

THE RURAL MUNICIPALITY OF MOOSE CREEK NO. 33

BYLAW NO 13-2016

**A BYLAW TO PROVIDE FOR OPERATION OF CERTAIN VEHICLES DURING
ROAD RESTRICTIONS**

The Council of the Rural Municipality of Moose Creek No. 33 in the Province of Saskatchewan enacts as follows:

This bylaw shall be referred to as the Road Bond Bylaw

1. In this bylaw:

- a) "Administrator" shall mean the administrator of the municipality;
- b) "Council" shall mean the council of the municipality;
- c) "Municipality" shall mean the Rural Municipality of Moose Creek No. 33;
- d) "Committee" means a road committee established in accordance with section 81 of *The Municipalities Act* for the purpose of issuing orders.

2. Council may by resolution establish a road bond committee for the purpose of issuing bonds in accordance with *The Municipalities Regulations* Part III.

3. The committee shall consist of two members of council and each appointment shall be for a term of one year, to be reviewed at the first meeting of council.

4. The committee may issue a bond only if

- a) damage to the road will be caused during the haul; or
- b) there may be a high risk of property damage or personal injury to the public.

5. A contract established pursuant to this bylaw shall include provisions to

- a) Provide for the operation of certain vehicles on specified roads and bridges
- b) State the gross weight of vehicles on specified roads and bridges or portions thereof, and be shown on an attached map; and
- c) Outline any and all conditions of the bond which shall be determined by the committee, and including payment to the municipality for any and all damage incurred to the section of road outlined in the bond.

6. A bond issued under this bylaw must:

- a) be signed by the members of the road committee and the company requesting the bond;
- b) state the date on which it is signed and the date on which it takes effect;
- e) state clearly the conditions determined by the committee for the bond; and
- d) contain a cheque in the amount determined by the committee to be filed with the Administrator

7. Upon receipt of the bond the Administrator shall:
 - a) File the cheque in the vault for safekeeping until the bond has expired; and
 - b) present a copy of the bond at the next meeting of council and record so in the minutes

8. A permit provided by the Administrator shall be placed in the vehicles used by the bonded company at all times.

9. Any bond issued pursuant to this bylaw shall be in the form of a contract attached hereto as Schedule "A".

10. A bond issued pursuant to this bylaw shall remain in effect until cancellation of the bond by the committee and/or expiration of the contract of the bond.

11. Upon expiration of the bond:
 - a) The committee, division councillor, and foreman shall review the condition of the bonded road and determine what repairs will be needed;
 - b) The administrator shall then invoice the company for repairs outlined in subsection (a); and
 - i) If payment has not been received, the Administrator shall deposit the cheque held in trust, and issue payment of the remainder of the bond; or
 - ii) If payment is received within thirty days, the Administrator shall return the cheque which was held in trust.



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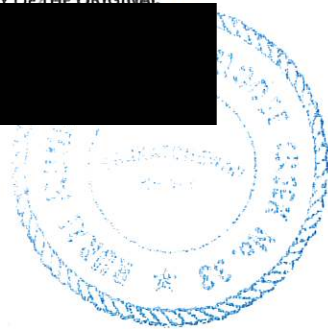
Reeve

[Redacted signature]

Administrator

CERTIFIED A TRUE COPY OF THE ORIGINAL

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Read a third time and adopted this
4th day of March, 2016

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Administrator