



THE CITY OF CORNER BROOK LOAD LIMIT REGULATIONS

PURSUANT to the powers vested in it under Sections 201 and 202 the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, and all other powers it enabling, the Corner Brook City Council, in a session convened on the 21st day of April, 2008, hereby passes and enacts the following regulations

1. These Regulations may be cited as the *City of Corner Brook Load Limit Regulations*.

DEFINITIONS

2. For the purpose of these Regulations:
 - (a) "City" means the City of Corner Brook;
 - (b) "Council" means Corner Brook City Council;
 - (c) "Director" means the Director of Operational Services;
 - (d) Licensed means licensed under the provisions of the *Highway Traffic Act*;
 - (d) "owner" means
 - (i) the person who holds the legal title to a vehicle;
 - (ii) in the case of a vehicle that is registered under the *Highway Traffic Act* , the person in whose name it is registered;
 - (iii) in the case of a vehicle which is the subject of a mortgage, the mortgagor if he or she is entitled to possession of the vehicle;
 - (iv) in the case of a vehicle which is the subject of a hire-purchase agreement, the person in possession of the vehicle under the agreement, or
 - (v) in the case of a vehicle which is the subject of a conditional sale contract, the buyer under the conditional sale contract if he or she is entitled to possession of the vehicle;

- (e) "vehicle" means a vehicle propelled, driven or controlled otherwise than by muscular power, other than a vehicle running upon fixed rails;
- 3.
- (1) Except with the written permission of the Director under subsection six (6) no person shall operate or move upon any street, road or highway in the City a vehicle which is not licensed under the *Highway Traffic Act* or which exceeds the weight, length, width, height or other physical dimension restrictions placed on the said vehicle by the *Highway Traffic Act* or the Regulations passed under the *Highway Traffic Act*;
 - (2) Subject to subsection six (6) no person shall place or move an object or structure other than a vehicle or a bicycle over or upon a street, road or highway within the City;
 - (3) The Director may place restrictions or prohibitions upon the class, type, weight, length, width, height or other physical dimensions or attributes of vehicles permitted to be placed, moved or operated upon any street, road or highway within the City when the Director, in his sole discretion deems it necessary to protect such street, road or highway and the Director may cause to be placed such signs and signals as are necessary to advise persons of such restrictions, and such restriction shall remain in place until revoked by the Director or Council.
 - (4) Council may at anytime revoke a restriction placed by the Director under subsection three (3).
 - (5) Every restriction or prohibition made by the Director under subsection three (3) shall
 - a. within two (2) days (exclusive of Sundays and holidays) be communicated by the Director to Council.
 - b. Remain in full force and effect until revoked, altered, amended or varied by the Director or Council.
 - (6) The Director may, upon receipt of a written application issue a permit for
 - a) the movement over or upon a street, road or highway within the City of a vehicle not licensed under the *Highway Traffic Act* or which exceeds the weight, length, width, height or other physical dimension restrictions placed on the said vehicle by the *Highway Traffic Act* or the Regulations passed under the *Highway Traffic Act*.;

b) the movement of an object or structure other than a vehicle or a bicycle over or upon a street, road or highway within the City;

c) the movement over or upon a street, road or highway within the City of a vehicle that has a weight in excess of that permitted under a restriction under subsection three (3)

(7) A permit issued under subsection six (6)

(a) may permit the movement of a vehicle, object or structure described in the permit at any time or only at such times or upon such occasions and upon any street, road or highway or only upon such streets, roads or highways as may be set forth in the permit; and

(b) may contain such terms and conditions as the Director deems necessary for the protection of the streets, roads or highways and to prevent them from suffering injury.

(8) The Director may require from a person to whom a permit is issued under subsection six (6) a bond or cash deposit sufficient to cover the cost of repairing any possible injury to a street, road or highway that may result from the movement of a vehicle, object or structure described in the permit or from the movement of a vehicle, object or structure.

(9) A person who moves on any street, road or highway within the City a vehicle, object or structure referred to in these Regulations, whether or not a permit has been issued under subsection six (6) is liable to the Council for any damage caused to a street, road or highway by reason of the movement on the street, road or highway of the vehicle, object or structure and the Council or its agent may serve notice in writing upon the person to make good the damage within five (5) days from the date of service of the said notice and if the person receiving such notice fails to effect the required repairs within the said five days the Council or its agent may cause the said repairs to be effected and recover the costs of so doing as a civil debt from the person on whom the notice was served.

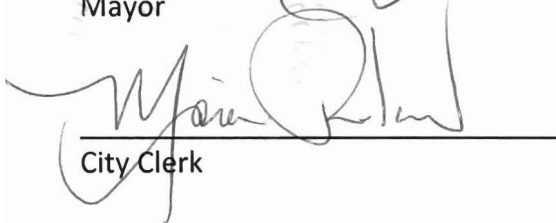
(10) A person who moves on any street, road or highway within the City a vehicle, object or structure contrary to the terms and conditions of a permit issued under these Regulations is guilty of an offence and is liable on summary conviction to a fine or to a period of imprisonment or both in accordance with the *City of Corner Brook Act*.

4. Where any person contravenes any of the provisions of these Regulations such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment or both in accordance with s. 438 of the *City of Corner Brook Act*;
5. These regulations shall come into force as of the date enacted by Council and the Load Limit By-Law 1970 and all amendments thereto are hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these Regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by the Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 5th day of May, 2008.



Mayor



City Clerk

Published in The Western Star – March 12, 2008

First Reading – March 3, 2008

Second Reading – April 21, 2008