

PROVINCIAL OFFENCES ACT

Part I

IT IS ORDERED pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice, that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 2011-73 as amended of the Township of Alfred and Plantagenet, Prescott and Russell Counties, attached hereto is the set fine for that offence. This Order is to take effect on May 8th, 2012.

Dated at Ottawa this 8th day of May 2012.


.....
Lise T. Maisonneuve, Regional Senior Justice
Ontario Court of Justice
East Region

PART I PROVINCIAL OFFENCES ACT

TOWNSHIP OF ALFRED AND PLANTAGENET TITLE: No Truck Route By-Law #2011-73

Page 1 of 1

| <u>ITEM</u> | <u>COLUMN 1</u> Short form wording | <u>COLUMN 2</u> Provision Creating or Defining Offence | <u>COLUMN 3</u> Set Fine |
|-------------|--|--|-----------------------------|
| 1. | Being one who drives or causes to be driven a heavy truck on a no truck route. | Section 2 | \$300.00 |

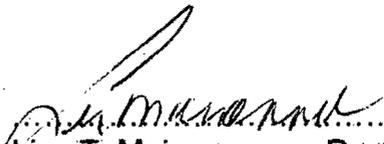
NOTE: The penalty provision(s) for the offence(s) indicated above is Section 4 of By-Law 2011-33 a certified copy of which has been filed.

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NOTE: The penalty provision(s) for the offence(s) indicated above is Section 4 of By-Law 2011-33 a certified copy of which has been filed.

05/05/2012 11:36

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CANTON ALFRED&PLANTAGENET

PAGE 01/01

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East Region

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NOTE: The penalty provision(s) for the offence(s) indicated above is Section 4 of By-Law 2011-33 a certified copy of which has been filed.

**THE CORPORATION OF THE TOWNSHIP OF
ALFRED AND PLANTAGENET**

By-law Number 2011-73

BEING a By-Law to prohibit heavy trucks on certain highways.

WHEREAS the Municipal Act, 2001 provides that a municipality may pass by-laws in respect of a highway only if it has jurisdiction over the highway;

AND WHEREAS the Council of the Township of Alfred and Plantagenet deems it expedient to prohibit heavy traffic on certain municipal highways;

THEREFORE, the Council of the Township of Alfred and Plantagenet enacts as follows:

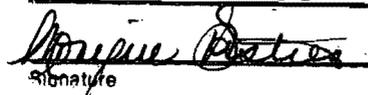
1. DEFINITIONS

- i) "Heavy truck" means a vehicle, object or contrivance for moving loads having a gross weight, including the vehicle, object or contrivance or load in excess of 4,500 kilograms.
 - ii) "Highway" includes a common highway, street, avenue, parkway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
2. No person shall drive or cause to be driven a heavy truck on the highway or part of a highway where "no heavy truck" signs are erected or are on display on any highway between the limits set out in the attached Schedule "A" forming part of this by-law.
3. The following shall not apply to Section 2 of this By-Law:
- a) deliveries to a location on a no heavy truck route;
 - b) the performance of services on a no heavy truck route;
 - c) emergency vehicles, road construction vehicles for the purpose of maintenance, repair or reconstruction of a no heavy truck route;
 - d) public services by the Township of Alfred and Plantagenet;
 - e) proceeding to or from a garage for the purpose of housing, storing, repairing a heavy truck on a no heavy truck route;
 - f) a privately-owned vehicle driven to or from the owner's residence;
 - g) public services by The Nation Municipality and the City of Clarence-Rockland on boundary roads.
4. Every person who contravenes any provisions of this by-law is guilty of an offence and on conviction thereof shall forfeit and pay a penalty for each such offence and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990 Chapter P.33 and amendments thereto.

Moi, le soussigné, greffier adjoint pour la Corporation du canton d'Alfred et Plantagenet, certifie que ce document est une copie conforme de

I, the undersigned, Deputy Clerk for the Corporation of the Township of Alfred and Plantagenet, hereby certify that this document is a true copy of

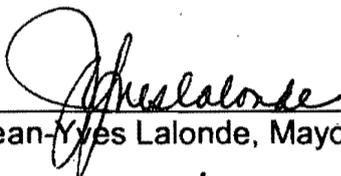
By-law Number 2011-73


Signature

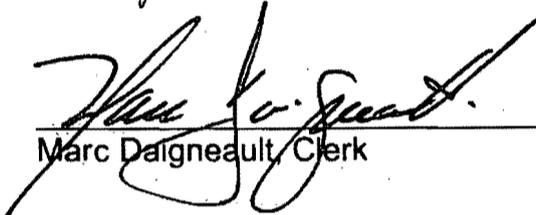
Jan. 5, 2012
Date

5. Where any provision of this by-law is contravened and a conviction entered, the court in which the conviction has been rendered and any court of competent jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the person or persons convicted.
6. If any section of this by-law or part(s) thereof be declared by any court to be illegal or ultra vires, such section or part(s) shall be deemed to be separate and independent.
7. This by-law replaces and repeals all previous by-laws pertaining to no-truck routes, including By-law 95-17 of the former Township of North Plantagenet and By-law 2011-33, as well as any other by-laws not specifically listed.

READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN COUNCIL THIS 18th DAY OF JULY, 2011, AFTER ITS FIRST, SECOND AND THIRD READINGS.



Jean-Yves Lalonde, Mayor



Marc Daigneault, Clerk

SCHEDULE "A" TO BY-LAW NO. 2011-73

HEAVY TRUCKS PROHIBITED ON THE FOLLOWING HIGHWAYS

Highways

Alfred Concession 2
Alfred Concession 4
Alfred Concession 4
Alfred Concession 5
Alfred Concession 7
Alfred Concession 10
Division Road
Lake George Road
Plantagenet Concession 2
Plantagenet Concession 3
Plantagenet Concession 3
Plantagenet Concession 4
Plantagenet Concession 5
Plantagenet Concession 5
Plantagenet Concession 7
Plantagenet Concession 9
Plantagenet Concession 9
Plantagenet Concession 10
Route 11
Route 25

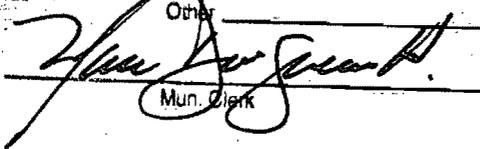
Between

Boundary Road and County Road 15
Boundary Road and County Road 15
County Road 15 and Bay Road
County Road 15 and Blue Corner Road
Station Road and 721 Alfred Concession 7
County Road 15 and Peat Moss Road
County Road 17 and Plantagenet Concession 2
County Road 9 and Boundary Road
Division Road and County Road 17
County Road 17 and Boundary Road
County Road 19 and County Road 26
County Road 9 and Boundary Road
County Road 17 and Boundary Road
County Road 19 and County Road 9
Boudreau Road and County Road 19
County Road 2 and Route 16
Route 11 and County Road 9
County Road 9 and County Road 19
Plantagenet Concession 10 and County Road 2
Plantagenet Concession 3 and 250 Route 25

I, MARC DAIGNEAULT, clerk for
the Corporation of the Township of Alfred and Plantagenet,
do hereby certify that this document is a true copy of

Resolution _____ **THE CORPORATION OF THE TOWNSHIP OF**
By-Law 2011-33 **ALFRED AND PLANTAGENET**
Other _____

Signed


Mun. Clerk

By-law Number 2011-33

*Repealed by
by-law 2011-73*

BEING a By-Law to prohibit heavy trucks on certain highways.

WHEREAS the Municipal Act, 2001 provides that a municipality may pass by-laws in respect of a highway only if it has jurisdiction over the highway;

AND WHEREAS the Council of the Township of Alfred and Plantagenet deems it expedient to prohibit heavy traffic on certain municipal highways;

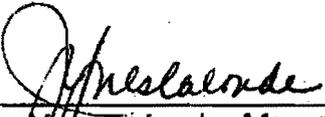
THEREFORE, the Council of the Township of Alfred and Plantagenet enacts as follows:

1. DEFINITIONS

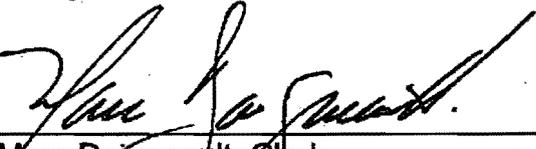
- i) "Heavy truck" means a vehicle, object or contrivance for moving loads having a gross weight, including the vehicle, object or contrivance or load in excess of 4,500 kilograms.
 - ii) "Highway" includes a common highway, street, avenue, parkway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
2. No person shall drive or cause to be driven a heavy truck on the highway as described in the attached Schedule "A" forming part of this by-law.
 3. The following shall not apply to Section 2 of this By-Law:
 - a) deliveries to a location from a highway onto Concession 10 Road;
 - b) the performance of services on a no heavy truck route;
 - c) emergency vehicles, road construction vehicles for the purpose of maintenance, repair or reconstruction of a no heavy truck route;
 - d) public services by the Township of Alfred and Plantagenet and The Nation Municipality;
 - e) proceeding to or from a garage for the purpose of housing, storing, repairing a heavy truck on a no heavy truck route;
 - f) a privately owned vehicle driven to or from the owner's residence.
 4. Every person who contravenes any provisions of this by-law is guilty of an offence and on conviction thereof shall forfeit and pay a penalty for each such offence and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990 Chapter P.33 and amendments thereto.
 5. Where any provision of this by-law is contravened and a conviction entered, the court in which the conviction has been rendered and any court of competent jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the person or persons convicted.

6) If any section of this by-law or part(s) thereof be declared by any court to be illegal or ultra vires, such section or part(s) shall be deemed to be separate and independent.

READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN COUNCIL THIS 7th DAY OF FEBRUARY, 2011, AFTER ITS FIRST, SECOND AND THIRD READINGS.



Jean-Yves Lalonde, Mayor



Marc Daigneault, Clerk

SCHEDULE "A" TO BY-LAW NO. 2011-33

1) For the length of Concession Road 10 starting at County Road 9 and ending at County Road 19.

**LA CORPORATION DU CANTON D'ALFRED ET PLANTAGENET
THE CORPORATION OF THE TOWNSHIP OF ALFRED AND PLANTAGENET**

RÉSOLUTION/RESOLUTION NO. 2011-410

| | |
|---|--|
| Date: 18 juillet / July 18, 2011 | Item no. : 17.2 |
| Sujet / Subject: Règlement 2011-73 pour interdire les camions lourds sur certaines routes By-law Number 2011-73 to prohibit heavy trucks on certain highways | |
| Proposé par / Moved by : Serge R. Lalonde | |
| Appuyé par / Seconded by : Benoit Lamarche | |
| Qu'il soit résolu que le règlement numéro 2011-73 pour interdire les camions lourds sur certaines routes soit adopté après ses trois lectures. | <i>Be it resolved that By-law Number 2011-73 to prohibit heavy trucks on certain highways be adopted after its three readings.</i> |

| | | | |
|--------------------|---|---|-----------|
| Adoptée / Adopted | ✓ | Initiales du Greffier ou de la Greffière- Adjointe / Clerk's or Deputy- Clerk's initials: | |
| Défaite / Defeated | | | <i>MB</i> |

| | | |
|--|-------------------|-------------------------|
| Vote enregistré demandé par / Recorded vote requested by: | Pour / For | Contre / Against |
| | | |

**THE CORPORATION OF THE TOWNSHIP OF
ALFRED AND PLANTAGENET**

By-law Number 2011-73

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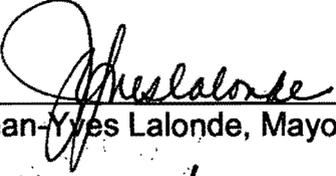
THEREFORE, the Council of the Township of Alfred and Plantagenet enacts as follows:

1. DEFINITIONS

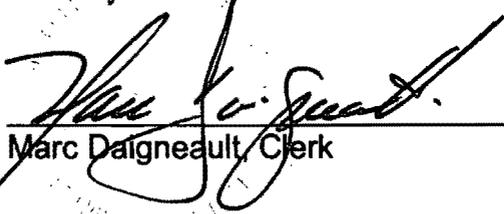
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 - ii) "Highway" includes a common highway, street, avenue, parkway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
2. No person shall drive or cause to be driven a heavy truck on the highway or part of a highway where "no heavy truck" signs are erected or are on display on any highway between the limits set out in the attached Schedule "A" forming part of this by-law.
3. The following shall not apply to Section 2 of this By-Law:
- a) deliveries to a location on a no heavy truck route;
 - b) the performance of services on a no heavy truck route;
 - c) emergency vehicles, road construction vehicles for the purpose of maintenance, repair or reconstruction of a no heavy truck route;
 - d) public services by the Township of Alfred and Plantagenet;
 - e) proceeding to or from a garage for the purpose of housing, storing, repairing a heavy truck on a no heavy truck route;
 - f) a privately-owned vehicle driven to or from the owner's residence;
 - g) public services by The Nation Municipality and the City of Clarence-Rockland on boundary roads.
4. Every person who contravenes any provisions of this by-law is guilty of an offence and on conviction thereof shall forfeit and pay a penalty for each such offence and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990 Chapter P.33 and amendments thereto.

5. Where any provision of this by-law is contravened and a conviction entered, the court in which the conviction has been rendered and any court of competent jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the person or persons convicted.
6. If any section of this by-law or part(s) thereof be declared by any court to be illegal or ultra vires, such section or part(s) shall be deemed to be separate and independent.
7. This by-law replaces and repeals all previous by-laws pertaining to no-truck routes, including By-law 95-17 of the former Township of North Plantagenet and By-law 2011-33, as well as any other by-laws not specifically listed.

READ A FIRST, SECOND AND THIRD TIME AND PASSED IN OPEN COUNCIL THIS 18th DAY OF JULY, 2011, AFTER ITS FIRST, SECOND AND THIRD READINGS.



Jean-Yves Lalonde, Mayor



Marc Daigneault, Clerk

SCHEDULE "A" TO BY-LAW NO. 2011-73

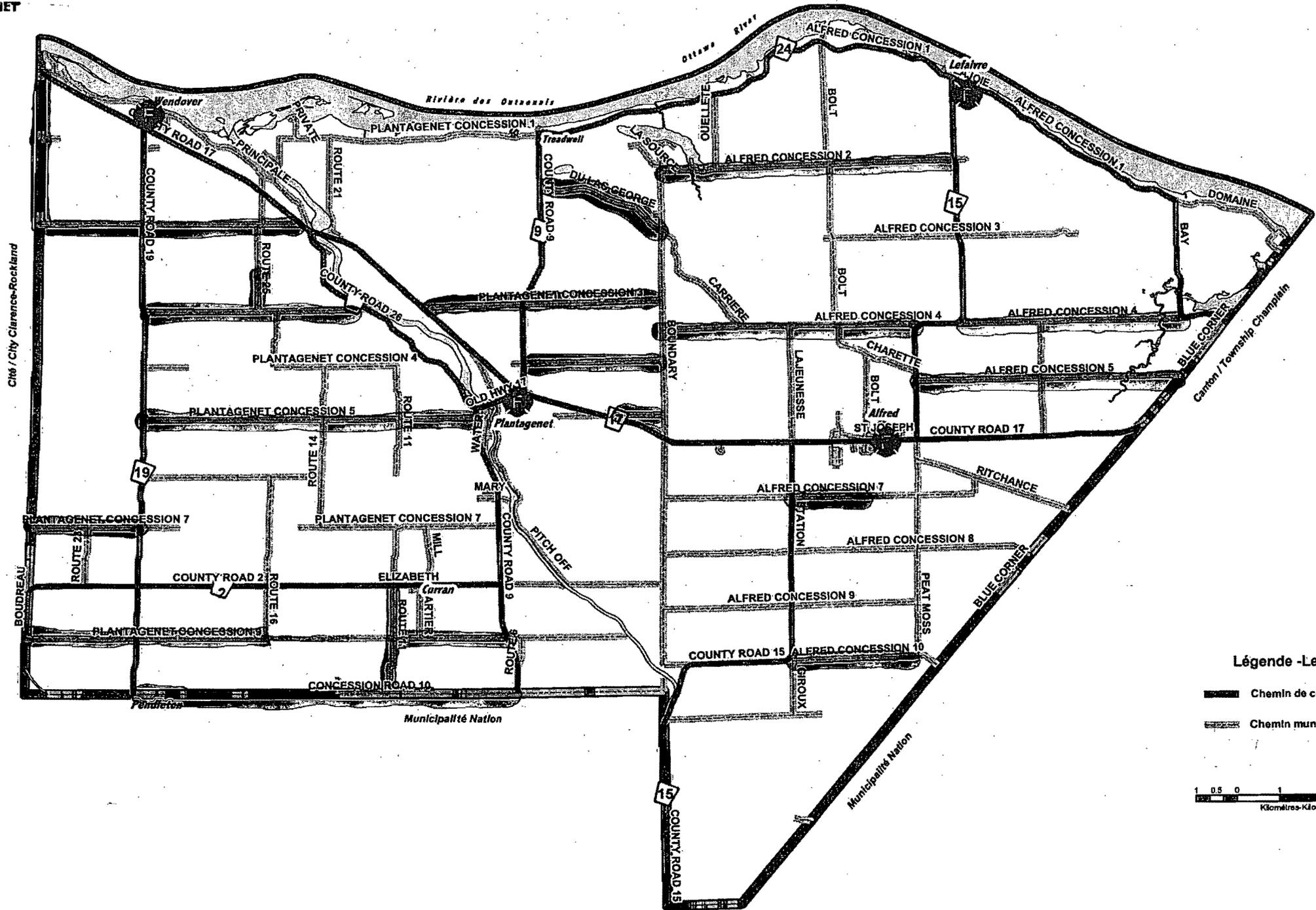
HEAVY TRUCKS PROHIBITED ON THE FOLLOWING HIGHWAYS

Highways

Alfred Concession 2
Alfred Concession 4
Alfred Concession 4
Alfred Concession 5
Alfred Concession 7
Alfred Concession 10
Division Road
Lake George Road
Plantagenet Concession 2
Plantagenet Concession 3
Plantagenet Concession 3
Plantagenet Concession 4
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Plantagenet Concession 7
Plantagenet Concession 9
Plantagenet Concession 9
Plantagenet Concession 10
Route 11
Route 25

Between

Boundary Road and County Road 15
Boundary Road and County Road 15
County Road 15 and Bay Road
County Road 15 and Blue Corner Road
Station Road and 721 Alfred Concession 7
County Road 15 and Peat Moss Road
County Road 17 and Plantagenet Concession 2
County Road 9 and Boundary Road
Division Road and County Road 17
County Road 17 and Boundary Road
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Boudreau Road and County Road 19
County Road 2 and Route 16
Route 11 and County Road 9
County Road 9 and County Road 19
Plantagenet Concession 10 and County Road 2
Plantagenet Concession 3 and 250 Route 25



Légende - Legend

-  Chemin de comté / County Roads
-  Chemin municipal / Municipal Roads



HEAVY TRUCK PROHIBITED ON CERTAIN HIGHWAYS SCHEDULE VIII

29. No person shall drive or cause to be driven a heavy truck on a highway or part of a highway where "no heavy truck signs" are erected or are on display on any highway between the limits set out respectively in column 1,2 and 3 of Schedule "VIII" to this By-law.

30. **EXEMPTIONS**

- (a) deliveries to a location on a no heavy truck route;
- (b) the performance of services on a no heavy truck route;
- (c) proceeding to or from a garage or the relocation for the purpose of housing, storing or repairing a heavy truck on a heavy truck route;
- (d) public services by the Corporation;
- (e) a privately owned vehicle(s) driven to or from the owner's residence
- (f) emergency services which may require otherwise, prohibited use of vehicle.

DEVIATION TO BE DIRECT

31. Every deviation onto a no heavy truck route as set out in section 30 of this By-law shall be made from a highway which is not bound by a no heavy truck route to the nearest point of distance to the premises or location of performance of services.



Township of / Canton de North Plantagenet Nord

205 Old Highway 17
205 Vieille Route 17
P.O. Box / C.P. 271
Plantagenet, ON K0B 1L0
TEL. : (613) 673-4797
FAX : (613) 673-4812

BY-LAW NUMBER 95-17

BEING A BY-LAW to prohibit heavy trucks on certain highways.

WHEREAS Section 210 paragraph 123. of the Municipal Act, R.S.O. 1990, Chapter M-45, provides that by-laws may be passed by Council of a municipality for regulating and prohibiting heavy traffic on the highways; and

WHEREAS, The Corporation of the Township of North Plantagenet deems it desirable to do so;

THEREFORE the Council of the Township of North Plantagenet enacts as follows:

1. In this by-law:
 - a) **“heavy truck”** means the use of a highway by a vehicle, object or contrivance for moving loads, having a gross weight, including the vehicle, object, contrivance or load in excess of 4,500 kilograms;
 - b) **“highway”** includes a common and public highway, concession, street, avenue, parkway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
 - (c) **“Municipal Law Enforcement Officer”** shall mean the Municipal Law Enforcement Officer appointed by the Council of the Corporation of the Township of North Plantagenet.
2. No person shall drive or cause to be driven a heavy truck on a highway or part of a highway as defined by Schedule “A” hereto attached. The aforesaid schedule may be varied by resolution of council from time to time as required. The revised version of Schedule “A” must be dated, signed and attached to this by-law.
3. The following shall not apply to Section 2 of this by-law:
 - a) deliveries to a location on a no heavy truck route;
 - b) the performance of services on a no heavy truck route;
 - c) public services by the Township of North Plantagenet.

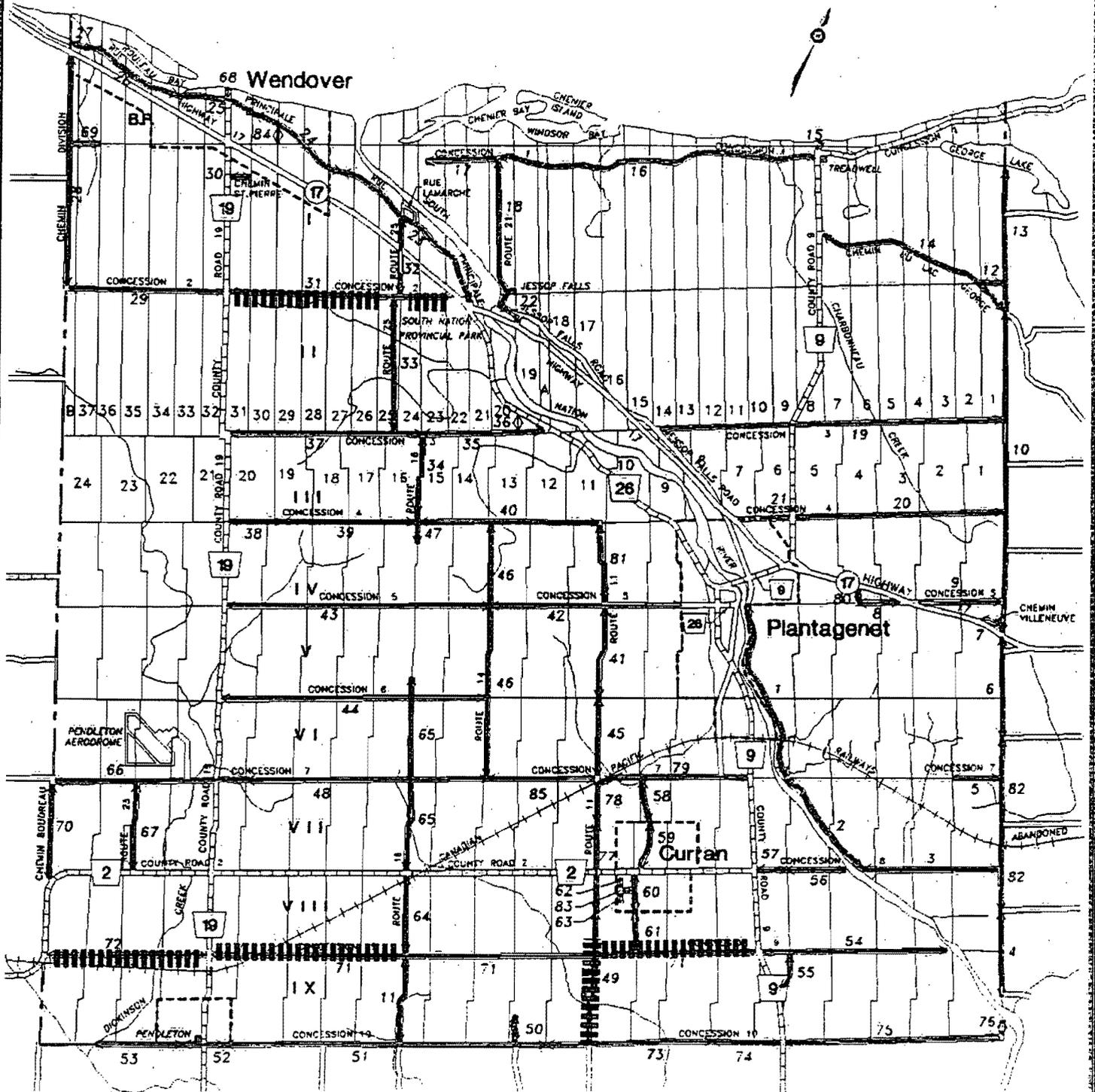
4. The provisions of this By-Law shall be enforced by the Municipal Law Enforcement Officer
5. Every person who contravenes any of the provisions of this by-law is guilty of an offence and on conviction thereof shall forfeit, and pay a penalty for each such offence and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990, chapter P.33 and amendments thereto.
6. When a person has been convicted of an offence under this by-law, the County Court of the County of Prescott and Russell, or any court of competent jurisdiction thereafter, may, in addition to any other penalty imposed on the person convicted, issue an order prohibiting the continuation or repetition of the offence or the doing of any act or thing by the person convicted directed toward the continuation or repetition of the offence.
7. The requirements of this by-law are severable. If any requirements of this by-law are held invalid, the application of such requirements to other circumstances and the remainder of this by-law shall not be affected.
8. This by-law shall come into effect immediately upon its passing.

READ A FIRST, SECOND, THIRD TIME AND FINALLY PASSED IN OPEN COUNCIL THIS 5th DAY OF JUNE, 1995.

Jean-Marie Groulx, Reeve

Elise Campbell, Clerk

SCHEDULE 'A' TO BY-LAW No.



TOWNSHIP OF CANTON DE **NORTH PLANTAGENET**

PROJECT No. M4167
MAY, 1992

SECTION NUMBER
SECTION LOCATION

**THE CORPORATION OF THE TOWNSHIP OF
ALFRED AND PLANTAGENET**

By-law Number 2011-73

BEING a By-Law to prohibit heavy trucks on certain highways.

WHEREAS the Municipal Act, 2001 provides that a municipality may pass by-laws in respect of a highway only if it has jurisdiction over the highway;

AND WHEREAS the Council of the Township of Alfred and Plantagenet deems it expedient to prohibit heavy traffic on certain municipal highways;

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1. DEFINITIONS

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2. No person shall drive or cause to be driven a heavy truck on the highway or part of a highway where "no heavy truck" signs are erected or are on display on any highway between the limits set out in the attached Schedule "A" forming part of this by-law.
3. The following shall not apply to Section 2 of this By-Law:
- a) deliveries to a location on a no heavy truck route;
 - b) the performance of services on a no heavy truck route;
 - c) emergency vehicles, road construction vehicles for the purpose of maintenance, repair or reconstruction of a no heavy truck route;
 - d) public services by the Township of Alfred and Plantagenet;
 - e) proceeding to or from a garage for the purpose of housing, storing, repairing a heavy truck on a no heavy truck route;
 - f) a privately-owned vehicle driven to or from the owner's residence;
 - g) public services by The Nation Municipality and the City of Clarence-Rockland on boundary roads.
4. Every person who contravenes any provisions of this by-law is guilty of an offence and on conviction thereof shall forfeit and pay a penalty for each such offence and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990 Chapter P.33 and amendments thereto.

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6. If any section of this by-law or part(s) thereof be declared by any court to be illegal or ultra vires, such section or part(s) shall be deemed to be separate and independent.
7. This by-law replaces and repeals all previous by-laws pertaining to no-truck routes, including By-law 95-17 of the former Township of North Plantagenet and By-law 2011-33, as well as any other by-laws not specifically listed.

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Jean-Yves Lalonde, Mayor

Marc Daigneault, Clerk

SCHEDULE "A" TO BY-LAW NO. 2011-73

HEAVY TRUCKS PROHIBITED ON THE FOLLOWING HIGHWAYS

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Between

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