



STAFF REPORT

Resolution Granting a Hauling Permit to 1519 Ridge Road in Vehicles Exceeding the Maximum Gross Weights Allowed by the City Ordinance

Honorable Mayor and City Council:

Summary

Hauling of demolition materials is expected to begin in November 2004 for the demolition of an existing building at 1519 Ridge Road. The contractor wants to use trucks that exceed the weight limits established by Belmont Municipal Code. Pursuant to Section 14-65 of the Belmont Municipal Code, the City Council may, upon making specific findings, grant an exemption to the weight limits in the Belmont Municipal Code. Staff recommends that the Council approve a permit for hauling pursuant to Section 14-65, allowing the contractor to haul materials in trucks that exceed the weight limits in the Belmont Municipal Code.

Background and Discussion

Section 14-46 of the Belmont Municipal Code designates truck routes within the City. Subsection (e) provides that Alameda de las Pulgas and Ralston Avenue are acceptable truck routes, but limits the gross weight of any truck and load moving along these roadways to eight (8) tons. The maximum vehicle weight on other City streets is limited to three (3) tons. Pursuant to Section 14-65 of the Belmont Municipal Code, the City Council may, upon making specific findings, grant an exemption to the weight limits enumerated in the Belmont Municipal Code.

Robert Griffin, the owner of the property at 1519 Ridge Road, has submitted an application to demolish an existing building on his property. An estimated 10 truckloads of demolished materials will be off-hauled from the site. The proposed truck route for this project is Ridge Road, Notre Dame Avenue and Ralston Avenue.

The owner submitted a hauling permit application. The following reasons provide a basis for granting a waiver to the Municipal Code:

- 1) The use of the large dump vehicles (10 wheeler with a loaded weight of 33,000 pounds) or roll-off bin trucks (loaded weight of 40,000 pounds) will have insignificant impact to the City streets. For comparison, a typical garbage truck is 46,000 pounds when loaded.

- 2) The project is scheduled to begin in November 2004. Approximately ten days will be required to remove the demolished materials from the site. An estimated total of 10 truckloads are required.
- 3) The amount of hauling materials is insignificant. The construction traffic will have little impact to the local traffic.
- 4) The off-haul of demolished materials requires a moderate-sized larger vehicle. The use of small dump truck or pickup truck would not be feasible. Trailer/tractor truck (73,000 pounds when loaded) shall be prohibited because Ridge Road and Notre Dame Avenue are narrow residential streets.
- 5) If the roll-off bin truck is used, the bin will be stored on the driveway within the property. The bin will not be allowed to stay on City streets.

Pursuant to Section 14-65, Conditions for Granting Permits, the City Council may grant a permit allowing the variance from the weight limits based upon the following findings:

- (a) *That the public health, safety or welfare require the operation of vehicles in excess of the weight limits herein set forth and the use of the route applied for or such modification thereof as it may be deemed advisable* - The operation of the large dump vehicles or roll-off bin trucks will have insignificant impact to the City streets. The construction traffic will have little impact to the local traffic.
- (b) *That the hauling over the route specified will not be injurious to the public health, safety or welfare* - The routes used by the vehicles will be on designated truck routes and residential roadway with pavement designed to handle the dump vehicles.
- (c) *That the City will be duly protected from liability for injury to persons and property* - The contractor will have insurance protecting the City from liability for injury to persons and property.
- (d) *That the City will be indemnified from injury to the public streets and other places by reason of the use thereof for such operation* – The contractor filed the demolition and hauling permit applications that include an indemnification clause to hold the City harmless against any claims and damages. The contractor will have insurance protecting the City from liability for injury to persons and property.

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Fiscal Impact

There is no fiscal impact. The City will receive the Hauling Permit fees as required in the City Code.

Recommendation

It is recommended City Council adopt a resolution granting a hauling permit to 1519 Ridge Road in vehicles exceeding the maximum gross weights allowed by the City Ordinance.

Alternatives

1. Refer back to staff for further information.
2. Deny the request.

Attachments

1. Resolution

Respectfully submitted,

Gilbert Yau, PE
Senior Civil Engineer

Raymond E. Davis III, PE, PTOE
Public Works Director

Daniel Rich
Interim City Manager

RESOLUTION NO. _____

**CITY OF BELMONT
San Mateo County, California**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELMONT
GRANTING A HAULING PERMIT TO 1519 RIDGE ROAD IN VEHICLES
EXCEEDING THE MAXIMUM GROSS WEIGHTS ALLOWED BY THE
CITY ORDINANCE**

WHEREAS, the City of Belmont has approved a permit for the demolition of an existing building at 1519 Ridge Road; and,

WHEREAS, Robert Griffin, owner of the property at 1519 Ridge Road, proposes to utilize Ralston Avenue, Notre Dame Avenue, and Ridge Road for hauling of demolished materials from the site; and,

WHEREAS, Belmont Municipal Code Section 14-65 allows for the hauling of materials in trucks exceeding the weight limits provided for in Belmont Municipal Code, Chapter 14, Article III, Truck Routes and Weight Limitation, provided certain findings are made; and,

WHEREAS, the City Council finds that:

- (a) *That the public health, safety or welfare require the operation of vehicles in excess of the weight limits herein set forth and the use of the route applied for or such modification thereof as it may be deemed advisable* - The operation of the large dump vehicles or roll-off-bin trucks will have insignificant impact to the City streets. The construction traffic will have little impact to the local traffic.
- (b) *That the hauling over the route specified will not be injurious to the public health, safety or welfare* - The routes used by the vehicles will be on designated truck routes and residential roadways with pavement designed to handle the large dump vehicles.
- (c) *That the City will be duly protected from liability for injury to persons and property* - The contractor will have insurance protecting the City from liability for injury to persons and property.
- (d) *That the City will be indemnified from injury to the public streets and other places by reason of the use thereof for such operation* - The contractor filed the demolition and hauling permit applications that include an indemnification clause to hold the City harmless against any claims and damages. The contractor will have insurance protecting the City from liability for injury to persons and property.

NOW, THEREFORE BE IT RESOLVED THAT, the City Council grants a hauling permit pursuant to Belmont Municipal Code Section 14-65 to 1519 Ridge Road.

* * * * *

I hereby certify that the foregoing Resolution was duly and regularly passed and adopted by the City Council of the City of Belmont at a regular meeting thereof held on this 9th day of November 2004, by the following vote:

AYES, COUNCILMEMBER(S): _____

NOES, COUNCILMEMBER(S): _____

ABSTAIN, COUNCILMEMBER(S): _____

ABSENT, COUNCILMEMBER(S): _____

Clerk of the City of Belmont

APPROVED:

Mayor of the City of Belmont