

**CITY OF CORNER BROOK  
RECREATIONAL VEHICLES REGULATION 2019**

**Pursuant** to the provision of section 10 Motorized Snow Vehicles and All-Terrain Vehicles Act, R.S.N.L 1990 c. M-20 and sections 201 and 202 of the City of Corner Brook Act, R.S.N.L. 1990 c. C-15 and all other powers it enabling the Corner Brook City Council in a session convened on the 27th day of May, 2019, hereby passes and enacts the following regulations:

**Title**

1. These Regulations may be cited as the City of Corner Brook Recreational Vehicles Regulation 2019.

**Definitions**

2. In these Regulations:
  - a. "All-terrain vehicle" means a wheeled motorized vehicle, excluding a two wheeled vehicle, designed or adapted for off-road use;
  - b. "City" means City of Corner Brook;
  - c. "Council" means Corner Brook City Council;
  - d. "Designated route" means any highway or public pathway approved by Council for all-terrain vehicle use and set out in Schedule A;
  - e. "Director" means the Director of Protective Services;
  - f. "Enforcement officer" means a municipal enforcement officer as defined by the *City of Corner Brook Act R.S.N.L. 1990 ch.C-15 as amended* or a peace officer as defined by the *Highway Traffic Act*;
  - g. "Highway" means any public highways, streets, roads or roadways, assumed and maintained under the ownership and jurisdiction of the City of Corner Brook;
  - h. "Highway Traffic Act" means the Newfoundland and Labrador Highway Traffic Act RSNL 1990 Chapter H-3 as amended;
  - i. "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 City highways;

- j. "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;
- k. "Public pathway" means any pathway or trail assumed under the ownership of the City of Corner Brook or maintained under the jurisdiction of the City of Corner Brook;

### **Designated Routes**

- 3. All-terrain vehicles, as defined by these regulations, are permitted to be used on any highway or pathway set out in Schedule A provided that they are operated in the manner as set forth in this regulation.

### **Prohibited Routes**

- 4. Except as set out in Schedule A, no person shall use or permit to be used, an all-terrain vehicle on a highway or public pathway within the City unless:
  - a. a permit has been obtained from the Director as per Section 5 of this regulation; and
  - b. the person/s adheres to any or all additional conditions and restrictions set out by the Council or Director or City Manager.

### **Permit to Deviate from the Designated Routes**

- 5. Persons can request to the Director to obtain a permit to travel on an undesignated roadway/s to access a designated route or trail system entrance. The Director or their designate may issue such a permit provided that the driver:
  - a. is qualified as per the Rules of Operation set forth in Section 7 of this regulation;
  - b. abides by the Rules of the Road as per Section 8 of this regulation;
  - c. can travel on an appropriate route and follows that route as defined on their permit;
  - d. abides by all conditions and or restrictions as defined on their permit;

e. pays the permit fee/s as per schedule B;

f. Immediately presents the permit upon request from an enforcement officer.

## **Snowmobiles**

6. No person shall use or permit to be used a motorized snow vehicle on any highway within the City.

## **Rules of Operation**

7. No person shall operate an all-terrain vehicle upon a City highway unless:
- a. that person travels upon the designated route or permitted route as outlined in Section 3 and Section 4 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 and the holder of a class of driver's licence issued under the *Highway Traffic Act*,
  - 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. the all-terrain 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;
  - f. the all-terrain vehicle must not ever exceed any posted speed limit and further shall be operated at a rate of speed not greater than 40 kilometres per hour on highways and not greater than 20 kilometres per hour on trails or pathways;
  - g. the driver of an all-terrain vehicle at all times yields the right of way to drivers of all other classes of motor vehicles on a highway.

## **Rules of the Road**

8. Unless otherwise stated in these regulations, the driver of an all-terrain vehicle shall adhere to the “rules of the road” as described in Part V of the Newfoundland *Highway Traffic Act* or any similar or successor legislation.

### **Times of Operation**

9. No person shall operate an all-terrain vehicle in accordance with this bylaw before ~~June 1<sup>st</sup>~~ May 01<sup>st</sup> or after ~~October 31<sup>st</sup>~~ November 15<sup>th</sup> of any year.
10. No person shall operate an all-terrain vehicle within the City and upon its highways earlier than 7 A.M. and no later 10 P.M.

### **Signage**

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

### **Penalty**

12. A person who contravenes or fails to comply with these regulations is guilty of an offence and where no penalty is otherwise prescribed for such offence in the *Motorized Snow Vehicles and All-Terrain Vehicles Act RSNL Ch.M-20* and, *Highway Traffic Act RSNL 1990 ch. H-3* or any other Provincial Statutes or Regulations, is liable on summary conviction to a fine or to a period of imprisonment or both in accordance with section 438 of the *City of Corner Brook Act RSNL 1990 Ch. C-15*, as amended.

### **Exemption**

13. 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**

14. These Regulations include the Schedules attached to them, and the Schedules are hereby declared to form part of these Regulations.

15. 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**

16. These regulations shall come into force as of the date enacted by Council and the City of Corner Brook Recreational Vehicles Regulations April 5, 2008 is hereby repealed upon the coming into force of these Regulations.

**IN WITNESS WHEREOF** this Regulation is sealed with the Common Seal of The Corner Brook City Council and subscribed by and on behalf of Council by Jim Parsons, Mayor and Marina Redmond, City Clerk, at the City of Corner Brook, this \_\_\_\_ day of May, 2019.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

Published by The Western Star –

First Reading –

Second Reading –

## Schedule "A"

### Permitted All-Terrain Vehicle Routes

All-Terrain Vehicles are permitted to travel on or along the following highways:

- Riverside Drive, west from intersection of the Northshore Highway;
- Main Street;
- Herald Avenue;
- Broadway;
- Pier Road;
- Griffin Drive;
- Petries Street (from the intersection of Curling Street to the intersection of Hilliards Road);
- Hilliards Road;
- Confederation Drive;
- Massey Drive;
- **Lundrigan Drive.**

All-Terrain Vehicles are permitted to travel on or along the following public pathways:

- Trail between the end of Pier Road and Griffin Drive.

**The following highways are not permitted to be operated upon at any time by All-Terrain vehicles:**

- **West Valley Road from Humber Park intersection to Confederation Drive;**
- **Caribou Road from Wellington Street intersection to Broadway;**
- **O'Connell Drive from West Valley Road to the intersection of Bliss Street.**

Schedule "B"

Permit and Fees

Sample Permit:

Front

<b>2021 ATV PERMIT # 001</b>
Driver/s John Doe Jill Doe
Permitted Route Shamrock Crescent to Rose Street to Sunnyslope Drive to Lundrigan Drive and return.
Restrictions
Make / Model 2018 Polaris RZ800
Registration Plate No. <b>VAB 123</b>

Back

In accordance with Section 5 of the City of Corner Brook Recreational Vehicles Regulations, permission is hereby granted to the named licensed Driver/s to operate the noted registered and insured all-terrain vehicle to and from the City of Corner Brook Designated Recreational Vehicle Route via the Permitted Roadways from: June 01st to October 31st, 2021.
---

Permit Fee/s:

Driver and All-Terrain Vehicle	\$25.00
Per addition driver	\$10.00
Replacement of a lost permit	\$15.00

## Schedule "C"

### Penalties and Fines

Further to the provisions set out in Section 12 of this regulation, a person who contravenes these regulations may be issued a ticket summons by an enforcement officer. The amount of the penalty or fine shall be as listed.

Section	Description of Offence	1 <sup>st</sup> Offence	2 <sup>nd</sup> Offence	3 <sup>rd</sup> Offence
3.	Operation of a two-wheeled motorized vehicle on a Designated Route or trail.	\$100.00	\$300.00	\$900.00
7. a.	Operation of an All-Terrain Vehicle on an undesignated City street and without valid permit.	\$100.00	\$300.00	\$900.00
7. c.	Person operating All-Terrain Vehicle on a City street without a valid class of driver's licence.	\$100.00	\$300.00	\$900.00
7. e.	Operation of an All-Terrain Vehicle on a City street that is equipped with a exhaust system that is not original manufactured equipment and or is modified to increase noise.	\$100.00	\$300.00	\$900.00
7.f.	Operation of an all-terrain Vehicle on a City street or trail at a speed greater than 40 km or 20 km respectively or as otherwise posted, whichever is lesser.	\$100.00	\$300.00	\$900.00
7.g.	Failure of all-terrain Vehicle to yield right of way to other class of motor vehicle on a City street.	\$100.00	\$300.00	\$900.00
9.	Operation of an all-terrain vehicle on a City street outside the designated dates as per this regulation.	\$100.00	\$300.00	\$900.00
10.	Operation of an all-terrain vehicle on a City street outside the designated times as per by this regulation.	\$100.00	\$300.00	\$900.00
11.	Failure of an all-terrain vehicle to obey a posted sign.	\$100.00	\$300.00	\$900.00

Where an enforcement officer has reasonable and probable grounds to believe that the alleged offender will continue an offence as outlined in these regulations, the officer can



impound the offending vehicle until such time the matter is further disposed of by the court. The offender will be reasonable for all impound cost.