

R.M. OF LUMSDEN NO. 189
BYLAW NO. 13-2016

A BYLAW REQUIRING SECURING OF LOADS TRANSPORTING MATERIALS

The Council of the Rural Municipality of Lumsden No. 189 of the Province of Saskatchewan, enacts as follows:

Title

- 1. This Bylaw may be referred to as the *Tarping Bylaw*.

Definitions

- 2. In this bylaw:
 - a) "garbage" means putrescible animal and vegetable remains and by-products resulting from the handling, preparation, cooking and consumption of food;
 - b) "highway" means a road allowance, road, street or public highway as defined in *The Highways and Transportation Act, 1997*, that is under the direction, control and management of the municipality, and includes the shoulder of the roadway, bridge, culvert, drain or other public improvement erected upon or in connection with such public highway;
 - c) "other materials" means any clay, sand, gravel, topsoil, or any other aggregate material;
 - d) "refuse" means:
 - (i) remains;
 - (ii) by-products; and
 - (iii) discarded materials;resulting from domestic, commercial, industrial or agricultural activities and includes garbage, rubbish, street cleanings and yard clippings but does not include liquid domestic sewage;
 - e) "rubbish" means non-putrescible remains and by-products, consisting of both combustible and non-combustible remains and by-products, and includes paper, cardboard, tin cans, wood, glass, bedding and crockery;
 - f) "Vehicle" includes a vehicle, trailer, semi-trailer or motor vehicle as defined in *The Traffic Safety Act*

Tarp Required

- 3. No person shall operate any vehicle transporting garbage, refuse, rubbish or any other materials over any public highway in the Rural Municipality of Lumsden No. 189 unless the load is completely enclosed or covered with a tarpaulin or secured in such a manner that it shall be impossible for any part of the load of the said vehicle to escape.

General Penalty Provisions

- 4. a) A person contravening any provision of this bylaw or fails to comply therewith, shall be guilty of an offence and is liable on summary conviction to the following offence penalties:
 - i) First offence \$100.00
 - ii) Second offence \$200.00
 - iii) Third offence \$300.00
- b) A person contravening any provisions of this bylaw with four or more offences shall be guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.
- c) A person contravening any provisions of this bylaw who has been served with a summons ticket and the penalty amount is \$300.00 or less and who wishes to plead guilty and pay a voluntary payment within 14 days of the date of the summons ticket, may deliver the summons and an amount equal to 50% of the specified penalty sum for the offence to a place indicated on the summons ticket on or before the date specified on the summons.

Effective Date

- 5. This bylaw shall come into force and take effect on the date of approval.

READINGS

Read a first time this 13th day of October, 2016.
Read a second time this 17th day of November, 2016.
Read a third time 17th day of November, 2016.

Chief Administrative Officer

Naive Cooper

on the 17th day of November, 2016
Certified to be a true copy of Bylaw No. 13-2016
adopted by the Council of the R.M. of Lumsden



Kent Farago
Reeve
Naive Cooper
Chief Administrative Officer