

**CITY OF CORNER BROOK  
COMMERCIAL MOTOR VEHICLE REGULATIONS**

**PURSUANT** to the powers vested in it under Section 203, 254, 280.1, 280.2 and 280.4 of the City of Corner Brook Act, R.S.N.L. 1990, c. C-15, as amended, Sections 189 of the Highway Traffic Act, R.S.N.L. 1990, c. H-3, as amended, (a) delegation(s) of power by the Minister of Works, Services and Transportation dated and all other powers it enabling, the Corner Brook City Council, in a session convened on the 19<sup>th</sup> day of December, 2022, hereby passes and enacts the following regulations.

1. These Regulations may be cited as the City of Corner Brook Commercial Motor Vehicle Regulations.

**Definitions:**

2. In these Regulations:
  - (a) "Bus" means a motor vehicle, designed or used for the transportation of passengers with a seating capacity of 8 or more in addition to the driver, but excluding those motor vehicles when used for personal transportation by the owner or with the owner's permission but does not include a school bus;
  - (b) "City" means the City of Corner Brook;
  - (c) "Commercial Vehicle" means any motor vehicle designed or primarily used for commercial purposes and shall include, but is not limited to, a bus, truck trailer or tractor, dump truck, grader and trailer, but does not include buses engaged under an agreement with the City to provide public transportation under s. 227 of the City of Corner Brook Act;
  - (d) "Council" means Corner Brook City Council;
  - (e) "Director" means the Director of Community, Engineering, Development and Planning;
  - (f) "Highway" means a place or way, including a structure forming part of the place or way, designed and intended for, or used by, the public for the passage of traffic or the parking of vehicles and includes all the space between the boundary lines of the place or way.

- (g) "Inspector" means any official or employee of the City or other person or persons designated by Council or the Director to enforce the provisions of this Regulation and includes a Municipal Enforcement officer within the meaning of s. 211 of the City of Comer Brook Act;
  - (h) "Motor Vehicle" means a motor vehicle as defined under the Highway Traffic Act, R.S.N.L. 1990, c. H-3 as amended;
  - (i) "Park" means to permit a motor vehicle, whether occupied or not, to stand, otherwise than temporarily, for the immediate purpose of, and while actually engaged in loading or unloading goods or taking up or setting down passengers;
  - (j) "Prohibited Route" means the roads and routes described in Appendix "A" to this Regulation;
  - (k) "Taxi" means a motor vehicle, other than a bus, used to transport passengers for gain or reward.
  - (l) "Trailer" means a vehicle which has no motive power of its own and which is attached to a truck, or truck tractor or other motor vehicle but does not include:
    - i. an implement of husbandry temporarily attached to another vehicle,
    - ii. a side car attached to a motor cycle, or
    - iii. a tow dolly designed to be used to tow another motor vehicle where one or more axles of the towed vehicle rest on the tow dolly; and
  - (m) "Truck Tractor" means a motor vehicle designed and used primarily for drawing another vehicle and not so constructed as to carry a load other than a part of the mass of the vehicle load so drawn.
3. (a) No person shall cause to operate, permit to operate, or operate a Commercial Vehicle other than a Taxi within the City upon a Prohibited Route or in accordance with subsection (b), (c) or (d);
- (b) Upon written request, the Director or Council may issue a permit to operate a Commercial Vehicle on a Prohibited Route upon such terms and conditions as the Director or Council may specify in the permit;

- (c) A person may operate a Commercial Vehicle in the City on a Prohibited Route, provided they are doing so to travel to a specified destination on the Prohibited Route for the conduct of business at that specified destination;
  - (d) Where a person is operating a Commercial Vehicle upon a Prohibited Route pursuant to subsection (c) proof of the conduct of business at the specified destination shall be produced upon request of the Inspector and the Prohibited Route shall not be used until reaching the intersection on the Prohibited Route nearest the specified destination;
4. (a) No person shall park or permit to be parked a Commercial Vehicle in any building used for residential purposes, on any land appurtenant to such building, in any accessory building on such land, or on any part of a Highway, road or street which fronts or is appurtenant to any such building, land or accessory building in any of the following zones as described in the City of Corner Brook Development Regulations as amended:
- 1. Residential Special Density;
  - 2. Residential Low Density;
  - 3. Residential Medium Density;
  - 4. Residential High Density;
  - 5. Mobile Home Residential; and
  - 6. Comprehensive Residential Development Area.
- (b) Notwithstanding the provisions of subsection 4(a), one Taxi may be parked or permitted to be parked in any building used for residential purposes, on any land appurtenant to such building, in any accessory building on such land, or on any part of a Highway which fronts or is appurtenant to any such building, land or accessory building in the said zones.
- (c) **Notwithstanding the provisions of subsection 4(a), one Commercial Vehicle with a maximum gross weight (M.G.W.) not to exceed 4,536 kilograms (10,000 lbs.) may be parked or permitted to be parked in any building used for residential purposes, on any land appurtenant to such building, in any accessory building on such land, or on any part of a Highway which fronts or is appurtenant to any such building, land or accessory building. The provisions of this subsection shall not apply to construction related Commercial Vehicles.**
5. The provisions of these Regulations shall not apply to:
- (a) motor vehicles owned by the City;
  - (b) motor vehicles of the Royal Newfoundland Constabulary, the Royal Canadian Mounted Police or the Department of National Defense;

- (c) motor vehicles being used in the installation, repair or maintenance of a power or communications utility;
  - (d) ambulances responding to a call or transporting a patient; or
  - (e) motor vehicles lawfully parked in a metered parking space.
6. Where any person contravenes any of the provisions of these Regulations:
- (a) 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; and
  - (b) such person may be issued a violation notice pursuant to section 280.1 of the City of Corner Brook Act.
7. Inspectors are designated persons employed by Council who may issue a violation notice pursuant to section 280.1 of the City of Corner Brook Act for any contravention or failure to comply with these Regulations.
8. These regulations shall come into force as of the date enacted by Council and The Corner Brook Commercial Motor Vehicle Regulation, passed in or about 1976, and all amendments thereto, is 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 Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this \_\_\_\_ day of \_\_\_\_\_, 2022.

Appendix "A" Designated Routes

Draft