

CODE ORDINANCE Sponsored by: Assemblymembers Fonov and McKee
 Introduced: 02/03/26
 Public Hearing: 02/17/26
 Amended: 02/17/26
 Adopted: 02/17/26
 Reconsideration Filed: 02/18/26
 Reconsideration Failed: 03/03/26

**MATANUSKA-SUSITNA BOROUGH
ORDINANCE SERIAL NO. 26-020**

AN ORDINANCE OF THE MATANUSKA-SUSITNA BOROUGH ASSEMBLY
ESTABLISHING AN EXEMPTION TO WEIGHT RESTRICTIONS ON BOROUGH ROADS.

BE IT ENACTED:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the Borough Code.

Section 2. Amendment of section. MSB 11.08.010 is hereby amended as follows:

(A) The Manager is authorized to restrict use of or close any road, street or other public way maintained by the borough, including those maintained through service areas, whenever the manager considers such closures or restriction of use necessary for the protection of the public, or for the protection of the road or street from damage during storms, floods, thawing conditions or during construction or maintenance operations.

(B) When the Manager has restricted the use of public rights-of-way, the Manager may authorize a vehicle operator to exceed weight limit restrictions one

round trip per day upon payment of a fee. The fee for the exemption shall be set by the Assembly.

11.08.025 Road Weight Restrictions

(A) This section establishes a process to allow limited exemptions from road weight restrictions for the transportation of non-divisible equipment.

(B) An application for exemption from the road weight restrictions shall be filed on a form provided by the Borough. The application shall include:

(1) appropriate filing fee as established by the assembly;

(2) date of travel and starting point and where traveling to.

(3) information identifying the subject vehicle, including the make, model, color, and license plate number; and

(4) information identifying the vehicle, load, or equipment which is non-divisible.

11.08.040 Definitions

(A) For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- "Non-divisible equipment" means a vehicle, load, or piece of machinery that cannot be readily dismantled, reduced, or separated into smaller components to comply with applicable road weight limits without:

1. Compromising the structural integrity or intended operation or the load or equipment;
or
2. Requiring more than eight work hours to dismantle using appropriate tools and equipment.

Section 3. Amendment of subsection. MSB 1.45.100 (C) is hereby amended by adding the following to the schedule of fines:

(C) The following schedule of minimum fines shall apply to the violation of the specified codes and may not be judicially reduced:

Code	Description	Fine Amount
<u>11.08.010</u>	<u>Exceeding weight limit</u> <u>restrictions on a borough</u> <u>road without a valid</u> <u>exemption</u>	<u>\$1,000</u>

Section 4. Effective date. This ordinance shall take effect upon adoption.

ADOPTED by the Matanuska-Susitna Borough Assembly this 17 day of February, 2026.

EDNA DeVRIES, Borough Mayor

ATTEST:

LONNIE R. McKECHNIE, CMC, Borough Clerk

(SEAL)

Reconsideration Vote:

YES: Bowles, Nowers, and Gamble

NO: McKee, Sumner, Fonov, and Bernier

02/18/26 vote:

YES: Bowles, McKee, Sumner, Gamble, Fonov, and Bernier

NO: Nowers