

TOWN OF NAICAM

BYLAW NO. 6/99

A BYLAW TO REGULATE THE WEIGHT OF VEHICLES  
WITHIN THE TOWN OF NAICAM BOUNDARIES.

The Council of the Town of Naicam, in the Province of Saskatchewan  
enacts as follows:

1. No person shall operate a vehicle or a combination of vehicles when the combined gross weight of the vehicles with or without a load exceeds 10,000 lbs. G.V.W. , except on a highway within the municipality designated as a Heavy Vehicle Route as listed in Appendix 1.
2. Subject to section 1, no person shall operate a vehicle or a combination of vehicles when the combined gross weight of the vehicle (s) with or without a load exceeds the maximum allowable weight pursuant to The Vehicle Weight and Dimension Regulations, 1988 or any subsequent amendments thereto, on any highway within the municipality.
3. Section 1 and 2 shall not apply to vehicles making deliveries on any highway in the municipality provided that the operator of the vehicle (s) uses the most direct route from and to the Heavy Vehicle route, as listed in Appendix 1.
4. (a) Council may by resolution, from time to time, designate certain public highways within the boundaries of the Town of Naicam as Heavy Vehicle routes.  
(b) The public highways set out in Appendix 1 hereof, are hereby designated as Heavy Vehicle routes and the erection of signs for the said streets is hereby authorized.  
(c) The driver of every vehicle exceeding the weight restriction outlined in section 1 shall follow the marked " Heavy Vehicle Route". The driver of any truck or other vehicle in excess of the weight restriction found travelling on any street or avenue other than those designated as the "Heavy Truck Route" shall be in violation of the Bylaw excepting those cases as stipulated in Section 3.  
(d) In any prosecution for a violation of the provisions of this section, the onus of proof shall be on the accused.  
(e) A Police Officer or Police Constable having reason to believe the gross weight of a vehicle and its load is in excess of the maximum gross weight prescribed by this Bylaw may weigh the same by means of a portable or stationary scale or may require the person in charge of the vehicle to take the vehicle to the nearest scale.  
(f) The provisions of this section shall not apply to any persons operating a heavy vehicle owned by the Town of Naicam while actually in use in the service of the town.

- (g) This section shall not apply in the case of any vehicle owned or hired by the Town, or which is owned or hired by any person who is carrying out a contract (s) within the Town for the purpose of any Public Works of the Town provided however, that in the latter case such vehicle must be actually used in connection with such Public Works.
5. The provisions of The Police Act, The Highways and Transportation Act shall apply to the operators of vehicles referred to in sections 1 and 2.
6. (a) A person who contravenes the provisions of sections 1 and 2 is guilty of an offence and liable on summary conviction to a penalty of not more than \$200 for the first offence and not more than \$500 for each subsequent offence.
- (b) The total fine shall not exceed the maximum provided for in the General Penalty Bylaw - No 14/86 of the Town of Naicam.
6. This bylaw shall come into force on the final passing thereof.

Don White  
Mayor

Luby J. Henderson  
Town Administrator.

Certified a true copy of Bylaw # 6/99 and Schedule "A" attachment as passed by the Council of the Town of Naicam on the 12th day of October, 1999.

Luby J. Henderson  
Town Administrator

Town of Naicam  
Bylaw # 6/99

Appendix "A"

Heavy Truck Route in the Town of Naicam shall be:

First Avenue from Highway # 349 to Boundary Street

Boundary Street from first Avenue to Highway # 6