

VILLAGE OF BELLEDUNE
BY-LAW # 14-1998-01-B

WEIGHT RESTRICTION BY-LAW

PURSUANT to Section 7(1) and the First Schedule Services of the Municipalities Act and in conformity with the Motor Vehicle Act,
BE IT ENACTED BY THE VILLAGE COUNCIL OF THE VILLAGE OF BELLEDUNE AS FOLLOWS:

1. Whereas, by reason of climatic conditions, the Council of the Village of Belledune is of the opinion that any road, street or highway under the jurisdiction of the Village, may be seriously damaged or destroyed, said Council may, by resolution, prohibit the operation of vehicles, or any class or classed of vehicles, or may restrict the weight of vehicles to be operated on said road, street or highway. Notice of such prohibition or restriction shall be given by a sign or signs posted on, near, or at the entrance of the affected road.
2. Council, in accordance with Subsection 262(1) of the Motor Vehicle Act, by resolution or by-law, may, at its discretion, alter posted weight restrictions on any road; street or highway under the jurisdiction of the Village, to raise or lower weight allowances, or close the road, street or highway entirely for a period of time if adverse conditions warrant.
3. In accordance with Subsection 113(6) of the Motor Vehicle Act any person violating the provisions of this resolution shall, for each and every offence, be liable to a fine of not less than One Hundred (\$100) dollars and not more than One Hundred Twenty Five (\$125) dollars. In addition to said fine, any person violating this by-law by operating a vehicle which is overweight, shall not be permitted to move said vehicle until it has been off-loaded to a permissible weight.
4. In accordance with Subsection 262(3) of the Motor Vehicle Act, this by-law will not permit the Village of Belledune to impose a mass restriction on a provincial highway within the village limits that is less than the mass permitted on the provincial highway outside the village limits.
- 5 a) Upon application and good cause being shown therefor, except for provincially designated highways for which the Minister of Transportation has authority, the Council of the Municipality of Belledune through application to the Village Clerk/Treasurer may issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of size or gross mass exceeding the maximum specified by regulations on a particular Village street for a single trip or for continuous operation.
b) Approval of an application for a special permit may require such undertaking or other security as may be deemed necessary to the Village Council to compensate for any injury to a Village street.
6. There shall be no restrictions on buses and garbage collection vehicles.

Weight Restriction By-law # 14-1998-01 is hereby repealed and replaced with
By-law #14-1998-01-B.

First Reading
Second Reading
Third Reading & Enactment

Aug 10, 1998
Aug 10, 1998
Sept 14, 1998

Brenda Tammis
Clerk/Treasurer

[Signature]
Mayor