

THE RURAL MUNICIPALITY OF WOODLANDS
BY-LAW NO. 2810/25

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF WOODLANDS to provide for the regulation of parking of Trailers, Semi-trailers, Semi-Trailer Truck Trailers and Semi-Trailer Truck Tractors within the Municipality.

WHEREAS a municipality has the direction, control and management of municipal roads within its boundaries;

AND WHEREAS Sections 232(1) of The Municipal Act provides in parts as follows:

232(1) A council may pass by-laws for municipal purposes respecting the following matters:

- (a) the safety, health, protection and well-being of people, and the safety and protection of property;
- (b) people, activities and things in, on or near a public place or a place open to the public, including parks, municipal roads, recreation centres, restaurants, facilities, retail stores, malls, and private clubs and facilities that are exempt from municipal taxation;

AND WHEREAS Sections 236(1)(b)(ii) of The Municipal Act provides in parts as follows:

236(1) Without limiting the generality of clause 232(1)(o) (enforcement of by-laws) and subject to subsection (3), a by-law passed under that clause may include provisions

- (b) remedying contraventions of by-laws, including
 - (ii) subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty relates to a fee, rate, toll, charge or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,

AND WHEREAS Section 90(1),(2) & (3) of The Highway Traffic Act in parts as follows:

90(1) A traffic authority may classify vehicles according to dimensions, design, weight, kind of weight carried or otherwise, for any class or all classes of vehicles and may make rules or by-laws supplementary to, or in addition to, but not contrary to, any provision of this Act, The Drivers and Vehicles Act or the regulations under either Act and applicable on highways over which the traffic authority has jurisdiction or within any area over which the traffic authority has jurisdiction, with respect to

- (a) parking, stopping and standing of vehicles and bicycles;
and may impose penalties for a violation of any such rule or by-law.

90(2) Where the traffic authority imposing a penalty under subsection (1) is a municipality, the council of the municipality shall impose the penalty by by-law.

90(3) Notwithstanding subsection (1), the council of an urban municipality may make rules or by-laws as provided in subsection (1) applicable to any part of a provincial highway within the municipality; but no such rule has effect unless approved in writing by the minister or the

minister's delegate, and the notice of approval is attached to and forms part of the rule or by-law.

AND WHEREAS Section 249(1) of The Municipal Act provides, in part, that a person who contravenes a by-law of a municipality is guilty of an offence.

AND WHEREAS Section 249(2) of The Municipal Act provides that where a contravention continues for more than one day, the person is guilty of a separate offence for each day it continues.

AND WHEREAS the Council of the Rural Municipality of Woodlands deems it necessary and in the best interest of the Municipality to restrict the parking of Trailers, Semi-trailers, Semi-Trailer Truck Trailers and Semi-Trailer Truck Tractors on municipal rights-of-ways within the boundaries of the Local Urban District of Warren;

NOW THEREFORE, the Council of the Rural Municipality of Woodlands in Council assembled, enacts as follows:

1. Title

This By-Law may be referred to as "No Trailers Parking By-Law".

2. Definitions

- (a) Unless otherwise expressly provided or unless the context otherwise requires, words and expressions in this By-Law have the same meaning as the same words and expressions in The Municipal Act and The Highway Traffic Act.
- (b) Wherever the singular or masculine are used throughout this By-Law, the same shall be construed as meaning the plural or feminine or neutral, where the context so requires.
- (c) "Municipal Road" means a municipal road as defined in The Municipal Act and includes a road and road allowance maintained by the Municipality.
- (d) "Parked or Parking" means in a stationary position.
- (e) "Semi-trailer" means a trailer so constructed that its weight and the weight of its load is carried partly upon an axle of the truck tractor towing it, and partly upon an axle of the trailer.
- (f) "Semi-Trailer Truck Trailer" means a trailer unit designed to be drawn by a Semi-Trailer Truck Tractor and includes but not limited to low bed, flat bed, end dump, belly dump, and enclosed trailer units.
- (g) "Semi-Trailer Truck Tractor" means a heavy-duty vehicle with a fifth wheel hitch that a semi-trailer truck trailer attached to.
- (h) "Trailer" means an unpowered vehicle towed by a powered vehicle.

3. Prohibition

- (a) No person shall park, or leave a Trailer, Semi-trailer, Semi-Trailer Truck Trailer or Semi-Trailer Truck Tractors on any roadway/street/municipal road within the boundaries of the Local Urban District of Warren.

4. Exemption to Prohibition

The No Trailers Parking restrictions set out in section 3 do not apply to the following:

- (a) Trailers parked for use by a tradesperson working on premises in the immediate area;
- (b) Emergency vehicles;
- (c) A trailer owned and operated by Canada Post Corporation, the Government of Canada, the Province of Manitoba or a public utility, provided such trailer has the owner's name visibly displayed on it and it is actively engaged in works requiring the trailer to stop or be parked on a municipal road within the boundaries of the Local Urban District of Warren;
- (d) A trailer owned and operated, or a trailer contracted and employed by the Municipality while in use in connection with work being done on or near a municipal road within the boundaries of the Local Urban District of Warren;
- (e) A trailer operated by a person during the course of loading or unloading.
- (f) A trailer parked outside of businesses while utilizing the business.

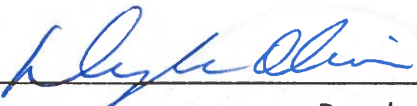
5. Contravention and Fines

A person who contravenes this By-Law is guilty of an offence and is liable on summary conviction to a as specified within the "Administrative Penalties By-law". Any costs associated with or resulting from enforcing this By-Law are in addition to any such fine, and are an amount owing to the Municipality and may be collected in any manner in which a tax may be collected or enforced under The Municipal Act.

6. Severability

If any provision of this By-Law is held to be invalid by any court of competent jurisdiction, the remaining provisions of the By-Law shall not be invalidated.

DONE AND PASSED by the Council of the Rural Municipality of Woodlands, in Council duly assembled, at Woodlands, Manitoba this 11th day of February 2025.



Douglas Oliver
Reeve



Kaitlyn Griffith
Chief Administrative Officer

Read a First time this 28th day of January, 2025.
Read a Second time this 11th day of February, 2025.
Read a Third time this 11th day of February, 2025.