

MUNICIPALITY OF CENTRAL MANITOULIN

BY-LAW 2015-09

Being a By-Law to amend By-law 2004-04 to Regulate the Use of Off Road Vehicles

WHEREAS the Highway Traffic Act, R.S.O. 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:

AND WHEREAS the Council of the Corporation of the Municipality of Central Manitoulin deems it in the best public interest to regulate, govern or prohibit the operation of off road vehicles within the Municipality.

AND WHEREAS O.Reg.316/03 has redefined the description of what an off road vehicle is:

NOW THEREFORE the Council of the Municipality of Central Manitoulin enacts as follows:

1. That item 1. ( b ) in BY-LAW 2004-04 be amended to read as follows:

That the following off-road vehicles as defined in Section 1 of O. Reg. 316/03 as amended by O. Reg. 135/15 be permitted on highways as defined in the Highway Traffic Act R.S.O. 1990, Chapter H.8.

**“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,
- (b) has a steering wheel for steering control,
- (c) has seats that are not designed to be straddled, and
- (d) has an engine displacement equal to or less than 1,000 cubic centimetres;

**“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
- (ii) a driver and only one passenger if the vehicle

- (a) Has one passenger seat that is designed to be straddled by the passenger while sitting facing forward behind the driver, and

- (b) Is equipped with foot rests for the passenger that are separate from the foot rests for the driver.

2. All other provisions of By-law 2004-04 shall remain in effect and force.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2015.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk

I, \_\_\_\_\_, Clerk of the Municipality of Central Manitoulin, hereby certify that the following is a true copy of By-law Number 2015-09 passed in open Council on \_\_\_\_\_, 2015.

\_\_\_\_\_  
Clerk