

THE CORPORATION OF THE VILLAGE OF ST. CLAIR BEACH

BY-LAW NO. 2073

BEING a By-Law respecting the issuing of permits for the moving of heavy vehicles, loads, objects or structures on highways within the Village of St. Clair Beach.

WHEREAS pursuant to Section 110 of the Highway Traffic Act, R.S.O. 1990, Chapter H.8 and amendments thereto, the Council of a municipality having jurisdiction over highways in the municipality is empowered to pass By-Laws authorizing the granting of permits for the moving of heavy vehicles, loads, objects or structures in excess of the limits prescribed by the said Act, providing for the officer or officers of the municipal corporation who may issue permits, limiting the extent and duration of the permits and establishing the special conditions and provisions as to the granting of the same as set forth in the said Act.

AND WHEREAS the Council of the Corporation of the Village of St. Clair Beach deems it advisable to pass such a By-Law and to prescribe the form of the permit to be used and to designate the officer or officers of the Corporation who shall be allowed to issue such permits.

NOW THEREFORE the Corporation of the Village of St. Clair Beach enacts as follows:

1. In this By-Law,
 - a) "Corporation" means the Corporation of the Village of St. Clair Beach.
 - b) "Chief Building Official" means the Chief Building Official appointed by the Council of the Corporation.
 - c) "Highway" means a common and public highway, street, road and bridge forming part of a highway or lands on, over or across which a highway passes and means all that part of any road allowance, including both the travelled portion and untraveled portion, vested in the Corporation.
2. That the Corporation may from time to time hereafter, upon an application in writing, grant permits for the moving of heavy vehicles, loads, objects or structures in excess of the limits prescribed by the Highway Traffic Act, R.S.O. 1990, chapter H.8 as amended, over, on and upon highways in the Village of St. Clair Beach in which the Corporation has jurisdiction.
3. That to obtain a permit, an applicant shall file an application in writing on the form prescribed by and available from the Chief Building Official of the Corporation, and shall supply any other information related to the application as required by the Chief Building Official.
4. That the Chief Building Official or in his absence the Clerk of the Corporation shall be and is hereby authorized to issue permits on behalf of the Corporation to such persons or corporations who have applied in writing for the same, upon being satisfied that all of the provisions of this By-Law and the terms and conditions of the permit will be complied with by the applicant.
5. That the form of the permit shall be as set forth in Schedule "A" attached hereto and forming part of this By-Law.

6. That each application for a permit hereunder shall be required to post a bond, letter of credit or other suitable security in the amount of five hundred dollars (\$500.00) to cover the cost of repairing any possible damage to the highways within the municipality, by reason of driving, operating or moving of any vehicle or object or contrivance by the applicant; however the Chief Building Official, or Clerk of the Corporation, as the case may be, may waive this requirement, if in his discretion considers such security unnecessary.
7. That each applicant for a permit shall provide written proof to the Corporation that all police, fire, emergency services, utility companies and road authorities have been notified, prior to the issuance of a permit;
8. That each application shall be accompanied with satisfactory proof of liability insurance together with an endorsement naming the Corporation as an additional named insured.
9. That each applicant shall pay the total cost of any required escort service provided by the Corporation and that such cost if not paid may be deducted from the security provided in paragraph 5.
10. Notwithstanding any of the provisions of this By-Law no permit shall be issued for the moving of heavy vehicles, loads, objects or structures in excess of the limits prescribed by the Highway Traffic Act, R.S.O. 1990, chapter H.8 as amended, for the period from February 1st to May 15th in each year.
11. That every person who operates or permits the operation of a vehicle or combination of vehicles contrary to any conditions of the permit issued by the Corporation and upon conviction is liable to a fine pursuant to the provisions of the Highway Traffic Act, R.S.O. 1990, chapter H.8 as amended from time to time.
12. This By-Law shall come into force and take effect on the day of final passing thereof.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS

27th DAY OF June 1994.


REEVE

"SEAL"


CLERK-ADMINISTRATOR