

RURAL MUNICIPALITY OF LEASK NO. 464

BYLAW NO. 16-2023

A BYLAW TO PROVIDE FOR PERMITTING THE OPERATION OF OVERWEIGHT VEHICLES ON ROADS WITHIN THE RURAL MUNICIPALITY OF LEASK NO. 464

The Council of the Rural Municipality of Leask No. 464 in the Province of Saskatchewan, in open meeting hereby enacts as follows:

Short Title

1. This Bylaw shall be known as the Overweight Bylaw.

Definitions

2. In this Bylaw:
 - a. “**Administrator**” shall mean the Administrator;
 - b. “**Council**” shall mean the Council of the Rural Municipality of Leask No. 464;
 - c. “**Designated Officer**” shall mean the Administrator or any person appointed by the Administrator as designated to administer or enforce this Bylaw, and shall include Superintendent of Public Works or a Community Safety Officer;
 - d. “**Municipality**” shall mean the Rural Municipality of Leask No. 464;
 - e. “**Municipal Road**” shall mean any public road other than a provincial highway;
 - f. “**Secondary Weights**” shall mean weight limits for Secondary and Municipal Highways as prescribed in *The Vehicle Weight and Dimension Regulations, 2010*, including weights prescribed for the winter weight season.

Authorizations

3. Council is authorized to adopt this Bylaw under the following legislation:
 - a. Pursuant to Section 18(1) of *The Municipalities Act*, the Municipality may, by Bylaw establish or adopt a system relating to vehicle weights or to route designation in the Municipality; and
 - b. Pursuant to Section 36.1 of *The Highways and Transportation Act, 1997*. The Municipality authorizes the Administrator to have the power to issue a permit regarding overweight vehicles operating within the Municipality, and set the fee for the permit; and
 - c. This Bylaw refers to the weight and dimensions restrictions set out in the *Vehicle Weight and Dimensions Regulation, 2010*.

Provisions

4. No person shall operate or move or cause to be operated or moved a motor vehicle of load greater than Secondary Weights on a Municipal Road within the boundaries of the Rural Municipality of Leask No. 464. other than a duly completed “Municipal Overweight Transportation Permit” is first obtained.
5. No persons shall operate or move or cause to be operated or moved on or over the designated municipal road a motor vehicle weight of which exceeds the 8,000-kilogram (8 tonne) limit beginning at the Parkside intersection of Highway 40 going North on Range Road 3044 (“the commencement of the weight restriction area” to the border of the Rural Municipality of Canwood No. 494.

Permits

6. The Municipality may allow persons operating within the Municipality to haul non-divisible loads in excess of Secondary Weights provided that a duly completed “Municipal Overweight Transportation Permit” is first obtained.

7. Persons wishing to haul non-divisible loads above Secondary Weights shall make application for a permit to the Designated Officer. Conditions of the permit shall include:
 - a. The permit holder shall be responsible for providing accurate information on the permit application;
 - b. The permit shall be valid, upon request and approval, for one move;
 - c. The hauler shall provide a designated route to be reviewed by the Superintendent of Public Works. The Superintendent of Public Works shall have final approval of the provided route or may provide an alternate route; and
 - d. The permit must be carried in the stated vehicle at all times, and made available, upon request to a Community Safety Officer.
8. The schedule of permits and fees is attached in Appendix "A". Failure to remit payment for a permit may result in further penalty.

Exemptions

9. Provincial and/or local road bans supersede all permits. The Designated Officer 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 a road and/or bridge by a specific vehicle and/or vehicle plus load may result in damage to the road, adjacent property or personal injury to the public.

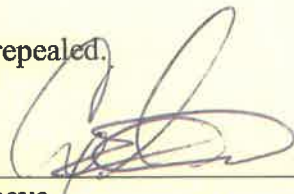
Enforcement

10. In any case, with or without a valid vehicle permit, when there is damage to a Municipal Road or infrastructure due to overweight or over dimension of a vehicle or load, the owners and/or operator of the vehicle will be held responsible for the full costs of the repair.
11. Orders for Contravention
 - a. Orders given under this Bylaw shall comply with Section 364 of The Municipalities Act.
12. A person may appeal to Council, any Order made pursuant to Section 29 in accordance with Section 365 of *The Municipalities Act*. The Municipality shall remedy contraventions as provided above in accordance with Section 366 of *The Municipalities Act*.
13. Offense and Penalties
 - a. No person shall: fail to comply with an order made pursuant to this Bylaw;
 - b. Obstruct or interfere with any Designated Officer or any other person action under the authority of this Bylaw; or
 - c. Fail to comply with any other provision of this Bylaw.
14. Any person found in contravention of this bylaw shall be subject to penalties.


Coming into Force

15. Bylaw 01-2022 and Bylaw 17-2023 are hereby repealed.





 Reeve



 Administrator

Certified a true copy of the Original,
 this 11 day of Oct. 2023.





SCHEDULE "A"

**RURAL MUNICIPALITY
OF LEASK NO. 464
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Vehicle Permit Fee Schedule

Permit prices by the R.M. of Leask No. 464 shall not exceed the amount determined by the minister, Section 36.1 (2) of The Highways and Transportation Act, 1997.

Single Load	\$50.00 per unit
Single Load During Spring Restrictions	\$100.00 per Unit
Yearly Permit	\$300.00 per unit

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