

**PANOLA COUNTY, TEXAS ORDINANCE 2021-01**

**AMENDING THE 1985 PANOLA COUNTY ORDINANCE DATED AUGUST 5, 1985 HEREINAFTER STYLED ORDINANCE 1985-01 WHICH LIMITED THE WEIGHT AND ESTABLISHED RULES AND REGULATIONS GOVERNING THE OPERATION OF VEHICLES OVER AND ON COUNTY ROADS MAINTAINED BY PANOLA COUNTY, TEXAS AND PROVIDED FOR A PERMIT AND TERMS OF THE PERMIT FOR PERMITTED VEHICLES ON PANOLA COUNTY MAINTAINED ROADS; AND PROVIDING FOR A CLASS C MISDEMEANOR AND AN INCREASED PENALTY FOR VIOLATIONS AND PUBLICATION.**

**WHEREAS**, on the 5th day of August, 1985, the Panola County Commissioners' Court convened and passed an Ordinance providing for weight limits, issuance of a permit, provided for a penalty, and publication hereinafter styled Panola County, Texas Ordinance 1985-01.

**WHEREAS**, a need exists to amend such Ordinance 1985-01, and the following Amendment Styled *Panola County, Texas Ordinance 2021-01* was adopted by the Court with all members voting "aye" to-wit:

**1. PERMISSIBLE LEGAL WEIGHT, LENGTH, AND SIZE**

Be it ordained by this Court that the weight, length, size limits of the roads, bridges, and culverts which are maintained exclusively by Panola County, Texas (Panola County Roads) shall be limited to the permissible legal weight, length, and size allowed by the State of Texas as it currently exists or hereafter amended.

**2. PERMIT WITH TERMS**

Be it ordained by this Court that a permit with terms for vehicles which exceed the permissible weight, length, and size shall be issued by the County by the Commissioners through the Road and Bridge Department as shown by Exhibit A attached to this Ordinance. Such terms may be amended as needed by this Court.

**3. CRIMINAL OFFENSES AS A CLASS C MISDEMEANOR FOR VIOLATION OF NOT HOLDING A VALID PERMIT OR VIOLATING ANY OF THE TERMS OF THE PERMIT ISSUED**

A. It shall be unlawful and constitute a Criminal Offense of a Class C misdemeanor for any individual, Corporation, or Association to drive, operate, or move a vehicle on any Panola County Road as to Weight, Length, or Size which exceeds the permissible limitations herein without holding a valid permit from Panola County under the provisions herein or violating any of the terms of such a permit issued.

B. It shall be unlawful and constitute a Criminal Offense of a Class C misdemeanor for any individual, Corporation, or Association to drive, operate, or move a permitted vehicle on any Panola

**PANOLA COUNTY, TEXAS ORDINANCE 2021-01**

County Road which exceeds the posted speed limit

**4. PENALTY FOR A VIOLATION**

Any individual, corporation or association who shall willfully violate the provision of this Ordinance or fail to comply therewith, shall be guilty of a Class C Misdemeanor Criminal Offense and upon conviction shall be fined in any sum not exceeding Five Hundred Dollars (\$500) plus court costs, and each such violation shall constitute a separate and distinct offense hereunder.

**5. PUBLICATION TO BE EFFECTIVE**

This Ordinance shall be published twice in a Newspaper of General Circulation in Panola County; and thereafter this Ordinance and its Adoption and Publication shall be operative and effective as to all Panola County maintained roads, bridges, and culverts for all purposes hereunder.

**AMENDED AND APPROVED** this 6<sup>th</sup> day of July, 2021.

PANOLA COUNTY COMMISSIONERS' COURT

*Lee Ann Jones*

COUNTY JUDGE

*Billy Alexander*

Commissioner, Precinct 1

*David Lee*

Commissioner, Precinct 2

*Craig M. Johnson*

Commissioner, Precinct 3

*Dale L. ...*

Commissioner, Precinct 4

ATTEST:

*Michelle ...*  
County Clerk, Panola County, Texas



Texas Transportation Code Sec. 621.18 & 621.301 Sec. 251.153 & 251.155 Sec. 623

PANOLA COUNTY APPLICATION AND PERMIT TO MOVE  
OVERWEIGHT OVERSIZE OR OVERLENGTH EQUIPMENT  
OVER ROADS OF PANOLA COUNTY ROAD SYSTEM

THE STATE OF TEXAS §

PERMIT # \_\_\_\_\_

COUNTY OF PANOLA §

DATE \_\_\_\_\_

APPLICANT REQUESTS PERMISSION TO TRANSPORT EQUIPMENT AND OTHER LOADS OVER THE FOLLOWING COUNTY ROADS:

APPLICANT \_\_\_\_\_  
AUTHORIZED PERSON \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
PHONE \_\_\_\_\_  
EMAIL \_\_\_\_\_  
NAMES OF SUBCONTRACTORS TRANSPORTING LOAD \_\_\_\_\_

COUNTY ROAD(S) # \_\_\_\_\_  
\_\_\_\_\_  
DESTINATION \_\_\_\_\_  
DIRECTIONS \_\_\_\_\_

USE ADDITIONAL SHEETS IF NEEDED OR NEXT PAGE

LENGTH OF TIME FOR PERMIT (NOT TO EXCEED 90 DAYS)

BEGIN \_\_\_\_\_ END \_\_\_\_\_

TERMS OF PERMIT

1. This permit holder and all users agree to pay to the County for any damages to County roads or right of way including the road bed, road surface, bridges, culverts, signs, structures, fences, trees which results from the movement of the load over the county road system.
2. This permit is automatically cancelled if the permit holder or any user of this permit violates the terms of this permit or any County Ordinance or traffic rule.
3. All responsibility for any damages to any loads or vehicles or persons in the use of this permit is accepted and assumed by the user of this permit.
4. The County Commissioner of the precinct where the road is located may revoke or suspend this permit and use of County roads if in his opinion damage has occurred or may occur if further use of the road is made
5. This permit is ONLY for the listed County roads and not for other County roads. The user of the permit shall use Highways or farm to market roads to access the permitted County roads. Do not use other non-permitted County roads to access the permitted County roads. Fines and court costs shall be imposed for a violation of these terms.
6. No load shall exceed the State of Texas limits. Fines and court costs shall be imposed for a violation.
7. Each user of this permit shall show a copy of this permit if requested.
8. It is recommended the speed of 30 miles an hour should not be exceeded by a user of this permit to reduce damage.
9. Any dispute as to the damages or the amount is in the sole discretion of the County Commissioner who issued the permit or his/her successor.
10. After a presentation of the damages has been made to the permit holder then the permit holder shall pay the damages to the County within thirty (30) days. This permit and future permits to the holder may be suspended until full payment is made. Any nonpayment shall be collected by the County attorney together with interest, court costs, and attorney fees.
11. The permit holder shall be responsible for its employees, subcontractors and all persons using this permit.
12. A surety bond may be required

Signature of the person applying for Applicant \_\_\_\_\_

I, the undersigned, certify that I am authorized to sign this application for the Applicant committing the above obligation and that the statements in this application are true and correct. This a contractual agreement performable in Panola County, Texas. I understand and agree to the Terms of this Permit, and I am authorized to agree to such Terms on behalf of the Applicant

SIGNED \_\_\_\_\_ FOR THE APPLICANT

By \_\_\_\_\_

TITLE \_\_\_\_\_ ADDRESS \_\_\_\_\_

PHONE \_\_\_\_\_ EMAIL \_\_\_\_\_

APPROVED BY COMMISSIONER/FOREMAN

\_\_\_\_\_  
SIGNATURE DATE \_\_\_\_\_

\_\_\_\_\_  
NAME PERMIT # \_\_\_\_\_

Instructions for Applicant:

If the permit is to be issued for oil and gas activities then the Applicant should be the lease holder or the responsible entity for the work

If the permit is for timber activities then the Applicant should be the owner of the timber or whomever is transporting the timber or equipment

If the permit is for saltwater or waste water disposal activities then the Applicant should be the trucking company

If the permit is for agricultural activities (chicken, livestock, feed) then the Applicant should be the entity transporting the loads.

All Subcontractors must be listed if this permit is to be used by them.

Specific County roads must be identified Do not apply for all County roads

ADDITIONAL SUBCONTRACTORS

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_