

**THE CORPORATION OF THE CITY OF CLARENCE-ROCKLAND**

**BY-LAW NO. 2010-21**

**BEING A BY-LAW OF THE CORPORATION OF THE CITY OF CLARENCE-ROCKLAND TO REGULATE THE OPERATION OF MOTORIZED SNOW VEHICLES WITHIN THE CITY OF CLARENCE-ROCKLAND.**

**WHEREAS** under the provision of the Motorized Snow Vehicles Act, R.S.O. 1990, Chapter M-44, Section 7, Subsection 2, the Council of a local municipality may pass by-laws regulating, governing or prohibiting the operation of motorized snow vehicles within the municipality including any highways therein or any part or parts thereof.

**AND WHEREAS** a by-law is passed under subsection (2) of the Motorized Snow Vehicles Act, the provisions regulating or governing the operation of motorized snow vehicles under the by-law do not apply to highways or any part or parts thereof that are not under the jurisdiction of the local municipality.

**AND WHEREAS** the Council of a municipality may by by-law prescribe,

- (a) a lower rate of speed for motorized snow vehicles upon any highway or part thereof under its jurisdiction; and
- (b) a higher or lower rate of speed for motorized snow vehicles upon a trail, public park or exhibition ground under its jurisdiction, than is prescribed in subsection (1). R.S.O. 1990, c. M.44, s. 14 (2).

**NOW** therefore the Council of the Corporation of the City of Clarence-Rockland enacts as follows:

1. **Definitions**

- (a) **"Corporation"** means the Corporation of the City of Clarence-Rockland.
- (b) **"Peace Officer"** means a Municipal Law Enforcement Officer appointed under Section 15 of the Police Services Act to enforce by-laws.
- (c) **"Motorized Snow Vehicle"** means a self-propelled vehicle designed to be driven primarily on snow.
- (d) **"Highway"** includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of vehicles and includes the area between the lateral property lines thereof.

- (e) **“Registration Number”** means a number or combination of letters and numbers allocated to a motorized snow vehicle by the ministry on the registration thereof.
- (f) **“Trail”** means the whole of any trail established and maintained by a recreational organization for the use of motorized snow vehicles.
- (g) **“Ministry”** means the Ministry of Transportation of Ontario.

## **GENERAL PROVISIONS**

- 2. No person shall drive a motorized snow vehicle on any highway except within an organized trail as designated in Schedule “A” of this By-law.
- 3. Subject to Section 2, any person driving a motorized snow vehicle upon an organized trail as identified in Schedule “A” to this by-law, may use the shoulder of the highway, ditch of a highway or the highway surface located within the Corporation to travel to the nearest organized trail.
- 4. Schedule “A” of this By-law, which identifies motorized snow vehicle organized trails within the limits of the City, is subject to the approval of the Corporation of the City of Clarence-Rockland.
- 5. No person shall drive a motorized snow vehicle on any highway as designated under Schedule “B” of this By-law.
- 6. No person shall operate a Motorized Snow Vehicle on any highway or organized trail between the hours of 11 p.m. to 6 a.m.
- 7. No motorized snow vehicle trails shall be located within 200 feet from a dwelling.
- 8. No person shall drive a motorized snow vehicle on any sidewalk of the Corporation.
- 9. No person shall drive a motorized snow vehicle on land owned by the Corporation unless the driver has received a written permission from the City of Clarence-Rockland.

10. No person shall drive a motorized snow vehicle on any Highway or organized trail in contravention to a posted sign.

11. **SPEED LIMIT**

A Motorized Snow vehicle shall not be driven at a rate of speed greater than:

- (a) 20 kilometers per hour, if the speed limit established under the Highway Traffic Act or by municipal By-law for that part of the highway is not greater than 50 kilometers per hour, or
- (b) 50 kilometers per hour, if the speed limit established under the Highway Traffic Act or by municipal By-law for that part of the highway is greater than 50 kilometers per hour.
- (c) 20 kilometers per hour, if part of a highway or organized trail is located in a "Quiet Zone" as designated under schedule "A" of this By-law.

**IDENTIFICATION**

12. Every motorized snow vehicle shall have attached to or painted on both sides of the cowling, in a clearly visible position, a sign showing the registration number of the motorized snow vehicle in the form and manner prescribed in the regulations of the ministry.

**EXEMPTIONS**

- 13. In cases of emergency, parades and other special events, the Corporation may authorize to permit the use of specific highways during specific times by motorized snow vehicles.
- 14. The provision prescribed in this by-law do not apply to a motorized snow vehicle operated by a police officer, constable, conservation officer or peace officer.

**PENALTY**

15. That every person who is convicted of an offence under this by-law is liable to a fine as provided for in the Provincial Offence Act, R.S.O. 1990, Chapter 33, as amended.

16. That By-law No. 1999-79 is hereby repealed.
17. That this by-law shall come into force and take effect on the day of its final passing.

**READ, DONE AND PASSED IN OPEN COUNCIL, THIS 12TH DAY OF APRIL, 2010.**

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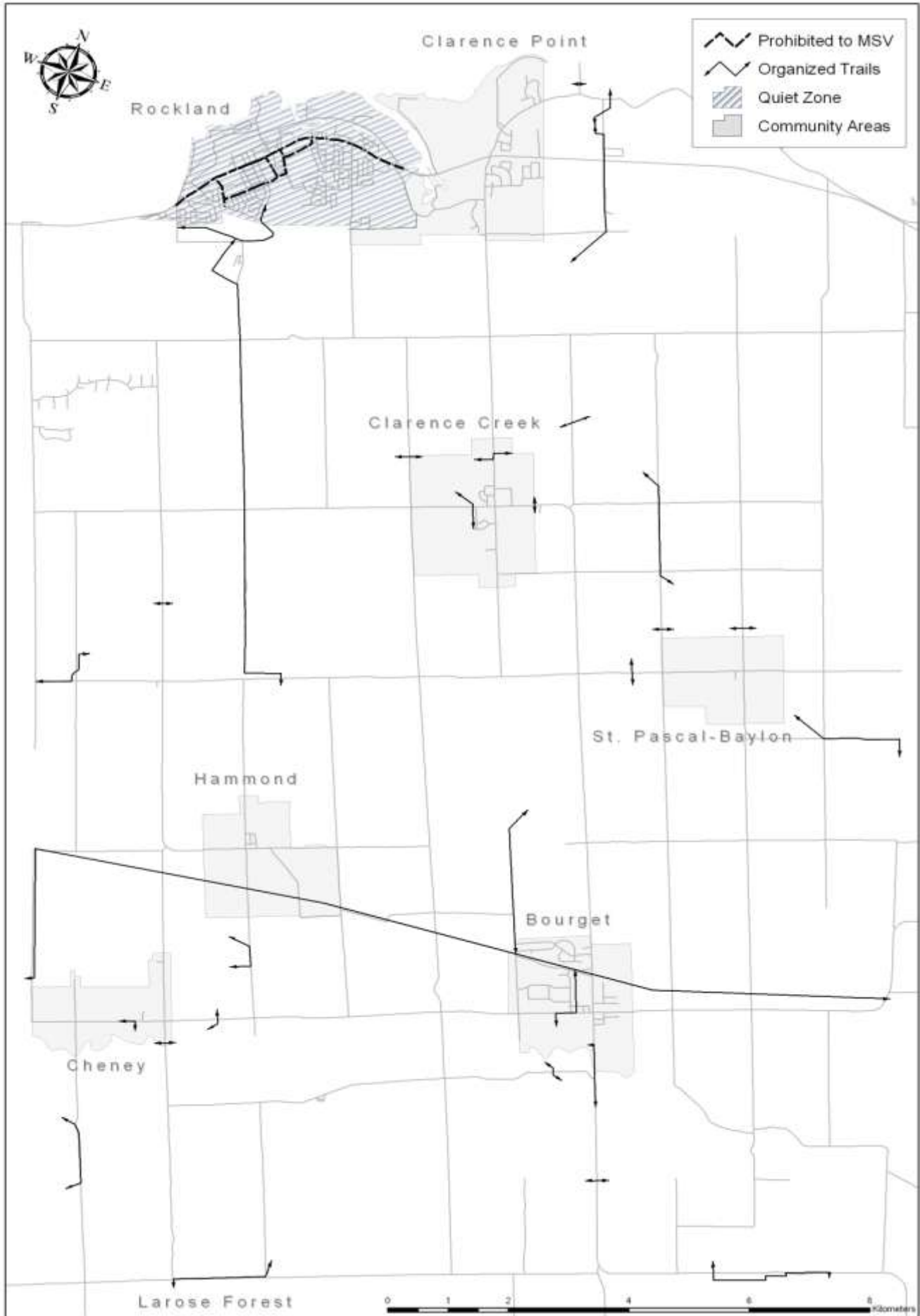
**Richard Lalonde, Mayor**

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**Monique Ouellet, Clerk**

**CORPORATION OF THE CITY OF CLARENCE-ROCKLAND**

**BY-LAW NUMBER 2010-21  
SCHEDULE "A"  
"MAP OF ORGANIZED TRAILS"**



**CORPORATION OF THE CITY OF CLARENCE-ROCKLAND**

**BY-LAW NUMBER 2010-21**

**SCHEDULE "B"**

**"PROHIBITED HIGHWAYS FOR THE OPERATION OF MOTOR SNOW  
VEHICLES"**

<b>Column 1</b> <b><u>Highway</u></b>	<b>Column 2</b> <b><u>Between</u></b>
<b>1.</b> Laurier Street	County Rd # 17 and Laporte Street
<b>2.</b> St-Joseph Street	Laurier Street and St-Laurent Street
<b>3.</b> Avenue du Parc	St-Joseph Street and Lawrence Street
<b>4.</b> Simoneau Street	Laurier Street and Avenue du Parc
<b>5.</b> Giroux Street	Laurier Street and St-Laurent Street