

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

BY-LAW NO. 2020-20

**BEING A BY-LAW TO PERMIT THE OPERATION OF OFF-ROAD VEHICLES
ON ANY HIGHWAY WITHIN THE MUNICIPALITY THAT IS
UNDER THE JURISDICTION OF THE MUNICIPALITY**

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 on any highway within the municipality that is under the jurisdiction of the municipality, or on any part of such highway;

AND WHEREAS the Council of the Corporation of the Township of Bonfield deems it desirable to enact such a By-Law;

NOW THEREFORE the Council of the Corporation of the Township of Bonfield **ENACTS AS FOLLOWS:**

1.0 Definitions

“all-terrain vehicle” means an off-road vehicle that,

- (a) has four wheels, the tires of which are all 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,

(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;

“extreme terrain vehicle” means an off-road vehicle that,

- (a) has six or eight wheels, the tires of which are all in contact with the ground,
- (b) has no tracks that are in contact with the ground,
- (c) has seats that are not designed to be straddled, and
- (d) has a minimum cargo capacity of 159 kilograms;

“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;

“off road motorcycle” means an off-road vehicle, designed primarily for recreational use, that,

- (a) has steering handlebars,
- (b) has two wheels, the tires of which are all in contact with the ground,
- (c) has a minimum wheel rim diameter of 250 millimetres,
- (d) has a minimum wheelbase of 1,016 millimetres,
- (e) has a seat that is designed to be straddled by the driver.
- (f) is designed to carry a driver only and no passengers, and
- (g) does not have a sidecar;

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“off-road vehicle” has the same meaning as in the *Off-Road Vehicle Act*.

“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;

“seat belt assembly” means a device or assembly composed of a strap or straps, webbing or similar material that restrains the movement of a person in order to prevent or mitigate injury to the person.

2.0 General Provisions

2.1 That the operation of the following off-road vehicles shall be permitted on any highway within the Township of Bonfield under the jurisdiction of the Township of Bonfield in accordance with O. Reg 316/03 of the Highway Traffic Act and any amendments thereto:

- .1 an “all-terrain vehicle”,
- .2 a “multi-purposes off-highway utility vehicle”,
- .3 a “recreational off-highway vehicle,
- .4 an “extreme terrain vehicle”, and
- .5 an “off road motorcycle”.

3. Repeals

3.1 That By-Law No. 2015-18 is hereby repealed in its entirety.

4. Penalties

4.1 The penalties provided under the Highway Traffic Act shall apply to offenses with respect to this By-Law.

5. THAT this By-law shall come into force and take effect upon the passing thereof, in accordance with the Highway Traffic Act R.S.O., 1990, Section 191.8, Subsection (3), Chapter H.8, as amended

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 8TH DAY OF DECEMBER 2020.

Mayor

Clerk