

THE CORPORATION OF
THE TOWNSHIP OF WHITEWATER REGION

By-Law # 07-06-292

Being a By-Law to Designate a Reduced Load Period on Township of
Whitewater Region Roads

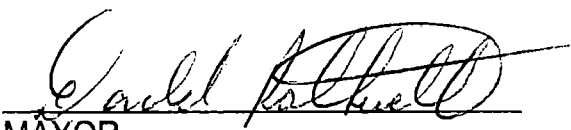
WHEREAS Section 122 (7) of the Highway Traffic Act, R.S.O. 1990, as amended provides that the Municipal Corporation or other authority having jurisdiction over a highway, may by by-law, designate the date on which a reduce load period shall start or end, and the highway or portion thereof, under its jurisdiction to which the designation applies;

AND WHEREAS the reduced load period is deemed necessary for the protection of certain highways under the jurisdiction of the Corporation of the Township of Whitewater Region;

NOW THEREFORE the Council of the Corporation of the Township of Whitewater Region hereby enacts as follows:

1. The provisions of Section 122 of the Highway Traffic Act, apply to various highways under the jurisdiction of the Township of Whitewater Region during the period from the first day of February to the thirty-first day of May inclusive, in each and every year.
2. This By-law shall not become effective until appropriate signage has been erected, in a conspicuous place.
3. This By-Law shall not come into effect from the date of its passing by Council and shall remain in force until repealed by Council.

Read a FIRST and SECOND time and passed on THIRD reading this ~~4th~~^{11th} day of ~~June~~^{July}, 2007


MAYOR


CAO/Clerk

Reduced load periods

122. (1) Subject to section 110, during a reduced load period no commercial motor vehicle or trailer, other than a public vehicle or a vehicle referred to in subsection (2), shall be operated or drawn upon any designated highway where the weight upon an axle exceeds 5,000 kilograms. R.S.O. 1990, c. H.8, s. 122 (1).

Idem

(2) Subject to section 110, during a reduced load period,

- (a) no two axle tank-truck, while used exclusively for the transportation of liquid or gaseous heating fuel;
- (b) no two axle truck, while used exclusively for the transportation of livestock feed; and
- (c) no vehicle transporting live poultry,

shall be operated upon any designated highway where the weight upon an axle exceeds 7,500 kilograms. R.S.O. 1990, c. H.8, s. 122 (2).

Idem

(3) Subject to section 110, during a reduced load period no vehicle having a carrying capacity in excess of 1,000 kilograms, other than a motor vehicle or trailer, shall be operated upon any designated highway where the weight upon any millimetre in the width of a tire exceeds five kilograms. R.S.O. 1990, c. H.8, s. 122 (3).

Exceptions

(4) Subsections (1) and (3) do not apply to,

- (a) vehicles operated by or on behalf of a municipality or other authority having jurisdiction and control of a highway, where the vehicles are engaged in highway maintenance, including the carriage and application of abrasives or chemicals to the highway, the stockpiling of abrasives or chemicals for use on a highway, or the removal of snow from a highway;
- (b) vehicles used exclusively for the transportation of milk;
- (c) fire apparatus;
- (d) vehicles operated by or on behalf of a municipality transporting waste; or
- (e) public utility emergency vehicles. R.S.O. 1990, c. H.8, s. 122 (4).

Designation

(5) An official of the Ministry authorized by the Minister in writing may designate the date on which a reduced load period shall start or end and the King's Highway or highway in territory without municipal organization, or portion thereof, to which the designation applies. R.S.O. 1990, c. H.8, s. 122 (5).

Regulations Act does not apply

(6) A designation under subsection (5) is not a regulation within the meaning of the *Regulations Act*. R.S.O. 1990, c. H.8, s. 122 (6).

Note: Effective October 19, 2007 or on an earlier day to be named by proclamation of the Lieutenant Governor, subsection (6) is amended by the Statutes of Ontario, 2006, chapter 21, Schedule F, subsection 136 (1) by striking out "the *Regulations Act*" and substituting "Part III (Regulations) of the *Legislation Act, 2006*". See: 2006, c. 21, Sched. F, ss. 136 (1), 143 (1).

Designation by municipality

(7) The municipality or other authority having jurisdiction over a highway may by by-law designate the date on which a reduced load period shall start or end and the highway or portion thereof under its jurisdiction to which the designation applies. R.S.O. 1990, c. H.8, s. 122 (7); 2002, c. 17, Sched. F, Table.

Weight on bridges