

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

BY-LAW NO. 2002-07

BEING A BY-LAW TO DESIGNATE THE DATE ON WHICH A REDUCED LOAD PERIOD SHALL START AND END AND FOR THE ISSUANCE OF PERMITS FOR USE OF A HIGHWAY BY A VEHICLE OR COMBINATION OF VEHICLES IN EXCESS OF THE WEIGHT LIMITS SET OUT IN PART VIII OF THE HIGHWAY TRAFFIC ACT.

**WHEREAS** the Highway Traffic Act R.S.O. 1990, Section 122, subsection 7, c.H.8, provides that the Municipal Corporation 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;

**AND WHEREAS** the Highway Traffic Act R.S.O. 1990, Section 122, subsection 1, c.H.8, provides that 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 (5 tonnes per axle);

**AND WHEREAS** the Highway Traffic Act R.S.O. 1990, Section 110, subsection 1, c.H.8, provides that the Municipal Corporation or other authority having jurisdiction over the highway may, upon application in writing, grant a permit for use of the highway by a vehicle or combination of vehicles in excess of the dimensional limits set out in section 109 or the weight limits set out in Part VIII in order to allow the movement of a load, object, structure and vehicles or combination of vehicles;

**AND WHEREAS** the Highway Traffic Act R.S.O. 1990, Section 110, subsection 3, c.H.8, provides that the Council of any Municipality may by by-law provide that a permit referred to in subsection (1) may be issued by an officer of the corporation named therein;

**AND WHEREAS** the Council of the Corporation of the Township of Bonfield deems it expedient to impose a reduced load period on all highways within the Corporations jurisdiction with exception to a permit issued in accordance to this by-law;

**NOW THEREFORE** the Council of the Township of Bonfield **ENACTS AS FOLLOWS:**

**DEFINITIONS**

1.0 In this by-law

“HIGHWAY” means a highway as defined under the Highway Traffic Act.

“CORPORATION” means the Corporation of the Township of Bonfield

**REDUCED LOAD RESTRICTION PERIOD**

2.0 That, subject to Section 3 of this by-law, when and where posted, a reduced load restriction shall be imposed on all highways within the Corporation’s jurisdiction, annually from March 1<sup>st</sup> and shall be lifted at the discretion of the Director of Public works;

2.1 That a reduced load restriction may be imposed by the Director of Public Works, on any of the highways within the Corporation’s jurisdiction, when and where deemed necessary to preserve highways, construction projects and maintenance thereof.

**APPLICATIONS AND PERMITS**

- 3.0 That the Director of Planning and Development, in accordance with Section 110 of the Highway Traffic Act, and in consultation with the Director of Public Works may, upon receipt of an application, grant a permit for use of any highway within the Corporation's jurisdiction by a vehicle or combination of vehicles in excess of the weight limits set out in Part VIII of the Highway Traffic Act and this By-Law, in order to allow the movement of a load, object, structure and vehicles or combination of vehicles;
- 3.1 That the permit shall limit the times, dates and the particular highways that may be used, and may contain conditions relating to the protection of persons and property from injury and damage and the Corporation may require a bond or other security sufficient to cover the cost of repairing any possible damage to the highway;
- 3.2 No permit shall be issued for a period of more than 5 calendar days, including the date of issue, with limits as set out in this by-law;
- 3.3 That the Application for use of a highway in excess of the weight limits shall be as set out in Schedule "A" to this By-Law;
- 3.4 That the Permit for use of a highway in excess of the weight limits shall be as set out in Schedule "B" to this By-Law;
- 3.5 That the Permit fee shall be \$25.00 for each permit issued;
- 3.6 That no permit shall be transferable from one vehicle or combination of vehicles to another vehicle or combination of vehicles;
- 3.7 That it is a condition of every permit issued under this by-law and Section 110 of the Highway Traffic Act that the original copy of the permit be carried in the vehicle for which the permit was issued and be produced when demanded by a police officer or an officer appointed for carrying out the provisions of the Highway Traffic Act;
- 3.8 That the Permit Application and Permit set out in Schedules "A" and "B" may be amended from time to time by Resolution of Council;

**PENALTIES**

- 4.0 Every person who is in contravention of this By-Law or a Permit issued in accordance with this By-Law is guilty of an offense and is subject to the penalties provided under the Highway Traffic Act.

**REPEALS**

- 5.0 That By-Law 96-27 is hereby repealed in its entirety.

READ A FIRST AND SECOND TIME THIS 26<sup>TH</sup> DAY OF MARCH, 2002.

READ A THIRD TIME & FINALLY PASSED THIS 11<sup>TH</sup> DAY FEBRUARY 2003.

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REEVE

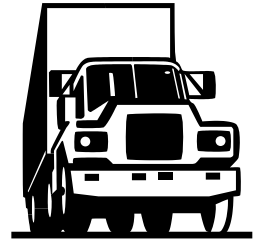
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CLERK



SCHEDULE "B"  
TO BY-LAW 2002-07

THE CORPORATION  
OF THE  
TOWNSHIP OF BONFIELD



**OVERWEIGHT PERMIT**

*(Section 110, subsection (1), Highway Traffic Act R.S.O. 1990, c.H.8)*

Applicants Name: _____		Ph. No. _____	Fax No. _____
Applicants Address: _____			
Company Name: _____		Ph. No. _____	Fax No. _____
Company Address: _____			
Company Contact Name: _____		Company Email Address: _____	
Make/Model/of Vehicle: _____			
Serial No. of Vehicle: _____		Year/ Colour of Vehicle: _____	
CVOR No. _____	Lic. Plate No: _____	Name on Vehicle: _____	

**MOVEMENT INFORMATION**

***EFFECTIVE DATES, TIMES AND ROUTE***

<b>START DATE:</b> _____	<b>END DATE:</b> _____
<b>BETWEEN THE HOURS OF:</b> _____ A.M or P.M <b>AND</b> _____ A.M. or P.M.	
<b>DESTINATION:</b> FROM: _____ TO _____	
Load, Object, Vehicle (excavator etc), Structure etc... TO BE MOVED: _____ _____	
<b>ROUTE TO BE TAKEN:</b> _____ _____ _____	

NOTE: THERE MUST BE ABSOLUTELY NO ALTERATIONS FROM THIS ROUTE UNLESS AUTHORIZED

**CONTACT INFORMATION**  
*(For Police or other person in authority)*  
**Director of Planning & Development**  
**D.A.(Doug) Laplante 776-2641**  
**OR**  
**Public Works 776-2659**

**NOTICE:** THIS PERMIT MAY BE CANCELLED AT ANY TIME DUE TO INCLEMENT WHEATHER, POOR ROAD CONDITIONS ETC...

\_\_\_\_\_  
Date

\_\_\_\_\_  
Authorized Signature



SCHEDULE "A"  
TO BY-LAW 2002-07

**THE CORPORATION  
OF THE  
TOWNSHIP OF BONFIELD**

**OVERWEIGHT PERMIT APPLICATION**

*(Section 110, subsection (1), Highway Traffic Act R.S.O. 1990, c.H.8)*

Applicants Name: _____		Ph. No. _____	Fax No. _____
Applicants Address: _____			
Company Name: _____		Ph. No. _____	Fax No. _____
Company Address: _____			
Company Contact Name: _____		Company Email Address: _____	
Make/Model/of Vehicle: _____			
Serial No. of Vehicle: _____		Year/ Colour of Vehicle: _____	
CVOR No. _____	Lic. Plate No: _____	Name on Vehicle: _____	
<b>PROPOSED MOVEMENT INFORMATION</b>			
Start Date and End Date (not to exceed 5 days): _____			
Destination (Street Address) <b>FROM:</b> _____ <b>TO</b> _____			
Route to be taken (include all municipal and private roads and highways) _____ _____ _____			
Is this request to: <input type="checkbox"/> Move a Load (sand etc) <input type="checkbox"/> Object <input type="checkbox"/> Vehicle (excavator etc) <input type="checkbox"/> Structure <input type="checkbox"/> Other (explain below)			
<b>DECLARATION</b>			
<p>I/we understand that under the provisions of Section 110 of the Highway Traffic Act, the owner, operator and or mover of a heavy vehicle, load, object or structure who has obtained a permit is nevertheless responsible for all damage that may be caused to the highway, encroachments or railway right of way by reason of driving, operating or moving of any such heavy vehicle, load, object or structure. The applicant certifies that the information contained in this application is true and acknowledges and accepts the responsibilities imposed by law on the applicant in relation to the operation of a commercial motor vehicle under the authority of the permit issued pursuant to this application. PERMITS ARE INVALID IF FALSE INFORMATION IS GIVEN AND THE MUNICIPALITY MAY SUSPEND ALL OVERWEIGHT PERMIT PRIVILEGES FOR A PERIOD OF UP TO ONE YEAR.</p>			
_____ Name (Please Print)	_____ Signature of Applicant	_____ Date	