

## NOTICE OF INTENT TO ACT UPON A REGULATION

### Notice of Hearing for the Amendment and Adoption of Regulations of the Nevada Department of Transportation

The Nevada Department of Transportation will hold public hearings to receive comments from all persons regarding the amendment of regulations pertaining to chapter 484 of the Nevada Administrative Code. The public hearings will be held as follows:

August 18, 1998 - 1:00 p.m. to 5:00 p.m.  
Conference Room  
District II Headquarters  
Nevada Department of Transportation  
310 Galletti Way  
Sparks, Nevada

August 19, 1998 - 10:00 a.m. to 2:00 p.m.  
Grant Sawyer Office Building, Room No. 4412E  
555 E. Washington Avenue  
Las Vegas, Nevada

This notice of intended action is provided pursuant to the authority of NRS 233B.060(2).

The following information is provided pursuant to the requirements of NRS 233B.060:

1. These proposed amendments to the regulation are needed for the administration of overdimensional permits. The purpose of the proposed amendments is to amend the existing regulations that govern the operation of overdimensional vehicles and loads.

2. The proposed amendments involve the duration and use of the permit, the conditions for revocation of the permit, definition of hours of darkness and travel at night, movement of mobile homes and houses, and related changes.

3. Economic effects of the proposed amendments:

a. Business sought to be regulated.

The estimated economic effect on the business sought to be regulated is minimal. The adverse effects are wider loads and clarification to the regulations on dimensions. The immediate and long term effect is the regulation of mobile and manufactured homes on state highways.

b. Public.

The estimated economic effect on the public is minimal. The adverse effects could be substantial if not addressed. The beneficial effects are improved safety precautions. the immediate effect is wide loads will not be allowed on restricted routes and will be reviewed for

travel on all routes. The long term effect is the regulation of trailer coaches and mobile or modular homes on all routes.

4. The estimated cost to the department for enforcement of the proposed amendments and regulation is minimal.

5. There are no other regulations and ordinances of other state or local governmental agencies which overlap or duplicate the proposed amendments. The amendments, as proposed, do not overlap or duplicate any federal regulations. 23 CFR part 658, in part, regulates the length, width and weight limitation or trucks.

6. Under 23 U.S.C. 315, the Secretary of the U.S. Department of Transportation may prescribe regulations which carry out this Act. This federal law concerns and regulates the protection and preservation of the highways.

7. Except for the federal regulation referenced above, there aren't any federal regulations that overlap or duplicate the proposed amendments.

8. The proposed amendments will not establish an increase in an existing fee.

Persons wishing to comment upon the proposed action of the Nevada Department of Transportation may appear at the scheduled hearing or may address their comments, data, views or arguments, in written form, to the Director, Nevada Department of Transportation, 1263 South Stewart Street, Carson City, Nevada, 89712. Written submissions must be received by the Nevada Department of Transportation on or before August 17, 1998. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada Department of Transportation may proceed immediately to act upon any written submissions.

A copy of this notice and the proposed amendments will be on file at the State Library, 100 Stewart Street, Carson City, Nevada for inspection by members of the public during business hours. Additional copies of the notice and regulation to be amended and adopted will be available at:

Overdimensional Permits  
Administrative Services Office  
Nevada Department of Transportation  
1263 South Stewart Street  
Carson City, Nevada 89712  
(702) 888-7410

District I  
Nevada Department of Transportation  
123 East Washington Avenue  
Las Vegas, Nevada 89101

(702) 385-6500

Tonopah Maintenance Station  
Nevada Department of Transportation  
805 Erie Main  
Tonopah, Nevada 89049  
(702) 482-6475

District II  
Nevada Department of Transportation  
310 Galletti Way  
Sparks, Nevada 89431  
(702) 688-1250

District III  
Nevada Department of Transportation  
1951 Idaho Street  
Elko, Nevada 89801  
(702) 738-7284

Winnemucca Maintenance Station  
Nevada Department of Transportation  
725 W. 4th Street  
Winnemucca, Nevada 89446  
(702) 623-8000

Ely Maintenance Station  
Nevada Department of Transportation  
1401 Avenue "F"  
Ely, Nevada 89301  
(702) 289-1666

and in all counties in which the offices of the department is not maintained, at the main public library, for inspections and copying by members of the public during business hours. This notice and text of the proposed regulations are also available in the State of Nevada Register of Administrative Regulations which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653 and on the Internet at <http://www.leg.state.nv.us>. Copies will also be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the Nevada Department of Transportation, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reasons for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

Nevada Department of Transportation  
1263 S. Stewart Street  
Carson City, Nevada

Governor's Office  
Capitol Building  
Carson City, Nevada

Nevada Department of Transportation  
123 E. Washington Avenue  
Las Vegas, Nevada

Nevada State Personnel  
555 E. Washington Avenue  
Las Vegas, Nevada

Washoe County Courthouse  
75 Court Street  
Reno, Nevada

Clark County Courthouse  
200 S. Third Street  
Las Vegas, Nevada

We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the hearings. If special arrangements for the hearings are necessary, please contact Susan Peterson, Overdimensional Permits, Nevada Department of Transportation, 1263 S. Stewart Street, Carson City, Nevada 89712 or call (702) 888-7410.

## **LCB File No. R127-98**

### **NOTICE OF WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATION**

The Nevada Department of Transportation is proposing the amendment of regulations pertaining to chapter 484 of the Nevada Administrative Code. A workshop will be held on August 3, 1998 in Room 314, Nevada Department of Transportation, 1263 South Stewart Street, Carson City, Nevada 4:00 p.m. to 6:00 p.m. The purpose of the workshop is to solicit

comments from interested persons of the following general topics addressed in the proposed amendments.

The proposed amendments will change the existing regulations that govern the operation of overdimensional vehicles. It will change the duration and use of the overdimensional permit, the conditions for revocation of the permit, definition of hours of darkness and travel at night, movement of mobile homes and houses, and related changes.

A copy of this notice and the proposed amendments to the regulations will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspection by members of the public during business hours. Additional copies of the notice and the amendments will be available at:

Overdimensional Permits  
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Nevada Department of Transportation  
1263 South Stewart Street  
Carson City, Nevada 89712  
(702) 888-7410

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(702) 623-8000

Ely Maintenance Station  
Nevada Department of Transportation  
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Ely, Nevada 89301  
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This Notice of Workshop to Solicit Comments of Proposed Regulation has been sent to all persons on the agency's mailing list for administrative regulations and posted at the following locations:

Nevada Department of Transportation  
1263 S. Stewart Street  
Carson City, Nevada

Governor's Office  
Capitol Building  
Carson City, Nevada

Nevada Department of Transportation  
123 E. Washington Avenue  
Las Vegas, Nevada

Nevada State Personnel  
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Las Vegas, Nevada

Washoe County Courthouse  
75 Court Street  
Reno, Nevada

Clark County Courthouse  
200 S. Third Street

Las Vegas, Nevada

We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the workshop. If special arrangements for the workshop are necessary, please contact Susan Peterson, Overdimensional Permits, Nevada Department of Transportation, 1263 S. Stewart Street, Carson City, Nevada 89712 or call (702) 888-7410.

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## LCB File No. R127-98

### PROPOSED REGULATION OF THE DEPARTMENT OF TRANSPORTATION

(The Department of Transportation plans to hold public hearings on August 18, 1998 in Sparks and August 19, 1998 in Las Vegas. A workshop is scheduled for July 29, 1998 in Carson City. After the public hearings, the regulations will be presented to the State Transportation Board of Directors for adoption.)

Authority: NRS 484.739(4), 484.762(2), 484.7625(3)(b), 484.7631(2), 233B.040

**Note:** Proposed language is underlined. And existing language to be deleted is **[bracketed]**.

484.510 Availability of permits.

1. The Department of Transportation, Room 103, 1263 South Stewart Street, Carson City, Nevada 89712; Telephone: Area Code 702-888-7410 **[702-687-5410]** Monday through Friday, excluding holidays, between the hours of 7:30 a.m. and 4:30 p.m. Permits will not be transmitted after 4:15 p.m.

484.525 Duration and use of permits.

3. Annual permits may also be issued for repetitive trips when traveling on interstate, primary, secondary, urban or state routes as prescribed in subsection 1 of NAC 484.540. Original permit must be with the vehicle unless permission granted to multi-copy is indicated on the annual permit. The tractor license number must be listed on the permit.

484.530 Fees: Amount; payment. (Effective July 1, 1994.)

(c) The Department of Transportation may waive the fee for permits obtained by other government organizations, or for permits obtained to operate what would otherwise be a legal load on a route with reduced load limits imposed pursuant to NRS 484.752.

484.535 General conditions of permits.

4. The cost of repair of any roadway shoulders, surfacing, guide posts, marker posts, snow marker posts, signs or sign posts, bridge or bridge rail or any other highway appurtenances of the highway or highway right of way damaged or unduly disturbed by the permittee's operation **[must be paid by the permittee immediately upon receipt of proper billing. Failure to pay the bill immediately constitutes cause for revocation of the permit and no permits will be issued until all claims are satisfied.]** must be paid for by the permittee. The district engineer shall determine the amount of damages and bill the permittee. The permittee shall have 20 days to pay the bill by cash or certified check.

FAILURE TO TIMELY PAY THE BILL SHALL CONSTITUTE CAUSE FOR  
REVOCATION OF THE PERMIT AND NO OTHER PERMITS WILL BE ISSUED  
UNTIL THE BILL IS SATISFIED.

484.562 Restrictions on time of travel.

Moves during hours of darkness and on weekends are prohibited except that vehicles or vehicle combinations and loads not exceeding 75 feet in overall length including overhang and those vehicles and vehicle combinations that are overweight and are otherwise legal may be moved during the hours of darkness and on Saturday and Sunday. “Hours of darkness” or “travel at night” means a half hour after sunset to a half hour before sunrise.

484.550 Signs.

1. All loads or vehicles in excess of [8 feet wide] 8 feet 6 inches wide must display oversize load or “wide load” signs front and rear. When a wide load is transported, the signs must be promptly removed upon completion of work. The minimum size warning signs must be a 6 feet by 12 inch sign with not less than 5-inch black letters of 1 1/2-inch minimum stroke on contrasting background. [Signs presently in use that are in conflict with the above may be used until December 31, 1977.]

484.570 Movement of trailer coaches or mobile or modular homes.

2. Permission will be granted to tow properly registered, manufactured oversize [trailer coaches or] mobile or modular homes, that are in excess of [not exceeding] 14 feet, excluding any appendages and roof eaves, but does not exceed 16 feet in width, [with a vehicle as prescribed by law.] including any appendages and roof eaves. The following safety precautions will be required for mobile or modular homes in excess of 14 feet and not exceeding 16 feet in width.

(a) Legal axle weights.

(b) Brakes on every axle.

(c) Tire weight cannot exceed manufactures rating.

(d) Movement on two-lane highways will be reviewed on a case by case basis only. No travel will be authorized on restricted routes as determined by the Department for overwidth loads.

484.580 Movement of buildings or structures.

6. Double-wide mobile homes that are established residences and are parked on a space in a mobile home park, may be moved as a single unit by a qualified house mover only. The

movement of double-wide mobile homes over 26 feet in width is permitted only for short distances normally not to exceed 10 miles.