

CORPORATION OF THE TOWNSHIP OF LEEDS AND THE THOUSAND
ISLANDS

BY-LAW 30-05

Being a By-law to Regulate the Operation of All Terrain Vehicles on Highways within the Jurisdiction of the Township of Leeds and the Thousand Islands.

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

- i) *Permitting the operation of off-road vehicles with 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 highway;*
- ii) *Prescribing a lower rate of speed for all terrain vehicles by regulation on any highway within the municipality that is under its jurisdiction, or on any part or parts of such highway including prescribing different rates of speed for different highways or parts of highways.*

NOW THEREFORE the Council of the Corporation of the Township of Leeds and the Thousand Islands enacts as follows:

1. Definitions.

1.1 "All Terrain Vehicles" shall mean an off-road vehicle that :

- (a) *has four wheels, the tires 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.*
- (e) *has headlights, tail lights, that must be on at all times.*
- (f) *must have operating brake light.*
- (g) *has all terrain vehicle license plat and insurance.*

1.2 "Highway" shall include a common and public highway, street, avenue, parkway and driveway, any part of which is intended for use or used by the general public for the passage of vehicles under the jurisdiction of the Township of Leeds and the Thousand Islands and includes the area between the lateral property lines thereof.

1.3 "Low Pressure Bearing Tire" shall mean a wide, balloon type tire with a rounded cross sections and no distinct shoulder area and that is designed to operate with inflation pressures of no greater than 70 kpa (10 psi).

1.4 *“Off Road Vehicle” shall mean an off-road vehicle within the meaning of the Off Road Vehicles Act, O. Reg. 316/03, S.1.*

2. *Regulation of All Terrain Vehicles on Highways*

2.1 *An all terrain vehicle shall not be operated on highways unless it meets the equipment requirements of Sections 7 to 15 of O. Reg. 316/03, S.6.*

2.2 *An All terrain vehicle shall not be driven at a rate of speed greater than:*

- (a) 20 kilometers 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 kilometers per hour;*
- (b) 50 kilometers per hour if the speed limit established under the Highway Traffic Act or by municipal by-law for that part of the highway is greater than 50 kilometers per hour.*

2.3 *An All Terrain Vehicle shall comply with the following provisions:*

- (a) No driver of an ATV vehicle shall drive on a Municipal road without wearing an approved helmet.*
- (b) No driver of an ATV vehicle shall operate such vehicle on any Municipal road without a valid driver's licence.*
- (c) No driver of an ATV vehicle shall carry any passenger while operating on an Municipal road.*
- (d) No driver of an ATV vehicle shall operate without valid insurance coverage on said vehicle on any Municipal road covered by this by-law.*
- (e) No driver of an ATV vehicle shall operate on any Municipal road covered by this by-law without licensing such vehicle.*
- (f) Driver must operate ATV in same direction as traffic.*
- (g) All ATV's shall travel on shoulder of road, but may operate on road if shoulder is not safe.*

3. *General*

3.1 *Operation of all terrain vehicles shall be permitted, by by-law, upon all highways under the jurisdiction of the Township of Leeds and the Thousand Islands*

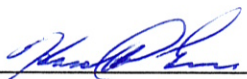
3.2 *Operation of all terrain vehicles shall be permitted on the extreme right hand side of the highway road surface only and in accordance with Regulation 316/03 of the Highway Traffic Act and the Off Road Vehicles Act, as amended.*

4. *Penalties*

4.1 *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 for in the Provincial Offences Act.*

5. *That this by-law shall come into force and take effect upon the final passing thereof.*

***READ A FIRST, SECOND AND THIRD TIME AND FINALL PASSED
THIS 30TH DAY OF MAY, 2005.***



Mayor
Harold Grier



Clerk
John A. Trudgen

