

CHAPTER 63

[House Bill No. 227]

OVERSIZE OR OVERWEIGHT VEHICLE LOADS—SPECIAL PERMITS

AN ACT Relating to special permits for oversize or overweight vehicle loads; and amending section 46.44.092, chapter 12, Laws of 1961 as last amended by section 32, chapter 151, Laws of 1977 ex. sess. and RCW 46.44.092.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 46.44.092, chapter 12, Laws of 1961 as last amended by section 32, chapter 151, Laws of 1977 ex. sess. and RCW 46.44.092 are each amended to read as follows:

~~((No))~~ Special permits ~~((shall))~~ may not be issued for movements on any ~~((two-lane))~~ state highway outside the limits of any city or town ~~((where the overall width of load exceeds fourteen feet, or on any multiple lane state highway where the overall width of load exceeds thirty-two feet, except that on multiple lane state highways where a physical barrier serving as a median divider separates the oncoming and opposing traffic lanes, no special permit shall be issued for width in excess of twenty feet. PROVID-~~ ED; That)) in excess of the following widths:

On two-lane highways, fourteen feet;

On multiple-lane highways where a physical barrier serving as a median divider separates opposing traffic lanes, twenty feet;

On multiple-lane highways without a physical barrier serving as a median divider, thirty-two feet.

These limits apply except under the following conditions:

(1) In the case of buildings, the limitations referred to in this section for movement on any two lane state highway other than the national system of interstate and defense highways may be exceeded under the following conditions: (a) Controlled vehicular traffic shall be maintained in one direction at all times; (b) the maximum distance of movement shall not exceed five miles; additional contiguous permits shall not be issued to exceed the five-mile limit: PROVIDED, That when the department of transportation, pursuant to general rules adopted by the transportation commission, determines a hardship would result, this limitation may be exceeded upon approval of the department of transportation; (c) prior to issuing a permit a qualified transportation department employee shall make a visual inspection of the building and route involved determining that the conditions listed herein shall be complied with and that structures or overhead obstructions may be cleared or moved in order to maintain a constant and uninterrupted movement of the building; (d) special escort or other precautions may be imposed to assure movement is made under the safest possible conditions, and the Washington state patrol shall be advised when and where the movement is to be made;

(2) Permits may be issued for widths of vehicles in excess of the preceding limitations on highways or sections of highways which have been designed and constructed for width in excess of such limitations;

(3) These limitations may be rescinded when certification is made by military officials, or by officials of public or private power facilities, or when in the opinion of the department of transportation the movement or action is a necessary movement or action: PROVIDED FURTHER, That in the judgment of the department of transportation the structures and highway surfaces on the routes involved are capable of sustaining widths in excess of such limitation;

(4) These limitations shall not apply to movement during daylight hours on any two lane state highway where the gross weight, including load, does not exceed (~~forty-five~~) eighty thousand pounds and the overall width of load does not exceed sixteen feet: PROVIDED, That the minimum and maximum speed of such movements, prescribed routes of such movements, the times of such movements, limitation upon frequency of trips (which limitation shall be not less than one per week), and conditions to assure safety of traffic may be prescribed by the department of transportation or local authority issuing such special permit.

The applicant for any special permit shall specifically describe the vehicle or vehicles and load to be operated or moved and the particular state highways for which permit to operate is requested and whether such permit is requested for a single trip or for continuous operation.

Passed the House April 16, 1981.

Passed the Senate April 14, 1981.

Approved by the Governor April 25, 1981.

Filed in Office of Secretary of State April 25, 1981.

CHAPTER 64

[Substitute House Bill No. 467]

ENERGY FACILITIES CERTIFICATION DECISIONS—JUDICIAL REVIEW

AN ACT Relating to review of energy facilities certification decisions; amending section 15, chapter 234, Laws of 1959 as last amended by section 90, chapter 158, Laws of 1979 and RCW 34.04.150; amending section 14, chapter 45, Laws of 1970 ex. sess. as amended by section 11, chapter 371, Laws of 1977 ex. sess. and RCW 80.50.140; creating a new section; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

****NEW SECTION. Section 1. The legislature has previously found that there is a pressing need for energy facilities and has therefore enacted statutes providing for unified procedures for siting energy facilities. The legislature further finds that considerable resources of the state have been devoted to participation in the process to approve or reject proposed energy facility***