

By-law No. 642

A By-law of the Rural Municipality of Morris to regulate and control traffic on the Red River Bridge at Morris.

Pursuant to powers granted by Section Nine (9) of Chapter 79, Statutes of Manitoba, 1920, the Rural Municipality of Morris enacts and does hereby enact as and for by-law No. 642 of the said Municipality as follows:

Definitions.

1. In this by-law, unless the context otherwise requires,
 - (a) "Vehicle" shall include motor vehicle, trailer, motor bicycle, traction engine and any other vehicle drawn, propelled or driven by any kind of power, including muscular power;
 - (b) "Motor Vehicle" shall include all types of automobiles and trucks, and, without limiting the generality of the foregoing, shall include automobiles, motor bicycles, trucks, semi-trucks and trailers;
 - (c) "Traction engine" shall include every mechanically propelled vehicle designed primarily for traction purposes or designed for mechanical propulsion in connection with any type of machinery;
 - (d) "Person" shall have the meaning given by the "Interpretation Act";
 - (e) "Bridge" shall mean the bridge across the Red River at the Town of Morris as provided for by Chapter 79, S.M. 1920;
 - (f) "Municipality" shall mean the Municipality of Morris;
 - (g) "Lugs" shall mean and include all types of iron, steel and hard devices attached to or forming part of the wheels of any vehicle primarily designed to increase its propelling power or to prevent such wheels from slipping, but shall not include rubber tires or tires of some composition equally resilient.

Right of Way.

2. Westbound traffic shall have the right of way in crossing the bridge.

Speed limit.

3. No vehicle shall cross or be operated on the bridge to a speed in excess of the following limits:
Motor vehicle.....10 miles per hour,
Traction engine..... 2 miles per hour,
Drawn by horses, mules or oxen..... 4 miles per hour.

Animals.

4. Animals in herds of more than twenty at one time shall not be permitted to be on the bridge.

Speed of Animals.

5. Horses, mules, cattle, sheep or oxen whether ridden or driven shall not cross the bridge or be permitted to cross the bridge at a speed faster than a walk.

Defacing, etc.

6. No person shall deface or disfigure by writing or otherwise any part of the bridge or post any bills or notices thereon.

Restrictions on use by vehicles.

7. No vehicle, motor vehicle or traction engine equipped with lugs shall be operated on, pulled, pushed, or driven on or across the bridge unless either:
(a) The lugs are first removed and left off the vehicle while the same is on the bridge, or,
(b) Planks of sufficient width and thickness to fully protect the flooring or surface of the bridge from injury are first laid down on the bridge and so placed that the weight of the vehicle will rest thereon; such planks to be supplied at the expense of the person

person wishing to use the bridge and shall remain his own property.

Responsibility.

8. Wherever the use of the bridge is prohibited or restricted by this by-law the owner of the vehicle or animal shall be deemed the person responsible for observing the provisions of this by-law and shall incur the penalties herein provided for any violation, unless at the time of the violation the vehicle or animal was in the possession of some person other than the owner without the owner's consent, and the driver or person in control or charge of the vehicle or animal not being the owner shall also incur the penalties provided for any such violation. Whenever any vehicle or animal is in the care or control of a member of his family or an employee it will be deemed to be in such care and control with the consent of the owner.

Penalty secs. 2, 3, 4, 5, & 6.

9. Any person who violates the provisions of sections 2, 3, 4, 5, or 6 of this by-law, shall, upon conviction therefor, be liable to a fine of not more than \$20.00, in addition to costs, for the first offence, and a fine of not more than \$50.00, in addition to costs, for any subsequent offence.

Penalty Sec. 7.

10. Any person who violates the provisions of section 7 of this by-law, and the owner of the vehicle involved, shall, upon conviction therefor, be liable to a fine of not less than \$10.00 and not more than \$50.00, in addition to costs.

Jurisdiction, etc.

11. Prosecutions under this by-law shall be tried and determined under the provisions of the "Manitoba Summary Convictions Act" and a County Court Judge, Police Magistrate, or Justice of the Peace shall have power and authority to hear, try, determine and adjudge prosecutions, charges, matters, and proceedings in cases arising under this by-law.

Distress.

12. In default of payment of any fine and costs forthwith the amount of fine and costs shall be levied by distress and sale of the goods and chattels of the offender under a warrant issued, signed and sealed by the convicting Judge, Police Magistrate or Justice of the Peace.

Imprisonment in default.

13. In case of non-payment of fine and costs and there being no distress found out of which such fine and costs can be levied the offender may be imprisoned for a period not exceeding 20 days.

Benefit of fines.

14. A fine imposed by this by-law shall enure to the benefit of the Municipality.

Repeal.

15. By-law No. 334 of this Municipality is hereby repealed.

Coming into force.

16. This by-law shall come into force on the day it is passed by the Council of this Municipality.

DONE, ENACTED AND PASSED by the Rural Municipality of Morris in Council, duly assembled, at the Town of Morris, in the Province of Manitoba, the 16th day of August, A. D. 1940.

J. Heppner
Reeve

W. Thomson
Secretary-Treasurer.