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CONSOLIDATION UPDATE: JUNE 25, 2003

THE CITY OF WINNIPEG

VEHICLES BY-LAW NO. 6726/95

A By-law of THE CITY OF WINNIPEG to regulate the operation and control of vehicles on any property under the jurisdiction, possession, control or ownership of The City of Winnipeg.

THE CITY OF WINNIPEG, in Council assembled, enacts as follows:
amended 8162/2002

1. This By-law may be referred to as the "**Vehicles By-law**".

2. *repealed 8162/2002*

3. In this By-law
amended 8162/2002

"all-terrain vehicle" means an vehicle that

- (a) operates or travels on three or more low-pressure tires;
- (b) has a seat designed to be straddled by the operator of the vehicle; and
- (c) has handlebars for steering the vehicle;

"snowmobile" means a vehicle that has a gross vehicle weight not exceeding 454 kilograms and

- (a) is not equipped with wheels, but in place thereof is equipped with tractor treads alone or with treads and skis, or with skis and a propeller, or is a toboggan equipped with tractor treads or a propeller,
- (b) is designed primarily for operating over snow or ice, and is used primarily for that purpose, and
- (c) is designed to be self-propelled;

"snow vehicle" means a vehicle that has a gross vehicle weight exceeding 454 kilograms and

- (a) is not equipped with wheels, but in place thereof is equipped with tractor treads alone or with tractor treads and skis, or with skis and a propeller, or is a toboggan equipped with tractor treads or a propeller,
- (b) is designed primarily for operating over snow or ice, and is used primarily for that purpose, and
- (c) is designed to be self-propelled.

"Vehicle" means a vehicle and a four-wheel drive motor vehicle, motorcycle or snow vehicle that is registered under The Highway Traffic Act and operated other than upon the roadway or shoulder, but does not include any of those vehicles registered under *The Highway Traffic Act* and operated upon a roadway or shoulder.

amended 8162/2002

4. *repealed 8162/2002*

5. No person shall, at any time of the year, operate a Vehicle upon any land within the territorial limits of, or owned or leased by, The City of Winnipeg, except on private property with the express consent of the owner or other person having lawful possession or control of the property.

6. Notwithstanding any other provision of this By-law, Section 5 does not apply to a person operating a Vehicle in any area lying North of the south limit of Provincial Trunk Highway No. 101; West of the east limit of Sturgeon Road and North of the south limit of Saskatchewan Avenue; West of the east limit of Provincial Trunk Highway No. 100; South of the north limit of the Harte Subdivision railway right-of-way and West of the east limit of McCreary Road; South of the north limit of Provincial Trunk Highway No. 100; or East of the west limit of Provincial Trunk Highway No. 101.

7. Section 5 does not apply to a person operating a Vehicle that is:

- (i) owned by or operated on behalf of a public utility;
- (ii) owned by or operated on behalf of The City of Winnipeg and any of its departments;

where such person is actually engaged in work requiring the use of the Vehicle.

8. This By-law shall be administered by the Director of Community Services, who shall hereinafter be referred to as "the Director". The Director may delegate, from time to time, some or all of the powers vested in him/her by this By-law to the Chief of Police.

amended 8162/2002

9. The Director may, from time to time, make rules and regulations, not inconsistent with this By-law, governing the operation of vehicles within those areas where use of Vehicles is permitted.

amended 8162/2002

10. (1) No person shall without first obtaining the written permission of the Director:

amended 8162/2002

- (a) Conduct any Vehicle rides;
- (b) Give any Vehicle demonstrations; or
- (c) Permit the operation of a Vehicle under any sales promotion scheme;

on any property owned by the City, or otherwise;

(2) A person applying to the Director for written permission shall submit with the application:

amended 8162/2002

- (a) Evidence satisfactory to the Director that there is in force a liability insurance policy with minimum limits of coverage of \$250,000.00 for the day or days on which the Vehicle rides or demonstrations will be conducted;
amended 8162/2002
- (b) Evidence satisfactory to the Director that the requirements under *The Off-Road Vehicles Act* have been complied with;
amended 8162/2002; 116/2003
- (c) Plans for the protection of spectators;
- (d) Such other information as may be required by the Director.
amended 8162/2002

11. Every person shall comply with the rules and regulations made under Section 9.

12. Any person who contravenes, or refuses or neglects to obey any provision of this By-law is guilty of an offence and liable, on summary conviction, to a fine not exceeding One Thousand (\$1,000.00) Dollars in the case of an individual, or Five Thousand (\$5,000.00) Dollars in the case of a corporation, or, in the case of an individual, to imprisonment for a term not exceeding six (6) months or to both such a fine and such an imprisonment.

13. (1) Any by-laws, regulations, resolutions, and orders in force within the City, regulating the use of Vehicles to the extent that they are inconsistent with this By-law are repealed.
- (2) The following By-laws are repealed:
By-law 876/75, By-law 4151/86, By-law 4715/87,
By-law 2070/78.

DONE AND PASSED in Council assembled, this 29th day of November, 1995.