



**TOWNSHIP OF STIRLING-RAWDON
ATV BY-LAW No. 476-05**

ATV OPERATION:

With the passing of By-Law # 476-05, ATV operation in the Township of Stirling-Rawdon is permitted on all roads within the Municipality. The comprehensive rules governing ATV's can be viewed in the Ontario Highway Traffic Act – Ontario Regulation # 316/03 - Section 7-15(equipment) and Section 16-24 (Operation)

BY-LAW HIGHLIGHTS:

- Operation of All-Terrain Vehicles must be during daylight hours "*Dawn to Dusk*" (One half hour before sunset and one half hour after sunrise)
- For the purpose of this By-Law, ATV's refer to those vehicle 450 kilograms or less with four wheels touching the roadway and **carrying only one person – the operator. No allowance has been made for those ATV's designed for two persons.**
- The ATV **must** have a serviceable breaking system and an operating parking break.
- There **must** be at least one white light showing to the front of the ATV, and at least one red light showing on the rear of the ATV with amber reflectors mounted on the side.
- If the ATV is manufactured after 1 January 1998 the ATV must show a break light to the rear.
- The ATV **must** be operated on the right side of the roadway and on the shoulder unless there is no shoulder or the shoulder is obstructed.
- Operators must wear a DOT approved Helmet.
- Operators **must** possess a Class A, B, C, D, E, F, G, G2, M or M2 Valid Ontario Driver's License and be able to present it upon request.
- All ATV's operated **must** have a valid contact of Insurance and be able to present proof upon request.
- All ATV's **must** have proof of Ownership and a Valid Ontario License plate to operate on any township roads.
- **Speed is Limited to the following:**
20 Km/h where the roadway speed is a posted 50Km/h Zone or Less.
50 Km/h where the roadway speed is a posted 80km/h Zone

OPERATION OF OFF-ROAD VEHICLES ON HIGHWAYS

1. In this Regulation,
"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 only and no passengers;
"off-road vehicle" has the same meaning as in the *Off-Road Vehicles Act*.

PART II

OPERATION ON CLASSES OF HIGHWAYS

Operation on
highways
generally
prohibited

2. An off-road vehicle shall not be driven on any highway except,
(a) as specified in this Part;
(b) as permitted by Part IV; or
(c) as permitted by clause 2 (2) (a) of the *Off-Road Vehicles Act*.

Prohibited
highways

3. Except as permitted by section 28, no off-road vehicle shall be driven on a highway listed in Schedule A.

Permitted
highways for
ATVs

4. (1) Subject to subsection (2), no off-road vehicle shall be driven on a highway listed in Schedule B.

(2) All-terrain vehicles may be driven on a highway listed in Schedule B only if, in addition to meeting the requirements of Part III, there is only one driver and no passenger on the all-terrain vehicle at the time.

Highways in
parks

5. An off-road vehicle may be driven on a highway that is within a provincial park or public park if the road authority or governing body of the park permits the operation of off-road vehicles in the park.

PART III

REGULATION OF OFF-ROAD VEHICLES ON HIGHWAYS

Conditions for
off-road
vehicles to be
operated on
highways

6. An off-road vehicle shall not be operated on a highway unless it meets the requirements of sections 7 to 15 and it is operated in accordance with sections 16 to 24.

EQUIPMENT REQUIREMENTS

Weight and
dimensions

7. (1) The off-road vehicle must weigh 450 kilograms or less.
(2) The off-road vehicle must have an overall width not greater than 1.35 metres, excluding mirrors.
8. All the tires on the off-road vehicle must be low pressure bearing tires.

9. The off-road vehicle must meet the motor vehicle safety standards prescribed for restricted-use motorcycles in the *Motor Vehicle Safety Regulations* made under the *Motor Vehicle Safety Act* (Canada) applicable when the vehicle was manufactured.

10. (1) If the off-road vehicle was manufactured after May 31, 1991 and before January 1, 2002, it must meet the equipment configuration and performance requirements set out in the American National Standards Institute/Specialty Vehicle Institute of America publication entitled *Four Wheel All-Terrain Vehicles ANSI/SVIA-1-1990 or Four Wheel All-Terrain Vehicles — Equipment, Configuration and Performance Requirements ANSI/SVIA-1-2001*.

(2) If the off-road vehicle was manufactured after December 31, 2001, it must meet the equipment configuration and performance requirements set out in the American National Standards Institute/Specialty Vehicle Institute of America publication entitled *Four Wheel All-Terrain Vehicles — Equipment, Configuration and Performance Requirements ANSI/SVIA-1-2001*.

11. A component, equipment or other feature of the off-road vehicle that was part of the vehicle when manufactured and that is required by section 9 or 10 must operate properly and must not be missing, rendered partly or wholly inoperable or modified so as to reduce its effectiveness.

12. The off-road vehicle must be equipped with a service brake, parking brake and parking mechanism that comply with section 4 of the American National Standards Institute/Specialty Vehicle Institute of America publication entitled *Four Wheel All-Terrain Vehicles — Equipment, Configuration and Performance Requirements ANSI/SVIA-1-2001*.

13. (1) Despite subsection 62 (1) of the Act, the off-road vehicle must be equipped with one or two lamps that emit a white light on the front of the vehicle and one or two lamps that emit a red light at the rear of the vehicle.

(2) The lamps required by subsection (1) must be lit at all times the off-road vehicle is operated on the highway.

(3) The subsections of section 62 of the Act that refer to lamps required under subsections (1), (2) or (3) of that section shall be read as if referring to the lamps required under subsection (1) of this section.

(4) The lamps required on the front of an off-road vehicle by subsection (1) must be aimed such that the high intensity portion of the beam is directed below the horizontal line through the centre of the lamp from which it comes, at a distance of 7.6 metres ahead of the lamp, when the vehicle is not loaded.

(5) If the off-road vehicle was manufactured after January 1, 1998, it must be equipped with a stop lamp or lamps on the rear of the vehicle that emit a red light when any brake is applied.

(6) A stop lamp required under subsection (5) may be incorporated with a rear lamp or may be a separate lamp.

(7) The off-road vehicle must be equipped with,

- (a) one yellow reflex reflector on each side at the front; and
- (b) one red reflex reflector on each side at the rear; and

(c) one or two red reflex reflectors on the rear.

(8) The reflex reflectors required by subsection (7) must comply with the requirements of the *Motor Vehicle Safety Regulations* made under the *Motor Vehicle Safety Act* (Canada) applicable when the vehicle was manufactured.

14. The off-road vehicle need not be equipped with a windshield, but if it is, the windshield must satisfy the requirements prescribed for a motorcycle windshield under subsection 1(10) of Schedule 6 to Regulation 611 of the Revised Regulations of Ontario, 1990.

15. (1) There must not be any object or non-transparent material placed on or attached to the off-road vehicle that obstructs the driver's view of traffic approaching from any direction at an intersection, or of traffic approaching from the rear of the vehicle.

(2) If the off-road vehicle is towing a trailer, the trailer or load must not obstruct the driver's view of traffic approaching from any direction at an intersection, or of traffic approaching from the rear of the vehicle.

16. (1) The off-road vehicle shall be operated under the authority of a permit issued under section 5 of the *Off-Road Vehicles Act* and a number plate showing the number of the permit shall be displayed on the vehicle as required under that Act.

(2) Subsection (1) does not apply to an off-road vehicle operated under the authority of a permit issued under section 7 of the *Highway Traffic Act*, as provided by section 7 of the *Off-Road Vehicles Act*.

17. The off-road vehicle shall be insured in accordance with section 2 of the *Compulsory Automobile Insurance Act* and section 15 of the *Off-Road Vehicles Act*.

18. The driver of the off-road vehicle shall hold a valid Class A, B, C, D, E, F, G, G2, M or M2 driver's licence issued under the Act unless he or she is exempt, under section 34 of the Act, from the application of section 32 of the Act.

19. The driver of the off-road vehicle shall wear a helmet that complies with section 19 of the *Off-Road Vehicles Act*.

20. (1) Except as otherwise provided in this Regulation, the provisions of the Act and its regulations applicable to motor vehicles apply with necessary modifications to the operation of an off-road vehicle on a highway.

(2) Subsection 62 (19), sections 64 and 66 and subsection 76 (1) of the Act do not apply to the operation of an off-road vehicle on a highway.

21. The *Off-Road Vehicles Act* and the regulations made under that Act that apply to the operation of off-road vehicles off the highway apply with necessary modifications to the operation of an off-road vehicle on a highway.

Windshield

No obstruction of view

Permit

Insurance

Driver's licence

Helmet

Application of Highway Traffic Act

Application of Off-Road Vehicles Act

22. (1) The off-road vehicle shall not be driven at a rate of speed greater than, Maximum speed

(a) 20 kilometres per hour, if the speed limit established under the Act 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 Act for that part of the highway is greater than 50 kilometres per hour.

23. (1) The off-road vehicle shall not be operated in such a manner as to, Environmental protection

(a) discharge a contaminant or cause or permit the discharge of a contaminant into the natural environment that may have an adverse effect on the environment or impair the quality of any waters; or

(b) contravene any conditions, restrictions and prohibitions imposed by any legislation and related regulations enacted to protect the environment.

(2) The off-road vehicle shall not be operated in such a manner that it causes or is likely to cause,

(a) a risk to the safety of any person;

(b) harm or material discomfort to any person from dust, emissions or noise;

(c) harm, injury or damage, either directly or indirectly, to any property, flora or fauna; or

(d) alteration, disruption or destruction to the natural environment, including erosion damage or degradation of the right of way.

(3) The off-road vehicle shall not be driven in or through a river, stream or other watercourse on a highway if doing so would or would be likely to alter, disrupt or destroy any fish habitat.

24. (1) The off-road vehicle shall be driven on the shoulder of the highway in the same direction as the traffic using the same side of the highway. Rules of the road

(2) Despite subsection (1), the off-road vehicle may be driven on the roadway in the same direction as the traffic using the same side of the highway if,

(a) there is no shoulder; or

(b) the shoulder of the highway is obstructed and cannot be used by the off-road vehicle.

(3) Despite subsection (1), the off-road vehicle shall not be driven on the shoulder but shall be driven on the roadway in the same direction as the traffic using the same side of the highway if it is being driven across a level railway crossing.

(4) When driven on the shoulder of the highway, the off-road vehicle shall be driven as close to and parallel with the right edge of the shoulder as can be done practicably and safely.

(5) When driven on the roadway pursuant to subsection (2), the off-road vehicle shall be driven as close to and parallel with the right edge of the roadway as can be done practicably and safely.

(6) When entering the shoulder or the roadway, the off-road vehicle shall yield the right of way to vehicles already using the shoulder or the roadway, as the case may be, and shall enter the shoulder or roadway only when it is safe to do so.

(7) The off-road vehicle shall not be driven in the median strip of the highway.

(8) The off-road vehicle shall not be driven on any part of the highway that is designated as a construction zone under subsection 128 (8) of the Act or on any other part of the highway where construction work or highway maintenance is being carried out, unless the off-road vehicle is operating as a vehicle described in subsection 128 (13) of the Act or as a road service vehicle.

(9) If part or all of the highway is closed under subsection 134 (2) of the Act, the off-road vehicle shall not be driven on any adjacent part of the highway that may be open, unless the off-road vehicle is operating as a vehicle described in subsection 128 (13) of the Act or as a road service vehicle.

(10) The off-road vehicle shall not overtake and pass any moving motor vehicle or motorized snow vehicle at any time when both the off-road vehicle and the other vehicle are travelling on the same shoulder or roadway of the highway.

(11) Despite subsection (10), an off-road vehicle may overtake and pass another off-road vehicle when both are travelling on the shoulder if the movement can be made in safety while remaining on the shoulder and to the left of the off-road vehicle being overtaken and passed.

(12) Despite clause 142 (4) (b) of the Act, a person driving an off-road vehicle on the highway may indicate the intention to turn right by extending the right hand and arm horizontally beyond the right side of the vehicle.

(13) Before commencing a left turn in the manner required by subsection 141 (5), (6) or (7) of the Act, the off-road vehicle shall, without interfering with the movement of traffic travelling in the same direction as the off-road vehicle, move away from the shoulder or from the right edge of the roadway, as the case may be, and be positioned on the roadway in the position from which the left turn is to be made.

(14) Upon completing a left turn, the off-road vehicle shall, without interfering with the movement of traffic travelling in the same direction as the off-road vehicle, move back to the right edge of the roadway or shoulder, as the case may be.

PART IV EXEMPTIONS

25. In this Part,

"emergency" means a situation that constitutes a danger to life or property;

"employee" means,

(a) a person employed in the service of the Crown or any agency of the Crown,

Definitions

- (b) a police officer, conservation officer or other person appointed for the preservation and maintenance of the public peace or any officer appointed for enforcing or carrying out the provisions of this Act or the *Off-Road Vehicles Act*;
- (c) a firefighter as defined in the *Fire Protection and Prevention Act*, 1997;
- (d) an employee of an ambulance service as defined in the *Ambulance Act*;
- (e) an employee of a municipality or of a local board as defined in the *Municipal Affairs Act*;
- (f) an employee of a board, commission or other local authority exercising any power with respect to municipal affairs or purposes, or
- (g) an employee or agent of the operator of a water, gas, electric heat, light or power works, telegraph and telephone lines, a railway, a street railway, works for the transmission of gas, oil, water or electrical power or energy or any similar works supplying the general public with necessities or conveniences.

26. Part III of this Regulation does not apply to a person who drives an off-road vehicle directly across a highway pursuant to clause 2 (2) (a) of the *Off-Road Vehicles Act*.

27. (1) Sections 8, 9, 10 and 18 do not apply to the operation of an off-road vehicle as described in clause 2 (2) (b) of the *Off-Road Vehicles Act* if

- (a) the driver of the vehicle holds a driver's licence; and vehicle holds a driver's licence; and
- (b) the number of passengers on the off-road vehicle does not exceed the number of places on the vehicle intended for passengers.

(2) Despite section 4, an off-road vehicle may be operated as described in clause 2 (2) (b) of the *Off-Road Vehicles Act* on any highway other than a highway listed in Schedule A if the conditions described in clauses (1) (a) and (b) are met.

28. (1) An employee who is acting in the course of his or her employment or in response to an emergency may operate an off-road vehicle on a highway, including a highway listed in Schedule A or B, in accordance with this Regulation despite any provision that would provide otherwise in Parts II, IV and VI of the Act.

- (2) Sections 8, 9, 10 and 18 do not apply to the operation of an off-road vehicle on a highway by an employee who is driving the off-road vehicle in the course of his or her employment or in response to an emergency if,
 - (a) the employee holds a driver's licence; and
 - (b) the number of passengers on the off-road vehicle does not exceed the number of places on the vehicle intended for passengers.

(3) Section 4 does not apply to the operation of an off-road vehicle permitted under subsection (1).

(4) Despite section 24, an employee who is permitted under subsections (1) and (2) to operate an off-road vehicle on a highway listed in Schedule A may only drive the off-road vehicle on a part of the highway that is not the roadway or the shoulder.

Far northern Ontario and unorganized territory

29. (1) A person may operate an off-road vehicle on a highway in an area of the province described in Schedule C in accordance with this Regulation despite any provision that would provide otherwise in Parts II, IV and VI of the Act.

(2) Sections 9, 10, 16 and 18 do not apply to the operation of an off-road vehicle on a highway in an area of the province described in Schedule C if,

- (a) the driver of the off-road vehicle is at least 16 years old;
- (b) the driver of the off-road vehicle holds a driver's licence or a motorized snow vehicle operator's licence; and
- (c) the number of passengers on the off-road vehicle does not exceed the number of places on the vehicle intended for passengers.

(3) Despite section 4, an off-road vehicle may be operated on any highway other than a highway listed in Schedule A in an area of the province described in Schedule C if the conditions described in clauses (2) (a), (b) and (c) are met.

PART V

REVOCATION, COMMENCEMENT

30. Ontario Regulation 195/97 is revoked.

Revocation

31. This Regulation comes into force on the later of the day it is filed and the day Part X.3 of the Act is proclaimed in force.

Commencement

Schedules not reproduced

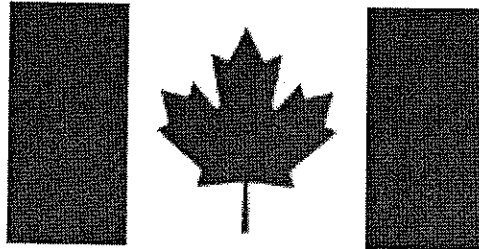
SCHEDULE A

HIGHWAYS PROHIBITED TO ALL OFF-ROAD VEHICLES

SCHEDULE B

HIGHWAYS PERMITTED TO ALL-TERRAIN VEHICLES

Canadian ATV Training Centre



LET'S KEEP OUR FAMILY AND FRIENDS SAFE:
TAKE AN ATV SAFETY COURSE TODAY!

The ATV rider's course is a 5 $\frac{1}{2}$ to 7 hour training program administered by CSC (Canada Safety Council) certified instructors Clint Hamilton and Paul Josefik. This course gives the participants the opportunity to increase their safety knowledge and practice safe riding skills in a controlled environment under direct supervision.

This course demonstrates safety techniques with hands on exercises that are derived from field-tested techniques and provides a fun and orderly way to learn about proper ATV operation. The rider learns about controls, reading terrain, proper turning, negotiating hills, riding over obstacles and many other skills on how to ride the ATV safely.

This course is offered to riders from ages 6 and up. To take this course the ATV must be the proper size for the rider as per the ATV industry safety standards. Riders age:

- 6-11 will ride on an ATV that is 70 cc's or smaller
- 12-15 - 90 cc's or smaller
- 16 and over - 90 cc's or more

Note: Every child that participates in the training course must have a signed consent form from his/her parent or legal guardian and they must be present for the duration of the course.

If you have any additional questions or to sign up for a safety course:
Call 613-394-5119 (Clint Hamilton) or 613-968-0011 (Paul Josefik)

RIDE SAFE AND HAVE FUN

Visit: safety-council.org