

# THE CORPORATION OF THE TOWNSHIP OF AMARANTH

## BY-LAW NO. 22 - 2014

### BEING A BY-LAW TO PERMIT ALL-TERRAIN VEHICLES ON MUNICIPAL ROADS

WHEREAS the Highway Traffic Act, R.S.O. 1990, Section 191.8, subsection (3), chapter H.8, as amended, provides that the Council of a municipality may pass by-laws;

- a) Permitting the operation of off-road vehicles, with three or more wheels and low pressure bearing tires on any highway within the municipality that is under the jurisdiction of the municipality or on any part or parts of such highways;
- b) Prescribing a lower rate of speed for off-road vehicles by regulation on any highway within the municipality that is under its jurisdiction, or any part or parts of such highway;

NOW THEREFORE the Council of the Corporation of the Township of Amaranth enacts as follows:

#### 1. **Definitions:**

In this by-law,

“All Terrain Vehicles” means an off-road vehicle that:

- a) has four wheels, the tires of all of which are in contact with the ground
- b) has steering handlebars
- c) has a seat that is designed to be straddled by the driver, and
- d) is designed to carry a driver only and no passengers

“Municipality” means the Corporation of the Township of Amaranth.

“Highway” includes any open and maintained road allowance under the sole jurisdiction of the Corporation of the Township of Amaranth, including common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines, thereof.

“Settlement Areas” shall include the communities of Laurel, Waldemar and Farmington.

“Built Up Areas” shall include Sylvanwood, Amaranth Country Estates, Village Green, Devonleigh and any other estate subdivision that may occur.

“Low Pressure Bearing Tires” means a wide, balloon-type tire with a rounded cross section and no distinct shoulder area and that is designed to operate with inflation pressure of no greater than 70KPA (10psi)

“Off Road Vehicle” means an off-road vehicle within the meaning of the Off-Road Vehicles Act, as amended.

#### II. **General Regulations of All-Terrain Vehicles on Highways:**

1. An All-Terrain Vehicle shall not be operated on highways unless it meets the equipment requirements of Section 7 to 15 of O. Reg. 316/03 and it is operated in accordance with Sections 16 to 24 of O.Reg 316/03 made under the Highway Traffic Act.
2. The All-Terrain Vehicle shall not be driven at a rate of speed greater than:
  - a) 20 kilometres per hour, if the speed limit established under the Highway Traffic Act or by Municipal By-law for that part of the highway is not greater than 50 kilometres per hour, or
  - b) 50 kilometres per hour, if the speed limit established under the Highway Traffic or by Municipal By-law for that part of the highway is greater than 50 kilometers per hour.

3. Off-Road Vehicles with four wheels and low pressure bearing tires shall be permitted on all municipal roads within the Township of Amaranth under and in accordance with Ontario Regulation 316/03 made under the Highway Traffic Act and the Off Roads Vehicles Act as amended.
4. No person shall park or ride an all terrain vehicle on any sidewalk within the Township of Amaranth, on Township owned lands, and in built up areas/settlements areas.
5. No person shall operate an all terrain vehicle except between one half hour after sunrise to one half hour before sunset.
6. No person shall operate an All-Terrain Vehcile in such a manner as to disturb or distort the natural environment including fish habitats, property and any flora or fauna.
7. Any person who contravenes any of the provision of this By-law is guilty of an offence and upon conviction is liable to a fine provided for under the Highway Traffic Act and/or the Provincial Offences Act.
8. The provisions of the by-law shall come into force and take effect on the final passing hereof.

By-law read a first and second time this 7 day of MAY, 2014

By-law read a third time and passed this 7 day of MAY, 2014

  
CLERK

  
HEAD OF COUNCIL