

BYLAW NO. 09-2013

A BYLAW TO MANAGE VEHICLE WEIGHTS

The Council of the Rural Municipality of Pense No. 160 in the Province of Saskatchewan enacts as follows:

PART I - PURPOSE AND DEFINITIONS

Purpose

1. The purposes of this bylaw are
 - a) to establish or adopt a vehicle weight management system to regulate the weight of vehicles, or vehicles with their loads, using municipal highways or any particular municipal highways in the municipality, and
 - b) to designate routes within the municipality that any vehicle or class of vehicles is required to use when being driven in the municipality.

Definitions

2. (1) Except as hereinafter provided, words used in this bylaw shall have the meanings ascribed to them in *The Vehicle Weight and Dimension Regulations, 2010*.
- (2) In this bylaw:
 - a) “Administrator” means the administrator of the municipality;
 - b) “Minister” means the member of the Executive Council to whom for the time being the administration of *The Highways and Transportation Act, 1997*, is assigned; and
 - c) “Municipality” means The Rural Municipality of Pense No. 160.

PART II - VEHICLE WEIGHTS

Weight Limits on Certain Roads

3. No person shall, without a permit issued:
 - a) pursuant to section 5 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 of Saskatchewan Secondary Highway and Municipal weights.

Exemptions

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

Permits

5. (1) Notwithstanding section 3 of 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 Saskatchewan Secondary Highway and Municipal weights.

(2) In order to obtain a permit under this section the registered owner must provide to the Administrator:

- a) 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*; and
- b) proof of financial responsibility as provided for and in conformity with the requirements of *The Traffic Safety Act*.

(3) 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.

(4) For all permits, 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.

Bridges

- 6. No person shall operate or move or cause to be operated or moved across any bridge within the municipality a vehicle, the gross vehicle weight of which exceeds Saskatchewan Secondary Highway and Municipal weights.

PART III - ENFORCEMENT

Penalty

- 7. (1) A person who contravenes any provision of this bylaw is guilty of an offence.
- (2) The penalty for breach of any provisions of this bylaw shall be those set out in the General Penalty Bylaw of the municipality.

(SEAL)

Reeve

Administrator

Sections 8, 18 & 21 - *The Municipalities Act*