

**TOWN OF GRAND BANK  
RECREATIONAL VEHICLES REGULATION 2021**

Pursuant to the provision of section 10 Motorized Snow Vehicles and All-Terrain Vehicles Act, R.S.N.L 1990 c. M-20 and section 414 of the Municipalities Act,1999 R.S.N.L. 1990 c. M-24 and all other powers it enabling the Grand BankTown Council in a session convened on the 26<sup>th</sup> day of April, 2021, hereby passes and enacts the following regulations:

**Title**

1. These Regulations may be cited as the Town of Grand Bank Recreational Vehicles Regulation 2021.

**Definitions**

2. In these Regulations:

- a. "All-terrain vehicle" means a wheeled motorized vehicle, including a two wheeled vehicle, designed or adapted for off-road use;
- b. "Town" means Town of Grand Bank;
- c. "Council" means Grand Bank Town Council;
- d. "Designated route" means any street, road, roadways, public pathways or trails approved by Council for all-terrain vehicle use and set out in Schedule A;
- e. "Enforcement officer" means a peace officer as defined by the Highway Traffic Act;
- f. "Streets" means any public streets, roads, pathways or roadways managed and controlled by the Town of Grand Bank;
- g. "Highway Traffic Act" means the Newfoundland and Labrador Highway Traffic Act RSNL 1990 Chapter H-3 as amended;
- h. "Motorized snow vehicle" means a tracked vehicle, commonly known as a snowmobile, where the driver sits astride a seat and which is designed for operation over snow covered land and ice; such a vehicle is not permitted to be operated on Town streets only in accordance with Article 3 of these regulations;
- i. "Motorized Snow Vehicles and All-Terrain Vehicles Act" means the Newfoundland and Labrador Motorized Snow Vehicles and All-Terrain Vehicles Act, RSNL 1990 Chapter M-20;
- j. "Public pathway" means any pathway or trail managed and controlled by the Town of Grand Bank or maintained under the jurisdiction of the Town of Grand Bank;

## **Designated Routes**

3. All-terrain vehicles or motorized snow vehicles, as defined by these regulations, are permitted to be used on any Town street or pathway to travel directly to and away from an approved provincial trailand provided that they are operated in the manner as set forth in this regulation. No person is permitted to use the ATV or motorized snow vehicle to go to a place of work, grocery store, Post Office, Gas Station, etc.

## **Prohibited Routes**

4. Except as set out in Section 3 of these regulations, no person shall use or permit to be used, an all-terrain vehicle or motorized snow vehicle on a street or public pathway within the Town unless:
  - a) prior written permission has been obtained from the Town; and
  - b) the person adheres to any or all additional conditions and restrictions set out by the Town.

## **Rules of Operation**

5. No person shall operate an all-terrain vehicle or a motorized snow vehicle upon a Town street unless:
  - a. that person travels upon the designated route as outlined in Section 3 of these regulations;
  - b. the vehicle and its driver operate in accordance to the Motorized Snow Vehicles and All-Terrain Vehicles Act ;
  - c. that person is at least 16 years of age;
  - d. that person or the vehicle being driven carries a liability insurance policy and proof thereof can be readily produced when requested by an enforcement officer;
  - e. that person wears a helmet where required in accordance with the Highway Traffic Act or the Motorized Snow Vehicles and All-Terrain Vehicles Act;
  - f. the all-terrain vehicle or motorized snow vehicle is equipped with an exhaust system that is of the original equipment manufacturer and has not been modified to increase sound. The exhaust system must be in working order and in constant operation to prevent excessive or unusual noise;
  - g. the all-terrain vehicle or motorized snow vehicle must never exceed any posted speed limit and further shall be operated at a rate of speed not greater than 15 kilometres per hour on Town streets and not greater than 20 kilometres per hour on trails or pathways;

- h. the driver of an all-terrain vehicle or motorized snow vehicle at all times yields the right of way to drivers of all other classes of motor vehicles on a Town street.

### **Rules of the Road**

6. Unless otherwise stated in these regulations, the driver of an all-terrain vehicle or motorized snow vehicle shall adhere to the "rules of the road" as described in Part V of the Highway Traffic Act.

### **Signage**

7. Council may erect Warning, Cautionary, Directional, Limiting or Prohibiting signs as to the operation of all-terrain vehicles or motorized snow vehicle and the operator of any vehicle who fails to obey such signs is guilty of an offence under these regulations.

### **Penalty**

8. A person who contravenes or fails to comply with these regulations is guilty of an offence and is liable on summary conviction:
  - a. for a first offence to a fine of not less than \$100.00 and not more than \$500.00 or to a term of imprisonment or both the fine and imprisonment;
  - b. for a subsequent offence to a fine of not less than \$500.00 and not more than \$1,000.00 or to a term of imprisonment of not more than three months or to both the fine and imprisonment;
  - c. the owner of the all-terrain vehicle or the motorized snow vehicle shall incur all penalties imposed for contravention of these regulations unless the all-terrain vehicle or motorized snow vehicle was, at the time of the offence, taken without the owner's knowledge or consent;
  - d. the operator of the all-terrain vehicle or the motorized snow vehicle shall be liable for all penalties imposed for contravention of these regulations where the all-terrain vehicle or motorized snow vehicle is proven to have been operated without the owner's knowledge or consent; and
  - e. the penalty for an offence under these regulations where the operator is under the age of 16 shall be assessed against the parent or the guardian of the offender.

### **Exemption**

9. These regulations do not apply to vehicles owned and operated on behalf of the Council or those operated by Emergency and or Enforcement Services and other persons who are

exempt by the provisions of the Motorized Snow Vehicles and All-Terrain Vehicles Regulations 1163/96.

**Interpretation**

10. If a court of competent jurisdiction should declare any section or part of a section of these Regulations to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the Regulations and it is hereby declared that the remainder of the Regulations shall be valid and shall remain in force.

**Coming into Force and Repeal**

11. These regulations shall come into force as of the date enacted by Council.

**IN WITNESS WHEREOF** this Regulation is sealed with the Common Seal of The Grand Bank Town Council and subscribed by and on behalf of Council by Rex C. Matthews, Mayor and Sheila M. Dolimount, Town Clerk, at the Town of Grand Bank, this 26<sup>th</sup> day of April, 2021.

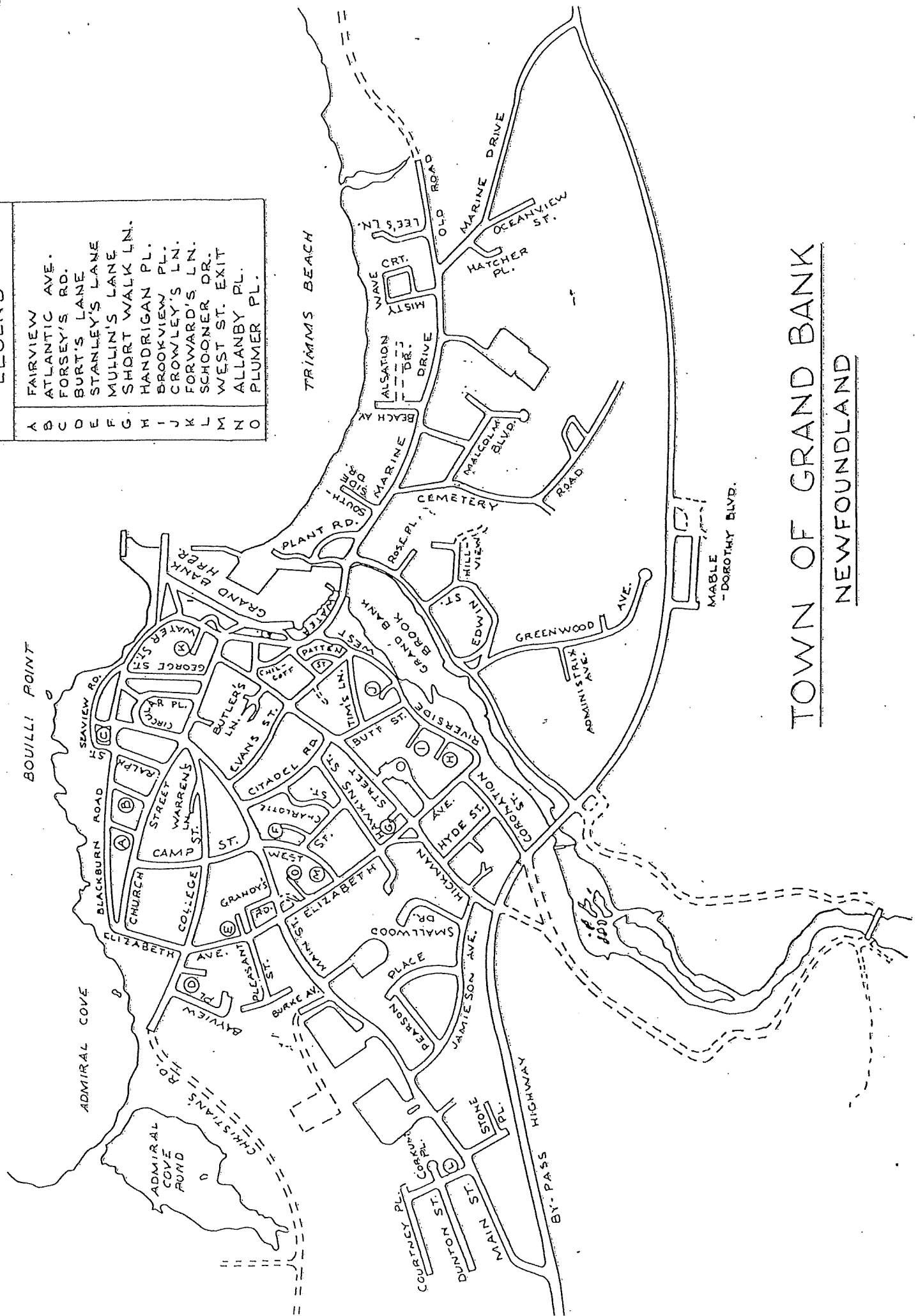
Rex C. Matthews  
Mayor

Sheila M. Dolimount  
Town Clerk

**SCHEDULE A**

All streets in the Town including those in the Legend

LEGEND	
A	FAIRVIEW
B	ATLANTIC AVE.
C	FORSEY'S RD.
D	BURT'S LANE
E	STANLEY'S LANE
F	MULLIN'S LANE
G	SHORT WALK LN.
H	HANDRIGAN PL.
I	BROOKVIEW PL.
J	CROWLEY'S LN.
K	FORWARD'S LN.
L	SCHOONER DR.
M	WEST ST. EXIT
N	ALLANBY PL.
O	PLUMER PL.



**TOWN OF GRAND BANK**  
**NEWFOUNDLAND**

