THE CITY OF WINNIPEG

BY-LAW NO. 86/2005

A By-law of THE CITY OF WINNIPEG to amend the Traffic By-law No. 1573/77.

THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

1. The Traffic By-law No. 1573/77 is amended by this By-law.

Section 11 amended

2. Section 11 is repealed and the following is substituted:

11 (1) The Chief of Police must issue a parade permit where

(a) the applicant has complied with section 10;

(b) the proposed parade would not violate a law, regulation or by-law;

(c) adequate security and traffic control can reasonably be provided by the Winnipeg Police Service or the applicant is able to offer a reasonable alternative; or

(d) the time, date or route of the proposed parade

(i) is unlikely to unduly disrupt traffic along the parade route;

(ii) is unlikely to result in conflicts with other events or parades taking place; or

(iii) does not poses undue security or public safety concerns.

11 (2) Where the Chief of Police refuses to issue a parade permit, he or she must propose a reasonable alternative date, time or route for the parade.

11 (3) The Chief of Police may issue a parade permit subject to conditions that will ensure that the parade meets the criteria set out in subsection (1), and a failure to comply with any conditions imposed invalidates the permit.

11 (4) The Chief of Police may withdraw the permit prior to or during the parade where information unknown to the Chief when issuing the permit indicates that the parade will fail to meet the criteria set out in subsection (1), and no person may take part in or continue to take part in a parade where the parade permit has been withdrawn.

Section 17 amended

3. Section 17 is repealed and the following is substituted:

Spring weight restrictions

17 (1) The Director may restrict the maximum weight of vehicles operated on those streets that do not have concrete pavement to the extent and for such period of time as is reasonably required to protect the streets from damage and deterioration during spring thaw conditions.

17 (2) Where the Director restricts the maximum weight of vehicles on streets pursuant to subsection (1), the Director must cause to be placed such traffic control devices as are necessary to reasonably inform the public of the restrictions and, at least one week prior to the weight restriction coming into effect, must publish in a newspaper having a general circulation in the city a notice setting out

(a) a description or list of the streets affected by the weight restriction;

(b) the maximum weight permitted on the streets identified; and

(c) the period of time during which the weight restrictions are in effect.

17 (3) No person may operate a vehicle on a street in contravention of a restriction made by the Director pursuant to subsection (1).

Section 29.1 amended

4(1) Subsection 29.1(1) is repealed and the following is substituted:

Parking Prohibitions on Major Snow Routes

29.1 (1) Where reasonably required in order to facilitate the removal of snow from streets bearing snow route signs, the Director may make a declaration prohibit standing, stopping or parking a vehicle between the hours of 00:00 and 06:00 on streets bearing a snow route sign for a period of time specified in the declaration.

4(2) The following is added after subsection 29.1(2):

29.1 (3) No person may stand, stop or park a vehicle on a street bearing a snow route sign where a declaration made under subsection (1) is in effect.

Section 48.1 amended

5. Section 48.1 is repealed and the following is substituted:

Special Permits for Oversized or Overweight Vehicles

48.1 (1) Notwithstanding sections 45, 46, 47 and 48, the Director may issue a special permit permitting the operation of an oversized or overweight vehicle on streets within the City of Winnipeg where the Director is satisfied that the operation of the vehicle will not

(a) damage the streets over which it passes;

(b) disrupt traffic or pose a threat to vehicular traffic or pedestrians;

(c) damage properties adjacent to the right of way.

(2) A special permit issued under subsection (1) may be issued subject to conditions and limitations imposed by the Director to eliminate or minimize

(a) damage to the streets over which the vehicle will pass;

(b) disruption of traffic or the threat to vehicular traffic or pedestrians;

(c) damage to properties adjacent to the right of way.

(3) A special permit referred to in subsection (1) may not be issued prior to the payment of a fee established by Council.

DONE AND PASSED, in Council assembled, this day of , 2005.

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Mayor

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City Clerk

Approved as to content:

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Director of Public Works

Certified as to form:

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for City Solicitor/Manager of Legal Services