

**OHIO TURNPIKE COMMISSION**

**Resolution Authorizing the Executive Director  
to Issue Public Notice and Hold Public Hearings  
Regarding Proposal to Revise Schedule of Weight Classifications**

WHEREAS, the Commission by Resolution 38-1955 established a schedule of tolls and classifications of weight which was effective October 1, 1955, which is attached hereto and incorporated herein by reference;

WHEREAS, the Commission by Resolutions 40-1956, 16-1981, 16-1995, 18-1995, 56-1995 and 59-1995, has adopted several different revisions in the schedules of toll rates which imposed changes in the schedules of toll rates then in effect, but did not impose any change in the weight of any vehicles encompassed in any classification of vehicles;

WHEREAS, the 1994 Master Trust Agreement allows the Commission to make any reasonable change to the classifications of weight that it deems to be necessary and proper;

WHEREAS, the Commission desires to implement a change to Class 8 category of the weight classifications to encompass vehicles with a total gross weight from 65,001 lbs. through 80,000 lbs. and a corresponding change in the Class 9 category of the weight classifications to encompass vehicles with a total gross weight from 80,001 lbs. through 90,000 lbs., which changes are reflected in the attached proposal which is incorporated herein by reference;

WHEREAS, the Commission believes that the proposed changes to Classes 8 and 9 categories are necessary and proper, and will be more consistent with the provisions of Ohio Revised Code Section 5577.04(E) which governs the maximum gross weight of any vehicles travelling on any public highway, street, bridge or culvert;

WHEREAS, the Ohio General Assembly enacted an amendment to the provisions of Ohio Revised Code Section 5537.26, through the passage of H.B. 335 effective October 17, 1996, which statute requires that the Commission issue notice and conduct a series of public hearings prior to taking any action to change the current toll rate structure;

WHEREAS, the Commission has been advised by its general counsel that the implementation of any changes to Class 8 or 9 categories of the current weight classifications constitutes a change to the current toll rate structure;

NOW, THEREFORE, BE IT

RESOLVED that the Commission hereby authorizes the executive director or his designee to issue a public notice of its intention to make the attached changes to Classes 8 and 9 categories of the attached weight classifications and to hold a series of public meetings on the proposal, which notice and hearings shall comply with the requirements of Ohio Revised Code Section 5537.26(B) in all respects; and

RESOLVED that the executive director shall present a report to the Commission after issuing the notice and conducting the public hearings regarding the proposal to change Classes 8 and 9 categories of the attached weight classifications as set forth in the current toll rate structure; and

FURTHER RESOLVED that the Commission authorizes the executive director or his authorized designee to issue notice and hold public hearings regarding the attached proposal to change Classes 8 and 9 categories of the weight classifications for vehicles travelling on the Ohio Turnpike, and thereafter present a report to the Commission upon the completion of the public hearings.

**(Resolution No. 40-2003 adopted September 15, 2003)**