

**THE CORPORATION OF THE
MUNICIPALITY OF HASTINGS HIGHLANDS**

BY- LAW #2015-053

**A BY-LAW TO REGULATE THE OPERATION OF OFF-ROAD VEHICLES ON THE SHOULDER
OF MUNICIPAL ROADS WITHIN THE MUNICIPALITY OF HASTINGS HIGHLANDS.**

WHEREAS, Section 8 of the Municipal Act, 2001 S.O 2001 as amended, empowers a municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS the Highway Traffic Act, RSO 1990, Section 191.8 subsection (3), chapter H.8, as amended, provides that the Council of a municipality may pass by-laws permitting the operation of off-road vehicles on any highway within the municipality that is under the jurisdiction of the municipality or on any part or parts of such highways and which by-laws may prescribe 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;

AND WHEREAS beginning July 1, 2015, the Highway Traffic Act, R.S.O. 1990, Chapter H.8, Ontario Regulation 135/15 further defines Off Road Vehicles and expands upon their permitted use;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF HASTINGS HIGHLANDS ENACTS AS 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,
 - i. a driver only and no passengers, or
 - ii. a driver and only one passenger, if the vehicle;

"Multi-purpose off-highway utility vehicle" means an off-road vehicle that,

- (a) Has four or more wheels, the tires of which are all in contact with the ground,
- (b) Has a steering wheel for steering control,
- (c) Has seats that are not designed to be straddled, and
- (d) Has a minimum cargo capacity of 159 kilograms;

"Recreational off-highway vehicle" means an off-road vehicle that,

- (a) Has four or more wheels, the tires of which are all in contact with the ground,

I. PENALTIES

Any persons who contravene any section 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.


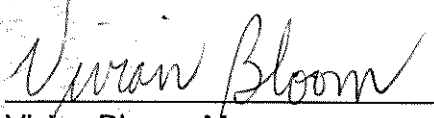
IV. EFFECTIVE

This By-Law # 2015-053 shall come into force and take effect on the day of its passing and shall remain in effect until otherwise amended or repealed.


V. REPEAL

By-Law 10-2004 is hereby repealed and rescinded.

READ a first, second, third time and finally passed this 15th day of July, 2015.

Vivian Bloom, Mayor



Robyn Rogers, Clerk