

BY-LAW NO.      ????

COMMUNITY OF FUNDY ST-MARTINS MUNICIPAL BY-LAW  
DESIGNATING PORTIONS OF ROADS ACCESSIBLE TO  
OFF-ROAD VEHICLES

Under the powers granted by the *Off-Road Vehicle Act, S.N.B. 1985, c.-O-1.5 and its amendments*, the Council of The Community of Three Rivers duly assembled enacts as follows:

**Definitions:**

**In the present by-law**

1. *Off-road vehicle* means all vehicles included in the definition of off-road vehicle as defined in the aforementioned *Off-Road Vehicle Act*, with the exception of amphibious vehicles.

**General Provisions:**

2. No person shall drive an off-road vehicle on any streets or roads other than at locations designated for this purpose as further set out below on maps attached to this by-law as Schedules A to F.
3. The driver or any occupant of the off-road vehicle must be properly wearing a helmet that complies with the standards prescribed by Regulations under the Motor Vehicle Act.
4. The off-road vehicle must be outfitted with the necessary equipment as described in the *Off-Road Vehicle Act*.
5. Off-road vehicles must travel in the same direction as traffic and shall move in single file on the far right of the street at a speed not exceeding 40km/h.
6. Any other vehicle utilizing the street shall have the right of way.
7. Off-road vehicles shall give the appropriate signals as required under the *Motor Vehicle Act* and obey all traffic control devices.
8. No person shall use a portion of the streets and roads specified below with an off-road vehicle unless they have a valid trail permit of a federated ATV Club in New Brunswick or in another province member of a reciprocal agreement with New Brunswick, this license being in the form of a sticker which must be clearly and permanently displayed on the ATV or on the side-by-side. The driver must be able to immediately provide a registration document and an insurance document for the vehicle. A license plate with a valid sticker must be visible and all obligations imposed by the *Motor Vehicle Act* and applicable to *Off-road Vehicle Act* must be met.

9. No person shall drive an off-road vehicle along the designated part of the streets and roads identified herein if such designated part of a street or road is not listed as an all-terrain vehicle managed trail.
10. No person shall operate an off-road vehicle in such a way as to disrupt or destroy the natural environment, create a nuisance by method or frequency of operation on any a municipal property or upon any highway with the municipality.
11. Off-road vehicles may be driven on Vaughan Creek as set out in Schedule "A".
12. Off-road vehicles may be driven on Main Street from Vaughan Creek to Route 111 as outlined in Schedule "A".
13. Off-road vehicles may be driven on Route 111 from Main Street to Fundy Woods Campground as set out in Schedule "A". Approximate distance 0.732 km.
14. Off-road vehicles may be driven on Veterans Road as set out in Schedule "B".
15. Off-road vehicles may be driven on Westmount Road on a distance of 400 meters as set out in Schedule "B".
16. Off-road vehicles may be driven on Beach Street as set out in Schedule "B".
17. Off-road vehicles may be driven on Overview Road as set out in Schedule "B".
18. Off-road vehicles may be driven on Big Salmon River Road on an approximate distance of 650 meters as set out in Schedule "B".
19. Off-road vehicles may be driven on Route 111 between Henry Lake Road and ATV trail on an approximate distance of 568 meters as set out in blue in Schedule "C".
20. Off-road vehicles may be driven on Henry Lake Road as set out in blue in Schedule "C".
21. Off-road vehicles may be driven on Town Plot Road from Henry Lake Road to connecting trail on an approximate distance of 1 251 meters as set out in Schedule "C".
22. Off-road vehicles may be driven on Sand Road as set out in blue in Schedule "C".
23. Off-road vehicles may be driven on Germain Brook Road between the head start and Porter Road as set out in blue in Schedule "D".
24. Off-road vehicles may be driven on Porter Road as set out in Schedule "D".
25. Off-road vehicles may be driven Ryan Road between Porter Road and Upper Quaco Road as set out in blue in Schedule "D".

26. Off-road vehicles may be driven on Upper Quaco Road as set out in blue from civic address 201(trail head and garage) and Stone Brook Road as set out in Schedule "E".
27. Off-road vehicles may be driven on Taylor Lake Road between ATV Trail connexion and Route 111 on an approximate distance of 4.5 km as set out in Schedule "F".
28. Off-road vehicles may be driven on Route 111 between Taylor Lake Road and Willow Grove Convenience as set out in Schedule "F".
29. No person shall drive an off-road vehicle on a street or road that is not identified in this by-law.

**Offences:**

30. Anyone who violates this by-law is guilty of an offence, and liable on conviction to a fine of \$100 under the *Off-Road Vehicle Act, SNB 1985, c 0-1.5 and its amendments*.

**Adoption:**

The present By-Law will take effect upon its adoption.

FIRST READING (by title):

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SECOND READING (by title):

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THIRD READING AND ENACTMENT:

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Mayor

\_\_\_\_\_

Clerk