

MUNICIPALITY OF WEST PERTH

BY-LAW NO. 48-2007

A BY-LAW TO REGULATE AND PROHIBIT THE USE OF
MOTORIZED VEHICLES IN DESIGNATED AREAS WITHIN
THE MUNICIPALITY OF WEST PERTH

WHEREAS Section 9 of the *Municipal Act, S.O. 2001, c.25* (the "Municipal Act, 2001"), as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Municipal Act or any other Act;

AND WHEREAS Section 8.(1) of the *Municipal Act, 2001*, as amended, provides that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS Section 8.(3) of the *Municipal Act, 2001*, as amended, provides that a by-law under Section 11 may regulate or prohibit;

AND WHEREAS Section 11.(3) of the *Municipal Act, 2001*, as amended, provides that a municipality may pass by-laws respecting matters within the spheres of jurisdiction set out therein including, inter alia, culture, parks, recreation and heritage;

AND WHEREAS the Council of The Corporation of the Municipality of West Perth deems it expedient to enact a by-law to regulate and prohibit the use of motorized vehicles in certain designated areas within the Municipality of West Perth.

NOW THEREFORE Council of the Corporation of the Municipality of West Perth enacts as follows:

1. **Short Title**

1.1 This by-law shall be known as the "Vehicles on Municipal Lands By-Law".

2. **Definitions**

2.1 "**Council**" means the Council of the Corporation of the Municipality of West Perth.

2.2 "**Designated Areas**" for the purpose of this by-law means any and all lands owned by or made available by lease, agreement or otherwise to the Municipality of West Perth that has been or hereafter may be set apart, designated, dedicated or established by the Municipality of West Perth as public parkland or walkway.

2.3 "**Lawfully Operating**" means operating a motorized vehicle, which is registered, licenced and insured in compliance with the requirements of the Province of Ontario, which motorized vehicle the operator is licenced to operate.

2.4 "**Motorized Snow Vehicle**" means a self-propelled vehicle designed to be driven primarily on snow.

2.5 "**Motorized Vehicle**" means any vehicle propelled by power other than muscular power and includes an "Off Road Vehicle" as defined under the *Off-Road Vehicles Act, R.S.O. 1990, c. 0.4*.

