

THE CORPORATION OF HALDIMAND COUNTY

By-law No.139 /01

Being a By-law to regulate and prohibit heavy vehicle traffic on certain highways in Haldimand County.

WHEREAS subsection 210.(123) of the Municipal Act, R.S.O. 1990, c.M.45, as amended, provides that subject to the Highway Traffic Act a local municipality may pass by-laws regulating traffic on highways and for prohibiting heavy traffic as defined in the by-law;

AND WHEREAS the Council of the Corporation of Haldimand County deems it expedient to regulate and prohibit heavy traffic within the geographic limits of the municipality;

NOW THEREFORE the Council of the Corporation of Haldimand County enacts as follows:

1. In this by-law:

a. Heavy Vehicle shall include:

- i. Any motor vehicle having a carrying capacity in excess of one ton; or
- ii. Any vehicle having a registered gross weight in excess of 4,536 kilograms (10,000 pounds); or
- iii. Any vehicle which exceeds 6.7 metres (21.9 feet) in length; or
- iv. Any vehicle which is equipped with tandem rear axles; or
- v. Any vehicle which is a tow truck and which is towing a vehicle; or
- vi. Any vehicle which is a bus; or
- vii. Any vehicle which is a bus converted into a mobile home or used for commercial purposes;


b. Heavy Vehicle shall not include:

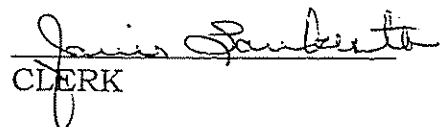
- i. Vehicles operated by or on behalf of the Corporation of Haldimand County, where those vehicles are engaged in highway maintenance, including but not limited to, the carriage and application of abrasives or chemicals

- for use on a highway or the removal of snow from a highway; or
- ii. Fire apparatus or other vehicles responding to bona fide emergency situations; or
 - iii. Vehicles operated by or on behalf of the municipality transporting waste; or
 - iv. Public utility emergency vehicles; or
 - v. Vehicles used exclusively for the transportation of milk; or
 - vi. School buses; or
 - vii. Vehicles delivering or providing goods or services to or from destinations located within those sections of highway on which heavy vehicle traffic is prohibited.
2. THAT no person shall cause, at any time, a heavy vehicle to travel along any section of highway identified in Schedule A, attached hereto and forming part of this by-law.
 3. THAT every person contravening any provision of this by-law is guilty of an offence and upon conviction is subject to a fine recoverable under the Provincial Offences Act, R.S.O. 1990, c.P.33, as amended.
 4. THAT any by-law or provision of any by-law of the Corporation of Haldimand County inconsistent with this by-law is hereby repealed.
 5. THAT where a form of words or expression are prescribed in this by-law, deviations therefrom not affecting the substance or calculated to mislead do not vitiate them.
 6. THAT this by-law shall come into force and take effect on the date of passing.

READ a first and second time this 5th day of November, 2001.

READ a third time and finally passed this 5th day of November, 2001.


MAYOR


CLERK

SCHEDULE "A"
BY-LAW 139 /01

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Sections of Highway on which Heavy Vehicles are Prohibited

Road Name	From	To	Limitation
Rainham Road 3	Regional Road 53	Regional Road 12	No Heavy Vehicles at Any Time
Rainham Road 4	Regional Road 53	Regional Road 12	No Heavy Vehicles at Any Time
Rainham Road 5	Regional Road 53	Regional Road 12	No Heavy Vehicles at Any Time
Rainham Road 6	Regional Road 53	Regional Road 12	No Heavy Vehicles at Any Time
Rainham Road 7	Regional Road 53	Regional Road 12	No Heavy Vehicles at Any Time
Rainham Road 8	Regional Road 53	Regional Road 12	No Heavy Vehicles at Any Time