

THE RURAL MUNICIPALITY OF COLDWELL  
BY-LAW NO. 05/07

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF COLDWELL TO REGULATE THE OPERATION OF CERTAIN TYPES OF VEHICLES ON PUBLIC BEACHES WITHIN THE BOUNDARIES OF THE RURAL MUNICIPALITY OF COLDWELL.

WHEREAS Section 90(1) of the Highway Traffic Act provides that a Municipality may make rules or by-law applicable within any area over which the Municipality has jurisdiction with respect to prohibiting the operation of off-road vehicles in such places as may be specified in the rule or by-law.

NOW THEREFORE the Council of the Rural Municipality of Coldwell duly assembled, enacts as follows:

1. Definitions:

(a) "Off-road vehicle" means a vehicle other than a tractor that is designed to be self-propelled and:

- (i) is designed to be capable of off road travel; and
- (ii) is designed to travel on two or more wheels in contact with the ground; and
- (iii) has a seat or saddle for the use of the rider sitting astride thereof.

And includes an "all-terrain" vehicle, a motorcycle, a motor scooter, and a moped;

(b) "Public beach" means any beach, shore line, or other place that is available to the public and that is used by persons for swimming, bathing, driving, or wading, and includes any place or premises that is or are adjacent to or in the immediate vicinity of such a place as is hereinbefore described, and

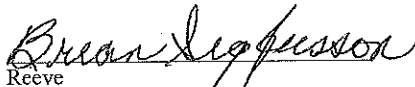
- (i) that is used for parking motor vehicles or
- (ii) on which there are facilities for persons to change their clothes, or
- (iii) that is otherwise used as an adjunct to, or in connection with any such beach, shoreline, or other place as is hereinbefore described.

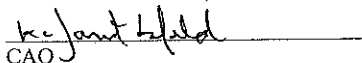
2. No person shall, from the 1st day of May to the 15th day of October, in every year, both inclusive, operate any motorized vehicle on any public beach within the territorial limits of The Rural Municipality of Coldwell:

3. Section 2 does not apply to a person operating an off-road vehicle on private property with the express consent of the owner or other person having lawful possession or control of the property.

4. Any person who contravenes or fails to comply with any of the provisions of this by-law is guilty of an offence and liable on summary conviction to a fine of not less than Twenty-five (\$25.00) Dollars or more than One Hundred (\$100.00) Dollars or in default to imprisonment for a period not exceeding thirty days.

DONE AND PASSED by the Council of the Rural Municipality of Coldwell, assembled at Lundar, in the Province of Manitoba, this 13<sup>th</sup> day of October, 2007.

  
Reeve

  
CAO

Read a 1 <sup>st</sup>	time this	11 <sup>th</sup>	day of	September	, 2007
Read a 2 <sup>nd</sup>	time this	13 <sup>th</sup>	day of	October	, 2007
Read a 3 <sup>rd</sup>	time this	13 <sup>th</sup>	day of	October	, 2007