

**CITY OF CORNER BROOK
COMMERCIAL MOTOR VEHICLE REGULATIONS**

PURSUANT to the powers vested in it under Section 203, 254, 280.1, 280.2 and 280.4 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, Sections 189 of the *Highway Traffic Act*, R.S.N.L. 1990, c. H-3, as amended, (a) delegation(s) of power by the Minister of Works, Services and Transportation dated _____ and all other powers it enabling, the Corner Brook City Council, in a session convened on the 21st day of April, 2008, hereby passes and enacts the following regulations.

1. These Regulations may be cited as the *City of Corner Brook Commercial Motor Vehicle Regulations*.

Definitions:

2. In these Regulations:
 - (a) "Bus" means a motor vehicle, designed or used for the transportation of passengers with a seating capacity of 8 or more in addition to the driver, but excluding those motor vehicles when used for personal transportation by the owner or with the owner's permission but does not include a school bus;
 - (b) "City" means the City of Corner Brook;
 - (c) "Commercial Vehicle" means any motor vehicle designed or primarily used for commercial purposes and shall include, but is not limited to, a bus, truck trailer or tractor, dump truck, grader and trailer, but does not include buses engaged under an agreement with the City to provide public transportation under s. 227 of the *City of Corner Brook Act*;
 - (d) "Council" means Corner Brook City Council;
 - (e) "Director" means the Director of Operational Services;
 - (f) "Highway" means a place or way, including a structure forming part of the place or way, designed and intended for, or used by, the public for the passage of traffic or the parking of vehicles and includes all the space between the boundary lines of the place or way.

- (g) "Inspector" means any official or employee of the City or other person or persons designated by Council or the Director to enforce the provisions of this Regulation and includes a Municipal Enforcement officer within the meaning of s. 211 of the *City of Corner Brook Act*;
 - (h) "Motor Vehicle" means a motor vehicle as defined under the *Highway Traffic Act*, R.S.N.L. 1990, c. H-3 as amended;
 - (i) "Park" means to permit a motor vehicle, whether occupied or not, to stand, otherwise than temporarily, for the immediate purpose of, and while actually engaged in loading or unloading goods or taking up or setting down passengers;
 - (j) "Prohibited Route" means the roads and routes described in Appendix "A" to this Regulation;
 - (k) "Taxi" means a motor vehicle, other than a bus, used to transport passengers for gain or reward.
 - (l) "Trailer" means a vehicle which has no motive power of its own and which is attached to a truck, or truck tractor or other motor vehicle but does not include
 - (i) an implement of husbandry temporarily attached to another vehicle,
 - (ii) a side car attached to a motor cycle, or
 - (iii) a tow dolly designed to be used to tow another motor vehicle where one or more axles of the towed vehicle rest on the tow dolly; and
 - (m) "Truck Tractor" means a motor vehicle designed and used primarily for drawing another vehicle and not so constructed as to carry a load other than a part of the mass of the vehicle load so drawn.
3. (a) No person shall cause to operate, permit to operate, or operate a Commercial Vehicle other than a Taxi within the City upon a Prohibited Route or in accordance with subsection (b), (c) or (d);
- (b) Upon written request, the Director or Council may issue a permit to operate a Commercial Vehicle on a Prohibited Route upon such terms and conditions as the Director or Council may specify in the permit;

(c) A person may operate a Commercial Vehicle in the City on a Prohibited Route, provided they are doing so to travel to a specified destination on the Prohibited Route for the conduct of business at that specified destination;

(d) Where a person is operating a Commercial Vehicle upon a Prohibited Route pursuant to subsection (c) proof of the conduct of business at the specified destination shall be produced upon request of the Inspector and the Prohibited Route shall not be used until reaching the intersection on the Prohibited Route nearest the specified destination;

4. (a) No person shall park or permit to be parked a Commercial Vehicle in any building used for residential purposes, on any land appurtenant to such building, in any accessory building on such land, or on any part of a Highway, road or street which fronts or is appurtenant to any such building, land or accessory building in any of the following zones as described in the City of Corner Brook *Development Regulations* as amended:

1. Residential Special Density;
2. Residential Low Density;
3. Residential Medium Density;
4. Residential High Density;
5. Mobile Home Residential; and
6. Comprehensive Residential Development Area.

(b) Notwithstanding the provisions of subsection 4(a), one Taxi may be parked or permitted to be parked in any building used for residential purposes, on any land appurtenant to such building, in any accessory building on such land, or on any part of a Highway which fronts or is appurtenant to any such building, land or accessory building in the said zones.

(c) Notwithstanding subsection 4(a) Council may grant a permit to park a Commercial Vehicle in any building used for residential purposes, on any land appurtenant to such building, in any accessory building on such land, or on any part of a Highway, road or street which fronts or is appurtenant to any such building, land or accessory building in the said zones and may request such information and fix such terms and conditions upon the granting of such permit as Council deems fit.

5. The provisions of these Regulations shall not apply to:

(a) motor vehicles owned by the City;

(b) motor vehicles of the Royal Newfoundland Constabulary, the Royal Canadian Mounted Police or the Department of National Defence;

- (c) motor vehicles being used in the installation, repair or maintenance of a power or communications utility;
 - (d) ambulances responding to a call or transporting a patient; or
 - (e) motor vehicles lawfully parked in a metered parking space.
6. Where any person contravenes any of the provisions of these Regulations:
- (a) such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment or both in accordance with s. 438 of the *City of Corner Brook Act*; and
 - (b) such person may be issued a violation notice pursuant to section 280.1 of the *City of Corner Brook Act*.
7. Inspectors are designated persons employed by Council who may issue a violation notice pursuant to section 280.1 of the *City of Corner Brook Act* for any contravention or failure to comply with these Regulations.
8. These regulations shall come into force as of the date enacted by Council and The Corner Brook Commercial Motor Vehicle Regulation, passed in or about 1976, and all amendments thereto, is hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these Regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 5th day of May, 2008.

[Redacted signature area]

Mayor

[Redacted signature area]

City Clerk

[Redacted signature area]

Published in the Western Star - March 12, 2008

First Reading – March 3, 2008

Second Reading – April 21, 2008

Appendix "A"

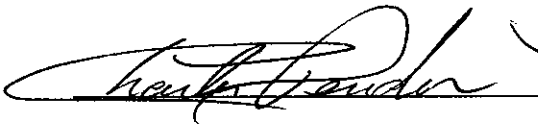
Designated Routes

COMMERCIAL MOTOR VEHICLE REGULATION AMENDMENTS

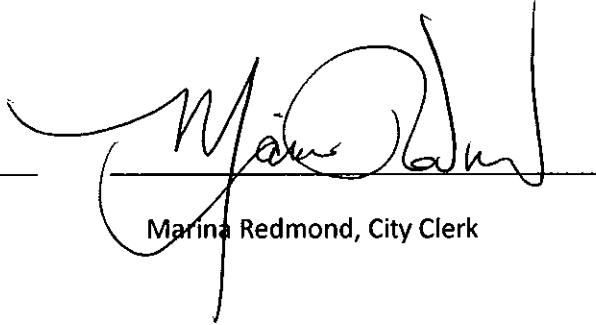
Pursuant to the powers vested in it under Section 203, 254, 280.1, 280.2 and 290.4 of the City of Corner Brook Act, R.S.N.L. 1990 C. C-15, as amended, Section 189 of the Highway Traffic Act, R.S.N.L. 1990, H-3 as amended, (a) delegations of power by the Minister of Transportation and Works dated ___ and all other powers it enabling, the Council of the City of Corner Brook, in a session convened on 30 March 2009 hereby passes and enacts the following amendment to the Parking Meter Regulations:

1. Amend Opening Paragraph by deleting the words "Works, Services and Transportation and replace it with the words "Transportation and Works"

In WITNESS WHEREOF this amendment is sealed with the common seal of the City of Corner Brook and has been subscribed by and on behalf of the Council by the Mayor and City Clerk on this 2nd day of April 2009.



Charles Pender, Mayor



Marina Redmond, City Clerk

1st Reading: 16 March 2009

Approved by Council: 30 March 2009

Published in Western Star: 4 April 2009

Gazetted:

Approved by Minister of Transportation and Works the _____ day of _____ A.D. 2009

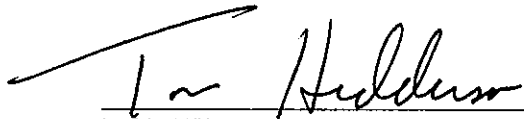
see Order from Minister attached.

Minister

Department of Transportation and Works

ORDER

1. In accordance with the provision of section 189, the *Highway Traffic Act*, R.S.N. 1990, c. H-3, power is hereby delegated to the City of Corner Brook to make regulations to have effect only within the limits of the municipality and only in respect of those roads, streets, lanes, sidewalks and bridges within the municipality, the ownership, management or control of which is vested in the municipality, for any of the purposes of section 189.
2. In accordance with the provisions of section 190, the *Highway Traffic Act*, R.S.N. 1990, c. H-3, approval generally is given the Council to exercise the power, with respect to particular traffic signs or classes of traffic signs to place traffic signs on a road, street, lane, sidewalk or a bridge, within the municipality as per section 190.
3. This authority is restricted to non-moving violations only.
4. In Witness Whereof I have set my signature and caused the Seal of the Department of Transportation and Works to be affixed at St. John's, in the Province of Newfoundland and Labrador the 8th day of February, 2010.



TOM HEDDERSON
Minister of Transportation and Works

FEB 15 2010

Ms. Marina Redmond
City Clerk
City of Corner Brook
P.O. Box 1080
Corner Brook, NL A2H 6E1

Dear Ms. Redmond:

Re: City of Corner Brook Regulations

Attached please find a signed Order delegating power to the City of Corner Brook to make the attached regulations in accordance with the provision of section 189, the Highway Traffic Act, R.S.N. 1990, c. H-3.

In order for these regulations to become law they must be published by you in the Newfoundland Gazette and at least one newspaper circulating in the City of Corner Brook. If you need assistance with the Gazette process, please contact the Queens Printer at 729-3649 or by emailing queensprinter.gov.nl.ca

Sincerely,



TOM HEDDERSON, MHA
Harbour Main District
Minister

Enclosures

cc Hon. Dianne Whalen



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 85

ST. JOHN'S, FRIDAY, MAY 21, 2010

No. 20

CITY OF CORNER BROOK ACT

THE CITY OF CORNER BROOK TRAFFIC REGULATIONS

Pursuant to the powers vested in it under Section 203 of the *City of Corner Brook Act*, RSNL 1990, cC-15, as amended, Section 189 of the *Highway Traffic Act*, RSNL 1990, H-3, as amended, (a) delegation(s) of power by the Minister of Transportation and Works, and all other powers it enabling, the Corner Brook City Council repealed and replaced The City of Corner Brook Traffic Regulations 1992. The new regulation may be cited as The City of Corner Brook Traffic Regulations.

Any person(s) who wishes to view a copy of the regulation may do so at the City Clerk's Office, Corner Brook City Hall during regular business hours.

These regulations will have effect from the date of publication in *The Newfoundland and Labrador Gazette*.

CITY OF CORNER BROOK
Marina Redmond City Clerk

P.O. # 32159

May 21

CITY OF CORNER BROOK COMMERCIAL MOTOR VEHICLE REGULATIONS

Pursuant to the powers vested in it under Section 203, 254, 280.1, 280.2 and 290.4 of the *City of Corner Brook Act*,

RSNL 1990, cC-15, as amended, Section 189 of the *Highway Traffic Act*, RSNL 1990, H-3, as amended,

- (a) delegation(s) of power by the Minister of Transportation and Works, and all other powers it enabling, the Corner Brook City Council repealed and replaced The Commercial Motor Vehicle Regulation. The new regulation may be cited as The City of Corner Brook Commercial Motor Vehicle Regulations.

Any person(s) who wishes to view a copy of the regulation may do so at the City Clerk's Office, Corner Brook City Hall during regular business hours.

These regulations will have effect from the date of publication in *The Newfoundland and Labrador Gazette*.

CITY OF CORNER BROOK
Marina Redmond City Clerk

P.O. # 32159

May 21

CITY OF CORNER BROOK PARKING METER REGULATIONS

Pursuant to the powers vested in it under Section 203, of the *City of Corner Brook Act*, RSNL 1990, cC-15, as amended, Section 189 of the *Highway Traffic Act*, RSNL 1990, H-3, as amended, (a) delegation(s) of power by the Minister of Transportation and Works, and all other powers it enabling, the Corner Brook City Council repealed and replaced The City of Corner Brook Parking Meter By-law.