

**RULES AND REGULATIONS  
FOR  
MOFFAT COUNTY ROAD DEPARTMENT  
  
TRANSPORT PERMITS**

**Resolution No. 2010-102 adopting the Moffat County Road Department Rules and Regulations for Transport Permits was adopted by the Board of Moffat County Commissioners on December 30, 2010.**

Moffat County is authorized to adopt oversized/overweight permits pursuant to the provisions of Section 42-4-511, C.R.S. in regards to the use of county roads subsequent to the adoption of a resolution at a properly noticed public hearing and review by the Department of Transportation.

The Moffat County Road Department Director, or his designee, is hereby authorized to act on behalf of Moffat County and the Board of County Commissioners as set forth in these Regulations. All references to the term "Road Department Director" in this Regulation shall be considered as equivalent to the use of the term "Road and Bridge Supervisor" as used in State law.

All references to "Road Department" in this Regulation shall be the same as the Moffat County Road Department. County Roads shall mean all roads on the county road system as shown on the Moffat County Road Map, as defined in 43-2-101, C.R.S.

Through issuance of any permit authorized by this Regulation, the Road Department may include, in addition to all other conditions, the following:

- 1) Limit the number of trips or establish seasonal or other time limitations of operation.
- 2) Limit or prescribe other conditions of operations when necessary to protect the safety of highway users, the efficient movement of traffic, or the County roads from undue damage.
- 3) Require security to compensate for potential injury or property damage.

Permittee shall be responsible for all terms and conditions in the Rules and Regulations, all terms and conditions in the Transport Permit Application, a copy of which is attached to the Resolution and is incorporated herein, and all applicable legal requirements including the Commercial Vehicle Rules, State of Colorado, Division of Public Safety, rules and regulations concerning minimum standards for the operation of commercial vehicles (8 CCR 1507-1). Permittee shall be responsible for the safe movement of the extra-legal vehicle or load and all liability for damage or injury to county roads or rights-of-way or any persons using those county roads or rights-of-way.

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## **I. Size, Weight and Load Limits**

No oversize, overweight, unlawfully loaded vehicle, or other over-legal vehicle shall be operated or moved on any County primary or secondary road except as permitted by Moffat County. The Moffat County Road Department may, upon application in writing and good cause being shown, issue a single trip, a special or an annual permit authorizing the applicant to operate or move an extra legal vehicle or load of a size or weight exceeding the limits established by 42-4-501 through 42-4-510 C.R.S. All such permits shall be issued at the discretion of the Moffat County Road Department.

## **II. Definitions**

The following words, terms and phrases, when used in these Rules and Regulations, shall have the meanings described to them in this Section, except where the context clearly indicates a different meaning: The definitions set forth and applicable at 2 C.C.R. 601-4 Chapter 2 "Rules and Regulations to the Colorado Department of Highways pertaining to transport permits for and the movement of extra legal vehicles or loads" as amended, shall apply to this Regulation and are hereby adopted by reference, except as set forth below. When the definitions set forth at 2 C.C.R. 601-4 refer to the State or State Department, the terms shall be read to mean the Moffat County Road Department for the purposes of these Rules and Regulations, unless clearly inapplicable. When the term "State Highway" is utilized at 2 C.C.R. 601-4 et seq., that term shall mean the County primary and secondary road system, unless clearly inapplicable to this Regulation.

- a) County Road – A road on the County road system, as defined in 43-2-101, C.R.S.
- b) Road Department – Moffat County Road Department
- c) Extra-Legal Vehicle or Load – An overweight or oversize vehicle or load which exceeds the legal limits and for which the Road Department has granted a permit to operate or move on county roads.
- d) Legal Limits – The size and weight limits for a vehicle or load, as defined in 42-4-502 through 42-4-509, C.R.S.
- e) Maximum Limits – The maximum size and weight limits that may be allowed by permit for an extra-legal vehicle or load as defined by this Regulation and the Transport Restriction Map/Charts.
- f) Road, Roadway, Highway or Highways – The entire width between the boundary lines of the right-of-way of every road included in the County primary and secondary system.
- g) Transport Permit – A permit granted by the Road Department to move or operate an extra-legal vehicle or load on a county road.
- h) Transport Restrictions – Additional restrictions on specific roads and bridges. A chart showing the restrictions must be carried in the permitted vehicle along with the permit.
  - 1) Bridge Weight Restrictions – Indicates the load posted bridges and the allowable axle weight for other bridges within the county road system. A map illustrating all bridges within the county road system in a color-coded manner to indicate allowable weight limits of extra-legal vehicles or loads on bridges is available. Moffat County Bridge Number Restriction Chart defines the maximum gross vehicle weights authorized for use of bridges under this Regulation.
  - 2) Extra-Legal Restrictions – Indicates all county roads or right-of-ways for which use is restricted due to limitations on the height, width, or length of vehicle. (Height restrictions do not cover utilities. Applicant is responsible for clearance of all structures located in Moffat County including all overhead clearances.)

### **III. Transport Permit Application Information**

#### **Types of Permits**

- a) **Single Trip Permit:** A permit that is valid for a single trip for a specified number of days, as determined by the Road Department, not to exceed five (5) days, over designated county roads for an extra-legal vehicle or load which does not exceed the maximum limits.
- b) **Special Permit:** A permit that is valid for only a single one-way trip over designated county roads for an extra-legal vehicle or load that exceeds the maximum limits. All special permits are subject to the provisions of the attached rules for a special permit.
- c) **Annual Permit:** A permit that is valid for one year from the date of issuance for all roads designated on the permit for an extra-legal vehicle or load that does not exceed the maximum limits as set forth in the Rules and the Transport Restriction Map/Chart.
- d) **Annual Fleet Permit:** A permit issued for a fleet of vehicles that is valid for one year from the date of issuance for all roads designated on the permit for an extra-legal vehicle or load that does not exceed the maximum limits as set forth in the Rules and the Transport Restriction Map/Chart.

#### **Application Information**

- a) **Single Trip Permit and Special Permit:**
  - 1) Maximum weight of extra-legal vehicle or load. Special permit may require a professional engineer's estimated weight of the extra-legal vehicle or load.
  - 2) Maximum height of extra-legal vehicle or load.
  - 3) Maximum width of extra-legal vehicle or load.
  - 4) Maximum length of extra-legal vehicle or load.
  - 5) Description of object or load to be moved.
  - 6) Point of origin and destination of vehicle or load.
  - 7) County road number of roadways to be traveled.
  - 8) Dates of required movement.
  - 9) Maximum number of axles of the complete unit.
  - 10) Axle weight or group axle weights and the distance between axles in feet and inches for overweight vehicles.
  - 11) Maximum front overhang of extra-legal vehicle or load.
  - 12) Maximum rear overhang of extra-legal vehicle or load.
  - 13) Applicant name.
  - 14) Applicant address.
  - 15) Signature of owner, lessee, or authorized representative.
- b) **Annual and Fleet Permit:**
  - 1) Maximum weight of extra-legal vehicle or load.
  - 2) Maximum height of extra-legal vehicle or load.
  - 3) Maximum width of extra-legal vehicle or load.
  - 4) Maximum length of extra-legal vehicle or load.
  - 5) County road number of roadways to be traveled.
  - 6) Number of vehicles that will utilize County roads or rights-of-way pursuant to this permit for Fleet Permit.
  - 7) Maximum number of axles of the complete unit.
  - 8) Axle weight or group axle weights and the distance between axles in feet and inches for overweight vehicles.
  - 9) Maximum front overhang of extra-legal vehicle or load.
  - 10) Maximum rear overhang of extra-legal vehicle or load.
  - 11) Applicant name.
  - 12) Applicant address.
  - 13) Signature of owner, lessee, or authorized representative.

- c) If an extra-legal vehicle or load operating under an annual or fleet permit exceeds any one of the following maximum limits, the permit automatically becomes void:
- 1) Height: Sixteen (16) feet subject to the maximum limits for height designated on the Transport Restriction Map/Chart.
  - 2) Weight: Two hundred thousand (200,000) pounds gross weight, subject to the maximum limits for axle weight designated on the Bridge Weight Restriction Map/Chart.
  - 3) Width: Fifteen (15) feet in width, subject to the maximum limit for width designated on the Transport Restriction Map/Chart.
  - 4) Length: One hundred ten (110) feet in length.
  - 5) Overhang, Rear: Thirty-five (35) foot rear overhang.
  - 6) Overhang, Front: Twenty-five (25) foot front overhang.

**If an extra-legal vehicle or load exceeds the maximum limits for height or length, the applicant must obtain a single-trip transport permit.**

**If an extra-legal vehicle or load exceeds the maximum limits for width or weight, the applicant must obtain a Special Permit.**

d) The permittee must have the following documents in the permitted vehicle(s) when operating or moving on county roads and such permit shall be open to inspection by any Peace Officer, as defined in § 16-2.5-101, C.R.S., member of the Colorado State Patrol or authorized agent of Moffat County:

- 1) Signed Permit. (A copy of the annual or fleet permit is acceptable.)
- 2) Bridge Weight Restriction Map or Chart
- 3) Extra-Legal Transport Restriction Map or Chart

e) Annual transport permits may be transferred to another extra-legal vehicle or load or replaced for the remainder of the permit term only upon compliance with the following conditions:

- 1) The applicant for a permit transfer or replacement must submit a written application to the Road Department describing in detail the reason(s) for the transfer or replacement.
- 2) A permit which is transferred or replaced shall be issued only to the original permittee.
- 3) The applicant for a permit transfer or replacement shall submit a fee of \$15.00.
- 4) The request for a permit transfer must be accompanied by the original transport permit.

#### **IV. Requirements, Limits and Restrictions**

- a) Hours of Travel: An extra-legal vehicle or load greater than 14 feet wide is prohibited from travel during the hours of darkness (sunset to sunrise). An extra-legal vehicle or load less than 14 feet wide traveling at night shall comply with the following:
- 1) All lighting required by 42-4-204 through 42-4-235, C.R.S., and the Commercial Vehicle Rules, as applicable.
  - 2) If the extra-legal vehicle or load is not more than twelve feet in width: a flashing yellow light shall be mounted to the top of the cab of the vehicle and at least two but not more than three flashing yellow lights shall be mounted to the extreme rear.
  - 3) If an extra-legal vehicle or load exceeds the legal limits for length or has an overhang: a flashing yellow light shall be mounted to the top of the cab of the vehicle and the permittee shall attach at least one, but not more than three, yellow or red cluster lights to the overhang. If the overhang is in the rear, red cluster lights shall be used. If the overhang is in the front, yellow cluster lights shall be used.

- b) Hazards: An extra-legal vehicle or load is prohibited from travel when:
- 1) The Road Department, Colorado Department of Transportation, State Patrol, Sheriff's Department or other peace officer determines and provides public notice by any available means that a hazardous road condition exists.
  - 2) Permittee knows that a hazardous road condition exists, which may include: water, ice, snow, mud, wind, rocks on the road, debris from an accident or natural disaster or an emergency on the road.
    - If a hazardous road condition exists, permittee must contact the Road Department to determine an alternate route.
    - If an alternate route is not available, the extra-legal vehicle or load shall not travel until the hazardous road condition ceases to exist.
- c) Insurance Requirements – Permittee must maintain motor vehicle liability insurance that meets or exceeds, the minimum liability limits required by law.
- d) Extra-Legal Vehicle – Width: An extra-legal vehicle or load which is thirteen (13) feet or more in width shall travel only in the farthest right-hand lane available to traffic and shall travel as far to the right as safely possible, except when passing another vehicle or preparing for a left turn.
- e) A divisible extra-legal vehicle or load is prohibited from travel on county roads unless specifically permitted pursuant to this Regulation.
- f) An extra-legal vehicle or load with axle configurations which exceed the maximum limits for axle weight for certain county roads, as described on the Extra-Legal Restriction Map/Chart, is prohibited from travel on such roads unless specifically permitted pursuant to this Regulation.
- g) An extra-legal vehicle or load shall display "Wide Load", "Long Load", or "Oversize Load" signs, as applicable, which shall be visible to approaching traffic from the front and the rear. All such signs shall meet the minimum dimensions of five feet (5') in width, ten inches (10") in height, with one inch (1") wide black lettering on yellow background of at least eight inches (8") in height.
- h) A minimum distance of one-half mile shall be maintained at all times between extra-legal vehicles or loads, except when passing or when otherwise authorized under a Special Permit.
- i) An extra-legal vehicle or load may pass another extra-legal vehicle or load only if there is no other traffic in the immediate vicinity on the county road and the vehicles or loads involved communicate by radio concerning the pass prior to making the passing maneuver.
- j) The permittee shall be responsible to check all overhead structures and utilities on the route to be traveled to ensure that the extra-legal vehicle or load has adequate clearance of all over-height restrictions. An extra-legal vehicle or load more than fifteen feet (15') in height must have a pilot car escort positioned in front of the vehicle or load.
- k) An extra-legal vehicle or load that exceeds one hundred ten feet (110') must have a pilot car positioned in front of the vehicle or load.
- l) An extra-legal vehicle or load that exceeds 13 feet (13') in width requires one pilot car in the front and either one pilot car in the rear or one flashing yellow light in the rear.
- m) An extra-legal vehicle or load that has an overhang that exceeds 15 feet (15') in the front must have a pilot car positioned in front of the vehicle or load.
- n) An extra-legal vehicle or load that has an overhang that exceeds 25 feet (25') in the rear must have a pilot car positioned in the rear of the vehicle or load.

- o) An extra-legal vehicle or load is prohibited from travel if a bridge has been posted with a maximum weight per vehicle or axle or is listed on the Bridge Weight Restriction Map/Chart. No vehicle may exceed the maximum weight on that bridge even if the vehicle's weight is otherwise permissible for the road or highway on which that vehicle is traveling.
- p) An extra-legal vehicle or load is prohibited from travel if a portion of a road has been posted with maximum weight per vehicle or axle or is listed on the Extra-Legal Restriction Map/Chart as a weight restricted or size restricted road. No vehicle may exceed the maximum weight or size on the road, even if the vehicle's weight or size is otherwise permissible for use on other portions of the road or highway on which the vehicle is traveling.
- q) The Road Department reserves the right to require weight tickets from a certified scale for each axle or group of axles on the vehicle as a condition of issuing a permit.
- r) The Road Department has the discretion to grant or deny any permit. The terms and conditions of all permits required by these Rules and Regulations shall be subject to amendment, revision or modification. Such permits may be suspended or revoked by reason of amendment to these rules and regulations, orders issued by the Road Department or any alteration in State Law.
- s) Permits will be issued Monday through Friday except for Holidays. Office hours are 7:00 a.m. to 5:30 p.m. (or 7:00 a.m. to 3:30 p.m. November 1 through March 15).

**V. Fees**

Single Trip Oversize .....	\$15.00
Single Trip Oversize/Overweight .....	\$15.00 plus \$5.00/Axle
Annual Oversize/Overweight .....	\$250.00
Annual Fleet .....	\$750.00 plus \$25.00 per vehicle in fleet
Special Permit .....	\$125.00
Transfer Fee .....	\$15.00

**Payment is expected within one week from the date of permit being issued. No new permits will be issued for accounts with outstanding amounts over 30 days.**

**Mail payments to:**

Moffat County Road Department  
P. O. Box 667  
822 E. 1<sup>st</sup> Street  
Craig, CO 81626  
(970) 824-3211

## **VI. Special Permits**

Special Permits may be issued for an extra-legal vehicle or load, which the Road Department determines based upon application information, either requires extraordinary action or exceeds the maximum limits and is prohibited from travel unless authorized by a Special Permit.

An extra-legal vehicle or load under a Special Permit shall comply with the following:

- a) Applicable requirements of the Rules and Regulations.
- b) All conditions of the permit determined by the Road Department to be necessary after a detailed analysis of the extra-legal vehicle or load and the move, including but not limited to:
  - 1) The size and type of load to be moved.
  - 2) The method to be utilized in making the move.
  - 3) The areas where the move originates and terminates.
  - 4) Route requested for the move.
  - 5) The distance of the move.
- c) Special permits shall be valid for single one-way trip only.
- d) An extra-legal vehicle or load under a Special Permit shall have one pilot car escort vehicle in the front and one pilot car escort vehicle in the rear, except when expressly designated otherwise by the Road Department. The Road Department may require the permittee, as a condition of the permit, to provide additional pilot car escort vehicles and flagpersons based upon certain factors including, but not limited to: county road width, traffic volume, visibility and whether the width of the load interferes with or blocks more than one lane of traffic. If additional pilot car escort vehicles and flagpersons are required, they shall stop traffic at all intersections and other turnout areas ahead of the load as necessary to allow the load to pass such areas without causing safety or traffic hazards, except as otherwise indicated by the Road Department in the permit.
- e) When required as a condition of the permit, the permittee shall employ standby pulling vehicles as a precaution in case of vehicle breakdown when utilizing high volume sections of the county road.
- f) If a condition of the permit requires a county road to be closed because the extra-legal vehicle or load will use the entire road, the permittee shall provide public notification of the temporary closure of a county road, not less than three weeks in advance of the move. Public notification shall consist of one or more of the following: local newspaper, radio or on-site location signs as determined by the Road Department to be appropriate and as indicated by the Road Department in the permit.
- g) The permittee shall comply with additional requirements when included as condition(s) of the permit, including but not limited to: bridge shoring, setting up turnout areas, traveling in the center of the driving lane, removing all material used in the move from the road right-of-way, and any other requirements the Road Department deems necessary.
- h) The permittee shall examine the proposed route to determine whether conflicts exist between the dimensions of the load and all structures, including overhead lines and railroad crossings, that may be damaged, disturbed, or otherwise interfered with due to the move and that may need to be altered to allow for the move. The permittee shall contact the representatives of all such structures, if any, and shall resolve such conflicts before the move. An extra-legal vehicle or load is prohibited from travel until such conflicts have been resolved.



- i) The Road Department may require a bond or financial security (i.e. Certificate of Deposit, Letter of Credit or Escrow account) to cover potential damage to a county road depending on location, structures, etc. Posting of a bond or financial security will be up to the discretion of the Moffat County Road Department Director.

## **VII. Pilot Car Escort Vehicle Requirements**

The operator of a pilot car escort vehicle must comply with all applicable traffic laws (contained in 42-4-101 to 42-4-1717, C.R.S.) and with the requirements of these Rules (IV. Requirements, Limits and Restrictions) when escorting a vehicle or load on a county road, in order to protect the safety of road users and to protect the efficient movement of traffic from unreasonable interference.

The certification must be in the possession of the pilot car escort vehicle operator at all times when the operator is escorting an extra-legal vehicle or load on a county road. The certification shall be exclusive to the operator named in the certificate and may not be assigned or transferred.

## **VIII. Special Mobile Machinery Exemption (SMME)**

- a) Mobile machinery that exceeds maximum limits as identified in these rules is prohibited from travel on county roads except under a Colorado Department of Transportation issued Special Mobile Machinery Exemption (SMME) and a Moffat County Road Department Special Permit.
- b) Applicants for an SMME must file an application for a certificate of exemption with the Colorado Department of Transportation Permit Office located in Denver, Colorado.
- c) A copy of the SMME shall be carried in the mobile machinery when the mobile machinery is operating or moving on the roadways. The certificate of exemption shall be open to inspection by any law enforcement officer or by an authorized agent of the Moffat County Road Department.

## **IX. Exceptions**

- a) All extra-legal vehicles or loads owned by the United States or a Colorado political subdivision shall be required to obtain a permit but shall be exempt from applicable permit fees.
- b) An extra-legal vehicle or load identified in 42-4-510 (2)(a), C.R.S., shall be exempt from the requirements to obtain a permit. An authentication of paid ad valorem taxes, after notification of such movement to the county treasurer, may serve as a permit for movement of manufactured homes on public streets or highways under the County's jurisdiction so long as the movement of that vehicle on County roads does not violate any weight-restricted bridge as set forth on the Bridge Weight Restriction Map/Chart and complies with the minimum insurance requirements set forth in § 42-4-510(2)(b)(I).
- c) Emergency moves of an extra-legal vehicle or load are exempt from the requirement to obtain a permit to move an endangered extra-legal vehicle or load out of the danger area to a temporary or new permanent location. A permit is required to move the extra-legal vehicle or load from the temporary or new permanent location back to the original permanent location. If practicable, verbal authorization shall be obtained prior to the move.

- d) Commercial snow vehicles that are within all legal limits except width shall be exempt from the requirement to obtain a permit subject to the following conditions:
  - 1) The vehicle must not exceed fourteen (14) feet in width; and
  - 2) The snow removal blade must be raised and turned parallel to the road as much as possible, and when raised and turned, shall not exceed fourteen feet in width with respect to the road, at all times when the vehicle is moving on a county road but not plowing snow so that the width of the blade to oncoming traffic is minimized.

## **X. Denial of Permit Application**

The Road Department may deny a permit application and may amend, revise, modify, suspend or revoke a permit for violations of the Rules and Regulations or failure to comply with permit conditions. The Road Department may deny a permit application for the following reasons:

- a) The applicant does not comply with the stated criteria, terms, purpose and requirements of the Rules and Regulations, a prior permit or 42-4-510, C.R.S.
- b) The applicant makes a false statement on the application for a Transport Permit.
- c) The applicant fails to sign the application for a Transport Permit.
- d) The applicant fails to provide all applicable information on the application for a Transport Permit.
- e) The applicant fails to remit payment for previously issued permits within 30 days from the date previous permits were issued.
- f) The applicant violates any ordinance or resolution of a local authority concerning operation or movement of an extra-legal vehicle or load.
- g) The Road Department determines that granting a permit in the particular circumstances described in the application will present a public safety hazard, will unreasonably interfere with the efficient movement of traffic or will subject the county roads to undue damage.

The Road Department may revoke or suspend an existing permit for the following reasons:

- a) Upon finding that the permittee has violated the stated criteria, terms, purpose, requirements and conditions of the permit, the Rules and Regulations or 42-4-510 C.R.S.
- b) Upon determining the applicant made a false statement in the application for a transport permit.
- c) Permittee actions or omissions while operating or moving an extra-legal vehicle or load, which impair public safety, interfere with the efficient movement of traffic or damage the county road.
- d) Violation by the permittee of any ordinance or resolution of a local authority concerning operation or movement of an extra-legal vehicle or load.

## **XI. Penalties**

**It is unlawful for any individual, firm, partnership, corporation or association to violate any of these Rules and Regulations.**

- a) It is a Class B traffic infraction as provided in C.R.S. 42-4-1701 for any individual, firm, partnership, corporation or association or for the owner to cause or knowingly permit to be driven or moved on any road over which Moffat County has jurisdiction, any vehicle or vehicles of a size or weight exceeding the limitations set forth in these Rules and Regulations.**
- b) Any police or peace officer as defined in § 16-2.5-101, C.R.S., having reason to believe that the weight or length of a vehicle is unlawful under the terms of these Rules and Regulations, is authorized to require the vehicle to stop and submit to the measurement or weighing of the same by means of either portable or stationary scales, or shall require that such vehicle be driven to the nearest public scales in the event such scales are within five (5) miles.**
- c) Any driver of a vehicle who fails or refuses to stop and submit the vehicle and load to measurement or weighing or fails or refuses when directed by an officer upon weighing of the vehicle to stop the vehicle and otherwise comply with the provisions of the Rules and Regulations commits a Class Two Misdemeanor traffic offense.**
- d) Nothing contained in the Rules and Regulations shall relieve any person from liability for damages to county roads and highways as otherwise provided by law.**