



MILTON TOWNSHIP
EFFECTIVE LOCAL GOVERNMENT SINCE 1850

Elizabeth Higgins-Beard, Supervisor
Chris LeVan, Assessor
Michael H. Drew, Highway Commissioner
Dan Bailey, Town Clerk

Jacqueline McGrath, Trustee
Paula McGowen, Trustee
Larry L. Pitts, Trustee
Stephen Siemer, Trustee

(630) 668-1616 | 1492 N. Main St. Wheaton, IL 60187 | www.milontownship.net

ORDINANCE NO. O- 26 - 03

**AN ORDINANCE REGULATING OVERWEIGHT AND OVERSIZE VEHICLES
ON MILTON TOWNSHIP ROADS**

WHEREAS, Milton Township ("Township") is a body corporate and politic existing and operating in the State of Illinois pursuant to the Illinois Township Code, 60 ILCS 1.01 *et seq.*; and

WHEREAS, the Trustees of the Township (hereinafter "Town Board") constitute the governing authority for the Township and possess full power and authority to approve and pass all ordinances, resolutions, rules and regulations necessary for carrying into effect the objects for which the Township was formed, in accordance with the Illinois Township Code; and

WHEREAS, the Township Supervisor and the Town Board are committed to ensuring the effective administration and enforcement of Township Ordinances; and

WHEREAS, the Town Board appointed the Milton Township Highway Commissioner and one of his Supervisors as the Township Enforcement Officers; and

WHEREAS, the Illinois Vehicle Code authorizes Townships to regulate and protect Township roads; and

WHEREAS, The Township has the authority to adopt regulations in furtherance of its regulation and protection of said Township roads; and

WHEREAS, the Township Road Commissioner possess the authority to enforce the regulations on Township roads; and

WHEREAS, The Township Road Commissioner is authorized to issue Permits and assess fees for overweight Permits for vehicles traveling on Township roads; and

WHEREAS, the Supervisor and Town Board find it to be in the best interests of the Township to adopt an Ordinance authorizing Permits for Overweight Vehicles traveling on Township Roads.

NOW, THEREFORE, BE IT ORDAINED by the Supervisor and the Board of Trustees of Milton Township, DuPage County, Illinois as follows:

SECTION 1. AUTHORITY: This Ordinance is enacted pursuant to the Illinois Highway Code (605 ILCS 5/6-201 *et seq.*) and the Illinois Vehicle Code (625 ILCS 5/15-100 *et seq.*), which authorize townships to regulate and protect township roads.

SECTION 2. PERMIT REQUIREMENT: No vehicle or combination of vehicles exceeding the maximum weight or dimension limitations set forth in the Illinois Vehicle Code shall operate upon any road under the jurisdiction of Milton Township unless a valid Township Permit has first been obtained.

SECTION 3. EXEMPTIONS: The following vehicles are exempt from Township overweight/oversize Permit requirements:

1. Fire department vehicles.
2. Emergency medical service vehicles.
3. Township or other governmental vehicles engaged in snow and ice removal or emergency utility repair involving gas, electric, or water service.
4. Internet, cable, and telecommunications providers shall not be considered exempt utility vehicles under this section.

SECTION 4. PERMIT TYPES AND DURATION:

- A. Single Trip Permit – valid for up to 5 consecutive days, for one-way movement from origin to destination.
- B. Round Trip Permit – valid for up to 10 consecutive days, for movement in and out of the same destination.
- C. Quarterly (90-Day) Permit – valid for 90 days, issued to a single power unit for unlimited moves within permit limits.
- D. Annual Permit – valid for one calendar year, issued to a single power unit for unlimited moves within permit limits.

SECTION 5. FEES: The following fee schedule shall apply to permits issued under this Ordinance:

Gross Vehicle Weight (GVW)	Single Trip (5 days)	Round Trip (10 days)	Quarterly (90 days)	Annual (1 year)
80,001 – 100,000 lbs.	\$100	\$120	\$250	\$500
100,001 – 120,000 lbs.	\$150	\$170	\$250	\$500
120,000 – 140,000 lbs.	\$200	\$220	\$250	\$500
140,000 – 160,000 lbs.	\$250	\$270	\$250	\$500
Over 160,000lbs.	\$300	\$320	\$250	\$500

SECTION 6. LIABILITY FOR DAMAGE AND RESTORATION: All Permit Holders shall assume full responsibility for any and all damage caused to Township roads, bridges, drainage structures, or other public improvements during permitted operations. The Township reserves the right to inspect roads following permitted operations, and if damage is found, the Permittee shall be liable for the full cost of restoration. Failure to reimburse the Township for such costs shall result in civil action to recover expenses.

SECTION 7. LIABILITY AND INDEMNIFICATION:

- A. All Permit Holders shall indemnify and hold harmless Milton Township, its officials, employees, and agents from any claims, losses, or damages resulting from Permitted operations.
- B. Applicants must provide proof of commercial general liability insurance in the amount of not less than \$1,000,000 per occurrence, naming Milton Township as Certificate Holder.

SECTION 8. COORDINATION WITH OTHER JURISDICTIONS: Issuance of a Township Permit does not relieve the Applicant from the obligation to obtain any other required Permits from the Illinois Department of Transportation, DuPage County, or any municipality, if the permitted route includes roads under those jurisdictions.

SECTION 9. ENFORCEMENT:

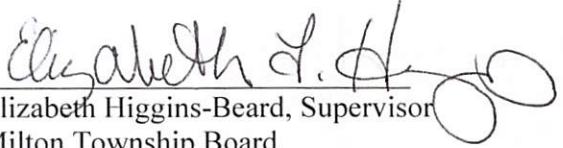
- A. Any person or entity operating an overweight or oversize vehicle on Township roads without a required Permit shall be subject to the penalties provided in the Illinois Vehicle Code (625 ILCS 5/15-113 and related sections).
- B. The Township may pursue civil action to recover costs of repair for damage to Township infrastructure.

SECTION 10. ADMINISTRATION: The Township Board authorizes the Highway Commissioner to establish administrative procedures for Permit Applications, routing, fee collection, and recordkeeping, including the use of electronic application systems.

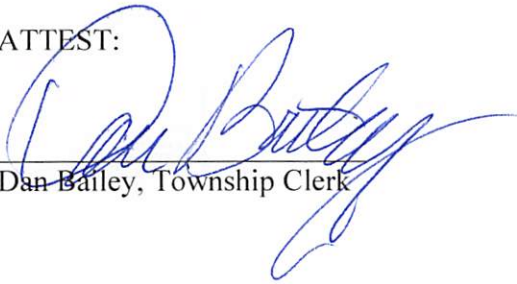
SECTION 11. SEVERABILITY: If any provision of this Ordinance is held invalid, such invalidity shall not affect the other provisions, which shall remain in full force and effect.

SECTION 12. EFFECTIVE DATE: This Ordinance shall be in effect immediately upon passage and approval in accordance with law.

ADOPTED AND APPROVED, this 21st day of May 2026, by the Supervisor and the Board of Trustees of Milton Township, Illinois.


Elizabeth Higgins-Beard, Supervisor
Milton Township Board

ATTEST:


Dan Bailey, Township Clerk

