ROADS - BRIDGES

Chapter 761
SNOW VEHICLES - MOTORIZED

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Article 1
INTERPRETATION

761.1.1 Corporation - defined
"Corporation" means The Corporation of the City of Peterborough.

761.1.2 Highway - defined
"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.

761.1.3 Holiday - defined
"holiday" means Sunday, Christmas Day, Boxing Day and New Years’ Day.

761.1.4 Limits of the Corporation - defined
"limits of the Corporation" means the territorial limits of The Corporation of the City of Peterborough.

761.1.5 Motorized snow vehicle - defined
"motorized snow vehicle" means a self-propelled vehicle designed to be driven primarily on snow.

Article 2
GENERAL PROVISIONS

761.2.1 Vehicle - operation - Corporation lands - prohibited
No person shall have, keep, operate or drive a motorized snow vehicle in and upon any land owned, occupied or under the management and control of the Corporation other than in and upon a public highway or in any area designated for the parking of such motorized snow vehicle.

761.2.2 Pennant - red - minimum height - size - required
No person shall operate or drive a motorized snow vehicle within the limits of the Corporation unless such motorized snow vehicle is equipped with a red pennant, such pennant being attached to the top of an aerial at least 60 inches above the lowest point of the vehicle and having minimum dimensions of 6 inches by 9 inches.
761.2.3 Operation - 11:00 p.m. to 7:00 a.m. - prohibited
Notwithstanding the provisions of Section 761.2.1, no person shall
operate or drive a motorized snow vehicle within the limits of the
Corporation between the hours of 11:00 o’clock in the afternoon and
7:00 o’clock in the forenoon of the next following day.

761.2.4 Operation - hours - exceptions - weekend - holidays
The provisions of Section 761.2.3 do not apply between the hours of
11:00 o’clock and 12:00 o’clock in the afternoon of the day immedi-
ately preceding any Saturday or holiday and between the hours of
12:01 o’clock and 1:00 o’clock in the forenoon of any such Saturday
or holiday.

761.2.5 Employee - Corporation - engaged in work - exemption
Notwithstanding the provisions of Sections 761.2.1 through 761.2.4
inclusive, a servant, agent or employee of the Corporation may operate
or drive a motorized snow vehicle at any time and at any place within
the limits of the Corporation if such vehicle is actually engaged in work
undertaken by or on behalf of the Corporation.

761.2.6 Contravention - owner liable - exception
The owner of a motorized snow vehicle shall incur the penalties
provided for any contravention of this Chapter unless, at the time of
contravention, the motorized snow vehicle was in the possession of
some person other than the owner without the owner’s consent, and
the driver or operator of the motorized snow vehicle, not being the
owner, shall also incur the penalties provided in this Chapter. By-law
Article 3
ENFORCEMENT

761.3.1 Fine - for contravention
Every person who contravenes this Chapter is guilty of an offence and is liable to the penalty, as prescribed by applicable law, for each offence. By-law 91-116, 22 April, 1991.

Article 4
REPEAL

761.4.1 By-law - previous

Note: Except where otherwise expressly provided in this Chapter, and pursuant to other provincial statutes, such as the Planning Act, the maximum fine for violation of the Code is specified in section 62 of the Provincial Offences Act, R.S.O. 1980, c. 400, which indicates that a party guilty of an offence is liable to a fine of not more than five thousand dollars ($5000.00).