

OHIO TURNPIKE COMMISSION

Resolution Revising the Ohio Turnpike Commission's Schedule of Weight Classifications for Classes 8 and 9

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; and

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; and

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; and

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 traveling on any public highway, street, bridge or culvert; and

WHEREAS, pursuant to Resolution No. 40-2003 adopted September 15, 2003, the Commission authorized the executive director to issue public notice and hold public hearings regarding the Commission's proposal to revise its current Schedule of Weight Classifications for Classes 8 and 9 categories; and

WHEREAS, the Commission issued public notice and held three public meetings on its proposal, with said meetings held in Toledo on October 14, in Boardman on November 12 and at the Commission's administrative offices on December 9, 2003, as required by the provisions of Ohio Revised Code Section 5537.06; and

WHEREAS, there were no objections raised from the citizens attending these meetings, as reflected in the attached report to the executive director, which is incorporated herein by reference; and

WHEREAS, the executive director having submitted a recommendation to the Commission with respect to the proposed revisions for Classes 8 and 9 hereby recommends that such revisions be instituted to become effective on February 1, 2004, and

NOW, THEREFORE BE IT

RESOLVED that the Commission, having duly and fully considered the proposed revisions and the recommendations of the executive director with respect thereto, does hereby direct that its Schedule of Tolls for the Ohio Turnpike be, and the same hereby is, revised as follows:

Class 8: Vehicles weighing not more than a total gross weight from 65,001 through 80,000 pounds; and

Class 9: Vehicles weighing not more than a total gross weight from 80,001 through 90,000 pounds

FURTHER RESOLVED that the changes in Classes 8 and 9 comprising a part of the Commission's Schedule of Tolls be effective on February 1, 2004.

(Resolution No. 1-2004 adopted January 26, 2004)