

(Published in the official county newspaper on the 1st day of January, 2014)

**RESOLUTION NO. 37 - 2013**

A RESOLUTION ESTABLISHING NEW WEIGHT LIMITS ON A CERTAIN BRIDGE.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CHEROKEE COUNTY, KANSAS:

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, (hereinafter referred to as "Board") has the authority under K.S.A. § 19-101a to regulate travel through roads located within the unincorporated areas within Cherokee County, Kansas, and;

WHEREAS, the Board of County Commissioners of Cherokee County, Kansas, meeting in regular session, this 30th day of December, 2013, does hereby resolve as follows:

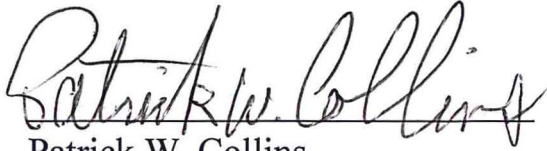
**Section 1. Bridge Weight Limit Established.** Upon the bridge located approximately 1/8<sup>th</sup> of a mile south of Varck and SE 70<sup>th</sup> in Cherokee County, Kansas, the vehicle weight limit shall be 35 tons, rather than 15 tons, through April 30, 2014, for Empire District Electric Company vehicles and its contractors for work performed to cap off a fly ash pond near the Empire District plant in Riverton. Provided, the increased weight limit shall not apply unless said company shall execute an agreement that it shall be responsible for reasonable remuneration to Cherokee County in the event of damage to the bridge or SE 70<sup>th</sup>, in Cherokee County, Kansas, caused by the activities of the overweight vehicles permitted to utilize the bridge that is described herein.

**Section 2. Severability.** If any section, subsection, subdivision, paragraph, sentence, clause or phrase in this resolution, or the application thereof to any circumstances, is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this resolution.

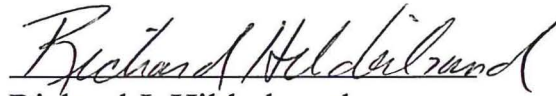
**Section 3. Effective Date.** This resolution shall take effect and be in full force from and after its passage and publication once in the official county

newspaper.

Adopted this 30th day of December, 2013, by the BOARD OF  
COMMISSIONERS OF CHEROKEE COUNTY, KANSAS.



Patrick W. Collins  
County Commissioner

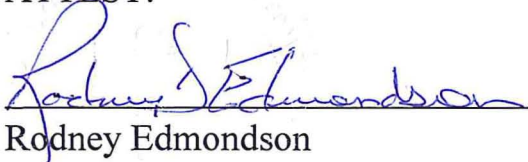


Richard J. Hilderbrand  
County Commissioner



Charlie Napier  
County Commissioner

ATTEST:



Rodney Edmondson  
County Clerk of Cherokee County,  
Kansas  
Resolution No. 37 - 2013

Prepared by:  
Kevin Cure, Attorney