

OHIO TURNPIKE COMMISSION

**Resolution Amending Resolution No. 59-1996 and 67-1996
Regarding New Toll Class 12 Weight Limitations**

WHEREAS, pursuant to Resolution No. 59-1996, the Commission established toll rates for Interchanges 3B and 4A and established a new toll class 12;

WHEREAS, pursuant to Resolution No. 67-1996, adopted November 12, 1996, the Commission amended Resolution No. 59-1996 regarding new toll class 12 which increased the weight limitation range of long double-combination vehicles (LCVs) weighing between 127,400 and 154,000 pounds;

WHEREAS, toll class 12 applies to long double-combination vehicles (LCVs) weighing between 127,400 and 154,000 pounds and operating between Exits 3B to 4A under special provisions and permit requirements established by the Commission. The toll rate for class 12 is the sum of that charged for a class 7 vehicle and a class 9 vehicle;

WHEREAS, the U. S. Department of Transportation has recently advised the Commission that the Commission's policy applying to long-double combination vehicles (LCVs) weighing over 127,400 pounds conflicts with the vehicle weight freeze imposed by the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA) [23 U.S.C. 127(d), 23 C.F.R. 658.23 and Appendix C];

WHEREAS, the Commission's Executive Director recommends to amend Resolutions numbered 59-1996 and 67-1996 to comply with the above-mentioned ISTEA weight freeze limitations and its General Counsel and Traffic & Field Engineer concur in said recommendation;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby amends Resolution No. 59-1996 and Resolution No. 67-1996 which adopted the toll rates for new Interchanges 3B and 5A, and established a new toll class 12, between Exits 3B to 4A, and effective February 3, 1997, will apply to both single trailer vehicles and LCVs weighing between 127,400 and 154,000 pounds, under special provisions and permit requirements as are established by the Commission, from time to time, however, all long double-combination vehicles (LCVs) shall be limited to 127,400 pounds pursuant to the ISTEA weight freeze and any other federal laws limiting weight and length until such time as federal law permits LCVs to operate with weights up to 154,000 pounds; and

FURTHER RESOLVED, the Commission adopts the toll rates identified in Resolution No. 59-1996 and 67-1996 for single trailer vehicles and LCVs and directs that a certified copy of this resolution be filed with the trustee pursuant to Section 4.04(f) of the Commission's Master Trust Agreement dated February 15, 1994.

(Resolution No. 5-1997 adopted February 3, 1997)

I, G. Alan Plain, Assistant Secretary-Treasurer of the Ohio Turnpike Commission, do hereby certify that the above is a true copy of the aforesaid resolution which was duly adopted at a meeting of the Commission, duly called for and convened and held on February 3, 1997, at which a quorum was at all times present and voting.

WITNESS my hand and the seal of the Ohio Turnpike Commission on this 5th day of February, 1997.



G. Alan Plain
Assistant Secretary-Treasurer