

**RURAL MUNICIPALITY OF MIRY CREEK NO. 229
ABBEY, SK**

BYLAW NO. 2018-2

**A BYLAW TO MANAGE VEHICLE WEIGHTS ON MUNICIPAL ROADS
WITHIN THE MUNICIPALITY**

The Council of the Rural Municipality of Miry Creek No. 229 in the Province of Saskatchewan enacts as follows:

PART I – PURPOSE AND DEFINITIONS

Purpose

1. The purpose of this bylaw is to establish a vehicle weight management system to regulate the weight of vehicles, or vehicles with their loads, using municipal highways or any particular municipal highway within the municipality.

Definitions

2. In this bylaw:
 - a) “Administrator” means the administrator of the municipality, appointed pursuant to Section 2 of *The Municipalities Act*;
 - b) “municipal highway” and “municipal road” shall be interchangeable;
 - c) “Primary Weights” means primary weights as established by *The Vehicle Weight and Dimension Regulations, 2010*;
 - d) “Nine Month Primary Weight Corridor” means a continuous length of municipal road that connects to a provincial highway where vehicles are allowed to operate at Primary Weights but which reverts back to Secondary Weights for the months of March 15 – June 15 of each year;
 - e) “Nine Month Primary Weights” means a primary weight municipal road which reverts back to Secondary Weights for the months of March 15 – June 15 of each year;
 - f) “Secondary Weights” means secondary weights as established by *The Vehicle Weight and Dimension Regulations, 2010*;
 - (g) “spring” means the months of March 15 to June 15 of each year.

PART II – VEHICLE WEIGHTS

3. No person shall, without a permit issued:
 - a) pursuant to section 14 of this bylaw; or
 - b) by the Minister pursuant to section 36 of *The Highways and Transportation Act, 1997*;

operate or move or cause to be operated or moved on or over a municipal highway a vehicle, the gross vehicle weight of which exceeds the limits set out in sections 4, 5, 6 or 7 of this bylaw.

Nine Month Primary Weight Corridor

4. The roads described as follows, and shown on the municipal map hereto attached, shall be designated as Nine Month Primary Weight Corridors in the RM of Miry Creek No. 229:

 East 6, 7, 18, 19, 30 20-20 w3m
 East 30, 31 19-20 w3m
 North 20, 21, 22, 23, 24 19-20 w3m
 North 19, 20, 21, 22, 23, 24 19-19 w3m
5. The Primary Weight Corridor may be subject to weight restrictions in the spring or when conditions warrant as determined by the Road Ban Committee.

Nine Month Primary Weights on Certain Roads

6. Nine Month Primary Weights shall be permitted on municipal roads with exceptions as identified in Sections 4, 8 and 12.
7. The Nine Month Primary Weights on municipal roads may be subject to weight restrictions in the spring or when conditions warrant as determined by the Road Ban Committee.

Weight Limits on Certain Roads – Sandhill Road

8. No person shall, without a permit issued, operate or cause to be operated or moved on or over the municipal highway identified as the “Sandhill Road” described as follows and shown on the municipal map hereto attached:

 East 6, 7, 18, 19, 30, 31 20-21 w3m
 East 6, 7, 18, 19 21-21 w3m

 a vehicle the gross vehicle weight of which exceeds 10 tonnes (22,000 pounds)

Permits – Sandhill Road

9. Upon request of occupants residing on the Sandhill Road requiring vehicular access on the Sandhill Road in excess of the restricted weight the Administrator may provide permits without term restriction in accordance with *The Vehicle Weight and Dimension Regulations, 2010*.
10. Upon authorization of Council the Administrator shall provide permits for agricultural land owners, lessees or renters requiring access on the Sandhill Road in excess of the restricted weight for feed delivery, cattle or grain movement, or any reason considered in the public interest by the Council. Permits are issued for the term requested but will not exceed the calendar year end of December 31 of any year. Permit holders are required to exit the Sandhill Road by the nearest possible access route.
11. No permit fees will be charged for permits issued pursuant to sections 9 and 10.

Bridges

12. No person shall, without a permit issued pursuant to Section 13 of this bylaw, operate or move or cause to be operated or moved across the bridges identified below and shown on the municipal map hereto attached; a vehicle of which the gross weight exceeds Primary Weights:

North of NW 23-20-19 w3m known as the Telke Bridge;
 East of SE 29-21-19 w3m known as the Gunther Bridge;
 East of SE 27-21-19 w3m known as the Schinbein Bridge.

Permits – General

13. Where permitted by this bylaw, the Administrator may, if satisfied that the vehicle or combination of vehicles can be operated or moved upon a municipal highway without damage to the highway or other property, issue a permit to the registered owner of the vehicle or combination of vehicles to exceed the maximum gross vehicle weights fixed by this bylaw.
14. In order to obtain a permit under this section the registered owner must provide to the Administrator proof satisfactory to the Administrator that the vehicle and its load will not exceed the registered gross weight specified in the certificate of registration of the vehicle issued pursuant to *The Traffic Safety Act*.
15. The Administrator shall, in the permit, designate the municipal highways that may be used and the vehicle shall then be operated on only such municipal highways as are designated.
16. For a single trip permit, the permit number must be provided upon request by a peace officer or the Administrator or his or her designate.
17. For a multi-trip permit, the permit shall be carried in the vehicle and be produced upon request by a peace officer or the Administrator or his or her designate, at the time of inspection.

Exemptions

18. The weight restrictions set out in this bylaw shall not apply to those vehicles described in Section 3 of *The Vehicle Weight and Dimension Regulations, 2010*.

PART III – ENFORCEMENT

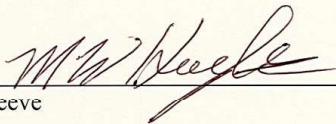
19. A person who contravenes any provision of this bylaw is guilty of an offence.
20. The penalty for breach of any provisions of this bylaw shall be those set out in the General Penalty Bylaw of the municipality.

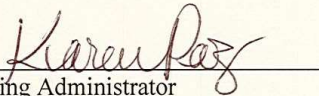
PART IV – REPEAL

21. Bylaw 2017-2 respecting Vehicle Weights on the Sandhill Road adopted November 10, 2017 is hereby repealed.

PART V – COMING INTO EFFECT

22. This bylaw shall come into effect upon the final reading thereof.


Reeve


Acting Administrator

Section 8, 18 & 21 of *The Municipalities Act*

Read a third time and adopted this 8th day of November
2018.