



Robert J. Beste
Public Works Director

CITY OF TORRANCE

PUBLIC WORKS DEPARTMENT

July 7, 2015



SUBJECT: SPECIAL PERMIT FOR [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Dear [REDACTED]

“Under authority of 35780(a) CVC, the City of Torrance grants [REDACTED] (“contractor”) and authorized subcontractors this Special Permit to facilitate the transport of aggregate materials (i.e. sand, rock dust, base, gravel), via direct route, from the nearest “stockpile” to the area where work (see attached maps of streets and City facilities) will be performed. In so doing, this Special Permit does not authorize the permit holder to exceed any limits deemed to result in a grossly unsafe condition (i.e. axle load limits, tire load limits, bridge weight, GVWR). All regulations related to proper load securement must be adhered to while in transit to and from the “stockpile”. See additional requirements listed below as any violation of this Special Permit will negate said permit and the permit holder will be liable for any violation of applicable City, state and/or federal regulation(s).”

Effective July 13, 2015 and terminating on November 20, 2015, this letter serves as a **SPECIAL PERMIT** as outlined in Section 35780 of the California Vehicle Code and applies only during the following instances:

- A. While traveling on a direct route from a City-approved stockpile area to the various residential streets included in the project and other City park parking lots, and
- B. While applying slurry seal on a designated street or area included in the project and/or shown on the attached maps.

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Additionally, the following are requirements for each construction vehicle covered by this Special Permit:

1. Cover the bed of all trucks delivering materials from the stockpile area to the work area; and
2. Operate the construction vehicle's flashing yellow hazard lights while driving from the stockpile area to the work area; and
3. Provide either a "pilot" or "chase" vehicle to accompany each laden construction vehicle from the stockpile to the work area. It is recommended that the "pilot/chase" vehicle operate its flashing yellow hazard lights for added visibility and also have supplemental external flashing amber lights.

This Special Permit, or a copy, must be in possession of the driver of any and all construction vehicles covered by said permit. Failure to do so is considered a violation and each driver and/or your company may be fined accordingly.

For questions, you may contact [REDACTED]

Sincerely,

[REDACTED]
Project Engineer

CC: [REDACTED]

Enclosure: Slurry Seal Maps

CALIFORNIA VEHICLE CODE APPLICABLE SECTIONS 35780-35784

Permits for Variances

35780. (a) The Department of Transportation or local authorities, with respect to highways under their respective jurisdictions, may, at their discretion upon application and if good cause appears, issue a special permit authorizing the applicant:

(1) To operate or move a vehicle or combination of vehicles or special mobile equipment of a size or weight of vehicle or load exceeding the maximum specified in this code.

Issuance, Withholding, or Restricting Permit

35782. (a) The Department of Transportation or a local authority may issue or withhold the permit at its discretion, or, if the permit is issued, do any of the following when necessary to protect against injury to the road, foundations, surfaces, or structures:

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Limit the number of trips.

(2) Establish seasonal or other time limitations within which the vehicle or vehicles described may be operated on the highways indicated.

(3) Otherwise limit or prescribe conditions of operation of the vehicle.

Possession of Permit

35783. Every permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection of any peace officer, traffic officer, authorized agent of the Department of Transportation, or any other officer or employee charged with the care or protection of such highways.

Violation of Permit: Misdemeanor: Exception

35784. (a) Except as provided in subdivision (b), it is unlawful for any person to violate any of the terms or conditions of any special permit.

(c) If a violation under subdivision (a) consists of an extralegal load not being on the route described in the special permit, and the violation is directly caused by the action of an employee under the supervision of, or by the action of any independent contractor working for, a permittee subject to this section, the employee or independent contractor causing the violation is guilty of a misdemeanor. This subdivision applies only if the employee or independent contractor has been provided written direction on the route to travel and has not been directed to take a different route by a peace officer.

(d) The guilt of an employee or independent contractor under subdivision (c) shall not extend to the permittee employing that person unless the permittee is separately responsible for an action causing the violation.

(e) A violation of equipment requirements contained in Division 12 (commencing with Section 24000), by any person operating a pilot car shall not be considered a violation of any terms or conditions of a special permit under subdivision (a).

(f) (1) Any person convicted of a violation of the terms and conditions of a special permit shall be punished by a fine not exceeding five hundred dollars (\$500) or by imprisonment in the county jail for a period not exceeding six months, or by both that fine and imprisonment.

(2) In addition, if the violation involves weight in excess of that authorized by the permit, an additional fine shall be levied as specified in Section 42030 on the amount of weight in excess of the amount authorized by the permit.

Violation: Extralegal Load

35784.5. (a) Any person convicted of transporting an extralegal load on a highway, or causing or directing the operation of or driving on a highway any vehicle or combination of vehicles for which a permit is required pursuant to this article, without having obtained a permit issued in accordance with this article, shall be punished by a fine not exceeding five hundred dollars (\$500) or by imprisonment in the county jail for a period not exceeding six months, or by both that fine and imprisonment.

(b) If the violation involves excess weight, an additional fine shall be levied as specified in Section 42030 on the amount of weight in excess of that authorized pursuant to this chapter.

