



# CUSTER COUNTY

*420 Mt. Rushmore Rd.  
Custer, SD, 57730  
Phone: 605-673-8173*

## REVISED Resolution 2020-04

### Custer County Roads Weights and Speed Enforcement

**WHEREAS**, the Custer County (the "County") highways and roads are designated with a blue County shield OR a green rectangular sign marked with the words "Custer County"; and

**WHEREAS**, SDCL 32-25-9.1 authorizes the Board of County Commissioners to have discretionary authority to determine and establish speed zones on all or any part of the highways or roads under its jurisdiction; and

**WHEREAS**, the County highway and road system design does not permit safe travel at the 65 MPH speed limit as adopted by the State of South Dakota; and

**WHEREAS**, the County has determined that the County highways roads will be conspicuously posted (at the beginning and end of the speed zone) at 55 MPH speed limit to maintain safer travel, unless otherwise designated by the conspicuous posting of a lower speed limit; and

**WHEREAS**, SDCL 32-22-25 states, among other things, that if the Board of County Commissioners considers that the highways and roads under its jurisdiction would be damaged or destroyed by heavy traffic by reason of thawing or excessive moisture, or for any reason, the maximum weight of the vehicle and the load shall be reduced and such weight restrictions shall be conspicuously posted to indicate limitations of gross weight on the affected County's highways and roads; and

**WHEREAS**, the County's highways and roads deteriorate when thawing occurs during spring weather and when excessive moisture is present; and

WHEREAS, the Board of County Commissioners has determined that all County highways and roads shall will have conspicuously posted 6-Ton per axle load limit during such times when thawing occurs and/or when excessive moisture is present.

NOW THEREFORE, IT IS HEREBY RESOLVED by the Board of County Commissioners of Custer County that the County highways and roads will be conspicuously posted (at the beginning and end of the speed zone) at 55 MPH speed limit, unless otherwise designated by the conspicuous posting of a lower speed limit.

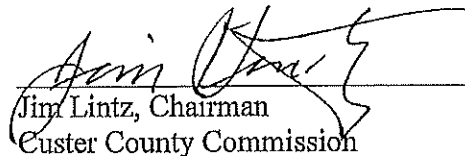
IT IS HEREBY FURTHER RESOLVED that the County's highways and roads shall have a conspicuously posted 6-ton per axle load limit in the spring during thawing conditions and during times when excessive moisture or other factors are present that will deteriorate the County's roads, as determined by the County's Highway Superintendent.

IT IS HEREBY FURTHER RESOLVED that the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations and speed limits on Custer County highways and roads.

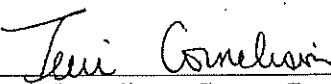
IT IS HEREBY FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be set forth in SDCL 32-22-55.

This Resolution shall become effective on the twentieth day after its completed publication.

Dated this 5th day of February, 2020 at Custer, South Dakota.

  
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Jim Lintz, Chairman  
Custer County Commission

ATTEST:

  
\_\_\_\_\_  
Terri Cornelison, Custer County Auditor

First Reading: February 5, 2020  
Adopted: February 5, 2020  
(Number of Votes for: 4; Number of Votes against: 0)  
Publication:  
Effective Date: February 25, 2020