

BYLAW NUMBER 06 -2006

VILLAGE OF MARSHALL

ATV'S PROHIBITED WITHIN THE VILLAGE OF MARSHALL LIMITS

A bylaw to prohibit the use of All Terrain Vehicles within the Village of Marshall.

The Council of the Village of Marshall, in the Province of Saskatchewan, enacts as follows:

WHEREAS, the Council of the Village of Marshall may pass a Bylaw pursuant to The Municipalities Act and amendments thereto, for promoting the HEALTH, SAFETY, MORALITY and WELFARE thereof;

AND WHEREAS, it is deemed expedient and proper to pass a Bylaw for the control and regulation of All Terrain Vehicles within the Village of Marshall;

1. This Bylaw may be cited as the **Village of Marshall ATV Bylaw**.

2. DEFINITIONS:

A. ALL TERRAIN VEHICLE - Any vehicle defined in The All Terrain Vehicles Act thereby defined as:

"(b) "all terrain vehicle" means a self-propelled vehicle that:
(i) is designed primarily for the movement of people or goods on unprepared surfaces; and
(ii) has wheels in contact with the ground;
and includes:
(iii) a restricted use motorcycle;
(iv) a mini-bike; and
(v) an all terrain cycle;
but does not include:
(vi) a golf cart;
(vii) a snowmobile as defined in The Snowmobile Act;
(viii) an agricultural implement or special mobile machine as defined in
The Highway Traffic Act; or
(ix) any vehicle that is required to be registered pursuant to The Highway Traffic Act;"

B. OPEN SPACE means any space within the Village of Marshall owned by the Village of Marshall which is not used for buildings and structures and includes the following:

- i. parks
- ii. playgrounds
- iii. campgrounds
- iv. trail systems
- v. municipal reserves
- vi. berms
- vii. all other space not designed for use of motorized vehicles
- viii. any Crown land in the municipality that is used or occupied by the Village of Marshall.

C. OPERATOR means a person who drives or is in actual physical control of a vehicle.

D. PEACE OFFICER means a member of the Royal Canadian Mounted Police and the Village of Marshall Administrator or Village of Marshall Bylaw Enforcement Officer.

3. No person shall operate an All Terrain Vehicle on any portion of open space within the Village of Marshall.

4. The operator of an All Terrain Vehicle who contravenes this Bylaw is guilty of an offense and liable on summary conviction to a fine of \$100.00 (One Hundred Dollars) and in default of payment, to imprisonment for a term not to exceed (10) ten days. It will be to the discretion of the Peace Officer to confiscate, keep or dispose of any all terrain vehicles found guilty of this Bylaw.

5. Every Peace Officer is hereby granted authority and charged with the duty of enforcing the provisions of this Bylaw.

This bylaw shall come into force and take effect on July 11, 2006.

J. Hardy
Mayor

D. Robblee
Administrator



READ a first time this 11 day of July, 2006.

READ a second time this 11 day of July, 2006.

READ and adopted a third time this 11 day of July, 2006.

Certified a true copy of Bylaw 58-2006.
Adopted by resolution of Council on 11 day
of July, 2006.

D. Robblee
Administrator