

SPONSOR: M a r k
Kalwinski

1st District Councilman

ORDINANCE NO. 9343_____

**AN ORDINANCE TO AMEND ORDINANCE 3890, 4934, 6009, 7972, 8172, 8328, AND
8750, ALSO KNOWN AS CHAPTER 76, SCHEDULE VII OF THE HAMMOND
MUNICIPAL CODE AS IT RELATES TO REMOVING THROUGH TRUCK ROUTE
STREETS IN THE FIRST DISTRICT OF HAMMOND
(as amended)**

WHEREAS, Under Indiana law the City of Hammond has the statutory power to “regulate conduct, or use or possession of property that might endanger the public health, safety or welfare.” (I.C. 36-8-2-4).; and

WHEREAS, the Indiana Code specifically grants municipalities such as Hammond Home Rule to adopt local laws needed for the effective operation of the government. (I.C. 36-1-3-1, 2); and

WHEREAS, The City of Hammond maintains a written and formally codified Municipal Code, and this Municipal Code sets forth in detail as part the City’s legitimate and appropriate police powers, including Traffic Schedules in Chapter 76; and

WHEREAS, Local municipalities, such as Hammond are given the specific statutory authority to adopt regulations that do not conflict with or duplicate existing state statutes, including traffic matters; and

WHEREAS, Chapter 76, Schedule VII currently permits Through Truck Routes at Sheffield Avenue and 129th Street; and

WHEREAS; Sheffield Avenue has been converted to a Park Road between Calumet and 129th and is no longer suitable for truck traffic due to re-designed lane width restrictions and reduce speed limit; and

WHEREAS, 129th Street between Calumet and White Oak has suffered premature wear, damage and cracking as a result of truck traffic and lacks sufficient infrastructure to support this additional weight; and

WHEREAS, trucks making local deliveries, as evidenced by a bill of lading or shipping invoice would still be permitted to make local deliveries which require the use of 129th Street and Sheffield, south of 129th; and

NOW, THEREFORE, BE IT ORDAINED by the Common Council of the City of Hammond that Chapter 76, Schedule VII of the Hammond Municipal Code be amended

as

follows, and codified as same, and all other ordinances in conflict shall be repealed:

AN ORDINANCE TO AMEND ORDINANCE 3890, 4934, 6009, 7972, 8172, 8328, AND 8750, ALSO KNOWN AS CHAPTER 76, SCHEDULE VII OF THE HAMMOND MUNICIPAL CODE AS IT RELATES TO REMOVING THROUGH TRUCK ROUTE STREETS IN THE FIRST DISTRICT OF HAMMOND

Sheffield Avenue between Calumet Avenue and 131st Place shall be removed from the list of City Hammond through Truck Routes, and 129th Street, from east City limits to west City limits shall be removed from the list of City Hammond through Truck Routes. These streets are no longer designed as through truck routes.

BE IT FURTHER ORDAINED by the Common Council that this Ordinance shall be in full force and effect from and after its passage by the Common Council, signing by the President thereof and approval by the Mayor.

ADOPTED AND APPROVED BY the Common Council of the City of Hammond, Indiana, this 9th day of May, 2016.

Michael Opinker, President /s/
Hammond Common Council

ATTEST:

Robert J. Golec, City Clerk /s/
City of Hammond, Indiana

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond, Indiana, to the Mayor, for approval and signature, this 10th day of May, 2016.

Robert J. Golec, City Clerk /s/
City of Hammond, Indiana

The foregoing Ordinance No. 9343 consisting of two (2) typewritten pages, including this page, was APPROVED AND SIGNED BY ME, the undersigned Mayor of the City of Hammond, Indiana, this 11th day of May, 2016.

Thomas M. McDermott, Jr., Mayor /s/
City of Hammond, Indiana

PASSED by the Common Council on the 9th day of May, 2016 and approved by the Mayor on the 11th day of May, 2016.

Robert J. Golec, City Clerk /s/
City of Hammond, Indiana