

Town of Rice Lake

Barron County, Wisconsin

December 3, 2014

Re: No Fee Permit Application for Implements of Husbandry and Ag CMV's

To Whom It May Concern:

The Board of Supervisors for the Town of Rice Lake will begin enforcement of Wisconsin Act 377 governing Implements of Husbandry (IoH) and Agricultural Commercial Motor Vehicles on town roads beginning January 1, 2015. The following are definitions of such:

IMPLEMENTS OF HUSBANDRY (IoH) – A self-propelled or towed vehicle manufactured, designed or reconstructed to be used and that is **exclusively** used in the conduct of agriculture. IoH's are broken down into the following three categories:

A. **Category A** – Farm Tractor

B. **Category B** –

- Self-propelled combine, forage harvester or self-propelled fertilizer or pesticide application equipment but not including manure application equipment;
- Towed tillage, planting, and cultivation equipment and its towing power unit;
- Or another self-propelled vehicle that directly engages in harvesting farm products, directly applies fertilizer, spray or seeds but not manure, or distributes feed to livestock.

C. **Category C** – A farm wagon, farm trailer, manure trailer, or trailer adapted to be towed by or to tow or pull, another implement of husbandry.

- A combination of vehicles in which each vehicle in the combination is an IoH or
- In which an IoH farm wagon, farm trailer, manure trailer is towed by a farm truck, farm truck tractor, or motor truck.

IoH does not include any of the following:

1. An agricultural commercial motor vehicle.
2. A vehicle that is a commercial motor vehicle under 49 CFR 390.5*:
 - Has a gross vehicle weight rating or
 - Gross combination weight rating, or
 - Gross vehicle weight or
 - Gross combination weight, of
 - 10,001 pounds or more, whichever is greater

AGRICULTURAL COMMERCIAL MOTOR VEHICLE (Ag CMV) – An Ag CMV is a commercial motor vehicle to which **all** of the following apply:

- a. Substantially designed or equipped, or materially altered from its original construction, for the purpose of agricultural use
- b. Designed and manufactured primarily for highway use
- c. Manufactured to meet federal motor vehicle safety standard certification label requirements 48 DFR 567, after 1970
- d. Used **exclusively** in the conduct of agricultural operations
- e. Is **directly** engaged in harvesting farm products, **directly** applies fertilizer (manure included), spray or seed to a farm field, or distributes feed to livestock.

HOW TO DETERMINE IF A PERMIT IS REQUIRED

[Wisconsin Act 377](#) increased the weight limits allowed without a permit for IoHs and weight and width limits for AgCMVs effective April 24, 2014. An IoH/Ag CMV permit may be required if your vehicle exceeds the length and/or weight listed below. There is no fee for this permit.

IoH length

- Single vehicle
 - 60 feet
 - IoH/Ag CMV Permit may be required over 60 feet.
- Two vehicle combination
 - 100 feet
 - IoH/Ag CMV Permit may be required over 100 feet
- Three vehicle combination
 - No more than 100 feet with speed restriction of 25 mph or less OR 70 feet at a speed greater than 25 mph.
 - IoH/Ag CMV Permit may be required if exceeding 100 feet in length.
 - Towed units being drawn by a motor truck, truck tractor, or Ag CMV must be empty. "Empty" means less than 20 percent full.
 - Length limits also apply to IoH being operated or transported for delivery, service, repair by dealer or farmer within 75-mile radius of business or farm. Beyond these dimensions or the designated radius, you may be eligible for a standard Oversize/Overweight commercial (single or annual) permit.

Ag CMV length

- Single vehicle
 - 45 feet
 - No-Fee permit may be required over 45 feet
- Two vehicle combination – one towed unit driven by a power unit
 - 70 feet
 - No-Fee permit may be required over 70 feet
- Three vehicle combination - two towed units drawn by a power unit.
 - No more than 100 feet with speed restriction of 25 mph or less or 70 feet at a speed greater than 25 mph.
 - No-Fee permit may be required if exceeding 100 feet in length.
 - Towed units being drawn by a motor truck, truck tractor, or agricultural commercial motor vehicle must be empty. "Empty" means less than 20 percent full. §348.08(1)(d)

IoH/AG CMV weight

- New maximum IoH/Ag CMV weight limits table applies. This allows for a maximum single axle weight of 23,000 pounds and a gross vehicle weight of 92,000 pounds dependent on number of axles and axle spacing.
 - View IoH/Ag CMV Maximum Weight Limits table for details at <http://www.dot.state.wi.us/business/ag/weight.htm>
- IoH/Ag CMV Permit may be required if gross vehicle weight or axle weight is greater than the IoH weight table.
- All operators must abide by seasonal or other special postings.
- IoH/Ag CMV Maximum Weight Limits do not apply on Interstate highways. §348.15 (9)(c)2.(d)
- Exemptions
 - Empty potato harvester is exempt from axle weight limit. Also exempt from Class B road postings.
 - **Category B** is:
 - Exempt from axle weight limits unless local road authority passes ordinance or resolution limiting self-propelled IoH axle weight.
 - Exempt from gross vehicle weight and axle weight limits when operating between fields and operated on the highway for a distance of 1/2 mile or less.
 - Exempt from Class B road postings.
 - IoH traveling for delivery, service, repair by dealer or farmer within 75-mile radius of business or farm is exempt from gross vehicle weight and axle weight limits. Also exempt from Class B road postings. If you are traveling beyond the 75 mile radius you may be eligible for a standard Oversize/Overweight commercial (single or annual) permit.

To exceed these restrictions, a “No Fee Permit Application for [Implements of Husbandry \(IoH\)](#) or [Ag Commercial Vehicle](#)” must be submitted to the Town of Rice Lake. The Rice Lake Town Board has designated Board Supervisor Dave Crotteau to review and respond to all submitted applications. A response will be provided in writing within three weeks of receipt of a complete application. Applications should be mailed to:

Dave Crotteau, Board Supervisor
Town of Rice Lake
1830 Macauley Ave.
Rice Lake, WI 54868

For questions concerning the No Fee Permit Process for Implements of Husbandry and Ag CMV, please contact Supervisor Crotteau at 715-651-6656.

Sincerely,

Thomas Fankhauser
Chairman

TF:jt

Attachment