

THE CORPORATION OF THE COUNTY OF HALIBURTON

BY-LAW NUMBER 3267

**A BY-LAW TO AMEND COUNTY OF HALIBURTON  
BYLAW NO. 3106 BEING A BYLAW TO REGULATE THE  
OPERATION OF VEHICLES AND USES ON THE  
HALIBURTON COUNTY RAIL TRAIL CORRIDOR.**

**WHEREAS** Section 191.8(3) of the Highway Traffic Act, R.S.O. 1990, Chapter H.8 as amended provides that a municipality may pass bylaws:

- i) Permitting the operation of off-road vehicles with low pressure bearing tires on any highway within the municipality that is under the jurisdiction of the municipality, or on any part or parts of such highway;
- ii) Prescribing a lower rate of speed for all terrain vehicles by regulation any highway within the municipality that is under its jurisdiction or on any part or parts of such highway including prescribing different rates of speed for different highways or parts of highways ; and

WHEREAS the County of Haliburton owns the former railway right-of-way that lies within the boundaries of the County of Haliburton between the Village of Haliburton and the south boundary of the County at the Village of Kinmount known as the Haliburton County Rail Trail as described in Schedule A attached to and forming part of this Bylaw; and

WHEREAS it is necessary to amend Bylaw No. 3106 to allow “two-up” tandem built all terrain vehicles access to the Haliburton County Rail Trail

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE COUNTY OF HALIBURTON ENACTS AS FOLLOWS:

1. Clause 1(d) of County of Haliburton Bylaw No. 3106 be amended to read as follows:


Is designed to carry a driver and in the case of a two-up tandem built ATV designed specifically for a driver and one passenger.


2. Clause 2.1 of County of Haliburton Bylaw No. 3106 be amended to read as follows:

No person shall operate an all terrain vehicle on the Haliburton Rail Trail Corridor unless it meets the equipment requirements of Sections 7 to 15 of Ontario Regulation 316/03 and is operated in accordance with Sections 16 to 24 of Ontario Regulation 316/03, S. 6 and for the purposes of this section also includes “two-up” tandem built all terrain vehicles designed specifically for a driver and one passenger.

3. This Bylaw takes effect on the day of passing.

READ a first, second and third time, and finally approved this 22nd day of April 2009.

  
Dave Burton, Warden

  
Tamara Wilbee, Clerk