

BY-LAW NO. __

TRUCK ROUTE BY-LAW

By-Law respecting the establishment of truck routes for certain trucking motor vehicles within the Town of Yarmouth.

Be it enacted by the Council of the Town of Yarmouth, under the authority of section 194(4) of the Motor Vehicle Act, being chapter 293 of the Revised Statutes of Nova Scotia 1989 as amended, as follows:

1. This by-law shall be known as the “Truck Routes By-Law of the Town of Yarmouth”. This by-law shall apply to all areas of the Town of Yarmouth.
2. In this by-law:
 - A. “Town” means the Town of Yarmouth
 - B. “Street” means a public highway, street, lane, road, alley, park, or place including the bridges thereon and private property that is designed to be and is accessible top the general public for the operation of a motor vehicle;
 - C. “Truck” in this by-law includes
 - I. a motor vehicle designed, used or maintained primarily for the transportation of goods, material or property, and weighing more than three thousand kilograms (3,000 kg) according to the registration certificate of the vehicle, and
 - II. a tractor, roller, grader, backhoe, pay loader, road building or road maintenance equipment, or construction equipment, other than track type vehicles, regardless of weight.
 - D. “Truck Route” or “Route” means a street in the Town approved for the passage of trucks.
3. No person shall drive a truck on any street in the Town except as permitted by this by-law.

4. (1) A truck may be operated on a street between the hours of seven o'clock in the morning and seven o'clock in the evening on those routes, ("Daytime Truck Routes") established in Appendix "A" hereto annexed.
- (2) A truck may be operated on a street between the hours of seven o'clock in the evening, and seven o'clock in the morning of the next day on those routes, (Nighttime Truck Routes") established in Appendix "B" hereto annexed.
 - I. A person may, for the purpose of making a delivery or collection of goods or supplying a service at a location off a truck route and while using truck routes until unable to continue to do so, drive the truck on those streets forming the most direct accessible connection between the nearest truck route and the delivery point, collection point or service point for merchandise or materials, and shall also return to the truck route by those streets forming the most direct accessible connection.
 - II. Where the person has a subsequent delivery or collection to make, or subsequent service to provide, in the same area, he may proceed to make the subsequent delivery or collection or service before proceeding by the most direct accessible connection to the nearest truck route.
 - III. If any truck is stored at a location off the truck route, a person may drive the truck to and from the place where it is stored, and in so doing shall drive it on those streets forming the most direct, accessible connection between the storage location and a truck route.
5. The Town shall erect signs as depicted in Appendix "C" hereto to be placed on the truck routes listed in Appendix "A" & Appendix "B" to indicate to drivers of trucks the streets permitted to be used as truck routes.
6. The provisions of this by-law shall not apply to municipal vehicles or public utility vehicles while actively engaged in maintenance and repair work on town streets or utility appurtenances included therein, or to Police, Fire Service or Emergency Medical Services vehicles or equipment engaged in the line of duty.

7. Every person who violates or fails to comply with any of the provisions of this by-law shall be liable to a penalty of not less than One Hundred Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00) and in default of payment to imprisonment for a term not exceeding sixty days or to both.

I, JEFF GUSHUE, Clerk and Chief Administrative Officer of the Town of Yarmouth, do hereby certify that the foregoing is a true copy of a By-law passed by the Town Council of the Town of Yarmouth as follows:

Date of First Reading: February 14, 2008

Date of Second Reading: April 10, 2008

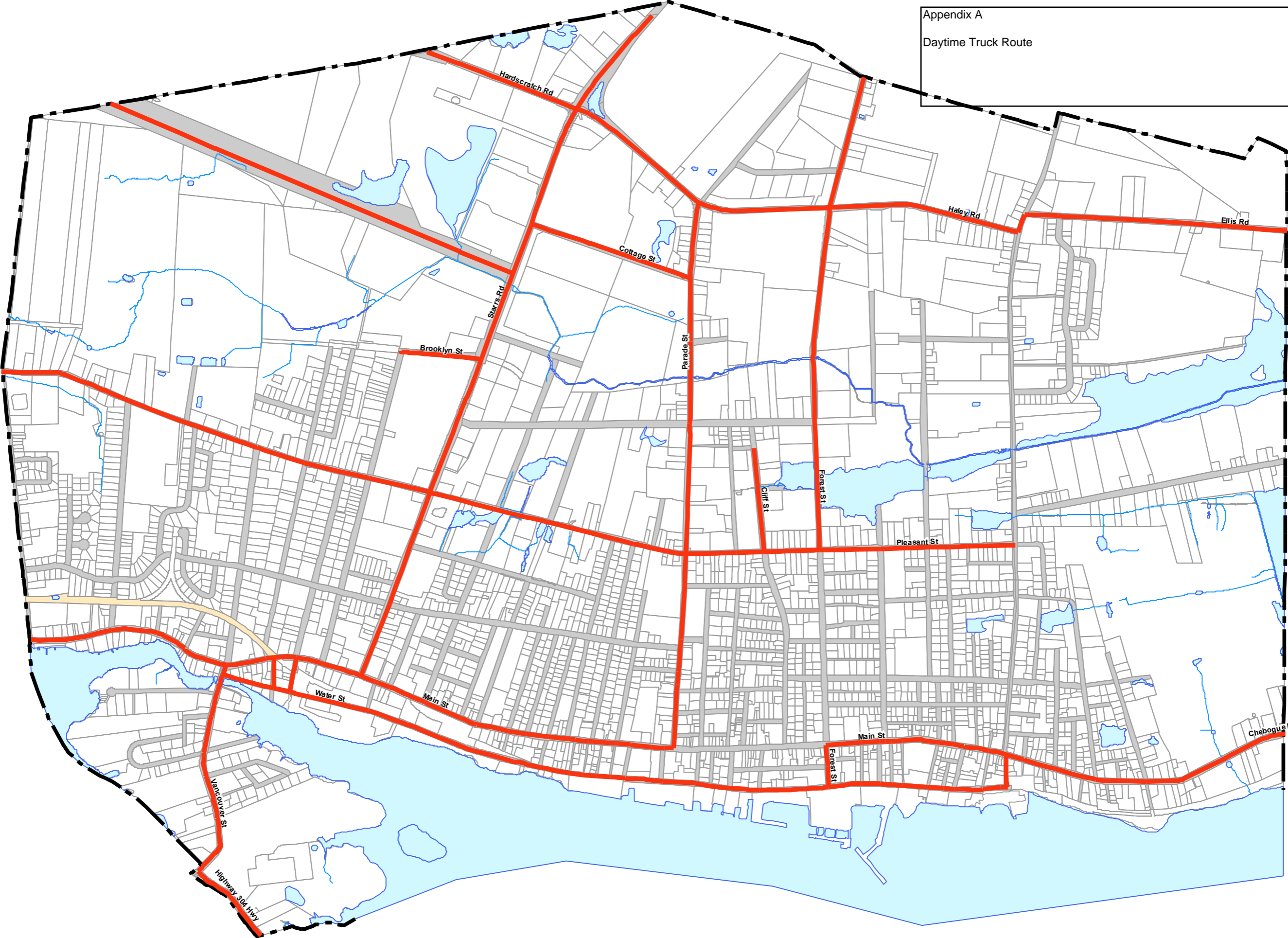
Amended: February 12, 2009

Amended: April 16, 2009

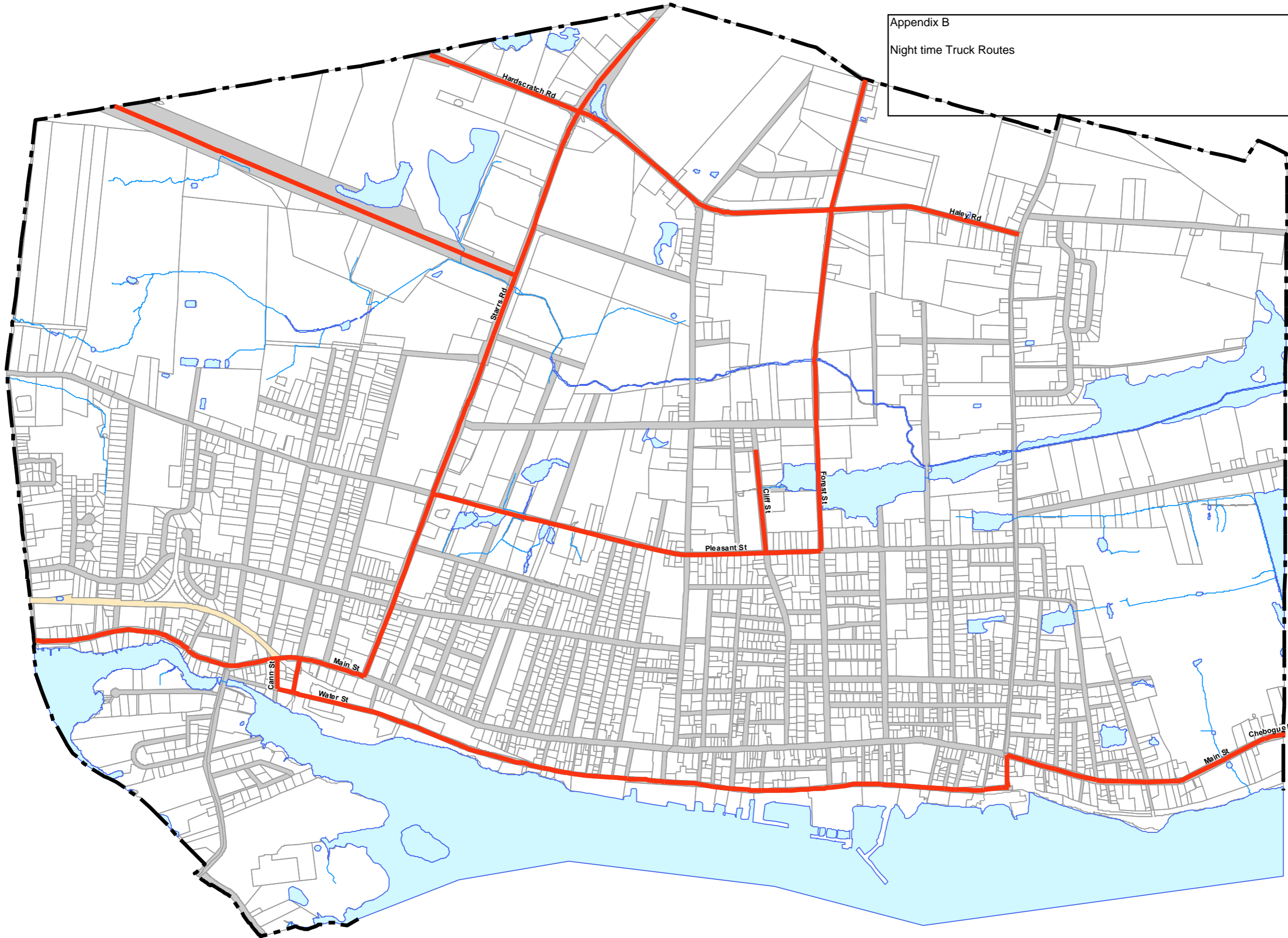


Jeff Gushue
Town Clerk/Chief Administrative Officer

Appendix A
Daytime Truck Route

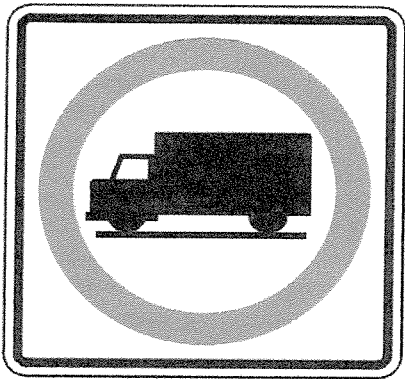


Appendix B
Night time Truck Routes

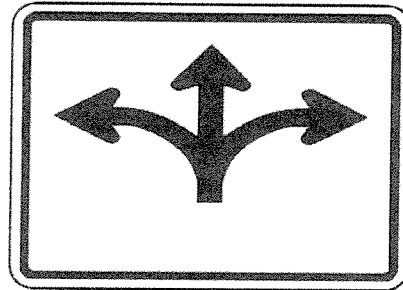


APPENDIX "C"

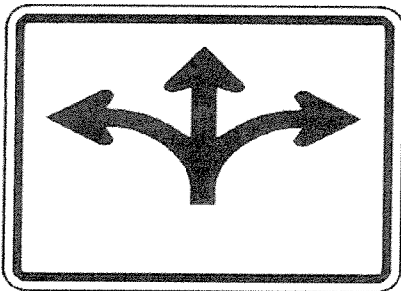
Schedule of Regulation Truck Route Signs



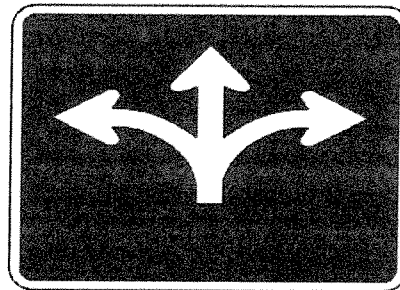
RB-61
600mm x 600mm



RB-61S-B
600mm x 450mm



RB-61S-A
600mm x 450mm



RB-61S-C
600mm x 450mm