

Authorized Consolidation of Off-Highway Vehicle Bylaw No. 98/078  
(as consolidated by Bylaw No. 00/079)

**BYLAW NO. 98/078**

**BEING A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO TO REGULATE THE USE OF OFF-HIGHWAY VEHICLES WITHIN THE FORT McMURRAY URBAN SERVICE AREA OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO.**

The Council of the Regional Municipality of Wood Buffalo, in the Province of Alberta, under and pursuant to the provisions of the Off-Highway Vehicle Act, being Chapter O-4 of the Revised Statutes of Alberta, 1980 and amendments thereto, duly assembled, hereby enacts as follows:

1. In this Bylaw:
  - (a) “Bylaw Officer” shall mean any Peace Officer as defined in the Off-Highway Vehicle Act or Bylaw Enforcement Officer of the Regional Municipality of Wood Buffalo
  - (b) **Deleted (BL 00/079)**
  - (c) “Designated Area” shall mean any area within the boundaries of the Fort McMurray Urban Service Area of the Regional Municipality of Wood Buffalo referenced in Schedule “B” hereto annexed.
  - (d) “Highway” shall mean highway as defined by the *Highway Traffic Act*, being Chapter H-7, R.S.A. 1980 and amendments thereto.
  - (e) “Off-Highway Vehicle” shall have the same meaning as defined in the *Off-Highway Vehicle Act*, being Chapter O-4, R.S.A. 1980 and amendments thereto.
  - (f) “Trapper” shall mean anyone registered as a Trapper with the Province of Alberta and the holder of such Trapper Certificate.
  - (g) “Fort McMurray Urban Service Area” shall mean that area within the Regional Municipality of Wood Buffalo which represented the City of Fort McMurray prior to the amalgamation of the City of Fort McMurray with Improvement District No. 18.
2. **Deleted (BL 00/079)**
3. Those areas listed in Schedule “B” attached to this Bylaw shall be considered “Designated Areas” and may be used for the operation of Off-Highway Vehicles as Staging Areas for

the purpose of gaining access to areas outside of the boundaries of the Urban Service Area.

4. The Council of the Regional Municipality of Wood Buffalo may, from time to time within its sole discretion, pass a resolution or resolutions removing or adding land to the Designated Areas schedule. **(BL 00/079)**
5. No person, other than a Bylaw Officer, shall use or operate an Off-Highway Vehicle on any Highway, roadway, or any public land within the Fort McMurray Urban Service Area of the Regional Municipality of Wood Buffalo except on land within a Designated Area for the purposes set out in paragraph 3 above, unless authorized by special permit issued by the Regional Clerk, or other officer authorized by the Council of the Regional Municipality of Wood Buffalo to issue such special permit. **(BL 00/079)**
6. The Regional Clerk is hereby authorized to issue a “Special Permit” to a person or persons authorizing the use and operation of an Off-Highway Vehicle within an area other than a Designated Area, or authorizing the use or operation of an Off-Highway Vehicle on a Highway, and without limiting the generality of the foregoing, the Regional Clerk must issue a Special Permit to a Trapper, having duly completed an Affidavit in the form of Schedule “C”.
7. No person other than a Bylaw Officer, shall operate an Off-Highway Vehicle in any Designated Area or other area within the Fort McMurray Urban Service Area of the Regional Municipality of Wood Buffalo between the hours of 10:00 o’clock p.m. and 7:00 o’clock a.m. without a Special Permit. **(BL 00/079)**
8. When any person operates an Off-Highway Vehicle on a Highway in accordance with this Bylaw, such person shall comply with all laws and regulations applying to the operation of a Motor Vehicle on a Highway including the provisions of the *Highway Traffic Act* Chapter H-7, R.S.A. 1980 and the *Motor Vehicle Administration Act* Chapter M-22, R.S.A. 1980 and amendments thereto and shall be subject to those penalties established by the above mentioned legislation for reach of the same.
9. Notwithstanding anything contained in this Bylaw:
  - (i) No person shall operate an Off-Highway Vehicle on a Highway unless that person holds an operators license as required by the provisions of the *Motor Vehicle Administration Act* 1980 Chapter M-22, R.S.A.
  - (ii) A Bylaw Officer shall not be in violation of this Bylaw by operating an Off-Highway Vehicle within the Urban Service Area of the Regional Municipality of Wood Buffalo.
10. Bylaw #86/01 is hereby repealed.
11. This Bylaw shall be passed and become effective when it receives third reading and is signed by the Mayor and Regional Clerk.

READ a first time this 13<sup>th</sup> day of October, A.D. 1998.  
READ a second time this 24<sup>th</sup> day of November, A.D. 1998.  
READ a third and final time this 24<sup>th</sup> day of November, A.D. 1998.

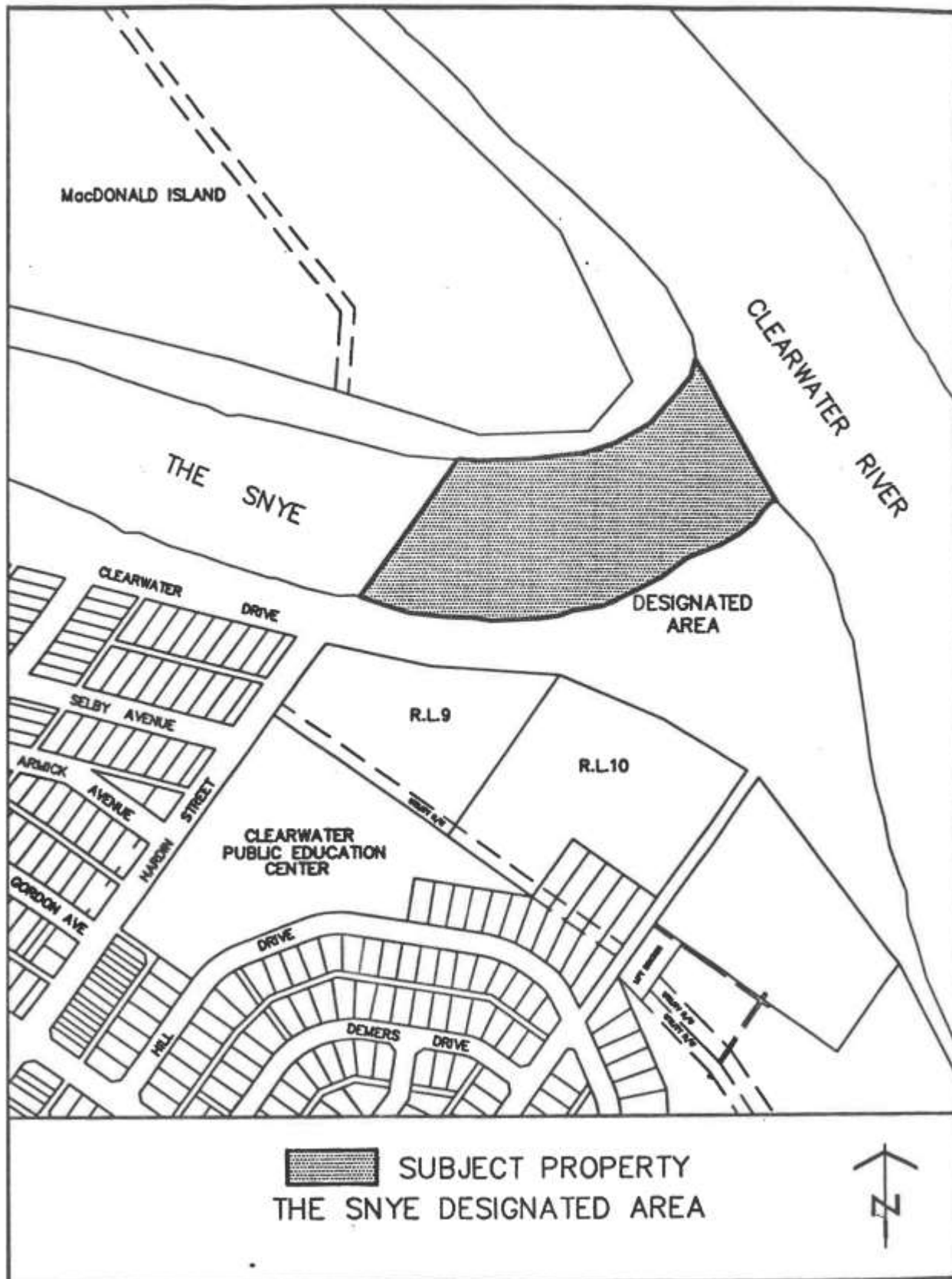
Amending Bylaws  
00/079

**SCHEDULE 'B'**

**SCHEDULE OF DESIGNATED AREAS**

1. Snye Area, being that area which is outlined in Schedule "B-1".
2. Abasand Area, being that area which is outlined in Schedule "B-II".
3. Timberlea Area, being that area which is outlined in Schedule "B-III".
4. Waterways Area, being that area which is outlined in Schedule "B-IV" and commonly known as the Horse Pasture.

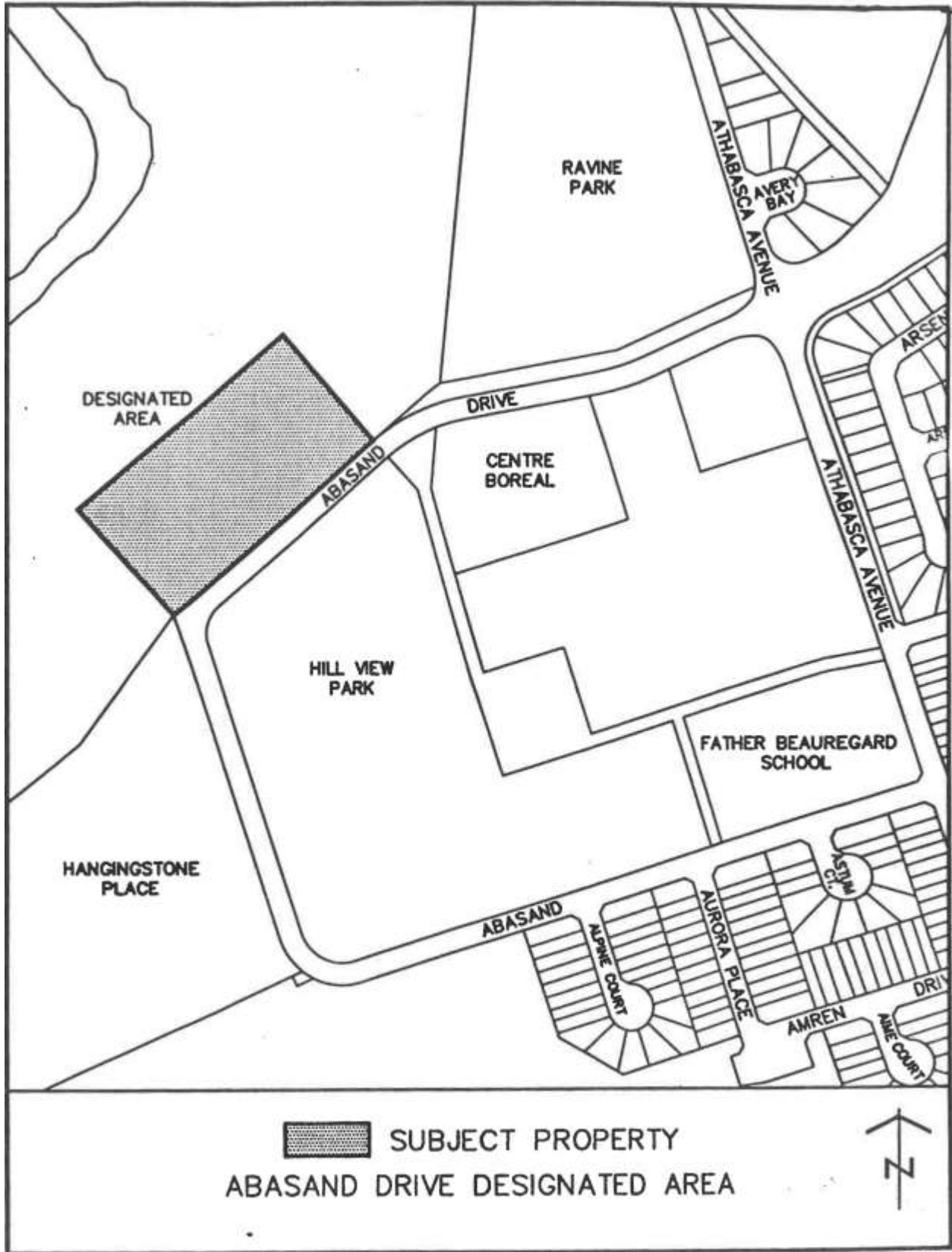
SCHEDULE "B-I"



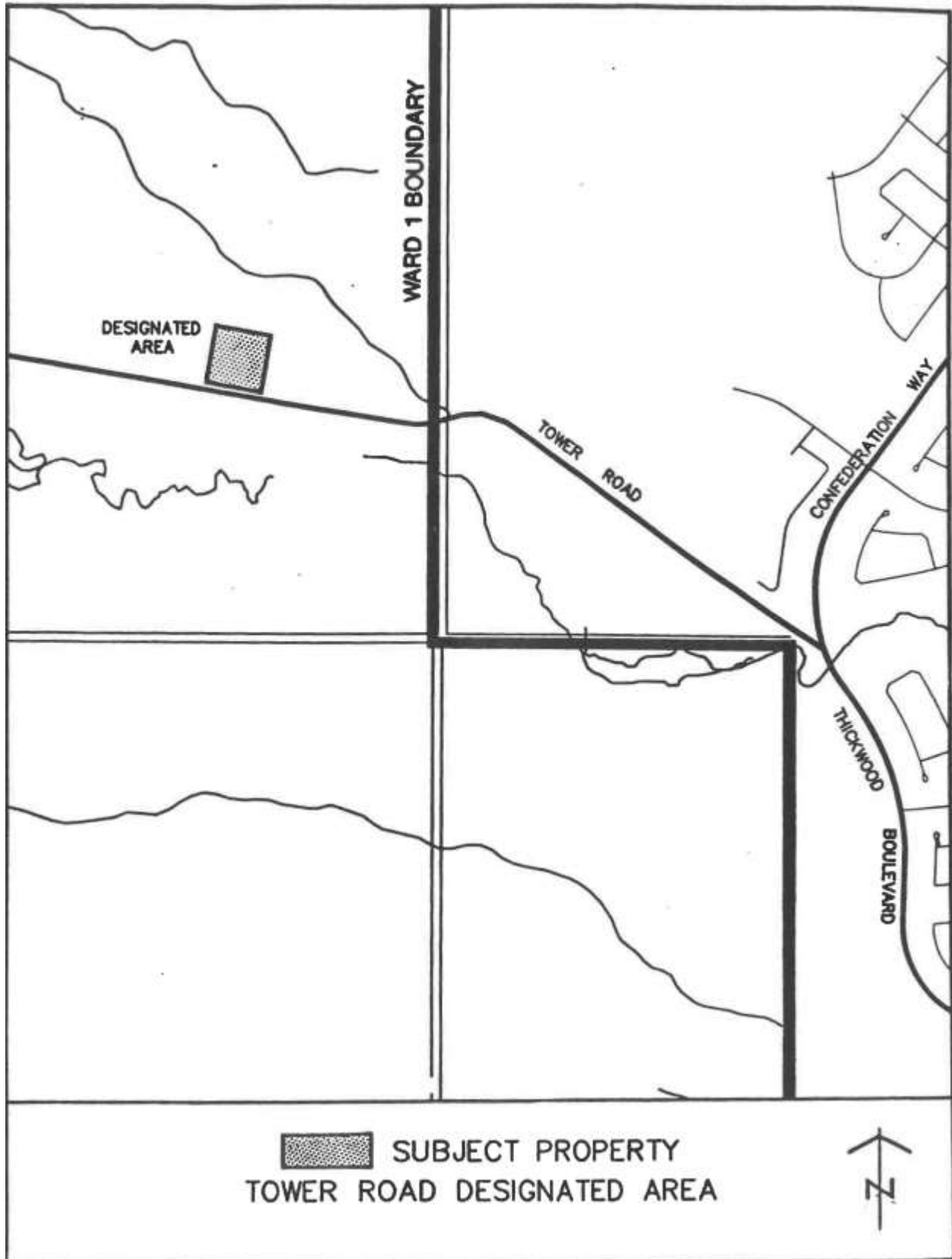
 SUBJECT PROPERTY  
THE SNYE DESIGNATED AREA



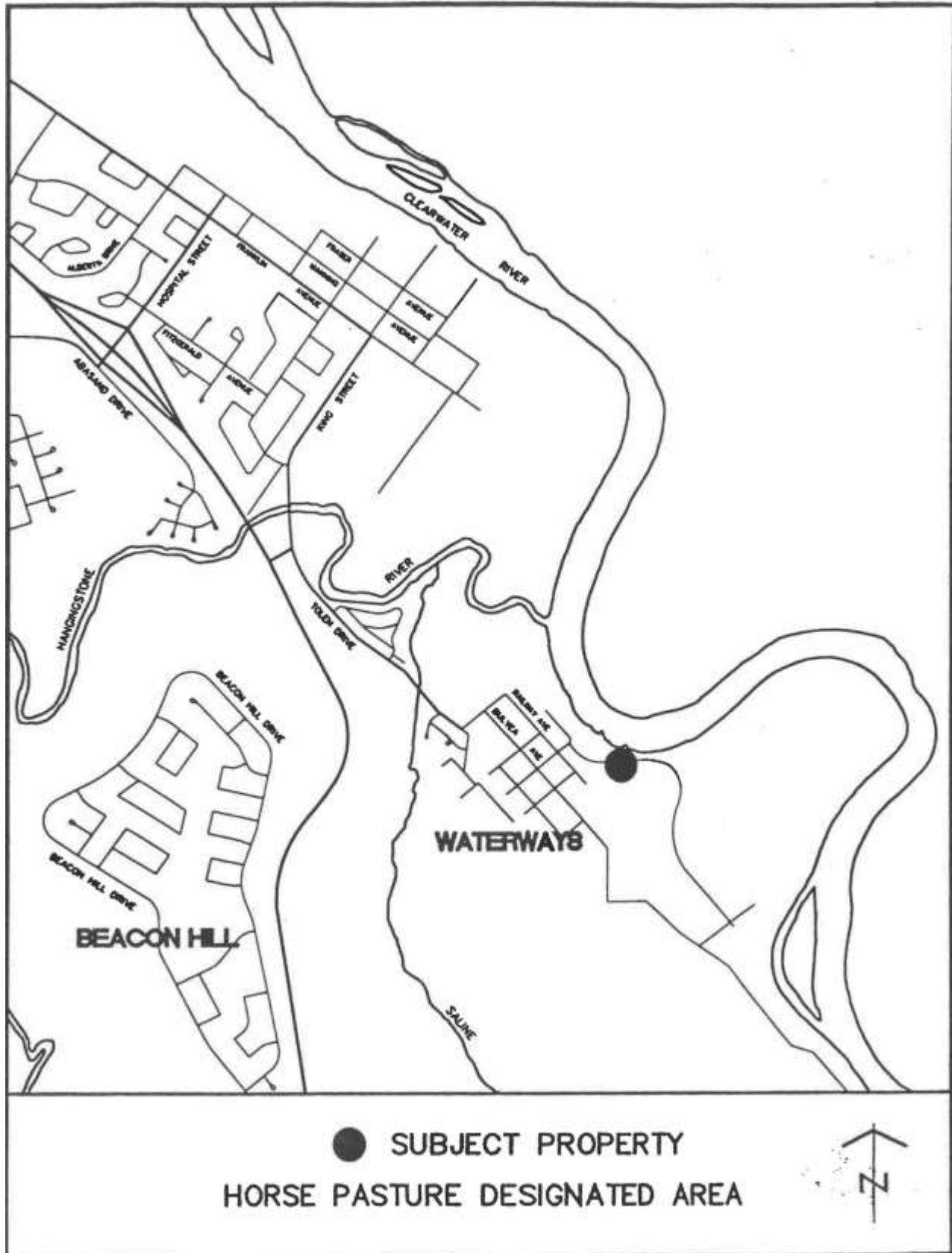
SCHEDULE "B-II"



**SCHEDULE "B-III"**



**SCHEDULE "B-IV"**





**SCHEDULE 'C'**

CANADA ) IN THE MATTER OF Section  
18 of the Off-Highway  
PROVINCE OF ALBERTA ) Vehicle Act, being Chapter O-4 of the Statutes of  
Alberta, )  
TO WIT: ) 1980, and Bylaw No. 98/078.

**STATUTORY DECLARATION**

I, \_\_\_\_\_, of Fort McMurray, in the Province of Alberta, DO,  
SOLEMNLY DECLARE:

1. That I am a registered trapper in the Province of Alberta, TRAPLINE NO. \_\_\_\_\_.
2. That trapping is my main or only source of income.
3. That I am dependent upon an Off-Highway Vehicle as a means of obtaining winter access to my trapline.
4. That enforcement of the Off-Highway Vehicle Act would create an undue hardship upon myself.
5. That the Off-Highway Vehicle shall not be used as a form of recreation within the City.
6. That I will not operate the Off-Highway Vehicle within the limits of the Fort McMurray Urban Service Area of the Municipality of Wood Buffalo at a rate of speed of 15 km/h.
7. That I am aware that any infraction of the Off-Highway Vehicle Act or City Bylaw will result in the immediate termination of the Special Permit which may be issued in accordance with Bylaw No. 98/078 and as applied for by this declaration.
8. Attached to, and forming part of my application is a letter from Fish and Wildlife Division of Alberta Recreation, Parks and Wildlife, confirming that I am the holder of a current Trapline which is in good standing and supporting my need for a Special Permit as applied.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the Canada Evidence Act.

DECLARED before me at Fort McMurray, )  
in the Province of Alberta, this \_\_\_\_ day of )  
\_\_\_\_\_,A.D., \_\_\_\_\_. ) \_\_\_\_\_  
)  
)  
)  
\_\_\_\_\_)  
A Commissioner for Oaths in and for the )  
Province of Alberta. )