

**THE CORPORATION OF
THE TOWNSHIP OF WHITEWATER REGION**

By-Law # 11-03-478

**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;

AND WHEREAS Section 110, Subsection 1 of the Highway Traffic Act R.S.O. 1990, Chapter H.8. provides for the granting of a permit for the moving of heavy vehicles, loads or structures in excess of the dimensional and weight limits established in the act;

AND WHEREAS Section 110, Subsection 3 of the Highway Traffic Act R.S.O. 1990, Chapter H.8. provides for the issuance of such permits by an Officer of the Corporation;

AND WHEREAS the Township of Whitewater Region deems it desirable to authorize Public Works personnel to issue permits referred to and in accordance with Section 110 of the Highway Traffic Act, R.S.O. 1990, Chapter H.8.

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 March to the thirty-first day of May inclusive, in each and every year.
2. The restriction period identified in Section 1 of this bylaw shall have reduced load periods between the hours of 10:00AM to 10:00PM.
3. That Sections 1 and 2 of this By-law shall not become effective until appropriate signage has been erected, in a conspicuous place.
4. That Public Works Personnel be authorized to issue permits for exceptional circumstances to this bylaw in accordance with Section 110 of the Highway Traffic Act, R.S.O. 1990, Chapter H.8. as amended
5. That the issuance of such permit shall be subject to the terms and conditions and permits as per schedule "A"
6. This By-Law shall not come into effect from the date of its passing by Council and shall remain in force until repealed by Council.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 9th of March, 2011



MAYOR



CAO/Clerk

SCHEDULE "A"
CONDITIONS OF SPECIAL VEHICLE PERMIT
(To Be Accompanied By The Special Vehicle Permit)

1. Acts and By-laws

- a) The permit holder shall move the vehicle in accordance with the Highway Traffic Act of Ontario, Chapter H.8, R.S.O. 1990 and any amendments thereto.
- b) This permit is not valid on roads or structures, otherwise restricted by County By-Law.
- c) All moves are subject to By-laws of the municipalities or corporations, within which the move is being made.

2. Control of Permit

- a) The permit may be withdrawn on written notice at any time by the Public Works Personnel.
- b) Roads or structures may be restricted at any time.
- c) The permit is granted subject to the condition that the permit will be used at and within the time limits specified and that the particular highways used will be in accordance with those designated by the Public Works Personnel.

3. General

- a) No moves are to be made on Sundays.
- b) Vehicles, loads, objects or structures that are in excess of the width, length or both, prescribed under Section 109, of the Highway Traffic Act of Ontario, shall be marked with flags, lights or both and signs are prescribed.
- c) If it is necessary to cross a sidewalk with the load mentioned herein, the sidewalk must be covered with 4" planking.

4. Axle Loads

- a) Where the axle loads of any proposed loading arrangement cannot be easily calculated or are in doubt, it will be the applicant's responsibility to establish adequate proof of the accurate axle loadings, to the satisfaction of the Public Works Personnel. Any expense so incurred will be borne by the applicant.

5. The applicant understands that under the provisions of the Highway Traffic Act, Chapter H.8, R.S.O. 1990, as amended, the owner, operator or mover of a heavy vehicle, load, object or structure, in respect of which a permit is granted under that section, is nevertheless responsible for all damages that may be caused to the highway by reason of the driving, operating or moving of any such vehicle, load, object or structure and shall reimburse the Township of Whitewater Region for all costs associated with repairing such damage.

6. The applicant shall indemnify and save harmless the Township of Whitewater Region from any action, claim, damage or loss, arising from and in relation to the protection of persons and property, that may be caused by reason of driving, operating or moving of any such vehicle, load, object or structure.

SPECIAL VEHICLE PERMIT APPLICATION

Township of Whitewater Region

44 Main St., Cobden, ON K0J 1K0

Phone: 613-646-2283 Toll Free: 1-877-646-2282 Fax: 613-646-2283

MOVE COMMENCES

MOVE TERMINATES

APPLICANT (Business Name in Full)

Address

Phone

Fax

Previous Permit Number

DESCRIPTION OF LOAD

Type of Load

Tractor Licence Number(s) (attach a list if necessary)

Trailer Licence Number (s) (attach a list if necessary)

The Applicant is hereby granted permission under Section 110, Subsect1, of the Highway Traffic Act, Chapter H.8. R.S.O. 1190, as amended, for the moving of heavy vehicles, loads, objects or structures, in excess of the dimensional limits set out in Section 109 and the weight limits set out in Part VIII, up to the following limits:

TOTAL MAXIMUM WEIGHT: HTA

TOTAL MAXIMUM WIDTH:

TOTAL MAXIMUM LENGTH:

TOTAL MAXIMUM HEIGHT:

ROUTE:

COMMENTS:

Traffic Escort Required: Yes No **Type of Escort:** Private Police

Escort To Meet Applicant At:

PLEASE NOTE - ALL EXPENSES INCURRED FOR ESCORT SERVICES WILL BE BORNE BY THE APPLICANT

The applicant will read the regulations and conditions that govern the granting of this permit (**see attached**) and will comply with them in every respect. This permit is granted, subject to the conditions that the applicant, owner, operator or mover, of a heavy vehicle, load, object or structure, shall;

- a) Reimburse the Township of Whitewater Region for all costs incurred by the Township of Whitewater Region; and
- b) Indemnify and save harmless the Township of Whitewater Region from any action, claim, damage or loss whatsoever, arising from and in relation to the protection of persons and property, from injury or damage that may be caused by reason of the driving, operating or moving of any such heavy vehicle, load, object or structure.

Applicant Signature

Date

Municipality

Date