



OFFICE OF THE CITY ATTORNEY
Long Beach, California

ORD-17

CHARLES PARKIN
City Attorney

MICHAEL J. MAIS
Assistant City Attorney

PREPARED BY:

Gary J. Anderson
Charles M. Gale
Anne C. Lattime
Howard D. Russell

DEPUTIES:

David R. Albers
C. Geoffrey Allred
Taylor M. Anderson
Richard F. Anthony
William R. Baerg
Sarah E. Green
Monica J. Kilaita
Nicholas J. Masero
Dawn A. McIntosh
Lauren E. Misajon
Matthew M. Peters
Katrina R. Pickett
Arturo D. Sanchez
Chelsea N. Trotter
Todd Vigus
Amy R. Webber
Erin Weesner-McKinley
Theodore B. Zinger

August 11, 2020

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Recommendation to declare ordinance amending the Long Beach Municipal Code by adding Chapter 10.80 establishing a 19-ton weight and load limit on the Toledo Bridge over Rivo Alto Canal, read the first time and laid over to the next regular meeting of the City Council for final reading. (District 3)

DISCUSSION

Pursuant to your request on July 14, 2020, this ordinance has been prepared and is submitted for your consideration.

SUGGESTED ACTION:

Approve recommendation.

Very truly yours,

CHARLES PARKIN, City Attorney

By: AMY R. WEBBER
Deputy City Attorney

ARW:bg A20-03561
01172312.DOCX

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY ADDING CHAPTER 10.80
ESTABLISHING A 19-TON WEIGHT AND LOAD LIMIT ON
THE TOLEDO BRIDGE OVER RIVO ALTO CANAL

WHEREAS, the County of Los Angeles conducts annual inspections of the
City's bridges to ensure the safe, continued operation of the bridges; and

WHEREAS, the County of Los Angeles provided to the City rating reports
for the Toledo East Bridge over Rivo Alto Canal and the Toledo West Bridge over Rivo
Alto Canal; and

WHEREAS, per the bridge rating reports, the County recommended
adjusting vehicle weights and load limits to 19 (nineteen) tons, and posting those limits to
provide notice to the public; and

WHEREAS, this weight restriction will prohibit fully loaded tractor-trailer
trucks and overweight permit loads, as well as heavily loaded commercial vehicles, from
being allowed to use the bridges; and

WHEREAS, Section 35750 (b) of the California Vehicle Code allows the
City Council of a City to determine the maximum weight of vehicles and loads which a
bridge under its jurisdiction will safely sustain, and allows a lower maximum weight than
is otherwise permitted (forty tons) under the California Vehicle Code; and

WHEREAS, Section 35751 (a) of the California Vehicle Code requires that
an engineering investigation be made and that a public hearing be held whenever such a
determination appears necessary; and

WHEREAS, Section 35751 (b) of the California Vehicle Code requires that
upon the basis of the investigation and all evidence presented at the hearing, the City

1 Council shall determine by order in writing the maximum weight of vehicle and load which
2 the bridge will safely sustain; and

3 WHEREAS, Section 35752 of the California Vehicle Code requires that the
4 authority having jurisdiction over the bridges shall erect and maintain suitable signs, in
5 accordance with Section 21400 of the California Vehicle Code, specifying the maximum
6 weight so determined, at a distance of not more than five (500) hundred feet from each
7 end of the bridge or any approach thereto;

8 NOW, THEREFORE, the City Council of the City of Long Beach hereby
9 ordains as follows:

10
11 Section 1. Chapter 10.80 is added to the Long Beach Municipal Code to
12 read as follows:

13 Chapter 10.80

14 TOLEDO BRIDGE OVER RIVO ALTO CANAL

15
16 10.80.010 Purpose.

17 The purpose of this Chapter is to establish a weight limit and load
18 restriction on the Toledo East Bridge over Rivo Alto Canal and Toledo West
19 Bridge over Rivo Alto Canal.

20
21 10.80.020 Scope.

22 A. In order to protect the public, the City of Long Beach accepts
23 the findings and recommendations of the latest County of Los Angeles,
24 Department of Public Works Bridge Load Rating Analysis, limiting the
25 maximum weight and load of vehicles utilizing the Toledo East Bridge over
26 Rivo Alto Canal and Toledo West Bridge over Rivo Alto Canal.

27 B. The Toledo East Bridge over Rivo Alto Canal and Toledo
28 West Bridge over Rivo Alto Canal shall be restricted to a maximum and

1 load of vehicles of nineteen (19) tons.

2 C. The restriction shall remain in effect as long as signs giving
3 notice thereof are posted at the bridge approaches in accordance with
4 Section 21400 of the California Vehicle Code.

5 D. The City of Long Beach, Department of Public Works shall
6 erect and maintain suitable signs in accordance with Section 21400 of the
7 California Vehicle Code.

8
9 10.80.030 Violations.

10 Violations of this Chapter shall be punishable in accordance with
11 California Vehicle Code section 35753.

12
13 Section 2. The City Clerk shall certify to the passage of this ordinance by
14 the City Council and cause it to be posted in three (3) conspicuous places in the City of
15 Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the
16 Mayor.

17 ///
18 ///
19 ///
20 ///
21 ///
22 ///
23 ///
24 ///
25 ///
26 ///
27 ///
28 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I hereby certify that the foregoing Ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 2020, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

Recusal(s): Councilmembers: _____

City Clerk

Approved: _____
(Date)

Mayor

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664