

RURAL MUNICIPALITY OF SUTTON NO. 103

BYLAW NO. 2/22

A BYLAW TO ESTABLISH VEHICLE WEIGHT MANAGEMENT

The Council of the Rural Municipality of Sutton No. 103 in the Province of Saskatchewan enacts as follows:

1. Short Title

This bylaw may be cited as the "Vehicle Weights Bylaw".

2. Purpose

The purpose of this bylaw is to:

- a) establish or adopt a vehicle weight management system to regulate the weight of vehicles, or vehicles with their loads, using municipal highways; and
- b) limit weights on certain roads and to limit weights during certain periods of the year.

3. Definitions

In this bylaw:

- a) "Administrator" shall mean the administrator of the municipality;
- b) "GVW" shall mean gross vehicle weight;
- c) "Highway" shall include municipal roadways;
- d) "Minister" shall mean the Minister of Highways and Infrastructure;
- e) "Municipal road" shall mean any public road managed by the municipality other than provincial highways or provincial roads;
- f) "Municipality" shall mean the Rural Municipality of Sutton No. 103;
- g) "Nine-month primary weights" shall mean loads at secondary weights from March 15 to June 15 and loads at primary weights during the remaining nine months; and
- h) "Registered gross vehicle weight" shall mean the GVW specified in the certificate of registration of the vehicle issued pursuant to *The Traffic Safety Act*.

3. Weight Limits on Municipal Roads

- a) The weight limit for all municipal roads within the jurisdiction of the Rural Municipality of Sutton No. 103 shall be deemed nine-month primary weight unless otherwise posted;
- b) No person shall, without a permit issued, operate or move or cause to be operated or moved on or over the municipal road lying north of Sections 34, 35 and 36 in Township 11, Range 1, West of the Third Meridian, a vehicle, the gross weight of which exceeds the limit of 15,240 kilograms (15 Tons); and
- c) The Municipality may issue an Overweight Permit pursuant to Section 36(1) of *The Highways and Transportation Act, 1997*.

5. Permits

- a) Notwithstanding Section 4 of this bylaw, the Administrator may, if satisfied that the vehicle or combination of vehicles can be operated or moved upon a municipal road without damage to the road or other property, issue a permit to the registered owner of the vehicle or combination of vehicles to exceed the maximum GVW fixed by this bylaw.
- b) In order to obtain a permit under this section, the registered owner must provide to the Administrator:
 - (i) proof satisfactory to the Administrator that the vehicle and its load will not exceed the registered GVW specified in the certificate of registration of the vehicle issued pursuant to *The Traffic Safety Act*; and
 - (ii) proof of financial responsibility as provided for and in conformity with the requirements of *The Traffic Safety Act*.

- c) The Administrator shall, in the permit, designate the municipal roads that may be used and the vehicle shall then be operated only on such municipal roads as are designated.
- d) For either a single or multi-trip permit, the permit shall be carried in the vehicle and must be produced upon request by a peace officer or the Administrator or their designate, at the time of inspection.
- e) The cost of single trip and multi-trip overweight permits shall be the maximum allowed by the Ministry.
- f) The permit shall be carried in the vehicle and be produced upon request by a peace officer, or the Administrator or the Administrator's designate, at the time of inspection.
- g) The Administrator may refuse to issue a permit in order to prohibit the operation of certain vehicles on specified roads and/or bridges if the use of the road and/or bridge by a specific vehicle and load may result in damage to the road and/or bridge or adjacent property, or personal injury to the public.
- h) Notwithstanding section 4 of this bylaw, Council may by resolution exempt the owner(s) of the vehicle or combination of vehicles to exceed the maximum GVW fixed by this bylaw for municipal vehicles and vehicles providing service to the municipality (e.g. garbage trucks, sewer vac trucks).
- i) The issuance or non-issuance of an Overweight Permit does not in any way limit the liability of any hauler who may cause damage to the municipal road structure, bridges, or culverts, and such hauler shall be responsible for the restoration of any road, bridge, or culvert, should damage occur.
- j) Pursuant to section 22 of *The Municipalities Act*, any person who wishes to use a municipal road for the purpose of transporting quantities of goods, equipment, or materials the movement of which, in the opinion of Council, is likely to result in damage, must first enter into a road maintenance agreement with the municipality.

5. Enforcement

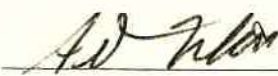
- a) Any person or corporation who contravenes the provisions of this bylaw shall be liable for the damage caused and shall reimburse the municipality for the costs of repairing the public improvement; and
- b) Any person or corporation found guilty of infraction of the provisions contained in this bylaw may be liable upon summary conviction to the penalties imposed pursuant to the General Penalty Bylaw.
- c) Where the Administrator believes that a person or corporation has contravened any provision of this bylaw, they may serve upon such person or corporation a notice either personally, by mail, or by delivery to the last known address of such person or corporation; and such service shall be adequate for the purpose of this bylaw.

6. Bylaw No. 5/19 is hereby repealed.

7. This bylaw shall come into force and take effect on the date of final passing thereof.

Read a third time and adopted
this 12th day of May, 2022



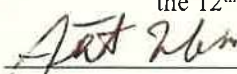


Reeve




R.M. Administrator

Certified a true copy of Bylaw No. 2/22
adopted by Resolution of Council on
the 12th day of May, 2022.



Reeve



R.M. Administrator