

THE CORPORATION OF THE TOWN OF STONEY CREEK

BY-LAW NO. 345 - 76

RESPECTING THE OPERATION OF
MOTORIZED SNOW VEHICLES IN
THE TOWN OF STONEY CREEK

WHEREAS the Council of The Corporation of the Town of Stoney Creek is empowered under section 6 of The Motorized Snow Vehicles Act to regulate, govern or prohibit the operation of motorized snow vehicles within the Town of Stoney Creek including any highways therein or any part or parts thereof, and

WHEREAS the Council of The Corporation of the Town of Stoney Creek considers it desirable and expedient that such a By-Law be enacted.

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF STONEY CREEK ENACTS AS FOLLOWS:

1. In this By-Law
 - (a) "Corporation" means The Corporation of the Town of Stoney Creek, and
 - (b) "highway" includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of vehicles, and
 - (c) "operate" means to render mobile by driving, and
 - (d) "motorized snow vehicle" means a self-propelled vehicle designed to be driven exclusively on snow or ice or both, and
 - (e) "municipality" means the area within the boundaries of the Corporation.
2. No person is to operate a motorized snow vehicle in all or any part of

(a) that area in the Municipality bounded on the north by the shoreline of Lake Ontario, on the south by the brow of the Niagara Escarpment, on the east by the westerly limit of DeWitt Road and on the west by the boundary line between The Corporation of the City of Hamilton and the Municipality, and

(b) that area bounded on the north by the brow of the Niagara Escarpment, on the west by the boundary line between The Corporation of the City of Hamilton and the municipality, on the south by Highway No. 53 and on the east by Highway No. 20,

including all highways under the jurisdiction of the Corporation.

3. (1) Subject to the provisions of The Motorized Snow Vehicles Act and the provisions of this By-Law as hereinafter set forth, any person may operate a motorized snow vehicle

(a) in the area of the municipality that is bounded on the north by the brow of the Niagara Escarpment, on the east by the boundary line between The Regional Municipality of Niagara and the municipality and on the south and west by Highway No. 20, and

(b) in the area of the municipality north of the Niagara Escarpment, and bounded on the west by the westerly limits of DeWitt Road, on the north by the shoreline of Lake Ontario, on the east by The Regional Municipality of Niagara and on the south by the Niagara Escarpment.

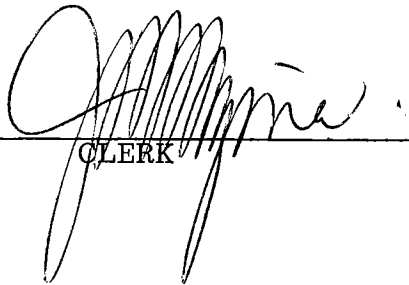
- (2) Notwithstanding the provisions of sub-section (1) of this section, no person is to operate, within the area described in sub-section (1) of this section, a motorized snow vehicle

 - (a) in any park owned by the Corporation, and
 - (b) between the hours of 1 a.m. and 7 a.m. of any day, and
 - (c) along or across any highway under the jurisdiction of the Corporation, and
 - (d) on any sidewalk, or pathway or footpath, used by or set apart for the use of pedestrians, under the jurisdiction of the Corporation.
5. If what is known as "Day-Light Saving Time" has been adopted in the Town for any period of the year under any Statute, Order-in-Council, Resolution or Proclamation, whether the same is effective in law or not, such time is to be held to be the time referred to during such period in any reference to time in this By-Law.
6. (1) Every person who contravenes any of the provisions of this By-Law is guilty of an offence and on summary conviction is liable to a fine of not less than \$25.00 and not more than \$1,000.00, exclusive of costs, for each offence.


(2) The driver of a motorized snow vehicle, not being the owner, is liable to any penalty provided under this By-Law and the owner of the motorized snow vehicle is also liable to such penalty unless at the time the contravention is committed the motorized snow vehicle was in the possession of a person other than the owner without the owner's consent.
7. By-Law No. 148-75, By-Law No. 814 and By-Law No. 158-75 are hereby repealed.

8. This By-Law does not come into force and effect until it is approved by The Regional Municipality of Hamilton-Wentworth and the Ministry of Transportation and Communications.

ENACTED AND PASSED this 13th day of July, 1976.



CLERK



MAYOR

THE CORPORATION OF THE CITY OF STONEY CREEK

BY-LAW No. 5078-00

To Amend By-law No. 345-76 Entitled "Respecting
The Operation Of Motorized Snow Vehicles In
The Town Of Stoney Creek"

WHEREAS Council on July 13, 1976 enacted By-law No. 345-76 entitled "Respecting the Operation of Motorized Snow Vehicles In The Town Of Stoney Creek", and

WHEREAS it is necessary to amend By-law No. 345-76 in order to effect the foregoing changes:

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF STONEY CREEK ENACTS AS FOLLOWS:

1. That Section 3.(1)(b) be deleted and replaced as follows:

3.(1)(b) In the area of the municipality north of the Niagara Escarpment, and bounded on the **west** by the easterly limits of Fruitland Road, on the north by the shoreline of Lake Ontario, in the east by the Regional Municipality of Niagara and on the south by the Niagara Escarpment.
2. In all other respects By-law No. 345-76 remains unchanged.
3. This by-law shall come into force and take effect on the date of its passing and enactment.

ENACTED AND PASSED this 8th day of February ,2000.


CLERK


MAYOR