



**AN ORDINANCE ESTABLISHING WEIGHT LIMITS  
AND PROHIBITING THE USE OF SUCH ROADS BY OVERWEIGHT  
VEHICLES, AND PROVIDING PENALTIES FOR VIOLATIONS**

**WHEREAS**, the Town of Brentwood has noted excess safety and wear and tear to Town streets and roads due to heavy truck "through traffic;" and

**WHEREAS**, such heavy truck traffic causes the Town of Brentwood to incur additional and unnecessary road maintenance expenses, both to repair the roads and to clean up rubbish and refuse that has fallen from unsecured vehicles onto the roadway; and

**WHEREAS**, such traffic poses a potential safety threat to conventional motorists and other users of the Affected Road, which was not designed to accommodate heavy truck traffic resulting in residential concern; and

**WHEREAS**, pursuant to Md. Code Ann., Local Gov't § 5-202, local governments may pass any ordinance to aid in maintaining the peace, good government, health, and welfare of the Town; and

**WHEREAS**, pursuant to Md. Code Ann., Transportation § 25-102(a)(11), the provisions of the Maryland Vehicle Law do not prevent a local authority such as the Mayor and Council, in the reasonable exercise of its police power, from regulating through truck traffic and prohibiting trucks from using any highway or alley that is not designated or maintained as a part or extension of the State or federal highway system, provided the local authority has designated an adequate alternate route for diverted truck traffic; and

**WHEREAS**, pursuant to Chapters § 305-11, § 305-15, § 305-31 of the Town of Brentwood Code (the "Code") authorizes the Mayor and Council to adopt and amend ordinances or regulations to restrict or regulate the weight and type of vehicle or kind of traffic that may travel within the Town of Brentwood and to establish fines and penalties for violation thereof; and

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL OF THE TOWN OF BRENTWOOD**, and it is hereby enacted and ordained by virtue authority of same as follows:

**SECTION 1:** Statute. It shall be unlawful for any person to operate any motor vehicle having a gross vehicle weight rating (as specified in the Transportation Article of the Maryland Code currently at § 16-803) in excess of 10,000 pounds (5-ton gross vehicle weight). No commercial motor vehicles, excluding school & commercial buses as defined under § § 11-105 and 11-154 of the Maryland Transportation Article and no vehicle in excess of five (5) tons' gross weight shall be operated on or in any Town street except where such operation thereon shall be necessary in order to pick up or deliver any goods, wares, merchandise, services or material from or to any premises located upon any such Town street or portion thereof, but then only be entering such street or part thereof at the



intersection nearest the destination and proceeding thereon no farther than the nearest intersection thereafter. The exceptions are Rhode Island Ave and 38th Street, which are under control by the State of Maryland and 34th Street, which is shared with Mt. Rainier. Further exclusions include emergency and utility vehicles.

**SECTION 2.** Posting. Signs shall be posted in accordance with any applicable federal, State, or local laws in such a manner as to reasonably advise vehicle operators of the weight limits and the prohibition on through traffic as set forth herein.

**SECTION 3.** Penalties. Any vehicle in violation of this section is liable for a citation in an amount established by the Mayor and Council by this ordinance of \$100.

**AND IT BE FURTHER ORDAINED**, that this Ordinance shall take effect within thirty days of adoption.

**AND IT BE FURTHER ORDAINED**, that if any section, subsection, provision, sentence, clause, phrase or word of this Ordinance is for any reason held to be illegal or otherwise invalid by any court of competent jurisdiction, such invalidity shall be severable, and shall not affect or impair any remaining section, subsection, provision, sentence, clause, phrase or word included within this Ordinance, it being the intent of the Town that the remainder of the Ordinance shall be and shall remain in full force and effect, valid and enforceable.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF BRENTWOOD** this \_\_\_\_\_ day of \_\_\_\_\_, 2025, as follows:

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2025.



Ordinance: 2025-11  
Introduced and Read:  
Second Reading and Adoption:

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Attest: Larry Moran, Town Clerk

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Rocio Treminio-Lopez, Mayor

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Jerry Burgess, Vice Mayor

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Glenn Harris Jr., Councilmember

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Juan Arango Millan, Councilmember

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Julia Elrod, Councilmember

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