



BY-LAW NO. 10

OFF-ROAD VEHICLE BY-LAW

A BY-LAW DESIGNATING PORTIONS OF ROADS IN THE VILLAGE OF FUNDY-ST. MARTINS ACCESSIBLE TO OFF-ROAD VEHICLES

The Council of the Village of Fundy-St. Martins under the powers granted by the *Off-Road Vehicle Act, S.N.B. 1985, c.-O-1.5 and its amendments*, 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 within this by-law and identified in schedules A to F and as described in DTI Highway Usage Permits.
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 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.

The following roads are within the Village of Fundy-St. Martins and under the jurisdiction of the Village

10. Off-road vehicles may be driven on McDonough Lane for a distance of 400 +/- meters as set out in Schedule “B”.
11. Off-road vehicles may be driven on Beach Street as set out in Schedule “B”.

The following roads are within the Village of Fundy-St. Martins but under the jurisdiction of the Department of Transportation and Infrastructure (DTI)

12. Off-road vehicles may be driven on Vaughan Creek Road using DTI structures including 1.7 km to Yeomans Road as set out in Schedule “A”, as per the terms of the DTI Highway Usage Permit.
13. Off-road vehicles may be driven on Big Salmon River Road from the intersection of Yeoman’s Road to Main Street in its entirety to the intersection of Route 111 as outlined in Schedule “A”, as per the terms of the DTI Highway Usage Permit.
14. Off-road vehicles may be driven on Yeomans Road as set out in Schedule “B”, as per the terms of the DTI Highway Usage Permit.
15. Off-road vehicles may be driven on Big Salmon River Road to the intersection of Yeoman’s Road from Main Street as set out in Schedule “B”, as per the terms of the DTI Highway Usage Permit.

16. 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” , as per the terms of the DTI Highway Usage Permit.
17. Off-road vehicles may be driven on Henry Lake Road as set out in blue in Schedule “C”, as per the terms of the DTI Highway Usage Permit.
18. 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”, as per the terms of the DTI Highway Usage Permit.
19. Off-road vehicles may be driven on Sand Road as set out in blue in Schedule “C”, as per the terms of the DTI Highway Usage Permit.
20. Off-road vehicles may be driven on Germain Brook Road to the bridge and between the Head Start and Porter Road to as set out in blue in Schedule “D”, as per the terms of the DTI Highway Usage Permit.
21. Off-road vehicles may be driven on Porter Road as set out in Schedule “D”, as per the terms of the DTI Highway Usage Permit..
22. Off-road vehicles may be driven Ryan Road between Porter Road and Upper Quaco Road as set out in blue in Schedule “D”, as per the terms of the DTI Highway Usage Permit.
23. Off-road vehicles may be driven on Upper Quaco Road as set out in blue in Schedule “E from civic address 201(trail head and garage) up to but not including Stoney Brook Road, as per the terms of the DTI Highway Usage Permit.
24. Off-road vehicles may be driven on Taylor Lake Road between the ATV Connection Trail and 127 Taylor Lake Road and Leslie Road intersection to 216-50 Howell Drive. Then on Howell Drive to the intersection of Taylor Lake Road and onto the Route 111 Intersection as set out in Schedule “F”, as per the terms of the DTI Highway Usage Permit.
25. Off-road vehicles may be driven on Route 111 between Taylor Lake Road and Willow Grove Convenience as set out in Schedule “F”, as per the terms of the DTI Highway Usage Permit.
26. This by-law may be updated at times through motion of council to add or delete off-road vehicle access to roadways under jurisdiction of VFMS or to support/deny support for access to roadways authorized through DTI Highway Usage Permits.
27. This by-law will be in effect for a 12 month probationary period after third and final reading. By-law is to be reviewed at general council meeting prior to expiration of 12 month period to repeal by-law or remove probationary period.

Offences:

28. 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): _____

SECOND READING (by title): _____

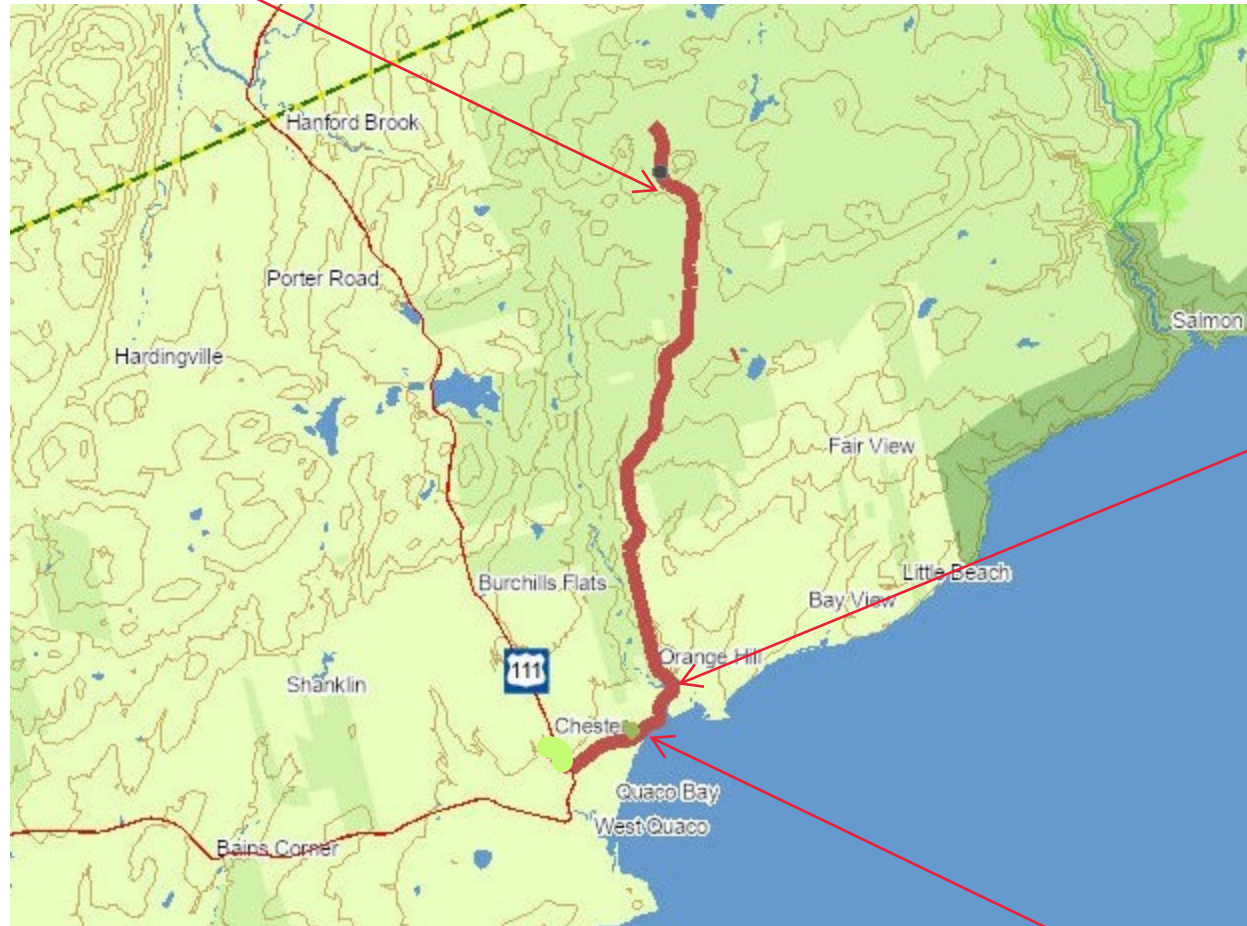
THIRD READING AND ENACTMENT: _____

Mayor

Clerk

Schedule "A"

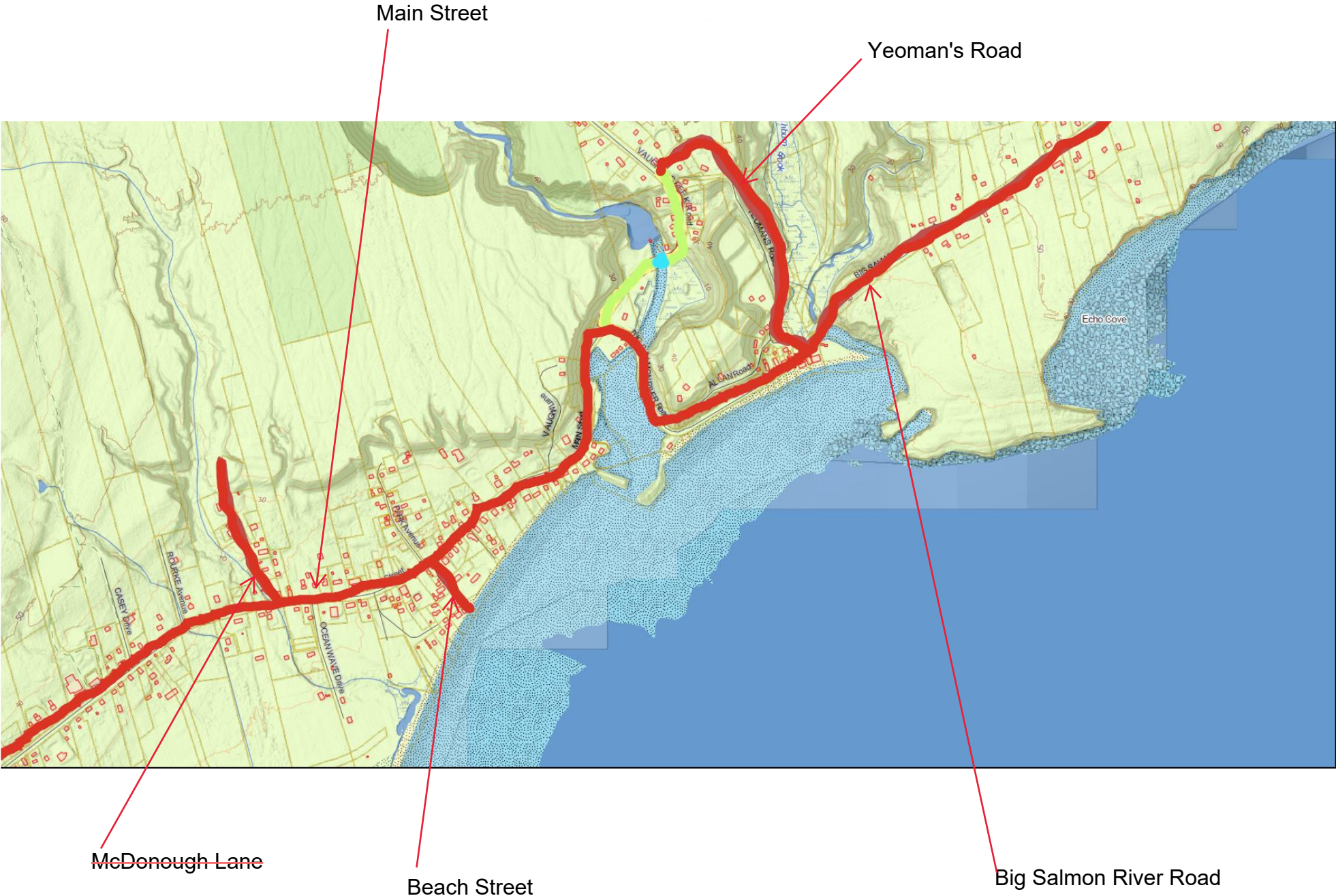
Vaughan Creek Road



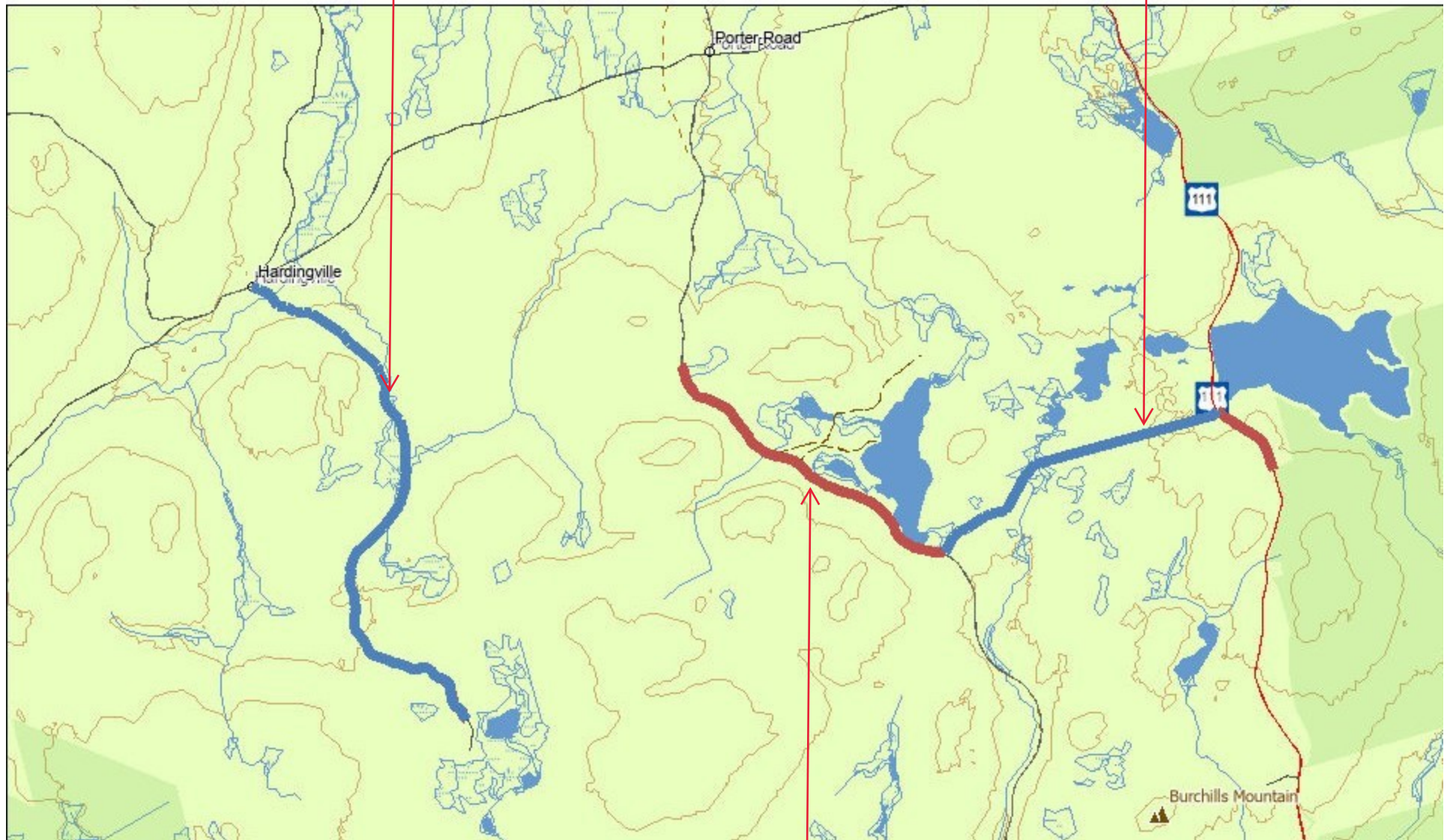
Yeoman's Road

Main Street

Schedule "B"

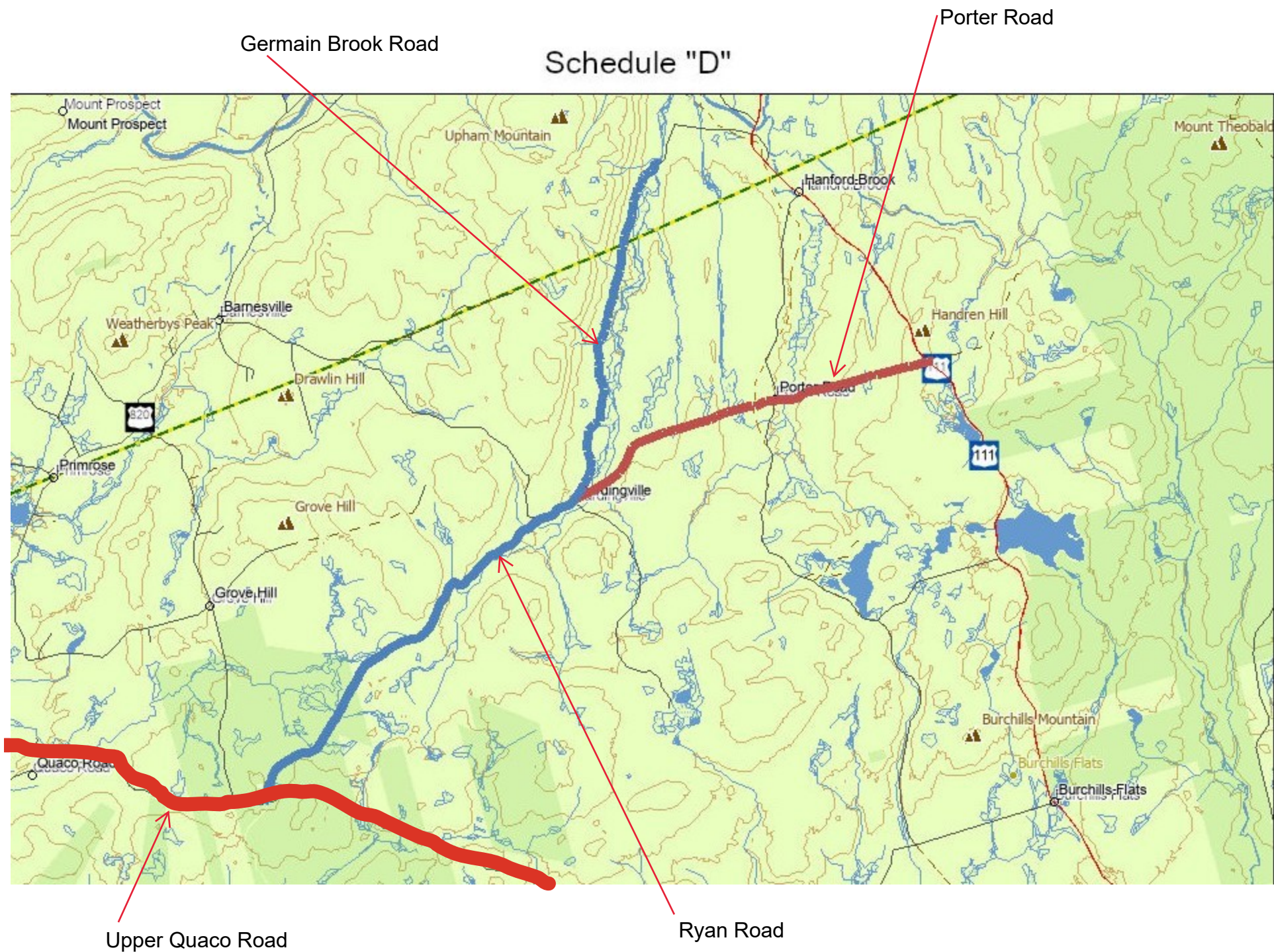


Schedule "C"

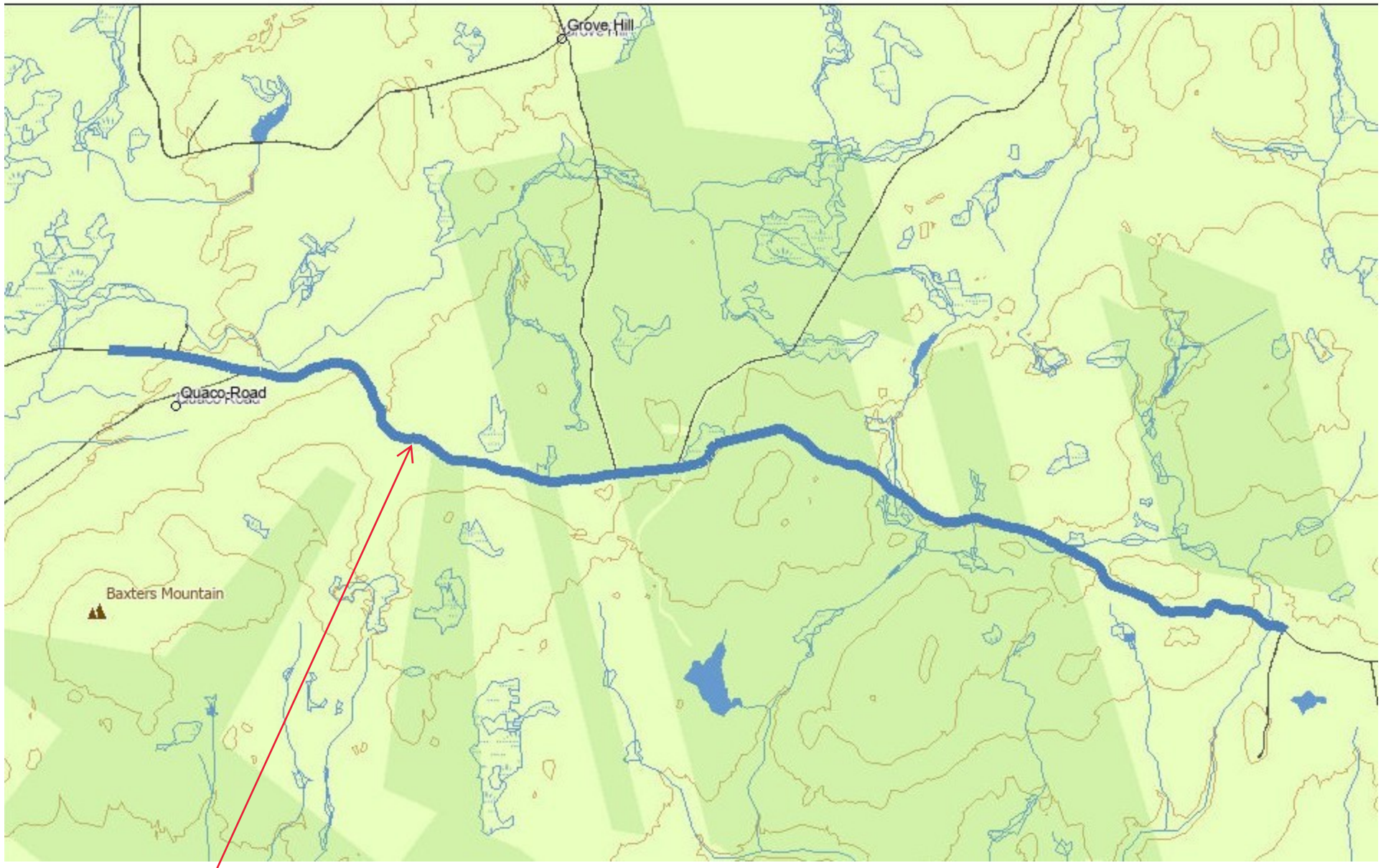


Town Plot Road

Schedule "D"



Schedule "E"



Upper Quaco Road

Schedule "F"

