
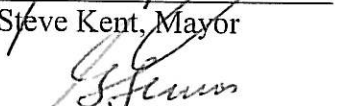


PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the City of Mount Pearl Act, RSN 1990, Chapter C-16, Section 205 and 271, 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

PUBLIC AREA VEHICLE REGULATIONS

1. Title

These regulations shall be known and cited as The City of Mount Pearl "*Public Area Vehicle Regulations*".

2. Interpretation

In these regulations, unless the context otherwise requires:

- a) "*Act*" means the City of Mount Pearl Act;
- b) "*Council*" means a City Council pursuant to the provisions of the Act;
- c) "*Public Area*" means any park, play area, public walkways, easement, right-of-way, playground or recreational ground owned, controlled or managed by the City of Mount Pearl;
- d) "*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.

- e) *“Vehicle”*
 - (i) means a device in, upon or by which a person or thing may be transported or drawn upon a highway, but does not include devices used exclusively upon fixed rails; and
 - (ii) shall include Motorized Snow Vehicles, All-Terrain Vehicles and Vehicles that ride on a Cushion of Air.
- f) *“Park”* means to allow a vehicle to remain on a “public area” in a stationary position whether or not the operator remains in control.
- 3. No person shall drive, park or place a vehicle in or upon any “public area” within the City.
- 4. Any vehicle which is being driven or parked in violation of Section 3 may be removed by the City or its representatives.
- 5. The provisions of these Regulations shall not apply to:
 - (a) Municipal vehicles engaged in municipal work;
 - (b) Vehicles operated by the Royal Newfoundland Constabulary or the Municipal Enforcement officers engaged in the enforcement of the regulations;
 - (c) A vehicle responding to an emergency;
 - (d) Vehicles which have been given permission to enter upon “public areas” by the Chief Administrative Officer or his authorized representatives.
- 6. The Royal Newfoundland Constabulary, Municipal Enforcement Officers or any other authorized Peace Officer, are authorized to enter upon any “public area” within the City of Mount Pearl for the purposes of enforcement of these regulations.
- 7. 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.

8. 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.

9. Coming Into Effect

These regulations shall come into effect on the 1st day of November 2007.

10. 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.

11. Copy to Minister

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

12. Repeal of Previous Regulations and Amendments

All previous City of Mount Pearl Public Area Vehicle Regulations and amendments are repealed.