

THE CORPORATION OF THE TOWNSHIP OF NORTH DUNDAS

BY-LAW NO. 21-2007

A BY-LAW of the Corporation of the Township of North Dundas to regulate the operation of All-Terrain Vehicles on Municipal Roads within the Township of North Dundas.

WHEREAS the *Highway Traffic Act*, Chapter 8, R.S.O. 1990, Section 3 as amended, and Ontario Regulation 316/03 authorizes Municipalities to pass by-laws permitting ATV's to be operated on highways or part of highways within the Municipality and during specified months and hours as set out;

AND WHEREAS it is deemed in the best interest to regulate, govern, and limit the operation of ATV's within the Municipality;

NOW THEREFORE the Council of the Corporation of the Township of North Dundas enacts as follows:

Section 1: Definitions

In this By-law:

1.1 "All Terrain Vehicles (ATV's)" means an off road vehicle that:

- a) has four (4) 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;
- d) is designed to carry a driver only and no passengers; and
- e) does not include Argos, dune buggies, etc.

1.2 "Highway" includes a common and open 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.

1.3 "Roadway" means the part of the highway that is improved, designed, or ordinarily used for vehicular traffic, but does not include the shoulder, and where a highway includes two or more separate roadways, the term "roadway" refers to any one roadway separately and not all of the roadways collectively.

2. **THAT** the operation of ATV's shall be permitted upon the highways under the jurisdiction of the Corporation of the Township of North Dundas as listed in Schedule "A" and in accordance with Ontario Regulation 316-03 of the Highway Traffic Act, the Off Roads Vehicles Act and in accordance with the provisions of this by-law.

3. **THAT** the operation of ATV units shall be permitted only during the hours specified in Schedule "B".

4. **THAT** any person who contravenes any section of this by-law is guilty of an offence and upon conviction is liable to a fine as provided in the Provincial Offences Act.

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5. **THAT** this by-law is to be reviewed annually.
6. **THAT** this by-law shall come into force and take effect on the day of its passing and shall remain in effect until otherwise amended or repealed.

Read a first, second and third time and passed in Open Council, this 24th day of April, 2007.

Alvin Runnalls
Alvin Runnalls, Mayor

Jb-Anne McCaslin
Jb-Anne McCaslin, Clerk

SCHEDULE "A"

To By-Law No. 21-2007

It is the Township's policy to permit off road vehicles on all secondary roads within the Township of North Dundas; save and except those secondary roads within the boundaries and confines of the Villages, Hamlets and Built-up Settlement Areas within the Township of North Dundas.

SCHEDULE "B"

To By-Law No. 21-2007

It is the Township's policy to permit All Terrain Vehicles to use Township of North Dundas secondary roads during the following periods:

Daily One half hour before sunrise to one half hour after sunset.