

CANADA
PROVINCE OF QUÉBEC

MUNICIPALITY OF OTTER LAKE

M.R.C. PONTIAC

MUNICIPAL BYLAW No. 02-05-2021 REGARDING TRUCK AND HEAVY VEHICLE TRAFFIC

WHEREAS paragraph 5 of section 626 of the *Road Safety Act* (RLRQ, c. C-24.2) authorizes the Municipality to adopt a bylaw prohibiting any road vehicle traffic on specified roads as long as this prohibition is indicated by appropriate signage;

WHEREAS section 291 of the *Road Safety Act* (RLRQ, c. C-24.2) authorizes the Municipality to restrict or to prohibit the traffic of some or all heavy vehicles on roads under its responsibility;

WHEREAS section 291.1 of the *Road Safety Act* (RLRQ, c. C-24.2) provides that the traffic restriction or prohibition provided at section 291 can be partially lifted, with appropriate signage, to make it possible to get to a place that is only accessible through the prohibited travel zone in order to pick-up or deliver goods, to provide a service, to carry out work, to have the vehicle repaired or to drive it to its home base;

WHEREAS it is necessary to regulate truck and heavy vehicle traffic on public roads under the Municipality's responsibility in order to ensure the protection of the road network, the citizens and the tranquility of residential sectors;

WHEREAS a notice of motion of the present bylaw was given at the regular Council meeting held on MAY 4, 2021;

CONSEQUENTLY,

It is

Moved by: VICKY DUBEAU
Seconded by: ROBIN ZACHARIAS

AND RESOLVED THAT the Municipal Council states and orders the following:

SECTION 1

The preamble and annexes of the municipal bylaw regarding truck and heavy vehicle traffic are an integral part of it.

SECTION 2

In the present bylaw, the following words have the following signification:

Truck: a road vehicle, other than an emergency vehicle, with a registered gross weight of 4,500 kg or more, made and designed mainly for transportation of goods or for the

transportation of permanently fixed equipment and its working accessories. Are also considered trucks, a combination of vehicles with at least one of the vehicles having a registered gross weight of 4, 500 kg or more;

Heavy vehicle: a road vehicle, other than a vehicle mounted on a truck frame, designed to carry out work and with a work station integrated to the driving station of the vehicle. For the purposes of this definition, a truck frame is a frame with all the mechanic components found on a road vehicle designed for the transportation of people, goods or equipment.

Road vehicle: a motorized vehicle that can travel on a road; excluded from this category are vehicles that can only travel on rails, power-assisted bicycles, electrically operated wheelchairs; trailers, semi-trailers and removable axles are considered road vehicles.

Local delivery : delivery done in a prohibited zone having a road sign giving authorization to truck and heavy equipment vehicle drivers to travel in this prohibited zone in order to carry out one or the other of the following tasks :

- To pick-up or deliver goods;
- To provide a service;
- To carry out work;
- To have repairs done to the vehicle;
- To drive back the vehicle to its home base.

Home base: the vehicle's home base refers to the business location, that is the location of storage for the vehicle, the office, the warehouse, the garage or the parking of the business.

Emergency vehicle: a road vehicle used as police vehicle according to the Police Act (RLRQ, c. P-13.1), a road vehicle used as an ambulance according to the Act respecting pre-hospital emergency services (RLRQ, c. S-6.2), a road vehicle for Fire Safety or any other road vehicle respecting criteria provided by regulation to be recognized as an emergency vehicle by the *Société de l'assurance automobile du Québec (SAAQ)*.

SECTION 3

On the territory of the Municipality of Otter Lake, trucks and heavy equipment vehicles traffic are only authorized on the roads under the responsibility of the *Ministère des Transports, de la Mobilité durable et de l'Électrification des transports* (Ministry of Transport, Sustainable Mobility and Transportation Electrification).

Travelling of trucks and heavy equipment vehicles is prohibited on the following roads:

NAME	DESCRIPTION
Farm Lake	Road

SECTION 4

Section 3 does not apply to trucks and heavy equipment vehicles that must do a local delivery.

Furthermore, it does not apply to:

- a) special vehicles travelling under a special traffic permit giving the specific authorization to access a prohibited road;
- b) agricultural machineries, farm tractors and farming vehicles
- d) towings;
- c) emergency vehicles.

SECTION 5

Whoever contravenes to section 3 commits an offence and is punishable by a fine identical to the one provided in the Road Safety Act.

SECTION 6

The present bylaw will come into effect as soon as it is approved by the *Ministère des Transports, de la Mobilité durable et de l'Électrification des transports* (Ministry of Transport, Sustainable Mobility and Transportation Electrification), according to sections 291 and 627 of the *Road Safety Act*.

GIVEN IN OTTER LAKE (QUÉBEC), this 6th of July 2021.

Andrea Lafleur

Director General

Kim Cartier-Villeneuve

Mayor

Notice of motion : May 4, 2021
Adoption : July 6, 2021
Resolution : **77-07-2021**
In effect: July 6, 2021