ROADS - BRIDGES

Chapter 767
TRUCK ROUTES - DESIGNATION

CHAPTER INDEX

Article 1
INTERPRETATION

767.1.1 City - defined
767.1.2 Destination point - destination - defined
767.1.3 Deviating truck - defined
767.1.4 Emergency vehicle - defined
767.1.5 Heavy truck - defined
767.1.6 Heavy truck route - defined
767.1.7 Official Plan - defined
767.1.8 Person - defined
767.1.9 Residential street - defined
767.1.10 Shall - defined
767.1.11 Singular - plural - present - future tenses
767.1.12 Street - defined

Article 2
GENERAL PROVISIONS

767.2.1 Heavy truck - on truck routes - only
767.2.2 Heavy truck - routes - established
767.2.3 Operation - prohibited - Schedule ‘D’
767.2.4 Time - restriction - use - freeway - arterial - collector
767.2.5 Time - restrictions - hours - use
TRUCK ROUTES

767.2.6 Residency - by operator - use - street - permitted
767.2.7 Parking - on prohibited route - deemed contravention
767.2.8 Parking - obligation - City by-laws

Article 3
EXCEPTIONS

767.3.1 Delivery - truck route used
767.3.2 Emergency vehicles
767.3.3 Utilities - repair - maintenance
767.3.4 Detour - established
767.3.5 Refuse - collection - by City
767.3.6 Paving trucks - material - delivery
767.3.7 Residency - by operator
767.3.8 Buses - permitted
767.3.9 Agreement - with City - subdivision - site plan - other

Article 4
DESTINATION

767.4.1 Compliance - determination - set out
767.4.2 Single destination - deviation from route - restrictions
767.4.3 Delivery complete - return to route - most direct
767.4.4 Multiple destinations - deviation - truck route - limited
767.4.5 Return to route - next delivery - most direct
767.4.6 Within City - truck routes - use - required
767.4.7 Within City - use routes - required
767.4.8 Approved local street route - use - Schedule ‘B’

Article 5
MAPS - SIGNS

767.5.1 Maps - maintained - by Clerk - open to inspection
767.5.2 Signs - posted - by Utility Services

JULY 1991 767.2 PETERBOROUGH
767.1.1 TRUCK ROUTES

767.5.3 Signs - not posted - prosecution - prohibited
767.5.4 Signs - no heavy trucks - depiction - Schedule ‘A’

**Article 6**
**ENFORCEMENT**

767.6.1 Fine - for contravention

**Article 7**
**REPEAL**

767.7.1 By-laws - previous

**SCHEDULE**

Schedule ‘A’ - Signage - No Heavy Trucks
Schedule ‘B’ - Signage - Heavy Truck Route
Schedule ‘C’ - Ten (10) Ton Trucks
Schedule ‘D’ - Streets - operation - prohibited

**Article 1**
**INTERPRETATION**

767.1.1 **City - defined**
“City” means the City of Peterborough.

767.1.2 **Destination point - destination - defined**
“destination point” or “destination” means the place where goods will be either delivered from the heavy truck, or where goods will be placed or loaded on the heavy truck. A “destination” shall only be a site which is zoned or permitted to be used as industrial, commercial, or public service, in accordance with applicable law.

767.1.3 **Deviating truck - defined**
“deviating truck” means a truck which leaves and departs from a heavy truck route while travelling inside the City.
Emergency vehicle - defined
"emergency vehicle" means a fire truck, or a heavy truck responding to an emergency as sanctioned or required by statute or by-law of the City.

Heavy truck - defined
"heavy truck" means any vehicle having an empty body weight in excess of ten (10) tons.

Heavy truck route - defined
"heavy truck route" means a way over certain streets, as designated in this Chapter, over and along which heavy trucks must operate.

Official Plan - defined
"Official Plan" means the Official Plan as approved pursuant to the Planning Act, and as further amended, from time to time, of the City.

Person - defined
"person" means any person, firm, partnership, association, corporation, company or organization of any kind.

Residential street - defined
"residential street" means a local street pursuant to the Official Plan.

Shall - defined
"shall" is always mandatory and not merely directory.

Singular - plural - present - future tenses
When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number include the plural number.

Street - defined
"street" means a public highway.

Article 2
GENERAL PROVISIONS

Heavy truck - on truck routes - only
Except as otherwise specifically recited, no person shall operate a heavy truck within the City unless the same is operated only over and along the heavy truck routes established in this Chapter, and on the other designated streets over which such heavy truck travel is permitted.
767.2.2 Heavy truck - routes - established
Subject to the time restrictions recited in Section 767.2.4 and also Section 767.2.3 there is hereby established within the City the following "Heavy Truck Routes":

(a) all provincially designated or provincially signed highways within the municipality; and

(b) all streets or the part thereof designated as a "freeway" or "arterial" or as a "collector" pursuant to the Official Plan of the City.

767.2.3 Operation - prohibited - Schedule 'D'
Subject to the exceptions as recited in this Chapter, no heavy truck shall be operated on or along those streets (being an arterial, collector, or freeway; or part thereof), as listed in Schedule 'D' of this Chapter.

767.2.4 Time - restriction - use - freeway - arterial - collector
No heavy truck shall be operated on any "freeway", "arterial" or "collector" in accordance with the following time restrictions:

(a) on Monaghan Road between Sherbrooke Street and Parkhill Road and between Crawford Drive and Braidwood Avenue, between the hours of 7:00 p.m., in the afternoon, and 7:00 a.m. in the forenoon.

767.2.5 Time - restrictions - hours - use
The time restrictions and hours of operation over a heavy truck route shall be interpreted and applied in accordance with time measurements, and the daylight saving regulations of the provincial government.

767.2.6 Residency - by operator - use - street - permitted
The provisions of this Chapter shall not be applied so as to prevent a heavy truck from being operated on a street if the said street represents the shortest route to a dwelling unit, and the said dwelling unit will be used for accommodation by the operator of the truck, or is the residence of the operator as described in Section 767.3.7.

767.2.7 Parking - on prohibited route - deemed contravention
A heavy truck shall be deemed to be operated on a highway or route if it is parked on such highway or route.

767.2.8 Parking - obligation - City by-laws
Section 767.2.7 shall not be so interpreted nor applied so as to effect any obligation to comply with the by-laws of the City in regard to parking.
Article 3
EXCEPTIONS

767.3.1 Delivery - truck route used
This Chapter shall not prohibit the operation of a heavy truck upon any street where necessary to deliver or receive goods at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point as prescribed in Section 767.4.1 or the truck is operated on an approved local street route as prescribed in Section 767.4.8.

767.3.2 Emergency vehicles
This Chapter shall not prohibit the operation of emergency vehicles upon any street in the City.

767.3.3 Utilities - repair - maintenance
This Chapter shall not prohibit the operation of trucks owned or operated by the City, public utilities, any contractor or material man, while engaged in the repair, maintenance or construction of streets, street improvements, or street utilities within the City, or other public works.

767.3.4 Detour - established
This Chapter shall not prohibit the operation of trucks upon any officially established detour in any case where such truck could lawfully be operated upon the street for which such detour is established.

767.3.5 Refuse - collection - by City
This Chapter shall not prohibit the operation of refuse collection vehicles, and collection of recycled materials as undertaken by the City, or as sanctioned by the City, or such vehicles actually used to service residential properties, such as apartment buildings.

767.3.6 Paving trucks - material - delivery
This Chapter shall not prohibit the operation of paving trucks, or trucks providing materials or supplies to a site on a residential street, if directed or requested by a resident or property owner on that street, provided that heavy truck routes are used until reaching the intersection nearest the destination as prescribed in Section 767.4.1.

767.3.7 Residency - by operator
This Chapter shall not prohibit the operator of the truck from residing at property on the residential street, as evidenced by the address indicated on the operator's driver's licence.
767.3.8 **Buses - permitted**
This Chapter shall not prohibit the operation of buses within the City on any street.

767.3.9 **Agreement - with City - subdivision - site plan - other**
This Chapter shall not prohibit the operation of a heavy truck on a route or highway identified for such use pursuant to a Subdivision Agreement, Site Plan Agreement or “Route Agreement” involving the City as a party to such agreement.

**Article 4**
**DESTINATION**

767.4.1 **Compliance - determination - set out**
In determining whether a heavy truck is complying with the provisions of this Chapter, the regulations set out in Sections 767.4.2 through 767.4.5 inclusive, shall apply to a deviating truck.

767.4.2 **Single destination - deviation from route - restrictions**
Any heavy truck entering the City for a destination point in the City shall proceed only over an established heavy truck route and shall deviate only at the intersection with the street, upon which such heavy traffic is permitted, nearest to the destination point.

767.4.3 **Delivery complete - return to route - most direct**
Upon leaving the destination point, a deviating truck shall return to the heavy truck route by the shortest permissible route.

767.4.4 **Multiple destinations - deviation - truck route - limited**
Any heavy truck entering the City for multiple destination points shall proceed only over established heavy truck routes and shall deviate only at the intersection with the street, upon which such traffic is permitted nearest to the first destination point.

767.4.5 **Return to route - next delivery - most direct**
Upon leaving the first destination point a deviating truck shall proceed to other destination points by the shortest direction and only over heavy truck routes upon which such traffic is permitted. Upon leaving the last destination point, a deviating truck shall return to the nearest heavy truck route by the shortest permissible route.

767.4.6 **Within City - truck routes - use - required**
All heavy trucks, on a trip originating in the City, and travelling in the City for a destination point outside the City shall, proceed by the shortest direction permitted in order to gain access to the use of a heavy truck route as herein established.
767.4.7 Within City - use routes - required
All heavy trucks, on a trip originating in the City, and travelling in the City for destination points in the City shall proceed only over streets upon which such heavy truck traffic is permitted, and shall deviate only at the intersection with the street, upon which such traffic is permitted nearest to the destination point.

767.4.8 Approved local street route - use - Schedule ‘B’
All heavy trucks may use an approved local street route, which is a local street, or part thereof, approved for such use and posted for such use in accordance with the signage shown on Schedule ‘B’ to this Chapter.

Article 5
MAPS - SIGNS

767.5.1 Maps - maintained - by Clerk - open to inspection
The Clerk shall keep and maintain accurate maps setting out heavy truck routes and streets upon which heavy truck traffic is permitted and the maps shall be kept on file in the office of the Clerk and shall be available to the public for inspection.

767.5.2 Signs - posted - by Utility Services
The Utility Services Department of the City shall cause all heavy truck routes and those streets upon which heavy truck traffic is prohibited to be clearly sign-posted to give notice that this Chapter is in effect and such signage shall be implemented on the approval of Council at its pleasure or upon advice or recommendation of the Traffic Technical Committee.

767.5.3 Signs - not posted - prosecution - prohibited
No person shall be charged nor convicted of violating the provisions of this Chapter, by reason of operating a heavy truck upon a street, wherein heavy truck travel is prohibited unless appropriate signs are posted at the nearest intersections of the said street, and the signage indicates that no heavy trucks are allowed, subject to the exceptions as described in this Chapter.

767.5.4 Signs - no heavy trucks - depiction - Schedule ‘A’
The signage depicted in Schedule ‘A’ to this Chapter shall be sufficient to indicate that heavy truck traffic is prohibited on a street or route.
767.6.1 Fine - for contravention
Every person who contravenes this Chapter is guilty of an offence and is liable to the penalty, as prescribed by applicable law, for each offence. By-law 91-116, 22 April, 1991.

Article 7
REPEAL

767.7.1 By-laws - previous
By-law 90-37, as amended by By-law 90-329, section 17, is hereby repealed. By-law 91-39, 18 February, 1991.

Note: Except where otherwise expressly provided in this Chapter, and pursuant to other provincial statutes, such as the Planning Act, the maximum fine for violation of the Code is specified in section 62 of the Provincial Offences Act, R.S.O. 1980, c. 400, which indicates that a party guilty of an offence is liable to a fine of not more than five thousand dollars ($5000.00).
TRUCK ROUTES

SCHEDULE

Schedule ‘A’ - Signage - No Heavy Trucks
The following signage shall depict that heavy trucks not be operated on a street, or part thereof:

e.g. by words - “No Heavy Trucks”
or by symbol(s)
or Time Restricts (when applicable)

- No Heavy Trucks
  Between .......... P.M. and .......... A.M.

“NO HEAVY TRUCKS” SYMBOL

For legal requirements and further signing details see Regulation 486 of the Highway Traffic Act.

By-law 91-39, 18 February, 1991; Schedule ‘A’.
TRUCK ROUTES

Schedule 'B' - Signage - Heavy Truck Route
The following signage shall depict that heavy trucks are permitted on a street, or part thereof:

- e.g. **by words** - "HEAVY TRUCK ROUTE"
- or **by symbols** (as shown in Figure 1)

**FIGURE 1:**

For legal requirements and further signing details, see Regulation 486 of the *Highway Traffic Act*.

By-law 91-39, 18 February, 1991; Schedule 'B'.
Schedule 'C' - Ten (10) Ton Trucks
Illustrations of Ten (10) Ton Trucks deemed to be heavy trucks pursuant to the Chapter:

ANY TRACTOR-TRAILER OR TRUCK-TRAILER COMBINATION

- Straight truck and tandem full trailer: 5 axles
- Tandem straight truck and tandem full trailer: 6 axles
- Tractor semi-trailer full trailer: 5 axles - A-train
- Tandem tractor, tandem trailer, full trailer: 7 axles - A-train
- Tandem tractor, tandem semi-trailer, tandem full trailer: 8 axles - A-train
- Tandem tractor, tandem semi-trailer, tandem full trailer: 7 axles - B-train
- Tandem tractor, 3-axle semi-trailer, tandem semi-trailer: 8 axles - B-train

- IF OVER 10 TON - BY WEIGHT

By-law 91-39, 18 February, 1991; Schedule 'C'.

JULY 1991

767.12

PETERBOROUGH
TRUCK ROUTES

Schedule ‘D’ - Streets - operation - prohibited

1. **Cumberland Avenue** from Water Street to Hilliard Street
2. **Hawley Street** from Monaghan Road to Erskine Avenue
3. **Hilliard Street** from Water Street to the north City limits
4. **Romaine Street** from Monaghan Road to High Street
5. **Former 4th Line Smith Township** from Hetherington Drive to the west City limits
6. **Cameron Street** from Erskine Avenue to Park Street.
7. **Crawford Drive** between Monaghan Road and Erskine Avenue, between the hours of 7 p.m. in the afternoon and 7 a.m. in the forenoon.