

RURAL MUNICIPALITY OF MILTON NO. 292

BYLAW NO. 2013 - 01

A bylaw of the Rural Municipality of Milton No. 292, in the Province of Saskatchewan to provide for control of heavy vehicles in Division 7 (former Village of Alsask) limits.

The council of the Rural Municipality of Milton No. 292, in the Province of Saskatchewan enacts as follows:

1. Interpretation:
 - a) "ACT" means The Highway Traffic Act, Chap. H-3.1 and amendments thereto.
 - b) "ADMINISTRATOR" means the Administrator of the Rural Municipality of Milton No. 292.
 - c) "BYLAW ENFORCEMENT OFFICER" means the Bylaw Enforcement Officer or **Council designate** for the Rural Municipality of Milton No. 292
 - d) "COUNCIL" means the Council of the Rural Municipality of Milton No. 292.
 - e) "STREET" means any street or public highway within Division 7, but does not include a provincial highway therein as designated pursuant to the provisions of The Highways and Transportation Act.
 - f) "VEHICLE" means a "vehicle" as defined by *The Highway Traffic Act, Chap. H-3.1* as amended from time to time."
 - g) "MUNICIPALITY" means the Rural Municipality of Milton No. 292, in the Province of Saskatchewan.
 - h) "DIVISION 7" means the land within the former Village of Alsask boundary.

2. Maximum Gross Vehicle Weight:
 - a) No vehicle on a street or lane within the limits of Division 7, including its load, shall exceed eight thousand kilograms (8,000 kg), except on Railway Avenue, Second Avenue to Main Street, and Main Street between Railway and Second Avenue.

 - b) Notwithstanding subsection (a) a vehicle, including its load, may exceed the limitations of established in subsection (a) if
 - i) The vehicle is owned or contracted by the municipality while actually in the service of the municipality.

 - ii) The vehicle is making a pick-up or delivery and the operator of the vehicle uses
 - A) in the case of pick-up or delivery in the downtown area, uses the most direct route from and to Railway Avenue.
 - B) in the case of pick-up or delivery in the Villa industrial area, uses the most direct route from and to Highway 44.

- c) Where the Bylaw Enforcement Officer has reason to believe that the gross weight of a vehicle and its load is in excess of the maximum gross weight prescribed in this bylaw, he may weigh the vehicle and its load by means of a portable or stationary scales and may:
 - i) Require the person in charge of the vehicle to take the vehicle and the load to the nearest scales where those scales are not more than 100 kilometres distant; or
 - ii) Where the nearest scales are closed for the night, detain the vehicle until the scales re-open on the following morning.
 - iii) The Bylaw Enforcement Officer may require the person in charge of the vehicle to unload immediately such portion of the load as maybe necessary to decrease the gross weight of the vehicle and its load to the maximum weight prescribed by this bylaw.
 - iv) The scales mentioned in this section are scales that have been approved pursuant to subsection 72(5) or 72(6) of The Highways and Transportation Act.

3. Vehicle Type

- a) No tractor-trailer combination vehicles shall be allowed within Division 7 limits, unless the vehicle is making a pick-up or delivery and the operator
 - i) in the case of pick-up or delivery in the downtown area, uses the most direct route from and to Railway Avenue.
 - ii) in the case of pick-up or delivery in the Villa industrial area, uses the most direct route from and to Highway 44.

4. Enforcement and Penalties

- a) Where a person has committed an offence pursuant to Section 2 or Section 3 of this Bylaw, the bylaw enforcement officer shall assess a fine of not less than \$1,000.00. Failure to voluntarily pay the fine shall result in law enforcement proceedings pursuant to Section 4(b).
- b) Where a person has committed an offence pursuant to Section 2 or Section 3 or Sub-section 4(a) of this Bylaw, the judge or justice shall assess a fine according to the General Penalty Bylaw.

Bylaw 2011-02 is hereby repealed



Amoh
Administrator

Paul E. Ford
Reeve

This photocopy is a true copy of the original document which has not been altered in any way.

Shelley Mohr Name

Amoh Signature

Administrator Title

Signed at Marengo, SK on

Feb 4, 2013 Date

My appointment expires: