

The Corporation of the City of Kawartha Lakes

By-Law 2019-

A By-law to Amend By-law 2007-107, being A By-law to Regulate and Govern Trail Uses Along the Victoria Rail Trail Corridor in the City of Kawartha lakes

Recitals

1. Council adopted Resolution CR2019-XXX on March 19, 2019 directing amendments to By-law 2007-107, being A By-law to Regulate and Govern Trail Uses Along the Victoria Rail Trail Corridor in the City of Kawartha lakes.
2. An amendment is required to permit the use of ROVs along a portion of the Victoria Rail Trail Corridor.
3. These changes require an amendment to the original by-law.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2019- .

Section 1.00: Definitions and Interpretation

Definitions:

All defined terms in the amending By-law take their meaning from By-law 2007-107 of the City of Kawartha Lakes.

Section 2.00: Amendment Details

2.01 Amendment: Definitions in By-law 2007-107:

The definition for Recreational Off-Highway Vehicle (ROV) is added as follows:

“ROV” or “Recreational off-highway vehicle” means those vehicles designated as recreational off-highway vehicles under the Highway Traffic Act, Regulation 316/03

2.02 Amendment: Section 2.02 of by-law 2007-107 is amended as follows:

No person shall operate a motorized vehicle on the VRTC except for Snowmobiles, All-Terrain Vehicles or Recreational Off-highway Vehicles , subject to the following conditions:

Section 2.02 c) is deleted and replaced with:

c) No person shall operate an ATV or ROV unless it is properly licensed and insured.

Section 2.02 d) is deleted and replaced with:

d) No person shall operate an ATV or ROV without exhibiting proof of membership in the KATVA and/or reciprocating organization or unless such operation is for the purpose of conducting agricultural work by adjacent farm land owners with access limited to ninety (90) degree crossings.

Section 2.02 h) is added as follows:

h) No person shall operate an ATV, ROV or Off-Road Two-Wheeled Motorcycle under the age of 12.

Section 2.02 i) is added as follows:

i) Any person operating an ATV, ROV or Off-Road Two-Wheeled Motorcycle between the ages of 12 and 16 must be under the direct supervision of an adult.

Section 2.02 j) is added as follows:

j) All passengers on an ATV, ROV or Off-Road Two-Wheeled Motorcycle cannot be under the age of 8.

Section 2.02 k) is added as follows:

k) All operators and passengers in an ROV must wear a seat belt, and use foot rests where applicable.

2.03 **Amendment:** Section 3.01 of By-law 2007-107 is deleted and replaced with:

3.01 No person shall operate an ATV or ROV on the following sections of the VRTC:

2.04 **Amendment:** Section 4.00 of By-law 2007-107 is deleted and replaced with:

4.00 Road Route Access (ATV Only)

2.05 **Amendment:** Section 5.01 of By-law 2007-107 is deleted and replaced with:

5.01 No person shall operate a Snowmobile, ATV, ROV or Off-Road Two-Wheeled Motorcycle on the VRTC between April 1 and April 30, inclusive.

2.06 **Amendment:** Section 5.03 of By-law 2007-107 is deleted and replaced with:

5.03 No person shall operate an ATV, ROV or Off-Road Two-Wheeled Motorcycle on the VRTC from December 1st of one year to April 30th of the following year.

- 2.07 **Amendment:** Section 6.02 of By-law 2007-107 is deleted and replaced with:

6.02 No person operating a Snowmobile, ATV, ROV or Off-Road Two-Wheeled Motorcycle on the VRTC shall exceed a maximum speed of 50km per hour, unless otherwise posted.

- 2.08 **Amendment:** Section 6.04 of By-law 2007-107 is deleted and replaced with:

6.04 KATVA, OFTR and KLSC shall through it's volunteers maintain, repair, and assist with brush trimming on the VRTC, in consultation with the City of Kawartha Lakes requirements, guidance and approval.

- 2.09 **Amendment:** Section 6.05 of By-law 2007-107 is deleted and replaced with:

6.05 KATVA, OFTR and KLSC shall under instruction and in cooperation with KATVA apply media for dust control in areas where residence exist in consultation with the City of Kawartha Lakes requirements, guidance and approval.

- 2.10 **Amendment:** Section 6.07 of By-law 2007-107 is deleted and replaced with:

6.07 KATVA and OFTR shall take steps to police their its members in order to insure ensure that conduct on the trail and roadways meet both the spirit and content of the by-law.

Section 3.00: Administration and Effective Date

- 3.01 **Administration of the By-law:** The Director of Community Services is responsible for the administration of this by-law.

- 3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 19th day of March 2019.

Andy Letham, Mayor

Cathie Ritchie, City Clerk