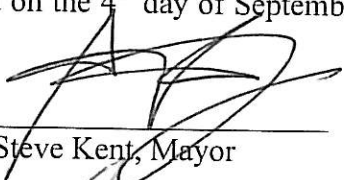


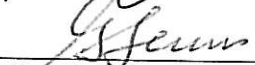
PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the City of Mount Pearl Act, RSN 1990, Chapter C-16, Section 254, the following regulations have been made by the City Council of the City of Mount Pearl and were approved on the 16th day of October, 2007 A.D.

In accordance with Section 39 Notice of Motion to adopt amendments to the regulations was given at the City's regular Public Council meeting held on the 4th day of September, 2007 A.D.



Steve Kent, Mayor



Gerard Lewis, CAO

COMMERCIAL MOTOR VEHICLE REGULATIONS

1. Title

These Regulations shall be known and cited as the City of Mount Pearl "*Commercial Motor Vehicle Regulations*".

2. Interpretation

In these Regulations, unless the context otherwise requires:

- (a) "*Bus*" means a motor vehicle designed or used for carrying more than (14) passengers in addition to the driver.
- (b) "*Commercial Motor Vehicle*" means any vehicle designed, maintained, or used primarily for the transportation of property and persons, and includes a bus, truck (excluding $\frac{3}{4}$ ton and under), delivery van or wagon, tractor, truck tractor, and trailer, heavy equipment, construction equipment, but does not include a taxicab jitney bus or recreational vehicle.
- (c) "*Council*" means the Council of the City of Mount Pearl.
- (d) "*Park*" means to permit a vehicle, whether occupied or not, to stand otherwise than temporarily for the immediate purpose of and while actually engaged in loading or unloading goods or taking up or setting down passengers.

- (e) “Persons” means any person, firm, partnership, association, corporation, or organization of any kind.
- (f) “Residential Zone” means residential areas of the City of Mount Pearl.
- (g) “City” shall mean the City of Mount Pearl as defined by the City of Mount Pearl Act, Chapter C-16, RSN 1990 and amendments thereto.

3. Exemptions

This Regulation shall not prohibit:

- (a) The operation of emergency vehicles upon any street in the City.
- (b) The operation of commercial motor vehicles owned or operated by the City, public utilities, any contractor or material person while engaged in the repair, delivery of materials, maintenance or construction of streets, street improvements, or street utilities within the City of Mount Pearl.

4. Parking Permits

- (a) No person shall park any commercial motor vehicle in any residential zone in the City unless a permit for the parking has been issued by council, valid for no longer than one year and non-transferable.
- (b) An application for a permit to park any commercial motor vehicle in any residential zone shall be made to the council and every applicant for a permit shall furnish with the application such information as council may require.
- (c) The council shall attach to the permit such conditions as it deems fit for the parking of any commercial motor vehicle in a residential zone and may permit parking for such limited time as it deems fit.

5. Parking Location

No person shall park within the City a commercial motor vehicle on any land adjacent to a building used for residential purposes.

6. Penalty

Every person who is guilty of an offence under these Regulations or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so,

- a) Shall be liable to penalties as stipulated under regulations made in accordance with Sections 280.1, 280.2, 280.3, and 280.4 of the City of Mount Pearl Act, C-16 and amendments thereto.
- b) Or, shall be liable on summary conviction to a fine in accordance with The City of Mount Pearl Act, Section 438.

7. Enforcement

These regulations may be enforced by the Royal Newfoundland Constabulary, Royal Canadian Mounted Police, Municipal Enforcement Officer, Peace Officer or any person appointed by council.

8. Coming Into Effect

These Regulations shall come into effect on the 1st day of November, 2007 A.D.

9. Publication

These regulations were published in The Telegram on the 27th day of October, 2007 A.D., and were gazetted on the 26th day of October, 2007 A.D.

10. Copy to Minister

A copy of these regulations was sent to the Minister of Municipal Affairs on the 31st day of October, 2007 A.D.

11. Repeal of Previous Regulations and Amendments

All previous City of Mount Pearl Commercial Motor Vehicle Regulations and amendments are repealed.