

The Corporation of the Township of
Algonquin Highlands

BY-LAW 04-7

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;

a) 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 Algonquin Highlands follows:

I. DEFINITIONS:

In this by-law,

“All-Terrain Vehicle” 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 and no passengers.

“Highway” includes a 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.

“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 Vehicle Act O. Reg. 316/03 s. 1.

II. REGULATION 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 section 16 and 24 of O. Reg. 316/03 S.6.
- 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 Act or by Municipal By-law for that part of the highway is greater than 50 kilometres per hour, or

Off-Road Vehicles with four wheels and low pressure bearing tires shall be permitted on all municipal roads within the Township of Algonquin Highlands under and in accordance with Ontario Regulation 316/03 of the Highway Traffic Act and the Off Roads Vehicle Act as amended.

- 1. Any person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for under the Highway Traffic Act.
- 2. The Provisions of this by-law shall come into force and take effect on the 5th day of February, 2004.

READ A FIRST, Second and Third time and finally passed this 5th day of February 2004.

Reeve Eleanor Harrison

CAO/Clerk Gerald Bain