



A Bylaw to Regulate the Operation of All-Terrain Vehicles (ATVs)
The Village of Torquay
BYLAW NO. 2026-03

WHEREAS Council is authorized under *The Municipalities Act*, S.S. 2005, c. M-36.1, and *The Traffic Safety Act*, S.S. 2004, c. T-18.1, to regulate traffic and the operation of vehicles within the municipality;

NOW THEREFORE the Council of the Village of Torquay enacts as follows:

1. Purpose

The purpose of this bylaw is to permit and regulate the operation of all-terrain vehicles (ATVs) within the village limits in a manner that promotes safety, responsible use, and public enjoyment.

2. Definitions

In this bylaw:

- a) **“ATV”** means any motorized off-road vehicle designed for recreational or utility use, including all-terrain vehicles, side-by-sides, and utility task vehicles, as defined under *The Traffic Safety Act*.
 - b) **“Municipality”** means the Village of Torquay.
 - c) **“Operator”** means any person who drives or is in physical control of an ATV.
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3. Permission to Operate

3.1 ATVs are permitted to be operated on all municipal streets, lanes, and roadways within village limits, except where otherwise restricted by signage or resolution of Council.

3.2 ATVs may be operated for any lawful purpose and are not restricted solely to travel to or from designated trails.

4. Licensing and Registration

4.1 No person shall operate an ATV within the municipality unless:

- a) A municipal ATV licence plate has been purchased for the ATV at a cost of **\$20.00**, and
- b) The ATV is registered annually with the municipality at a cost of **\$15.00**.

4.2 The municipal plate must be visibly displayed on the ATV at all times.

4.3 Registration shall be renewed annually and is valid for the calendar year unless otherwise specified.

5. Operator Requirements

5.1 Every operator must:

- a) Hold a valid driver's licence or learner's permit or be operating in compliance with *The Traffic Safety Act* and its regulations; and
- b) Comply with all applicable provincial and municipal traffic laws.

5.2 Operators and passengers under the age of 18 must wear an approved helmet at all times.

7. Operating Restrictions

7.1 ATVs shall not be operated:

- a) On sidewalks, playgrounds, school grounds, or municipal parks, except where expressly permitted by Council;
- b) In a manner that creates excessive noise, dust, or danger to persons or property;
- c) Between the hours of **11:00 p.m. and 7:00 a.m.**, except for emergency or municipal purposes;
- d) While impaired by alcohol, drugs, or any intoxicating substance.

7.2 Operators must yield the right-of-way to pedestrians and conventional motor vehicles at all times.

8. Insurance and Equipment

8.1 Every ATV operated within the municipality must carry valid liability insurance as required under *The Traffic Safety Act*.



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8.2 ATVs must be equipped with:

- a) Working headlights and taillights when operated between sunset and sunrise;
- b) A functioning muffler and spark arrester.

9. Enforcement and Penalties

9.1 Any person who contravenes this bylaw is guilty of an offence and liable upon summary conviction to:

- a) **\$100.00** for a first offence;
- b) **\$200.00** for a second offence;
- c) **\$300.00** for a third or subsequent offence.

9.2 In addition to fines, the municipality may suspend or revoke the municipal ATV registration and plate for repeated violations.

9.3 Each day a violation continues constitutes a separate offence.

10. Severability

If any section or provision of this bylaw is found to be invalid, such invalidity shall not affect the remaining provisions, which shall remain in full force and effect.

11. Effective Date

This bylaw shall come into force on the day it is passed.

Repeal

12. All previous bylaws or portions of bylaws relating to the operation of all-terrain vehicles within the municipality are hereby repealed.

READ A FIRST TIME this ____ day of _____, **20.**

READ A SECOND TIME this ____ day of _____, **20.**

READ A THIRD TIME AND PASSED this ____ day of _____, **20.**