

BYLAW NO. 2021-9

VEHICLE WEIGHT MANAGEMENT BYLAW

A Bylaw of the Rural Municipality of Browning No. 34, in the Province of Saskatchewan, to Regulate Vehicle Weights within the municipality.

The Council of the Rural Municipality of Browning No. 34, in the Province of Saskatchewan enacts as follows:

PART 1 PURPOSE AND DEFINITIONS

Purpose

1. Pursuant to section 18 of *The Municipalities Act*, the purposes of this bylaw are (i) to establish or adopt a vehicle weight management system to regulate the weight of vehicles, or vehicles with their loads, using municipal roads or any particular municipal highways in the municipality and (ii) 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, appointed pursuant to section 110 of *The Municipalities Act*; and
 - 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.

PART II - VEHICLE WEIGHTS

Weight Limits on Certain Roads

3. No person shall, without a permit issued:
 - a. Pursuant to section 6 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 shown on Appendix “A” of this bylaw.

Vehicles Without Rubber Tires

4. Notwithstanding section 3 of this bylaw, no person shall, without a permit issued pursuant to section 6 of this bylaw, operate or move or cause to be operated or moved on or over a municipal highway a vehicle without rubber tires the gross vehicle weight of which exceeds 10,000 kilograms.

Exemptions

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

Permits

6. (1) Notwithstanding sections 3 and 4 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 the maximum gross vehicle weights fixed by this bylaw.
 - (2) 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 gross weight 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*.
 - (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 a permit, the permit number must be provided upon request by a peace officer or the Administrator or his or her designate.
 - (5) All allowable weights on municipal highways within the municipality are stated in Appendix A.
 - (6) All permits shall be charged at the prescribed rates as set by the Minister.
 - (7) When a vehicle moves out of a location in the same day as their permit was issued, a second permit is not required on the condition that they use the same route.
 - (8) Anyone who receives a permit is responsible and liable for any damage that is sustained to a municipal highway from their vehicle during the permitted move.
 - (9) Vehicles used for agricultural purposes may be granted a permit pursuant to this bylaw at no charge at Council's discretion.
 - (10) Picker trucks, winch trucks, cement trucks, or any piece of equipment that has been deemed to be overweight only on its front axles may be given an annual permit at the rate as set by the Minister.
 - (10) Any vehicle that is deemed an essential service including but not limited to garbage, sewer, water, and heating oil will be granted a permit pursuant to this bylaw at no charge at Council's discretion.
 - (11) Any company or subcontractor working under an infrastructure maintenance fee issued by the municipality are required to obtain permits, but shall be exempt from permit fees until the wellsite is completed.
 - (12) Council reserves the right to revoke permits issued at any time for any reason.

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.
8. Bylaw No. 2017-5 is hereby repealed.
9. This Bylaw shall come into force and take effect upon final passing thereof.

INTRODUCED AND READ A FIRST TIME THIS 9TH DAY OF DECEMBER, 2021.

READ A SECOND TIME THIS 9TH DAY OF DECEMBER, 2021.

READ A THIRD AND FINAL TIME ON THE UNANIMOUS CONSENT OF THE COUNCIL PRESENT THIS 9TH DAY OF DECEMBER, 2021.





Reeve



Administrator

Certified a true copy of Bylaw No. 2021-9
passed by resolution of the Council present
at their regular meeting on Dec. 9, 2021.



Administrator

APPENDIX "A" to Bylaw No. 2021-9

1. All roads, excluding the exemptions shown on the attached map, within the limits of the R.M. of Browning No. 34 shall be set at nine (9) month primary weights as set in *The Highway Traffic Act*, more specifically set under *The Saskatchewan Vehicle Weights and Dimensions Regulations* for January 1st through March 15th and June 15th through December 31st of each year. March 16th to June 14th at Secondary weights.

2. Exemptions: The following roads have regulated weights as follows:

Maximum 13 tonnes including load:

- E-13, 24, 25, 36-6-6 W2M
- N-10, 11, 12-6-6 W2M
- E-4, 9-6-6 W2M
- E-16, 21, 28, 33-5-6 W2M
- E-5, 8, 17, 20, 29, 32-4-6 W2M
- E-5, 8-5-6 W2M

with any licensed or unlicensed agriculture vehicle or vehicle hauling agriculture products be exempt from the 13 tonne ban.