

CHAPTER 32

TRUCK ACCESS

Authority

N.J.S.A. 27:1A-5, 27:1A-6, 39:3-84, Title 23
CFR Part 658 and P.L. 1991, c.115.

Source and Effective Date

R.2000 d.6, effective December 7, 1999.
See: 31 N.J.R. 1293(a), 31 N.J.R. 1915(a), 32 N.J.R. 78(a).

Executive Order No. 66(1978) Expiration Date

Chapter 32, Truck Access, expires on December 7, 2004.

Chapter Historical Note

Chapter 32, Designated Routes for Special Categories of Trucks, was adopted as Emergency R.1983 d.124, effective April 6, 1983, expired June 5, 1983. See: 15 N.J.R. 643(a).

Chapter 32, Trucks, was adopted as new rules by R.1983 d.259, effective June 7, 1983. See: 15 N.J.R. 1102(c), 15 N.J.R. 1182(a).

Subchapter 2, Vehicles Exempted from the Table of Maximum Gross Weights, was adopted as R.1985 d.194, effective April 15, 1985. See: 16 N.J.R. 2072(a), 17 N.J.R. 975(a).

Subchapter 3, 102-Inch Standard Trucks, was adopted as R.1987 d.115, effective February 17, 1987. See: 18 N.J.R. 2428(a), 19 N.J.R. 374(a).

Pursuant to Executive Order No. 66(1978), Chapter 32, Trucks, was readopted as R.1990 d.155, effective February 8, 1990, and Subchapter 2, Vehicles Exempted from the Table of Maximum Gross Weights, was repealed by R.1990 d.155, effective March 5, 1990. See: 22 N.J.R. 19(a), 22 N.J.R. 836(a).

Pursuant to Executive Order No. 66(1978), Chapter 32, Trucks, was readopted as R.1995 d.73, effective January 12, 1995, and Subchapter 1, Designated Routes for Double Trailer Truck Combinations, and Subchapter 3, 102-Inch Standard Trucks, were repealed, and Subchapter 1, Designated Routes for Double-Trailer Truck Combinations and 102-Inch Standard Trucks, was adopted as new rules by R.1995 d.73, effective February 6, 1995. See: 26 N.J.R. 4163(a), 27 N.J.R. 507(a).

Pursuant to Executive Order No. 66(1978), Chapter 32, Truck Access, was readopted as R.2000 d.6, effective December 7, 1999. See: Source and Effective Date.

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SUBCHAPTER 1. DESIGNATED ROUTES FOR
INTERSTATE THROUGH TRAVEL AND
INTRASTATE ACCESS TRAVEL FOR
DOUBLE-TRAILER TRUCK
COMBINATIONS AND 102-INCH WIDE
STANDARD TRUCKS

16:32-1.1 Purpose

The New Jersey Department of Transportation has determined that it is in New Jersey's best interest to limit interstate through travel of large trucks to the National Network, the NJ Turnpike, and the Atlantic City Expressway. Large trucks restricted herein include 102-inch wide standard trucks and double trailer truck combinations. Interstate through travel for the purposes of this chapter shall be a trip with both an origin and destination outside of New Jersey. Reasonable access shall be permitted to terminals and to facilities for food, fuel, repairs and rest.

Emergency New Rule, R.1999 d.262, effective July 16, 1999 (to expire September 14, 1999).

See: 31 N.J.R. 2256(a).

Former N.J.A.C. 16:32-1.1, Definitions, recodified to N.J.A.C. 16:32-1.2.

Adopted concurrent proposal, R.1999 d.341, effective September 10, 1999.

See: 31 N.J.R. 2256(a), 31 N.J.R. 2892(c).

Amended by R.2001 d.211, effective June 18, 2001.

See: 32 N.J.R. 3381(b), 33 N.J.R. 2084(a).

Substituted "a trip" for "travel" in the third sentence.

Case Notes

Genuine issue of material fact as to whether New Jersey regulations requiring double-trailer truck combinations and 102-inch wide standard truck semi-trailers to stay on "National Network" roads when traveling through state, unless they had origin or destination within state, imposed undue burden on interstate commerce precluded summary judgment in trucking association's action challenging regulations under Commerce Clause. *American Trucking Associations and U.S. Xpress v. Christine Todd Whitman*, 136 F.Supp.2d 343 (2001).

New Jersey regulations requiring double-trailer truck combinations and 102-inch wide standard truck semi-trailers to stay on "National Network" roads when traveling through state, except for limited purposes, did not facially discriminate against interstate commerce, even though regulations permitted vehicles with origins or destinations in state to use local roads; regulations applied evenhandedly without regard to citizenship of truck driver or owner. *American Trucking Associations and U.S. Xpress v. Christine Todd Whitman*, 136 F.Supp.2d 343 (2001).

16:32-1.2 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise.

“Double-trailer truck combination” means a truck tractor-semitrailer-trailer combination, and which meets the equipment length requirement as set forth in N.J.S.A. 39:3-84 and 23 CFR 658.13.

“Household goods carrier” means a vehicle being used to transport household goods and effects to or from a private residence or to or from a place of storage.

“Interstate through travel” means a trip with neither an origin nor destination in New Jersey.

“Intrastate access travel” means a trip with an origin and/or a destination, or both, in New Jersey.

“102-inch wide standard truck” means a truck greater than 96 inches but not greater than 102 inches in width, exclusive of mirrors and other safety devices, and which meets the equipment length requirements as set forth in N.J.S.A. 39:3-84(3) and (4), as amended.

“Terminal” means any location where freight originates, terminates, or is handled in the transportation process and, when serviced by twin trailers, includes sufficient off-street area for ingress, egress, drop off or pick up and maneuvering of twin trailer combinations. Additionally, a motor carrier operating facility, a distribution center, or a rail, waterborne, or air terminal shall be considered the same as a terminal.

“Trip” means travel from one terminal to another terminal.

Emergency recodification from N.J.A.C. 16:32-1.1 and amended by R.1999 d.262, effective July 16, 1999 (to expire September 14, 1999). See: 31 N.J.R. 2256(a).

Inserted “Interstate through travel” and “Intrastate access travel”. Former N.J.A.C. 16:32-1.2, General provisions, recodified to N.J.A.C. 16:32-1.3.

Adopted concurrent proposal, R.1999 d.341, effective September 10, 1999.

See: 31 N.J.R. 2256(a), 31 N.J.R. 2892(c).

Amended by R.2001 d.211, effective June 18, 2001.

See: 32 N.J.R. 3381(b), 33 N.J.R. 2084(a).

In “Interstate through travel” and “Intrastate access travel”, substituted “a trip” for “those trips”; in “Intrastate access travel”, inserted “, or both,” following “destination”; and added “Trip”.

16:32-1.3 General provisions

(a) Double-trailer truck combinations and 102-inch wide standard trucks are permitted to operate in New Jersey only to the extent and under the conditions authorized by the rules in this chapter.

(b) For purposes of clarity, these rules do not supersede other State regulations outside of this chapter, municipal ordinances and county resolutions which may otherwise restrict or control the movements of trucks or other vehicles. An example of such a restriction is a maximum weight posting.

(c) The maximum width permitted on the routes designated in N.J.A.C. 16:32-1.4 and 1.6(c) is 102 inches, exclusive of mirrors and other safety devices.

Emergency recodification from N.J.A.C. 16:32-1.2 and amended by R.1999 d.262, effective July 16, 1999 (to expire September 14, 1999). See: 31 N.J.R. 2256(a).

In (b), inserted “outside this chapter” following “regulations”; and in (c), changed N.J.A.C. references. Former N.J.A.C. 16:32-1.3, Designated routes for double-trailer truck combinations, recodified to N.J.A.C. 16:32-1.4.

Adopted concurrent proposal, R.1999 d.341, effective September 10, 1999.

See: 31 N.J.R. 2256(a), 31 N.J.R. 2892(c).

16:32-1.4 Designated interstate through travel routes for double-trailer truck combinations and large 102-inch wide standard trucks (National Network)

(a) Except as provided in N.J.A.C. 16:32-1.6, Reasonable access to terminals and other facilities, double-trailer truck combinations and 102-inch wide standard trucks in interstate through travel may be operated in New Jersey only on the National Network as designated in 23 CFR Part 658 in addition to the New Jersey Turnpike, and the Atlantic City Expressway. The roads that may be used for interstate through travel are listed below and are hereinafter referred to as the “National Network”:

NATIONAL NETWORK
INTERSTATE ROUTES

Route	MP Start	MP End	Length	Descriptive Limits
I-76	0.00	3.08	3.08	From I-295 in Gloucester City, Camden Co. to PA State Line at the Walt Whitman Bridge in Gloucester City, Camden Co.
I-78	0.00	67.30	67.30	From PA State Line in Pohatcong Twp., Warren Co. to NY State Line at the Holland Tunnel in Jersey City, Hudson Co.
I-80	0.00	68.54	68.54	From PA State Line in Hardwick Twp., Warren Co. to I-95 in Teaneck Twp., Bergen Co.
I-95	0.00	77.96	77.96	From PA State Line at the PA Extension Bridge in Burlington Twp., Burlington Co. to NY State Line at G W Bridge in Fort Lee Boro, Bergen Co.
I-95W	0.00	11.03	11.03	From I-95 East Alignment in Newark City, Essex Co. to I-95 East Alignment in Ridgefield Boro, Bergen Co.
I-95_2	0.00	8.77	8.77	From PA State Line at the Scudder Falls Bridge in Ewing Twp., Mercer Co. to I-295 in Lawrence Twp., Mercer Co.
I-195	0.00	34.17	34.17	From I-295 in Hamilton Twp., Mercer Co. to NJ 34 in Wall Twp., Monmouth Co.
I-278	0.00	2.00	2.00	From US 1 in Linden City, Union Co. to NY State Line at the Goethals Bridge in Elizabeth City, Union Co.

<u>Route</u>	<u>MP Start</u>	<u>MP End</u>	<u>Length</u>	<u>Descriptive Limits</u>
I-280	0.00	17.85	17.85	From I-80 in Parsippany-Troy Hills Twp., Morris Co. to I-95 in Kearny Town, Hudson Co.
I-287	0.00	67.54	67.54	From I-95/NJ 440 in Edison Twp., Middlesex Co. to NY State Line in Mahwah Twp., Bergen Co.
I-295	0.00	68.06	68.06	From DE State Line at the Delaware Memorial Bridge in Pennsville Twp., Salem Co. to I-95_2 in Lawrence Twp., Mercer Co.
I-676	0.00	4.75	4.75	From I-76 in Camden City, Camden Co. to PA State Line at the Ben Franklin Bridge in Camden City, Camden Co.
Interstate Total Miles		431.05		

OTHER ROUTES

<u>Route</u>	<u>MP Start</u>	<u>MP End</u>	<u>Length</u>	<u>Descriptive Limits</u>
NJ 42	6.32	14.13	7.81	From ACE in Washington Twp., Gloucester Co. to I-295 in Bellmawr Boro, Camden Co.
NJ 81	0.00	1.16	1.16	From I-95 in Elizabeth City, Union Co. to US 1 at the Newark Airport in Elizabeth City, Union Co.
US 130	12.17	14.06	1.89	From US 322 in Logan Twp., Gloucester Co. to I-295 in Logan Twp., Gloucester Co.
US 130	23.53	23.89	0.36	From I-295 in West Deptford Twp., Gloucester Co. to I-295 in West Deptford Twp., Gloucester Co.
US 322	0.00	2.18	2.18	From PA State Line at the Commodore Barry Bridge in Logan Twp., Gloucester Co. to US 130 in Logan Twp., Gloucester Co.
NJ 440	0.00	5.15	5.15	From I-95/I-287 in Edison Twp., Middlesex Co. to NY State Line at the Outerbridge Crossing in Perth Amboy City, Middlesex Co.
Atlantic City Expressway NJ Turnpike	0.00	44.19	44.19	From Baltic Ave. in Atlantic City, Atlantic Co. to NJ 42 in Washington Twp., Gloucester Co.
	0.00	51.95	51.95	From I-295 in Carneys Point Twp., Salem Co. to I-95 (PA Extension) in Mansfield Twp., Burlington Co.
Other Route Total Miles		114.69		
GRAND TOTAL MILES		545.7		

(b) Double-trailer truck combinations and 102-inch wide standard trucks operating on the New Jersey Turnpike and the Atlantic City Expressway are subject to the regulations of the New Jersey Turnpike Authority and the South Jersey Transportation Authority, respectively.

(c) Notwithstanding any other provisions of this chapter, double-trailer truck combinations shall enter and exit this State only on the above specified routes. 102-inch wide standard trucks in interstate through travel must enter and exit this State only on the above specified routes.

Emergency recodification from N.J.A.C. 16:32-1.3 and amended by R.1999 d.262, effective July 16, 1999 (to expire September 14, 1999). See: 31 N.J.R. 2256(a).
 Rewrote (a) and (c); and in (b), inserted a reference to 102-inch wide standard trucks. Former N.J.A.C. 16:32-1.4, Designated through routes for 102-inch standard trucks, recodified to N.J.A.C. 16:32-1.5. Adopted concurrent proposal, R.1999 d.341, effective September 10, 1999.
 See: 31 N.J.R. 2256(a), 31 N.J.R. 2892(c).

16:32-1.5 Designated intrastate access travel routes (NJ Access Network)

(a) The following routes are designated as intrastate access travel routes for 102-inch wide standard trucks and double-trailer truck combinations for access to terminals, businesses, pickups, and deliveries. 102-inch wide standard trucks and double-trailer truck combinations may travel freely for these purposes on these routes hereinafter referred to as the "NJ Access Network":

1. All State routes with the exception of those listed under Appendix A, incorporated herein by reference, approximately 1,812 miles;
2. All county "500" series roads with the exception of those listed under Appendix B, incorporated herein by reference, approximately 1,734 miles;

3. Those county "600" series roads listed under Appendix C, incorporated herein by reference, approximately 80 miles; and

4. The New Jersey Turnpike, the Atlantic City Expressway and the Garden State Parkway south of Exit 105. Use of these routes is subject to the regulation of the New Jersey Turnpike Authority, the South Jersey Transportation Authority and the New Jersey Highway Authority, respectively.

(b) The routes as outlined in (a) above were selected on the basis of the following criteria:

1. They are State and Interstate highways, county "500" series roads or, in limited cases, county "600" series roads;
2. They connect at both ends with other access routes (although spur routes are possible for geographic or other reasons);
3. They have travel lane widths of 11 feet or greater for 90 percent or more of the segment length. For purposes of this rule, lanes which are only 10 feet wide are counted as 11 feet wide when located on four-lane divided highways with shoulders;
4. Within rural areas, as established by the Federal Highway Administration under the Federal-Aid Highway Program Manual, Volume 4, Chapter 6, Section 3, they may have 10-foot lane widths with an 8-foot shoulder for 90 percent or more of the segment length; and
5. The general criteria within this subsection may be superseded in particular instances by determinations made on the basis of engineering judgment.

(c) Designation of any route in this chapter as an intrastate access travel route for 102-inch wide standard trucks is a designation which pertains to permissible widths only. Such designation does not always guarantee free movement of all 102-inch wide standard vehicles. Some 102-inch wide standard vehicle movements may be restricted on a route because of route or bridge weight restrictions and/or vertical clearance restrictions.

(d) 102-inch wide standard trucks may be permitted to detour off the authorized routes only to the extent necessary to bypass road closings, and route restrictions such as weight or vertical clearance limits. 102-inch wide standard trucks shall return to the designated network as soon as practicable during a detour movement.

(e) Notwithstanding any other provisions of this chapter, 102-inch wide standard trucks in intrastate access travel shall enter and exit the State only on those specific routes designated for 102-inch standard trucks as authorized in this section and N.J.A.C. 16:32-1.4.

Emergency recodification from N.J.A.C. 16:32-1.4 and amended by R.1999 d.262, effective July 16, 1999 (to expire September 14, 1999). See: 31 N.J.R. 2256(a).

In (a), rewrote the introductory paragraph, and inserted mileage approximations in 1 through 3; in (c), substituted "an intrastate access travel" for "a through" following "chapter as"; and in (e), inserted "an intrastate access travel" following "trucks", and added N.J.A.C. reference at the end. Former N.J.A.C. 16:32-1.5, Reasonable access to terminals and other facilities, recodified to N.J.A.C. 16:32-1.6.

Adopted concurrent proposal, R.1999 d.341, effective September 10, 1999.

See: 31 N.J.R. 2256(a), 31 N.J.R. 2892(c).

16:32-1.6 Reasonable access to terminals and other facilities

(a) Any person or terminal operator seeking reasonable access for double-trailer truck combinations, or other STAA authorized vehicles as defined in 23 CFR Part 658.5 and 658.13, or trucks wider than 96 inches but not more than 102 inches in width, from the system designated in N.J.A.C. 16:32-1.4, may do so by utilizing the route system as designated in N.J.A.C. 16:32-1.5, excluding the Garden State Parkway.

(b) Access from a designated route to a terminal should avoid areas considered residential as defined in N.J.S.A. 39:1-1 et seq.

(c) A double-trailer truck combination is permitted access from the system designated in N.J.A.C. 16:32-1.4 to facilities providing food, fuel, repairs and rest, within one mile roadway distance from the designated system except upon those roads, highways, streets, public alleys or other thoroughfares which cannot safely accommodate a double-trailer truck combination and are so designated by the Department.

(d) Unless otherwise prohibited, 102-inch wide standard trucks are permitted to travel up to two roadway miles from any intrastate access travel route designated in N.J.A.C. 16:32-1.5 for purposes of pickup and delivery and for access to terminals and facilities providing food, fuel, repairs and rest, except upon those roads, highways, streets, public alleys or other public thoroughfares which cannot safely accommodate a truck wider than 96 inches and are so designated by the Department. Truck movements which are made under the authority of this subsection must conform to all other State regulations and to any local "truck route" restrictions which have been adopted and posted as provided in N.J.S.A. 40:67-16.1 et seq.

(e) Unless otherwise prohibited as provided in (d) above, 102-inch wide standard trucks in the following categories are permitted free access to points of loading and unloading:

1. Household goods carriers; and
2. Truck tractor-semitrailer combinations in which the semitrailer has a length not to exceed 28½ feet and which generally operates as part of a double-trailer truck combination.

Emergency recodification from N.J.A.C. 16:32-1.5 and amended by R.1999 d.262, effective July 16, 1999 (to expire September 14, 1999). See: 31 N.J.R. 2256(a).

Changed N.J.A.C. references throughout; and in (d), substituted "intrastate access travel" for "through" following "from any" and inserted a reference to terminals in the first sentence. Former N.J.A.C. 16:32-1.6, Reasonable access system review process, recodified to N.J.A.C. 16:32-1.7.

Adopted concurrent proposal, R.1999 d.341, effective September 10, 1999.

See: 31 N.J.R. 2256(a), 31 N.J.R. 2892(c).

16:32-1.7 NJ Access Network review process

(a) The Department anticipates that from time to time requests for additions to the NJ Access Network will be made. These requests will be investigated by taking into consideration items including, but not limited to:

1. Sight distance at intersections;
2. Traffic volumes;
3. Roadway geometrics;
4. Roadside development or environment;
5. Accident records;
6. The use of the route by other trucks to date; and
7. Alternate routings.

(b) Approval or denial of such requests will be issued based upon those criteria contained in N.J.A.C. 16:32-1.8.