

THE CORPORATION OF THE TOWNSHIP OF RAMARA

BYLAW NO. 2015.49

**BEING A BYLAW TO REPEAL AND
REPLACE BYLAW 2007.93 TO
REGULATE THE USE OF ALL TERRAIN
VEHICLES ON TOWNSHIP ROADS**

WHEREAS Sections 11 and 27 of the *Municipal Act, 2001*, as amended, provides that a municipality may pass bylaws with respect to highways within its jurisdiction;

AND WHEREAS Section 191.8 of the *Highway Traffic Act, R.S.O. 1990 c.H.8*, as amended, provides that a municipality may pass bylaws permitting the operation of certain Off-Road Vehicles, commonly known as All Terrain Vehicles, on certain highways within the jurisdiction of the municipality; to regulate the operating hours and to prescribe a lower rate of speed for said vehicles while on Municipal Highways and other matters specifically set out in the statute and regulations there under;

AND WHEREAS the Council of the Corporation of the Township of Ramara passed Bylaw 2007.93 to permit the operation of All Terrain Vehicles on certain Municipal Highways under certain conditions;

AND WHEREAS the Council of the Corporation of the Township of Ramara deems it necessary to repeal and replace the bylaw to include the definition of an "All Terrain Vehicle" due to recent changes in Provincial Legislation.

NOW THEREFORE, the Council of the Township of Ramara hereby enacts as follows:

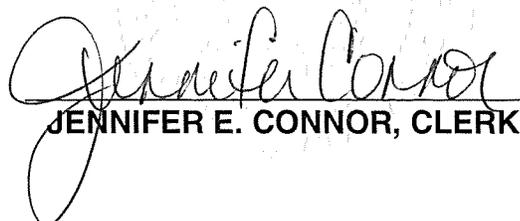
1. In this bylaw:
 - a) "All Terrain Vehicle" shall mean an off-road vehicle as provided in Schedule 'A' attached hereto, provided that:
 - (a) It has not been modified in any way from its manufactured design either by the addition of passenger seats or otherwise, or the removal of equipment such as mufflers; and
 - (b) It is being operated, driven or used as designed by the manufacturer.
2. "Municipal Highway" means a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, or any part of which is under the jurisdiction of the Township of Ramara and is intended for the use of the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
3. "Off- Road Vehicle" means a vehicle intended for off road use within the meaning of the *Off-Road Vehicles Act*.

4. All terrain vehicles shall be permitted on all Municipal Highways within the Township of Ramara under and in accordance with the *Highway Traffic Act*, Ontario Regulation 316/03 and the *Off-Road Vehicles Act*, as amended.
5. An all terrain vehicle shall not be operated on Municipal highways unless it meets the equipment requirements and is operated as outlined in Ontario Regulation 316/03 made under the *Highway Traffic Act*.
6. An all terrain vehicle shall not be operated on Municipal highways between the hours of 10:00 p.m. and 6:00a.m. the following day, inclusive.
7. An all terrain vehicle shall not be operated on Municipal Highways at a rate of speed greater than:
 - 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.O.Reg. 316/03, s. 22.
8. No person shall operate an all terrain vehicle in such a way as to disrupt or destroy the natural environment or private or municipal property.
9. No person shall interfere or obstruct an officer carrying out his/her duties enforcing this bylaw.
10. Any person who contravenes any of the provisions of this bylaw is guilty of an offence and upon conviction is liable to a fine as provided for under the *Highway Traffic Act*.
11. This bylaw will be enforced by the Ontario Provincial Police.
12. Should any section, subsection, clause, paragraph or provision of this bylaw be declared by a court of competent jurisdiction to be invalid, this shall not affect the validity of the bylaw as a whole or any part thereof other than the provision(s) so declared to be invalid.

THAT this Bylaw shall come into force and take effect on the date of passing.

**BYLAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS
26TH DAY OF OCTOBER, 2015.**


BASIL CLARKE, MAYOR


JENNIFER E. CONNOR, CLERK

SCHEDULE "A" TO BYLAW 2015.49

ALL TERRIAN VEHICLES PERMITTED

ATV



TWO-UP



SIDE-BY-SIDE



UTILITY TERRAIN

