

THE RURAL MUNICIPALITY OF WHITEMOUTH

BY-LAW NO. 653/16

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF WHITEMOUTH FOR THE TEMPORARY CONTROL AND REGULATION OF VEHICLE TRAFFIC OVER ROADS WITHIN THE MUNICIPALITY

WHEREAS Section 232(1)(d) and (m) of The Municipal Act, S.M. 1996, c.58 empowers a municipality to pass by-laws respecting municipal roads and local transportation systems;

AND WHEREAS Section 232(2)(e) of The Municipal Act, S.M. 1996, c.58, empowers a municipality to provide for a system of permits and approvals;

AND WHEREAS Section 236(1)(b)(ii) of The Municipal Act, S.M. 1996, c.58, authorizes a municipality to impose fines for bylaw contravention;

AND WHEREAS it is deemed necessary and expedient to restrict the weight of vehicles on municipal roads;

NOW THEREFORE the Council of the Rural Municipality of Whitemouth in session assembled enacts as follows:

1. **THAT** all trucks be limited to 65% normal axle loads excluding front axle.
2. **THAT** under special circumstances, an access permit may be granted to restricted vehicles by permission of the council of the Rural Municipality of Whitemouth.
3. **THAT**
 - a. Every person who contravenes, or refuses, neglects, omits or fails to obey or observe any provision of the by-law is guilty of an offence and is liable, on summary conviction, to a minimum fine of \$500.00 and a maximum fine not exceeding \$1,000.00.
 - b. If a contravention, refusal, neglect, omission or failure continues for more than one day, the person is guilty of a separate offence for each day it continues.
4. **THAT** that the following provisions apply to both groups mentioned above for moves carrying Essential Commodities.
 - Inter-city passenger buses, school buses and highway maintenance vehicles (operated by, or on behalf of, a traffic authority) may travel on Level 2 restricted highways at Level 1 restricted weights.
 - Vehicles transporting Essential Commodities are permitted limited travel on Level 2 restricted highways at Level 1 restricted weights, under the following conditions:
 - a. if the Level 2 restricted highway connects two points on the vehicle's itinerary that are less than 10 kilometres apart, or if the highway is the most direct route between a point on the itinerary and the nearest highway not restricted to Level 2 and

- b. if the Essential Commodities are transported between midnight to 12:00 noon during the first 14 days of Spring Road Restrictions, or at any time of the day after the 14th day of Spring Road Restrictions

Vehicles travelling empty – prior to picking up Essential Commodities or after having delivered them – may travel at any time of the day on Level 2 restricted highways while carrying Level 1 weights, as long as the trip complies with condition (a) above.

Permit Exemptions List	Permits Required List
<p>The following commodities will not require a permit when transported under the conditions described earlier and specified in the Spring Road Restrictions Bulletins.</p> <ul style="list-style-type: none"> a. livestock feed in transit as follows: <ul style="list-style-type: none"> i. grain en route from producer to processor; ii. unprocessed grain required for feed; and iii. processed livestock feed b. hay for feed intra-provincially c. livestock in transit <ul style="list-style-type: none"> i. to or from market or pasture, or ii. as the result of a sale d. drinking water e. bulk milk f. seed in transit to supplier, farm or field g. groceries h. pharmaceuticals i. fuel j. fertilizer k. municipal refuse in transit to the nearest landfill site, and l. equipment and materials required for emergencies including forest fires, floods, train derailments, pipeline spills, etc. m. medical waste, blood products and blood services. 	<p>The following commodities will require a permit from Manitoba Infrastructure and Transportation. Permits may be issued only to prevent undue hardship or for economic necessity.</p> <ul style="list-style-type: none"> a. grain to satisfy grain quotas or contracts b. potatoes or vegetables from producer to processor c. irreducible loads of heavy construction or industrial machinery d. pregnant mares urine e. fish f. crude oil <p>*Other request for permits will be considered, at the discretion of the department, in situations where it is determined to be in the public interest.</p>

DONE AND PASSED by the Council of The Rural Municipality of Whitemouth in regular session assembled, this 13th day of April, A.D., 2016



 Reeve



 Chief Administrative Officer

For:

All

Against:

None

Read a first time this 23rd day of March, A.D., 2016

Read a second time this 13th day of April, A.D., 2016

Read a third time this 13th day of April, A.D., 2016