

PUBLISHED BY AUTHORITY

The following regulations have been made by the Town Council of the Town of Victoria under the provisions of Section 189 of the Highway Traffic Act and under section 414 of the Municipalities Act, 1999, as amended.

Adopted by the Town Council of the Town of Victoria on the day of July, 2013.

MAYOR

TOWN CLERK

TRAFFIC REGULATIONS

1. These Traffic regulations may be cited as the Town of VICTORIA Traffic Regulations;
2. In these regulations:
 - (a) "Act" means Municipalities Act, 1999, as amended;
 - (b) "Council" means the Town Council of Victoria;
 - (c) "Commercial Vehicle" means any vehicle that is used or designed for business use or is used in conjunction with a business, trade, or profession and includes a bus, truck, delivery van or wagon, tractor, truck tractor, and trailer whether attached to a truck or not, heavy equipment, construction equipment, but does not include a passenger car, light truck, or van rated to carry less than 1.5 tonnes or recreational vehicle;
 - (d) "Highway" includes a place, street, road, or way including a structure forming part of the place, road, or way, designed and intended for, or used by, the public for the passage of traffic or the parking of vehicles and includes the highway reservation and all the space between the boundary lines of the place, road, or way including the shoulder of such highway;

"motor vehicle" means a vehicle propelled, driven or controlled otherwise than by muscular power
 - (e) "owner" means the person who holds legal title, or in the case of a registered vehicle, the person or other entity to whom such vehicle is registered
 - (f) "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 or in obedience to

traffic regulations or traffic signs or the directions of a traffic tower;

- (g) "Person" means any person(s,) firm, partnership, association, corporation or any organization of any kind
 - (h) "sign" includes all traffic control signals, warning sign posts, direction posts, lines, marks or other devices for guidance of persons using highways
 - (i) "Town" means the geographical area of the Town of Victoria as defined in the Town of Victoria Order O.C.96-170;
 - (j) "trailer" means a vehicle which has no motive power of its own and which is attached to a truck, or truck tractor or other motor vehicle
 - (k) "vehicle" means a device in, upon or by which a person or thing may be transported or drawn upon a highway and includes trailer
 - (l) "motor vehicle" means a vehicle propelled, driven or controlled otherwise than by muscular power
3. No person shall park a motor vehicle, or trailer either attended or unattended, in any area designated as a fire lane;
 4. No person shall park a motor vehicle or trailer so as to obstruct the free passage of traffic on a highway;
 5. Regulations 3 and 4 shall not apply to ambulances or firefighting apparatus or to motor vehicles operated by medical doctors, nurses, clergy, police or members of the fire department, when at the scene of an emergency;
- 6(a) No person shall park a commercial motor vehicle on any highway in any residential zone in the town, unless a permit for the parking has been issued by the Council;
 - (b) An application for a permit to park a commercial motor vehicle in a residential zone shall be made to the Council in such form as prescribed by the Council and every applicant for a permit shall furnish with the application such information as Council may determine;
 - (c) The Council may attach to the permit such conditions as it deems fit for the parking of any such commercial motor vehicle in a residential zone and may permit parking for such limited time as it deems fit;

- (d) The Council may prescribe different classifications of commercial motor vehicles and may attach different conditions to different classifications as it may deem appropriate
 - (e) Any such permit may be cancelled and or the conditions thereof be amended by Council at any time as in its sole discretion Council deems fit
7. Regulation 6 shall not apply to:
- (a) Motor vehicles of the Town;
 - (b) Motor vehicles of the Royal Canadian Mounted Police responding to a call;
 - (c) Motor vehicles of the Newfoundland Hydro Corporation, Newfoundland Power, a utility company, or the Victoria Volunteer Fire Department, responding to a call;
 - (d) Ambulances responding to a call;
8. The driver of a commercial motor vehicle, loading or unloading freight within the town shall, if possible, pull the motor vehicle off the highway onto some private parking space. Where this is not possible, the driver shall when loading and unloading freight pull in as near as possible to the curb and load and unload as quickly as possible, but in no case shall a driver place a motor vehicle in such a position as to obstruct the normal flow of traffic;
9. No person shall park a motor vehicle or trailer on any highway in such manner so as to hinder, impede, inconvenience or prevent the plowing and/or removal of snow and or ice from the highway;
10. No person, whether occupant or owner, agent or employee, when keeping a pathway, driveway, or any other portion of land free of snow or ice, shall throw, scoop, dump, or place any snow or ice onto a highway such that it interferes with, hinders, impedes or obstructs in anyway, pedestrian or vehicular traffic
- 11(a) The Council may cause or permit traffic lights or signs to be placed on or near any highway within the limits of the Town;
- (b) Traffic lights or signs erected or authorized under subsection(1) may be signs for any of the following purposes:

1. To regulate the movement of traffic;
2. To indicate the route to be followed by traffic;
3. To restrict or prohibit the use of any part of any highway, other than a main highway designed as such by the Minister of Transportation and Works, within the limits of the Town;
4. To indicate maximum speed limits in any area or on any part of any highway within the limits of the Town, so that vehicles driven in excess of such speed shall be taken to have failed to conform to the indication given by the sign;
5. To restrict or prohibit the parking of vehicles in any area or on any part of any highway within the limits of the Town;
6. To restrict or prohibit temporarily the use of any highway, other than a main highway designated as such by the Minister of Transportation and Works, or any part of any highway within the limits of the Town, whenever, owing to the likelihood of danger to the public or serious damage to the highway, it appears to the Council to be necessary; and to limit the loads of vehicles owing to the condition of the highway *if* the Council deems it necessary, provided that the traffic lights or signs shall not apply to any person granted a permit in writing by the Council to use the highway in case of an emergency:
7. To warn users of the highway of the need for special caution;
8. To convey information to users of the highway within the limits of the Town;
9. To set out proper pedestrian crossing on any highway within the limits of the town; and
10. To restrict or reserve specific parking spaces for the sole use of disabled person;
- 12(a) No person shall stop, stand, or park a vehicle on a highway so that the vehicle or any part of it is:
 1. On the sidewalk or an area generally used by or intended for use by pedestrians;
 2. In a place in contravention of a traffic control device or sign that gives notice that stopping, standing, or parking is there prohibited or restricted
 3. Parked in such a manner as to interfere with, hinder or obstruct the normal flow of traffic;
13. No person shall allow or cause a vehicle to stand, stop or park upon a highway or bridge within the town limits in such a position that it may:

1. Interfere with the pedestrian or vehicular traffic;
 2. Constitute a hindrance to the maintenance repair or improvement thereof;
 3. Hinder or impede the carrying out of any undertaking of the Council;
14. In the event of any person failing to do anything which under these regulations he ought to have done, the Council may do that act and recover the expenses thereof from the person so in default as a civil debt, and without limiting the generality of the foregoing, where a motor vehicle or trailer is parked or left on a highway in contravention of these regulations, the Council, through its employees, servants, or agents, may cause the motor vehicle or trailer to be removed from the street and impounded at a suitable location and the owner thereof may reclaim the vehicle upon payment of the towing and impounding expenses as may be determined by Council
- 15(a) The Council may dispose of any vehicle removed and stored under these regulations, if the vehicle is not claimed by the owner in accordance with s.15(b) herein within ninety (90) days of removal and storage
- (b) Prior to the return of the vehicle to its owner the owner shall pay the costs of its removal and storage as determined by the Council and where such costs are not paid by the owner, the Council may sell the vehicle by public sale or public auction to satisfy such costs including the costs of and incidental to the public sale or auction.
16. Neither Council nor its authorized agents shall be responsible for damages caused to any vehicle in the enforcement of these regulations;

These Regulations shall come into effect on day of July,
2013.