

MUNICIPALITY OF WEST PERTH

BY-LAW NO. 39-2004

**FOR THE REGULATION OF OFF-ROAD VEHICLES
and MOTORIZED SNOW VEHICLES**

WHEREAS the Council of the Municipality of West Perth deems it in the public interest to regulate the operation of off-road vehicles and motorized snow vehicles,

The Council of the Municipality of West Perth ENACTS AS FOLLOWS:

1. **INTERPRETATION**

- (1) Highway includes a common and public highway, street, avenue, public lane, parkway, driveway, square, place, bridge, viaduct, or trestle, designed and intended for or used by the general public for the passage of vehicles.
 - (2) Low pressure bearing tire 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 70 kpa (10psi);.
 - (3) Motorized snow vehicle means a self-propelled vehicle designed to be driven primarily on snow.
 - (4) Off-road vehicle means an off-road vehicle within the meaning of the *Off-Road Vehicles Act*, R.S.O. 1999, c.12, Sched R.s. 17; 2002, c.17, Sched.F, Table.
2. Subject to the provisions of this by-law, motorized snow vehicles and an off-road vehicle with three or more wheels and low pressure bearing tires may be operated on any highway within, and under the jurisdiction of the Municipality of West Perth.
 3. No person shall operate a motorized snow vehicle or an off-road vehicle with three or more wheels and low pressure tires within the boundaries of the Mitchell Ward between the hours of 12:00 a.m. and 6 a.m.
 4. A motorized snow vehicle or an off-road vehicle shall not be operated on any sidewalks in the Municipality of West Perth other than for the purpose of crossing sidewalks when traveling from private property to the roadway.
 5. No person shall operate a motorized snow vehicle or an off-road vehicle with three or more wheels and low pressure bearing tires in the Mitchell Ward on, or travel across, that part of Ontario Road between the western most limit of Wellington Street and the eastern most limit of Blanshard Street.
 6. No person shall operate a motorized snow vehicle or an off-road with three or more wheels and low pressure bearing tires in any area where a sign is posted prohibiting such operation.
 7. No person shall operate a motorized snow vehicle or an off-road vehicle with three or more wheels and low pressure bearing tires at a speed greater than:
 - (a) 20 kilometres per hour, if the speed limit established for that part of the highway is not greater than 50 kilometres per hour; or

- (b) 50 kilometers per hour, if the speed limit established for that part of the highway is greater than 50 kilometres per hour.
7. The provisions of this by-law shall be subject to the provisions of the *Highway Traffic Act, R.S.O. 1990, Chap. H8*, and amendments thereto, the *Off-Road Vehicles Act, R.S.O. 1990, C.0.4*, and amendments thereto, and the *Motorized Snow Vehicles Act, R.S.O. 1990, c. M. 44*, and amendments thereto.
8. Any person found in contravention of this by-law is guilty of an offence and upon conviction is liable to a fine of \$110.00 excluding court costs.

Read a first and second time this 17th day of May, 2004

Read a third time and finally passed this 17th day of May, 2004.

John Van Bakel – Mayor

Patricia Taylor - Clerk