

BY-LAW NO. 1073
OF THE
TOWN OF ST. PAUL

A By-Law of the Town of St. Paul, in the province of Alberta, Respecting the operation of Off-Highway vehicles within the corporate boundaries of the Town of St. Paul in the province of Alberta.

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Alberta, Respecting The Operation of Off-Highway
Vehicles Within the Corporate Boundaries of the
Town of St. Paul in the Province of Alberta.**

Whereas under the provisions of the Off-Highway Vehicle Act, Chapter 0-5, R.S.A. 2000 Section 18, Subsection 2B, the Council of the municipality may by By-Law, with respect to highways under its direction control and management, authorize persons to operate Off-Highway Vehicles on any portion of any such highway or class of highway and may restrict the hours which that operation may take, and prescribe the rates of speed for Off-Highway Vehicles.

And Whereas, it is deemed expedient to regulate the operation of Off-Highway Vehicles within the Corporate limits of the Town of St. Paul.

Now Therefore, under the authority and subject to the provisions of the Municipal Government Act, Statutes of Alberta, 1994, Chapter – 261 as amended and by virtue of all other powers on the Town of St. Paul, the Council of the Town of St. Paul duly assembled, enacts as follows:

Section 1 Title

- 1.1 This By-Law may be cited as the Town of St. Paul Off-Highway Vehicle By-Law.

Section 2 Purpose

2. The purposes of this By-Law shall be
 - 2.1 To regulate the hours of operation
 - 2.2 To regulate the speed limits
 - 2.3 To designate the routes of travel

Section 3 Definitions

3. For the purpose of this By-Law
 - 3.1 “Council” means the Town Council of the Town of St. Paul, Alberta
 - 3.2 “Off-Highway Vehicle” means any motorized vehicle designated for cross country travel as defined in the Off-Highway Vehicle Act.
 - 3.3 “Town” means the Corporation of the Town of St. Paul, Alberta
 - 3.4 “Person” means any individual capable of operating an Off-Highway Vehicle

Section 4 Permitted Routes

- 4.1 Every person operating an off-highway vehicle may do so, only on alleys or where necessary on the non-travelled portion of the highway where no access to an alley is available, solely for the purpose of gaining access to designated off-highway vehicle grounds or exits to out of town boundaries,

or returning from designated off-highway grounds or areas outside the town boundaries.

- 4.2 Persons operating an Off-Highway Vehicle may enter and exit to commercial and industrial zoned districts for the purpose of food, fuel, lodging and repairs according to the designated access routes outlined in "Schedule A" and attached to this By-Law.
- 4.3 Persons operating an Off-Highway Vehicle may travel on that portion of the Iron Horse Trail designated for motorized use outlined in "Schedule A" and attached to this By-Law.
- 4.4 The 3.2 kilometre mile portion of the Iron Horse Trail within the Town boundaries may be used for special events, including mandatory staging areas after written approval is received from the Town Council.

Section 5 Restrictions

- 5.1 No person shall operate an Off-Highway Vehicle in the golf course, parks, playgrounds, school grounds and any athletic playing field within the boundaries of the Town.
- 5.2 No person shall operate an Off-Highway Vehicle between the hours of 12:01 A.M. and 8:00 A.M.
- 5.3 No person shall operate an Off-Highway Vehicle at a rate of speed in excess of 25 kilometres per hour unless otherwise posted.
- 5.4 A person who operates an Off-Highway Vehicle shall slow and yield to the slower moving non-motorized recreational trail users.

Section 6 Penalties

- 6.1 Any person who contravenes a provision of this By-Law by doing something which he is prohibited from doing, in this By-Law is guilty of an offence and liable upon summary conviction to a fine outlined in "Schedule B" and attached to this By-Law. Upon failure to pay the fine and costs to imprisonment for a period not exceeding thirty (30) days unless such fine and costs of committal are sooner paid.
- 6.2 For a second offence under the provisions of this By-Law is liable upon summary conviction to a fine outlined in "Schedule B" and attached to this By-Law. In default of payment to imprisonment of a term of not more than sixty (60) days.
- 6.3 For a third offence under the provisions of this By-Law is liable upon summary conviction to a fine outlined in "Schedule B" and attached to this By-Law. In default of payment to imprisonment of a term not more than sixty (60) days and shall be prohibited from operating an Off-Highway Vehicle within the corporate limits of the Town for a period of two (2) years.

Section 7 Effective Date

- 7.1 The effective day of this By-Law shall be _____.

Section 8 Repeals of By-Laws

8.1 By-Law #952 is hereby repealed upon the final passing thereof.

READ a first time this 13th day of May, 2002.

READ a second time this 13th day of May, 2002.

READ a third time and passed this 13th day of May, 2002.

John Trefanenko Mayor

Wayne C. Horner Municipal
Administrator

Schedule "B"

Penalties: Section 6

First Offence: A fine not less than \$100.00 and not more than \$200.00.

Second Offence: A fine not less than \$200.00 and not more than \$500.00.

Third Offence: A fine not less than \$500.00 and not more than \$1,000.00.