

The Corporation of the Township of Springwater

By-law 2021-040

Being a By-law to amend the Off-Road Vehicles By-law 2020-013 to add definitions for an Extreme terrain vehicle and an Off-road motorcycle

(Off-Road Vehicles By-law Amendment)

Whereas the Highway Traffic Act, R.S.O. 1990, Chapter H.8, Section 191.8(1), provides that no person shall drive an off-road vehicle on a highway except in accordance with the Highway Traffic Act regulations and any applicable Municipal By-laws;

And Whereas the Highway Traffic Act, R.S.O. 1990, Chapter H.8, Section 191.8(3), provides that a municipality may pass By-laws permitting certain off-road vehicles on highways under the jurisdiction of the municipality and providing speed limits for such vehicles;

And Whereas the Municipal Act, S.O. 2001, Chapter 25, Section 11(3), provides that a municipality may pass by-laws with respected to municipality owned roads, including parking and traffic on such highways;

And Whereas the Council of the Corporation of the Township of Springwater at its meeting held on March 4, 2020, passed By-law 2020-013 permitting and regulating off-road vehicles on municipal highways in the Township of Springwater;

And Whereas Council at its meeting held on April 7, 2021, passed resolution C152-2021 permitting the operation of off-road motorcycles and extreme terrain vehicles on municipal highways and directing staff to present an amendment to By-law 2020-013;

And Whereas Council deems it desirable and necessary to amend the Off-Road Vehicles By-law 2020-013 to add definitions for two additional off-road vehicles;

Now Therefore the Council of the Corporation of the Township of Springwater enacts as follows:

1. That Section 1 – “Definitions” of the Off-Road Vehicles By-law 2020-013 be hereby amended to add the following definitions for an Extreme terrain vehicle and an Off-road motorcycle:

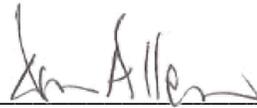
“Extreme terrain vehicle” means an off-road vehicle, that,

- (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.

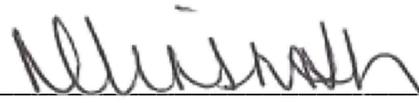
“Off-road motorcycle” means an off-road vehicle, designed primarily for recreational use, that,

- (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.
2. That in all other respects By-law 2020-013, as amended, shall remain in force and effect.
3. That this by-law shall take force and effect upon the passage hereof.

Read a First, Second and Third Time and Finally Passed this 21st day of April, 2021.



Don Allen, Mayor



Renée Ainsworth, Clerk