



BY-LAW NO. 2021-17

BEING A BY-LAW TO AMEND BY-LAW NUMBER 2007-8, BEING A BY-LAW TO PROHIBIT HEAVY TRAFFIC ON MUNICIPAL STREETS AND HIGHWAYS

WHEREAS Section 10 (2) subsection 7 of the Municipal Act, 2001, c. 25, as amended, (the Act) provides that a municipality may pass by-laws to provide any service or thing that the municipality considers necessary or desirable to the public;

WHEREAS Section 27 (1) of the Act authorizes municipalities to pass by-laws in respect of a highway under its jurisdiction;

AND WHEREAS Section 122 (7) of the Highway Traffic Act, R.S.O. 1990, c.H.8, as amended, provides that the municipality 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;

NOW THEREFORE the Council of the Corporation of the Township of Nairn and Hyman **HEREBY ENACTS AS FOLLOWS:**

1. That the following definition be added to Section 1 to By-law 2007-8:
 - c) In this by-law "Officer" shall mean a police officer, an enforcement officer for the Ministry of Transportation, or any other person appointed by the municipality to enforce the provisions of this by-law.
2. That Section 4 of By-law 2007-8 is hereby repealed and replaced with the following new Section:
 4. **REDUCED VEHICLE LOADS AND ENFORCEMENT**
 - 4.1 No person shall operate a Heavy Vehicle on a highway under the jurisdiction of the Township during the months of March through June, when authorized signs are displayed, where any axle of such vehicle transmits to the highway, weight in excess of 5,000 kilograms, with exception to those highways shown as "Township Roads Exempt from Half Load Restriction" as outlined in Schedule B of this By-law.
 - 4.2 This by-law may be enforced by any Officer as defined in this by-law.
 - 4.3 The penalty provisions of Section 125(1) of the Highway Traffic Act shall apply to contraventions of this By-law.
 - 4.4 Any person who contravenes any provisions of this by-law is guilty of an offence under the Provincial Offences Act.
3. All other provisions of By-law No. 2007-8 not specifically amended herein shall continue to apply.

Read a first and second time this 14th day of June, 2021.

Read a third time and passed in open Council this 14th day of June, 2021.

(signature on original)

Mayor

(signature on original)

Clerk

**THE CORPORATION OF THE
TOWNSHIP OF NAIRN AND HYMAN**

**SCHEDULE "B"
TO
BY-LAW NO. 2021-17 "BEING A BY-LAW TO AMEND BY-
LAW NUMBER 2007-8, BEING A BY-LAW TO PROHIBIT
HEAVY TRAFFIC ON MUNICIPAL STREETS AND
HIGHWAYS"**

Township Roads Exempt from Half Load Restrictions

STREET NAME

DESCRIPTION

Old Nairn Road

From the intersection of Kings Highway # 17 to the end of the municipal section of Old Nairn Road at EACOM Timber Corp.