

Town of Lewisporte

Motorized Snow Vehicle and All-Terrain Vehicle Regulations



Authority

These Regulations are made pursuant to the authority granted under the Province of Newfoundland and Labrador's Motorized Snow Vehicles and All-Terrain Vehicles Act and all amendments thereto.

1. Title

These Regulations may be cited as the Town of Lewisporte Motorized Snow Vehicle and All-Terrain Vehicle Regulations.

2. Purpose

The purpose of these Regulations is to permit and regulate the safe operation of all-terrain vehicles within the Town while protecting public safety, municipal infrastructure, and the enjoyment of public spaces.

3. Definitions

"ATV" means an all-terrain vehicle as defined under the Motorized Snow Vehicles and All-Terrain Vehicles Act.

"Council" means the Town Council of the Town of Lewisporte.

"Designated Street" means a street designated by Council for ATV travel.

"Municipality" means the Town of Lewisporte.

"Operator" means a person operating an ATV or motorized snow vehicle.

"Public Property" means any park, playground, recreation facility, sports field, trail, right-of-way, easement, municipal land or other property owned or controlled by the Town.

"Motor Vehicle" means a vehicle required to be licensed for the highway as per the Highway Traffic Act.

“Regulations” means the Town of Lewisporte Motorized Snow Vehicles and All Terrain Vehicles Regulations.

“Provincial Legislation means the Motorized Snow Vehicle and All-Terrain Vehicles Act.

“Highway” means a place or way, including a structure forming part of the place or way, designed and intended for, or used by, the public for the passage of traffic or the parking of Motor Vehicles, and includes all the space between the boundary lines of the place or way.

4. General Prohibition

No person shall operate an ATV or motorized snow vehicle on any street, highway, municipal property or public area within the Town except as permitted by these Regulations and applicable provincial legislation.

5. Designated Streets

5.1 Council designates the following streets for ATV operation:

- (a) Robert Street
- (b) Sunset Boulevard

5.2 Operation on designated streets shall be limited to travel directly to and from approved ATV trail systems.

5.3 Council may, by resolution, designate additional streets, remove designated streets, or amend designated ATV routes from time to time as deemed necessary.

5.4 A person may drive, operate or otherwise move an ATV or Motorized Snow Vehicle upon a highway which is not a designated route provided that the highway in use connects the operator’s registered address with the closest designated route.

6. Registration, Insurance and Licensing

6.1 No person shall operate an ATV within the Town unless the ATV is registered in accordance with provincial legislation.

6.2 No person shall operate an ATV within the Town unless the ATV is insured as required by provincial legislation.

6.3 Where required by provincial legislation, no person shall operate an ATV on a designated street unless that person holds a valid driver's license.

6.4 A person shall not drive a vehicle unless there is affixed to and clearly exposed to that vehicle, in a conspicuous position, numbered plates or decals issued in accordance with provincial legislation.

7. Operating Requirements

Every operator shall:

- (a) yield the right-of-way to all motor vehicles;
- (b) operate the ATV with due care and attention;
- (c) comply with all applicable provincial legislation; and
- (d) obey all traffic control devices and signs.

8. Speed Limit

No person shall operate an ATV on a designated street or highway at a speed greater than 30 kilometers per hour.

9. Age Restrictions

9.1 A person under the age of 13 years shall not drive a motorized snow vehicle within the Town, unless the person is accompanied and supervised by another person who is 19 years of age or older.

9.2 No one shall cause or permit a person under the age of 13 years to drive a motorized snow vehicle within the Town, unless the person is accompanied and supervised by another person who is 19 years of age or older.

9.3 A person under the age of 16 years shall not operate an ATV within the Town, except in accordance with the Regulations.

9.4 No one shall cause or permit a person under the age of 16 years to operate an ATV within the Town, unless accompanied and supervised by another person who is 19 years of age or older.

9.5 For the purposes of this section an operator of a vehicle is accompanied and supervised when the other person has visual and voice communication with the operator.

10. Passenger Restrictions

No person other than the operator shall ride on an ATV unless:

- (a) the ATV is designed and equipped by the manufacturer to carry more than one person; and
- (b) the passenger occupies a seat specifically designed for that purpose.

11. Helmet & Seatbelt Requirements

No person shall operate or ride as a passenger on an ATV or motorized snow vehicle unless wearing a helmet that complies with provincial legislation and is properly fastened.

No person shall operate or ride as a passenger on an ATV unless wearing a seatbelt that complies with provincial legislation and is properly fastened.

12. Equipment Requirements

12.1 Every ATV operated between sunset and sunrise shall be equipped with functioning headlights and taillights.

12.2 Every ATV shall be equipped with a functioning braking system.

13. Noise

No person shall operate an ATV equipped with a modified exhaust system or other device that creates excessive or unusual noise.

14. Prohibited Areas

No person shall operate an ATV or motorized snow vehicle:

- (a) on a sidewalk or public pathway;
- (b) in a playground;
- (c) in a municipal park;
- (d) on private property without the express permission of the owner or occupant of the property
- (e) on property owned or occupied by a health centre, school or senior citizens' home;
- (f) in any area where signs prohibit the use and operation of an ATV or Motorized Snow Vehicle
- (d) on sports fields;
- (g) in cemetery grounds;

- (h) on municipal walking trails unless specifically designated by Council; or
- (i) on municipal property where signs prohibit operation.

15. Dangerous or Reckless Operation

No person shall operate an ATV or motorized snow vehicle:

- (a) without due care and attention;
- (b) without reasonable consideration for other persons;
- (c) in a dangerous or reckless manner;
- (d) while impaired by alcohol or drugs; or
- (e) in a manner likely to endanger persons or property.

16. Exemptions

These Regulations do not apply to:

- (a) emergency responders acting in the course of their duties;
- (b) municipal employees engaged in municipal operations; or
- (c) persons responding to an emergency situation.