TOWN OF MASSEY DRIVE

RECREATIONAL VEHICLES REGULATIONS 2019

Pursuant to section 10 (2) of the Motorized Snow Vehicles and All-Terrain Vehicles Act, R.S.N.L 1990 and section 414 (2) (5) of the Municipalities Act 1999 and all other power enabling it the Town of Massey Drive hereby enacts the following regulations adopted by Council at a public Council meeting held on the 10th day of September, A.D. 2019.

Al Gillespie	Rodger Hunt
Mayor	Town Clerk/Manager

Title

1. These regulations will be known as the Town of Massey Drive Recreational Vehicles Regulations 2019.

Definitions

2. In these regulations:
   a. "All-terrain vehicle" means a wheeled motorized vehicle, excluding two wheeled vehicles or vehicles modified with the wheels removed and replaced by tracks, designed or adapted for off-road use
   b. "Town" means the Town of Massey Drive
   c. "Council" means the town council of the Town of Massey Drive
   d. "Designated route" means any highway or public pathway approved by council for all-terrain vehicle use.
   e. "Enforcement officer" means a peace officer as defined by the Highway Traffic Act

f. “Highway” means any public highways, streets, roads, roadways or road reserves, owned or maintained under the jurisdiction of the Town of Massey Drive.
g. Highway Traffic Act” means the Newfoundland and Labrador Highway Traffic Act RSNL 1990.
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.
i. “Motorized Snow Vehicles and All-Terrain Vehicles Act” means the Newfoundland and Labrador Motorizes Snow Vehicles and All-Terrain Vehicles Act, RSNL1990
j. Public pathway” means any pathway or trail owned or maintained under the jurisdiction of the Town of Massey Drive.

Designated Routes and Times of Operation

3. All-terrain vehicles are permitted to be operated on any highway or public pathway in the Town of Massey Drive unless otherwise restricted by these regulations and in the manner as set forth in these regulations. No person shall operate an all-terrain vehicle in accordance with these regulations before May 1 or after November 30 of each year.

Snowmobiles

4. Snowmobiles are not permitted to be used on any highway within the Town of Massey Drive.

Rules of Operation

5. No person shall operate an all-terrain vehicle upon a Town highway unless:
a. That person travels upon a designated route as outlined in Section 3 of these regulations
b. The vehicle and its driver operate in accordance with 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 drivers license issued under the Highway Traffic Act.
d. That person or the vehicle being driven carries a valid liability insurance policy and proof thereof can be readily produced when requested by an enforcement officer.

e. The all-terrain vehicle must be equipped with an exhaust system that is of the original equipment manufacturer design and has not been modified to increase sound. The exhaust system must be in working order and in constant operation.
f. The all-terrain vehicle must never exceed any posted speed limit and further, regardless of the posted speed limit, shall never be operated at a speed exceeding 40 kilometers per hour on highways.
g. The driver of an all-terrain vehicle must at all times yield the right of way to drivers of all other classes of vehicles on the highway.
h. Unless otherwise stipulated in these regulations, the driver of an all-terrain vehicle must adhere to the "rules of the road" as described in the Highway Traffic Act.

Signage

6. Council may erect warning, cautionary, directional, limiting, or prohibiting signs regarding 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.

Tippings Pond Walking Trail

7. All-terrain vehicles are not permitted to be operated on the Tippings Pond Walking Trail.

Penalty

8. A persons 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, the Highway Traffic Act, or any other provincial statutes or regulations, is liable on summary conviction to a fine or to a period of imprisonment in accordance with section 420 of the Municipalities Act 1999.