



Town of Milton

115 Federal Street, Milton, Delaware 19968

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ORDINANCE NO. 2025-010

**AN ORDINANCE TO AMEND SECTION 209-118 OF THE TOWN CODE,
ENTITLED "Prohibition of trucks over 5,000 pounds."**

WHEREAS, the Mayor and Town Council has the power to regulate the use and enjoyment of, prevent, or remove any obstruction of, the streets in the Town of Milton; and

WHEREAS, the Mayor and Town Council of the Town of Milton has previously found it necessary for furthering the aforementioned purposes to enact an ordinance regulating Prohibition of trucks with two axles or more and over 5000 pounds Gross vehicle weight codified as Article XV, entitled "Towing and Impounding of Motor Vehicles," in Chapter 209 of the Town Code, entitled "Prohibition of trucks over 5000 pounds"; and

WHEREAS, the Mayor and Town Council of the Town of Milton may, from time to time, amend, supplement, or change the regulations codified in said chapter; and

NOW THEREFORE, BE IT ENACTED AND ORDAINED, by the Mayor and Town Council of the Town of Milton, a majority thereof concurring that the following revisions hereby be incorporated into Chapter 209 of the Town Code, with additions shown by underline and deletions shown by strikethrough:

§ 209-118. Prohibition of trucks and over 5,000 pounds or over two axles; exception.

A. For the purposes of this article the following definitions shall apply:

AXLE

Drive (power) axle

LOCAL SERVICE

"Local service" means an origin, destination, or service located directly on a restricted roadway segment or at a location that can only be accessed by a restricted roadway segment.

SERVICE

"Service" means a stop at any of the following:

- (1) A point where freight originates, terminates, or is handled.
- (2) A facility for food, fuel, repair, or rest.
- (3) A location where commercial motor carriers maintain an operating facility.
- (4) A location where vehicle-related labor is performed.

B. ~~A.~~ It shall be unlawful for any person to operate or have under his control any truck, except for the purpose of making a local service delivery, over a gross weight of 5,000 pounds within the corporate limits of the Town of Milton; further, trucks over two (2) axles, except local service, shall be prohibited from the use of the following roadways:

- (1) DE 5 between DE 16 and DE 5A.
- (2) Chestnut St. between Front St. and DE 5.
- (3) Lavinia St. between Mulberry St. and Sand Hill Rd.
- (4) Mulberry St. between DE 16 and DE 5.
- (5) Front St. between DE 5 and Atlantic St. / Cave Neck Rd.
- (6) Atlantic St. between DE 5 and Off-Centered Way.

C. ~~B.~~ The provisions of this section shall not be applicable to any truck owned by the Town of Milton or a truck of an independent contractor performing maintenance on said street.

I, **JOHN R. COLLIER** Mayor of the Town of Milton, hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the Town Council of the Town of Milton at its meeting held on the 2nd day of June 2025, at which a quorum was present and voting throughout and that the same is still in full force and effect.


MAYOR

SYNOPSIS

This ordinance amends Section 209-118 of the Town Code, thereby prohibiting trucks with more than two (2) axles and a gross vehicle weight of more than 5,000 pounds.