



THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1643

A By-Law of The Rural Municipality of Victoria Beach to regulate the use of Designated Off-Road Vehicles (ORVs) within the Municipality.
(Repeals By-Law No 1614)

1. INTENT OF BYLAW 1643

- a. To permit seasonal operation of snowmobiles and ATVs (October until May) on municipal roads in defined areas of the municipality starting Tuesday after Thanksgiving until Friday before Victoria Day between 08:00AM and 10:00PM:
 - i. Permit seasonal use of snowmobiles and ATVs owned by residents on local municipal roads for egress/regress purposes only;
 - ii. Permit seasonal use of snowmobiles on municipal roads “Rue Girard” and “Saffie Road”;
 - iii. Permit seasonal use of ATVs on “Saffie Road”;
 - iv. Permit seasonal use of snowmobiles and ATVs on AB2VB Trail;

2. PREAMBLE

WHEREAS The Municipal Act provides in Sec. 232(1) that a council may pass by-laws for municipal purposes respecting the operation of Off-Road Vehicles on public or private property and Local transportation systems (Local Traffic Authority);

AND WHEREAS the municipality is a Local Traffic Authority;

AND WHEREAS The Off-Road Vehicle Act provides in Sec. 45(1) the Traffic Authority of a highway may make by-laws permitting the operation of designated Off-Road vehicles upon a roadway or the shoulder of a roadway; and by Sec. 46(1) can prescribe the periods of the day, or of the year, during which designated off-road vehicles shall not be operated, prescribe the maximum speed above which off-road vehicles shall not be operated, prescribe areas in which the operation of designated off-road vehicles shall be permitted or prohibited, and fix penalties for violation of by-laws passed under this section;

AND WHEREAS Council deems it necessary to allow municipal residents access to the safe use of municipal roads within the municipality to access designated ORV trails outside of the municipality, community centres and the lake for work and outdoor winter recreation activities;

AND WHEREAS the Rural Municipality of Victoria Beach is located on the ancestral lands of various Indigenous and Metis status groups, and Council does not want to restrict the operation of a snowmobile or ATV, used for hunting and fishing by Indigenous and Metis individuals within the municipality.

3. NOW THEREFORE the Council of the Rural Municipality of Victoria Beach in session assembled hereby enacts as follows:

- a. THAT unless expressly provided in this By-Law, or unless the context otherwise requires, words, definitions and expressions in this By-Law have the same meaning as the same words and expressions in The Off-Road Vehicles Act. The provisions of the Act and all other applicable provincial statutes shall apply with respect to interpretation of this By-Law.



THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1643

A By-Law of The Rural Municipality of Victoria Beach to regulate the use of Designated Off-Road Vehicles (ORVs) within the Municipality.
(Repeals By-Law No 1614)

4. OPERATION OF OFF-ROAD VEHICLES ON MUNICIPAL ROADS & PROPERTY

- a. THAT no person shall operate an Off-Road Vehicle on municipal land at any time on all public reserve lands, trails, or beaches within the territorial limits of the Municipality except where operation is permitted by this By-Law on municipal roads, road allowances and portion of the Trans Canada Trail (See Schedule A):
- b. THAT between the hours of 8:00am and 10:00pm between the Tuesday after the October long weekend until the Friday before May long weekend of the following year only residents of the municipality may operate snowmobiles and ATVs on municipal roads for the purpose of egress and regress from and to operator's property and designated snowmobile trails or the lake by taking the most direct route possible (See Schedule B).
- c. THAT between the hours of 8:00am and 10:00pm all snowmobiles are permitted on Saffie Road and Rue Girard between the Tuesday after the October long weekend until the Friday before May long weekend of the following year (See Schedule C).
- d. THAT between the hours of 8:00am and 10:00pm all ATVs are permitted on Saffie Road between the Tuesday after the October long weekend until the Friday before May long weekend of the following year (See Schedule C).
- e. THAT all snowmobiles and ATVs are permitted on AB2VB Trail between the Tuesday after the October long weekend until the Friday before May long weekend of the following year (See Schedule C).
- f. Snowmobiles are permitted on existing routes operated by Snoman (Snowmobilers Of Manitoba) Inc.

5. RULES GOVERNING THE OPERATION OF OFF-ROAD VEHICLES

- a. THAT during the time of year snowmobiles are permitted on municipal roads all traffic signs must be recognized and obeyed and unless otherwise posted the maximum speed limit shall be set at 20 km/hour;
- b. THAT a snowmobile operator shall be required to come to a complete stop when meeting all other trail users including but not limited to walkers, joggers and cyclists and shall remain completely stopped until said oncoming trail users have safely passed said operator;
- c. THAT notwithstanding the provisions of this By-Law where a storm or blizzard or natural disaster renders a roadway impassable to vehicular traffic, and where the use of off-road vehicles is necessary to protect property or a



THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1643

A By-Law of The Rural Municipality of Victoria Beach to regulate the use of Designated Off-Road Vehicles (ORVs) within the Municipality.
(Repeals By-Law No 1614)

matter of public safety, the operation of off-road vehicles by authorized personnel on municipal roadways or road allowances shall be permitted for the duration of the emergency as determined by the Municipality;

- d. THAT the use of off-road vehicles shall be prohibited during the imposition of a fire ban by the Municipality for the entire duration of the fire ban;
- e. THAT the authority of a peace officer operating an off-road vehicle in an emergency situation or in pursuit of an actual or suspected violator of the law may
 - i. exceed the speed limit;
 - ii. proceed past a traffic control signal showing a red light or a signal without stopping;
 - iii. disregard rules and traffic control devices governing the movement of traffic; or
 - iv. stop or stand.

6. OFFENCE AND PENALTIES

- a. THAT any person who contravenes or refuses, neglects, omits or fails to obey any provision of this By-law shall be liable to a fine not exceeding One Thousand Dollars (\$1,000.00);
- b. THAT any applicable fines, costs and charges remaining outstanding after the expiration of thirty (30) days from the date of issue of the offence notice shall be added to the owner's property tax account, if applicable, to be collected in the same manner as a tax may be collected under The Municipal Act;
- c. THAT a peace officer may detain an off-road vehicle where an offence has been committed by means of, or in relation to, an off-road vehicle pursuant to the enforcement provisions of The Off-Road Vehicles Act and/or this By-Law;

7. That By-law No. 1614 be hereby repealed.

8. DONE AND PASSED in Council duly assembled in the Rural Municipality of Victoria Beach in the Province of Manitoba, this ___ day of _____, 2023.

Penny McMorris – Mayor

Lon Turner – CAO

Read a FIRST time this 07th day of February, 2023

Read a SECOND time as amended this ___ day of _____, 2023

Read a THIRD time this ___ day of _____, 2023



THE RURAL MUNICIPALITY OF VICTORIA BEACH

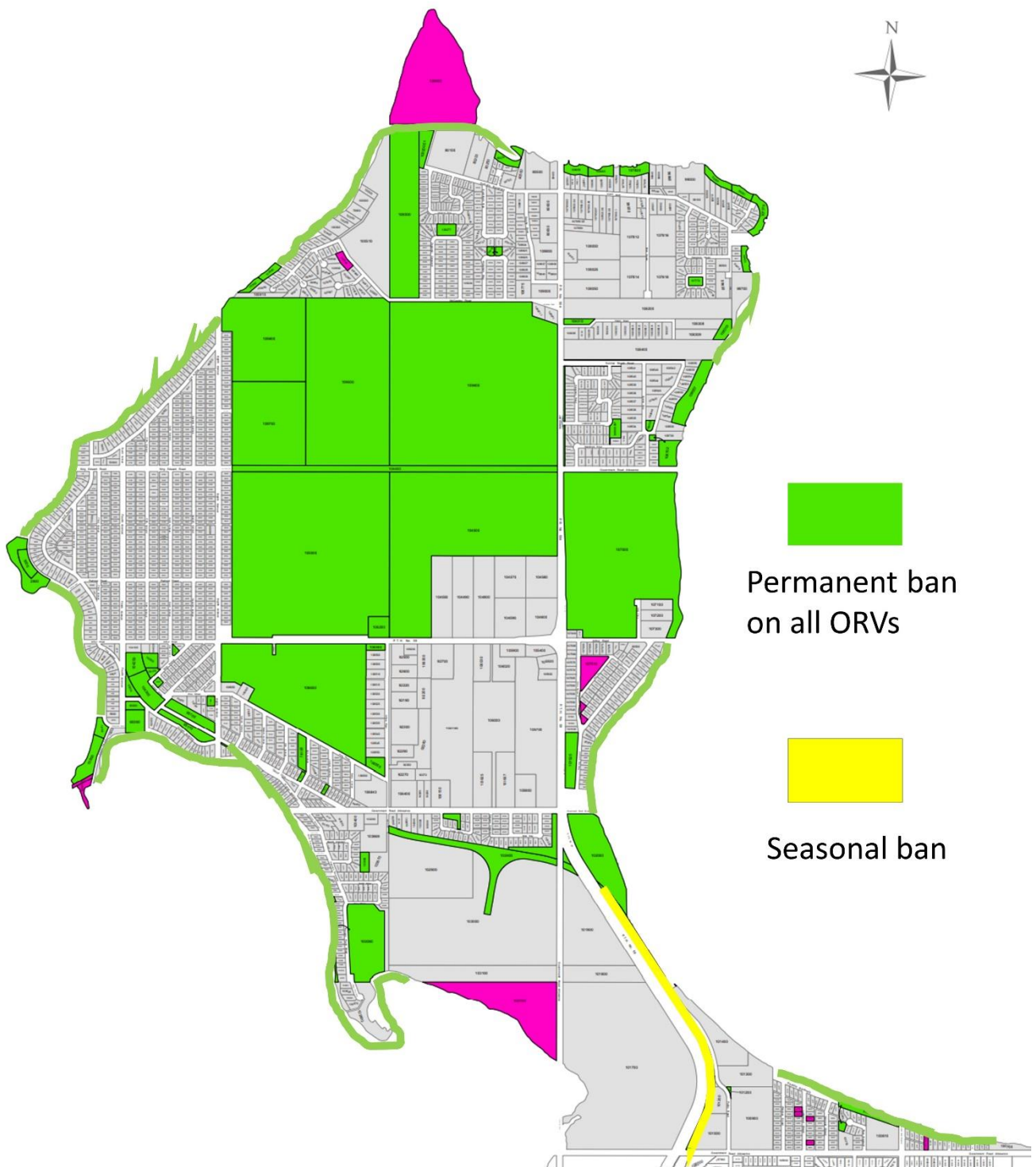
BY-LAW NO. 1643

A By-Law of The Rural Municipality of Victoria Beach to regulate the use of Designated Off-Road Vehicles (ORVs) within the Municipality.
(Repeals By-Law No 1614)

Schedule A

OPERATION OF OFF-ROAD VEHICLES ON MUNICIPAL ROADS & PROPERTY

- 4a) THAT no person shall operate an Off-Road Vehicle on municipal land at any time on all public reserve lands, trails, or beaches within the territorial limits of the Municipality except where operation is permitted by this By-Law on municipal roads, road allowances and portion of the Trans Canada Trail.





THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1643

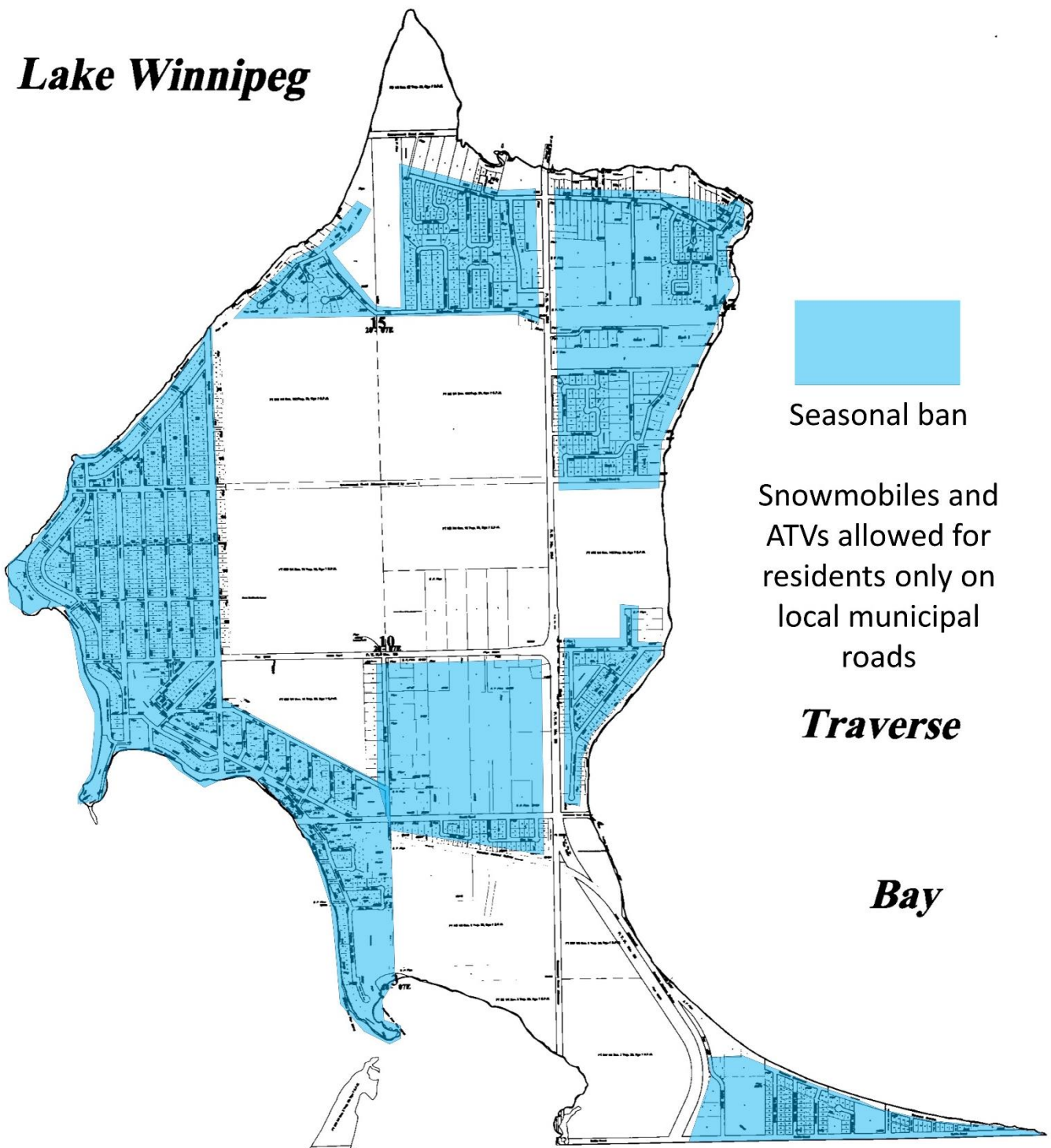
A By-Law of The Rural Municipality of Victoria Beach to regulate the use of Designated Off-Road Vehicles (ORVs) within the Municipality.
(Repeals By-Law No 1614)

Schedule B

OPERATION OF OFF-ROAD VEHICLES ON MUNICIPAL ROADS & PROPERTY

- 4b) THAT between the hours of 8:00am and 10:00pm between the Tuesday after the October long weekend until the Friday before May long weekend of the following year only residents of the municipality may operate snowmobiles and ATVs on municipal roads for the purpose of egress and regress from and to operator's property and designated snowmobile trails or the lake by taking the most direct route possible.

Lake Winnipeg





THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1643

A By-Law of The Rural Municipality of Victoria Beach to regulate the use of Designated Off-Road Vehicles (ORVs) within the Municipality.
(Repeals By-Law No 1614)

Schedule C

OPERATION OF OFF-ROAD VEHICLES ON MUNICIPAL ROADS & PROPERTY

- 4c) THAT between the hours of 8:00am and 10:00pm all snowmobiles are permitted on Saffie Road and Rue Girard between the Tuesday after the October long weekend until the Friday before May long weekend of the following year.
- 4d) THAT between the hours of 8:00am and 10:00pm all ATVs are permitted on Saffie Road between the Tuesday after the October long weekend until the Friday before May long weekend of the following year.
- 4e) THAT all snowmobiles and ATVs are permitted on AB2VB Trail between the Tuesday after the October long weekend until the Friday before May long weekend of the following year.

