Ordinance approved and signed by me this 10th day of April, 2006, at 8:15 p.m.

Jon Costas
Jon Costas, Mayor