BY-LAW 500 A BY-LAW RESPECTING CONTROLLED ACCESS STREETS IN THE TOWN OF OROMOCTO

The Council of the Town of Oromocto, under the authority vested in it by Section 64 of the Community Planning Act, R.S.N.B. 1973 c. C-12, with amendments thereto enacts as follows:

PURPOSE AND INTENT

1. The purpose of this by-law is to promote the safe and efficient ingress and egress to specific streets in the interest of public safety, convenience and general welfare and to reduce accidents caused by frequent and poorly designed points of access. This by-law also provides for the review and approval of proposed new points of access onto streets designated as "controlled access".

DEFINITIONS

- 2. In this By-Law:
 - a. Words which are defined in Section 1 of the Community Planning Act,
 R.S.N.B. 1973, c. C-12, and amendments thereto, have the meaning as so defined.
 - b. "Chief of Police" means the Non-Commissioned Officer in charge of the Oromocto Detachment of the Royal Canadian Mounted Police.
 - c. **"controlled access street"** means any street or a portion thereof listed in Schedule "A".
 - d. **"private road"** means a road that has not been accepted by the Town as a public street and includes a driveway.
 - e. "Town" means the Town of Oromocto.
 - f. "Town Engineer" means the person in charge of the Town's Engineering and Public Works Department or his/her delegate.

PROHIBITED ACTIVITY ON CONTROLLED ACCESS STREETS

- 3. Where a street, or a portion thereof, or any land has been designated as a controlled access street, as listed in Schedule A, no new public roadway or driveway connections, private road, entrance way or gate, intended for or capable of providing access to any part of a street designated as a controlled access street shall be permitted except as approved by the Council upon the consideration of the Town Engineer together with the recommendation of the Planning Advisory Committee.
- Any development on property abutting a controlled access street is prohibited, if in the opinion of the Town, it would interfere in any way with the use of such controlled access street.

EXEMPTIONS

This by-law shall not apply to municipal vehicles or public utility vehicles while
actively engaged in maintenance and repair work on municipal streets, utilities or
infrastructure included therein, or to emergency vehicles.

I certify that this Instrument Is registered or filed in the County Registry Office,

J'atteste que cet instrument est enregistré ou déposé au bureau de l'enregistrement du comté de

the

Nouveau-Brunswick

date/date) Himshourn Humber/humare

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ENFORCEMENT

- 6. (1) The Development Officer is authorized to enforce the provisions of this By-
 - (2) If a development is undertaken in contravention of this by-law, the Development Officer may order:
 - (a) alteration of such development so as to remove the contravention;
 - (b) cessation of the development; or
 - (c) the doing of anything required to restore the land, building or structure to its condition immediately prior to the undertaking of such development.
 - (3) Where an owner of a lot fails to comply with an order at his own expense, Council may cause the ordered action to be undertaken and may recover the costs thereof from such owner in an action in any court of competent jurisdiction.

AMENDMENTS

- 7. Amendments may be made to Schedule A of this by-law by adoption of a resolution of Council.
- 8. Section 8 of By-Law 309 and amendments thereto are hereby repealed.

READ FIRST TIME BY TITLE ONLY:

20 MARCH 2014

READ SECOND TIME IN ITS ENTIRETY:

17 APRIL 2014

READ THIRD TIME BY TITLE ONLY FOR ENACTMENT:

22 MAY 2014

Richard E. Isabelle

Chief Administrative Officer/Clerk

Robert E. Power

Mayor

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SCHEDULE "A"

The following is a list of controlled access streets in the Town of Oromocto:

- 1) **BROAD ROAD** from **WASSIS ROAD** (**HIGHWAY 102**) to the Southerly Town Boundary;
- 2) **CARPENTER DRIVE**;
- 3) ST. LAWRENCE AVENUE, from BROAD ROAD (HIGHWAY 102) to MIRAMICHI ROAD;
- 4) RESTIGOUCHE ROAD, (HIGHWAY 102) from the intersection with WASSIS ROAD to the intersection with the OROMOCTO RIVER;
- 5) **RESTIGOUCHE ROAD** from the intersection with **D'AMOURS STREET** to the intersection with **BROAD ROAD**;
- 6) **GEREN STREET**;
- 7) **QUIGY STREET**;
- 8) **BLACKWATCH AVENUE**, throughout its entire length along the **SOUTHERLY** side; and from **WASSIS ROAD WEST** to **LEGER STREET** along the **NORTHERLY** side;
- 9) FINNAMORE STREET from CARPENTER DRIVE to MIRAMICHI ROAD; and
- 10) WASSIS ROAD from its EASTERLY Town boundary to its intersection with BLACKWATCH AVENUE.

