

**BYLAW 437/14**  
**OF THE**  
**VILLAGE OF GLENDON**

A BYLAW OF THE VILLAGE OF GLENDON, IN THE PROVINCE OF ALBERTA, RESPECTING THE OPERATION OF OFF-HIGHWAY VEHICLES WITHIN THE CORPORATE BOUNDARIES OF THE VILLAGE OF GLENDON in the PROVINCE OF ALBERTA.

**Whereas**, under the provision of the Off-Highway Vehicle Act, Chapter 0-5, R.S.A. 2000 Section 18, Subsection 2B, the Council of the Village may by By-law, with respect to highways under its direct control and management, authorize persons to operate Off-Highway Vehicles on any portion of any such highway or class of highway and may restrict the hours which that operation may take and prescribe the rates of speed for Off-Highway Vehicles.

**And Whereas**, it is deemed expedient to regulate the operation of Off-Highway Vehicles within the Corporate limits of the Village of Glendon.

**Now, Therefore**, under the authority and subject to the provisions of the Municipal Government Act, Statutes of Alberta 1994, Chapter-261, as amended and by virtue of all other powers on the Village of Glendon, the Council of the Village of Glendon duly assembled, enacts as follows:

**Section 1      SHORT TITLE**

- 1.1      This By-Law may be cited as the Village of Glendon Off-Highway Vehicle By-law

**Section 2      PURPOSES**

The purposes of this By-Law shall be

- 2.1      To regulate the hours of operation  
2.2      To regulate the speed limits  
2.3      To designate the routes of travel  
2.4      To determine penalties

**Section 3      DEFINITIONS**

For the purpose of this By-Law

- 3.1      "Council" means the Village Council of the Village of Glendon, Alberta.  
3.2      "Off-Highway Vehicle" means any motorized vehicle designated for cross country travel as defined in the Off-Highway Vehicle Act.  
3.3      "Village" means the Corporation of the Village of Glendon.  
3.4      "Person" means any individual qualified to operate an Off-Highway Vehicle.  
3.5      "MD" means the Corporation of the Municipal District of Bonnyville, Alberta.  
3.6      "Licensed Operator" means any individual holding a valid operator license as defined in the Motor Vehicle Administration Act of Alberta and regulations, excluding class 7 (learner's permit).

**Section 4      PERMITTED ROUTES**

- 4.1      For the purpose of Section 4 a licensed operator is a person who is the holder of a valid operator's license as defined in the Traffic Safety Act and its regulations, excluding class 7 (learner's permit).  
4.2      The Muni-Corr Trail should be used as the primary route as much as possible.  
4.3      No person shall operate an Off-Highway Vehicle on School Property that includes the school building, playground, parking lot, and sports fields.  
4.4      A person who is 14 years of age or older, who is not a licensed operator may operate an Off-Highway vehicle in accordance with Section 4.1 if that person is supervised by a licensed operator who is occupying the passenger seat of the Off-Highway Vehicle or in a vehicle that is traveling in a close proximity of the Off-Highway vehicle.

- 4.5 A person, as per Section 4.4.1, may be granted permission by the Village of Glendon CAO or Council to operate an Off-Highway Vehicle within prohibited routes for specific purposes and specified periods of time.
- 4.6 The Off-Highway Vehicle must be operated in compliance with the Traffic Safety Act and its regulations. Off-Highway Vehicles are prohibited from driving on sidewalks, except for snow removal. Hand signals must be used if the Off-Highway Vehicle is not equipped with signal lights.

#### **Section 5 RESTRICTIONS**

- 5.1 No person shall operate an Off-Highway Vehicle in the parks, playgrounds, school grounds, and any athletic playing field within the boundaries of the Village of Glendon.
- 5.2 Off-Highway Vehicles are prohibited from exceeding 25 km/h within the Village of Glendon boundaries.
- 5.3 A person who operates an Off-Highway Vehicle shall slow and yield to slower moving non-motorized recreational trail users.
- 5.4 Off-Highway Vehicles are prohibited from being operated in the Village of Glendon between the hours of 11:00 pm and 7:00 am of the following day.

#### **Section 6 OPERATION**

No person shall operate an Off-Highway Vehicle within the Village of Glendon except as provided in Section 4. The purpose of Section 6 is to provide direct access within the Village of Glendon.

- 6.1 Off-Highway Vehicles are permitted to operate on a highway solely for the purpose of loading or unloading an Off-Highway Vehicle onto a trailer or into a building or property.
- 6.2 Peace Officer, Emergency Service Personnel, or employees of the Village of Glendon are authorized to operate Off-Highway Vehicles on any highway within the Village of Glendon while performing their official duties.
- 6.3 Off-Highway Vehicles operating in the ditches adjacent to the M.D. controlled highways must:  
a) Travel in the same direction as traffic on the highway  
b) Not exceed 25 km/h.
- 6.4 A person who is 14 years of age or older, who is not a licensed operator may operate an Off-Highway vehicle in accordance with Section 4.1 if that person is supervised by a licensed operator who is occupying the passenger seat of the Off-Highway Vehicle or in a vehicle that is traveling in a close proximity of the Off-Highway vehicle.
- 6.5 The licensed operator supervising in accordance with Section 4.4 must be 18 years of age or older.
- 6.6 Off-Highway Vehicles must be registered and insured in accordance with the Alberta Traffic Safety Act and its regulations.

#### **Section 7 PRIVATE PROPERTY**

Nothing in this Bylaw should be considered to permit operation of Off-Highway Vehicles on private property unless permission has been granted by the property owner.

#### **Section 8 PROVINCIAL HIGHWAYS**

Nothing in this Bylaw should be considered to permit operation of Off-Highway Vehicles to be operated on Provincial Highway 882 within the Village of Glendon unless such operation is permitted by the Traffic Safety Act.

#### **Section 9 PENALTIES**

- 9.1 Any person who contravenes a provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine outlined in Schedule "A" and attached to this Bylaw.
- 9.2 For a second offence, the person is liable upon summary conviction to a fine outlined in Schedule "A" and attached to this Bylaw.
- 9.3 For a third offence, the person is liable upon summary conviction to a fine outlined in Schedule "A" and attached to this Bylaw.

**Section 10      General**

- 10.1    Should any provision of this Bylaw be invalid, then such invalid provision may be severed and the remaining Bylaw shall be maintained.
- 10.2    This Bylaw shall come into effect upon third and final reading thereof.
- 10.3    The Schedule is attached and form part of this Bylaw and may be amended from time to time by resolution of council:  
          Schedule "A" – Penalties
- 10.4    This Bylaw, upon passing, shall cause Bylaw No. 427/12 to be repealed in its entirety.

INTRODUCED AND GIVEN FIRST READING THIS 19 DAY OF March, A.D., 2014

Jana Fojtík  
MAYOR

Melody Kurátkowski  
CHIEF ADMINISTRATIVE OFFICER

INTRODUCED AND GIVEN SECOND READING THIS 19 DAY OF March, A.D., 2014

Jana Fojtík  
MAYOR

Melody Kurátkowski  
CHIEF ADMINISTRATIVE OFFICER

INTRODUCED AND GIVEN THIRD READING THIS 16 DAY OF April, A.D., 2014

Jana Fojtík  
MAYOR

Melody Kurátkowski  
CHIEF ADMINISTRATIVE OFFICER

**SCHEDULE "A"**

**PENALTIES**

First Offence: A \$200.00 Fine

Second Offence: A \$400.00 Fine

Third Offence: A \$1,000.00 Fine, the Off-Highway Vehicle is Impounded for Five Days, with the person committing the third offence liable for all associated costs, and the privilege of operating an Off-Highway Vehicle within the Village of Glendon is revoked for this individual.

**\*Fines will be doubled for speeding in school, park or playground zones.**