

THE CORPORATION OF THE TOWN OF KIRKLAND LAKE

BYLAW 15-072

**A Bylaw to Permit the
Operation of All Terrain Vehicles
within the Jurisdiction of the Corporation of the Town of Kirkland Lake**

WHEREAS the Highway Traffic Act, R.S.O. 1990, Chapter H.8, Section 191.8, subsection (3) provides that a council of a municipality may pass by-laws 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 jurisdiction of the municipality, or on any part or parts of such highway;

AND WHEREAS the Council of the Corporation of the Town of Kirkland Lake deems it desirable to enact such a By-law for all terrain vehicles (ATV's) as defined in Section 1 of Ontario Regulation 316/03.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF KIRKLAND LAKE ENACTS AS FOLLOWS:

1. That all terrain vehicles as defined in the Highway Traffic Act R.S.O. 1990, c. H.8 shall be permitted on highways (streets) within the Town of Kirkland Lake and subject to the provisions of Ontario Regulation 316/03.
2. No person shall operate an all terrain vehicle over and upon:
 - a) Any municipal owned or municipal maintained land used as parks, playgrounds or utility purposes unless otherwise signed accordingly;
 - b) On any private property without the consent of the owner; and
 - c) On any sidewalk.
3. No person shall drive an all terrain vehicle along Government Road from the intersection of Government Road East and Burnside Drive and running westerly to the intersection of Government Road West and Main Street. However, they may directly cross this restricted highway.
4. No person shall operate an all terrain vehicle on any highways within the Town of Kirkland Lake in excess of speed at 20 km/hr.
5. No person shall operate an all terrain vehicle on any highways within the Town of Kirkland Lake between the hours of 11:00 o'clock p.m. and 6:00 o'clock a.m.
6. Any person who contravenes any of the provisions of this by-law is guilty of an offence and on conviction, where a fine for the contravention is not otherwise provided under the Highway Traffic Act, is liable to a fine under the Provincial Offences Act not exceeding \$300.
7. That Bylaw 08-025 is hereby repealed.
8. And that this bylaw comes into effect July 1, 2015.

Read a first, second and third time, enacted and passed this 16th day of June 2015.

Tony Antoniazzi, Mayor

Jo Ann Ducharme, Clerk