

BYLAW NO. 17.2011

A BYLAW OF THE RURAL MUNICIPALITY OF BENGOUGH NO. 40 TO PROVIDE FOR RESTRICTING THE OPERATION OF CERTAIN VEHICLES ON ROADS

The Council of the Rural Municipality of Bengough No. 40, in the Province of Saskatchewan, enacts as follows:

This Bylaw shall be referred to as the Road Restriction Bylaw.

1. In this Bylaw:
 - a. "Administrator" shall mean the administrator of the Municipality
 - b. "Council" shall mean the council of the municipality
 - c. "Municipality" shall mean the Rural Municipality of Bengough No. 40
 - d. "Order" means any order issued by the road committee
 - e. "Committee" means a road committee established in accordance with section 81 of *The Municipalities Act* for the purpose of issuing orders
2. Council may by resolution establish a road committee for the purpose of issuing orders in accordance with *The Municipalities Regulations* Part III.
3. The committee shall consist of two members of Council and Reeve as ex-officio and each appointment shall be for a term of one (1) year and said committee shall be appointed at the first meeting of the municipality.
4. The committee upon consultation with the Division Councillor may issue an order only if, due to inclement weather or unfavorable road conditions, the use of the road in the manner prohibited would, in the opinion of the road committee and Division Councillor reasonably be expected to result in:
 - a. Damage to the road; or
 - b. A high risk of property damage or personal injury to the public
5. An order established pursuant to this bylaw may include provisions to:
 - a. Prohibit the operation of certain vehicles on certain roads and bridges in the municipality
 - b. Restrict the gross weight of vehicles travelling on specified roads or bridges in the municipality,
 - c. With respect to vehicles referred to in subclause (b), restrict the gross weight that may be transmitted to the road through any point or points of contact of the vehicles travelling on specified roads or bridges in the municipality
6. Subject to the provisions of *The Highways and Transportation Act*, council may by resolution provide the committee with the authority on behalf of the municipality to opt in or opt out of the Provincial Road Bans.
7. An order issued under this bylaw must:
 - a. be signed by the members of the road committee
 - b. state the date on which it is signed and the date on which it takes effect
 - c. be filed with the Administrator
8. Upon receipt of the order the Administrator shall:
 - a. Promptly notify the permit officer in the Department of Highways and Transportation of the issuance or cancellation of any order
 - b. Present a copy of the order at the next meeting of council and record the same in the minutes
9. Upon the issuance of an order, the road committee shall cause a notice in accordance with section 10 to be posted conspicuously at each end of the road to which the order applies and at any junction or intersection of that road as the road committee considers advisable.

10. Any order issued pursuant to this bylaw shall be in the form of Schedule "A"
11. An order issued pursuant to this bylaw shall remain in effect until cancellation of the order by the committee and all noticed posted in accordance with this bylaw have been removed.
12. No person shall deface, injure, knock down, or remove any notice posted by authority of a committee appointed under this bylaw.
13. Any person found guilty of an infraction of any provisions of this bylaw shall be liable on summary conviction to the penalties imposed by the General Penalty Bylaw of the municipality.
14. This bylaw shall come into force and take effect on the final passing thereof.




REEVE


ADMINISTRATOR

Certified a true copy of
Bylaw No. 17.2011 adopted by
Resolution of Council on
The 14 day of July, 20 11.


REEVE

ADMINISTRATOR



SCHEDULE "A"

RURAL MUNICIPALITY OF BENGOUGH NO. 40 ROAD RESTRICTION

FIRST ORDER (Number the orders in sequence & appropriately)

IN ACCORDANCE with Bylaw 17.2011 of the Rural Municipality of Bengough No. 40 and with the Municipalities Regulations:

NOTICE IS HEREBY GIVEN that effective 12 o'clock midnight, (day) , (month) , 20 and until further notice the following public roadways shall have the operation of Tractors and other Vehicles restricted to (2700 or appropriate weight) kilograms including the load:

DATED at _____, Saskatchewan this (day) , (month) , 20 .

ROAD COMMITTEE:

Committee Member

Committee Member

Committee Member

+ 6