

**CITY OF ESTEVAN  
BYLAW 2018-2008**

**A BYLAW OF THE CITY OF ESTEVAN IN THE PROVINCE OF  
SASKATCHEWAN TO REGULATE THE OPERATION OF  
SNOWMOBILES WITHIN THE CORPORATE BOUNDARIES OF THE CITY  
OF ESTEVAN.**

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WHEREAS, Section 8 of *The Cities Act* authorizes a Council to regulate and control any activities within the City of Estevan; and

NOW THEREFORE, in accordance with Section 21(2) and (3) of *The Snowmobile Act*, and *The Snowmobile Regulations, 1998*, the Council of the City of Estevan enacts as follows:

**Title and Purpose**

1. (a) This Bylaw may be referred to as “THE SNOWMOBILE BYLAW”.

(b) The purpose of this Bylaw is to promote the safety, health and welfare of people and the protection of people and property in the City of Estevan, as well as regulate and control the access and provisions respecting the operation of snowmobiles within the City of Estevan.

**Definitions**

2. In this Bylaw:

“**Driver’s licence**” means a driver’s licence issued pursuant to The Traffic Safety Act authorizing the person to whom the licence is issued to operate a snowmobile;

“**Highway**” means a highway as defined in The Traffic Safety Act, but does not include a designated trail on private land;

“**Licence plate**” means a licence plate issued by the administrator pursuant to The Traffic Safety Act for a snowmobile;

“**Operator**” means a person who uses or operates, or is in actual physical control of, a snowmobile;

“**Owner**” includes a person who is in possession of a snowmobile under a contract by which he may become the owner of the snowmobile upon full compliance with the terms of the contract;

**“Registration permit”** means a registration permit for a snowmobile issued pursuant to The Traffic Safety Act;

**“Snowmobile”** means a vehicle, other than an all-terrain vehicle or a vehicle that has been converted to operate on snow, that:

- 1) has a mass of not more than 500 kilograms;
- 2) is designed primarily for travel on snow;
- 3) has one or more steering skis;
- 4) is driven by means of an endless track or tracks in contact with the snow;
- 5) complies with the requirements of the Canada Motor Vehicle Safety Standard existing at the date of manufacture; and
- 6) bears a Canada Motor Vehicle Safety Standard label of compliance; other than any vehicle that is designed to accommodate eight or more persons and is used for the transportation of goods or persons;

### **Part 1- Responsibilities**

3. No person shall operate a snowmobile within the corporate limits of the City of Estevan except as specified in Schedule “A” which is attached and forms part of this Bylaw. This schedule sets out points of access and egress for snowmobiles within the City of Estevan.

4. Notwithstanding Subsection 2 and Schedule “A” of this Bylaw, no person shall drive or operate a snowmobile, whether it is licensed or not, or whether it is capable of being licensed or not in any of the following:

- a) street, alley, lane, avenue, highway, boulevard, park or playground within the corporate limits of the City of Estevan;
- b) any public reserve either owned or leased and controlled by the City of Estevan;
- c) any parking lot, parking area, or vacant land owned or leased and controlled by the City of Estevan unless the City of Estevan has given its prior approval to designate a snowmobile trail on City owned land.

5. The operation of licensed snowmobiles shall be permitted in accordance with the provisions of *The Snowmobile Act and Snowmobile Regulations, 1998*, between the hours of 7:00 a.m. and 10:00 p.m. on the routes designated in Schedule “A” attached hereto and forming part of this bylaw.

- a) It shall be lawful to operate a snowmobile on the routes marked in red on Schedule “A”.
- b) No person shall operate a snowmobile at a speed greater than forty (40) kilometers per hour on the routes designated as set out in Schedule “A”.

- c) The snowmobile routes are to be used solely for the purpose of entering and exiting the corporate limits of the City of Estevan.
- d) Snowmobile operators are required to follow the rules of the road pursuant to Section 219 of *the Traffic Safety Act*.

6. Notwithstanding Subsection 2 and Schedule “A”, no snowmobile shall be operated or otherwise used within 60 meters of any residence.

7. Members of Estevan Police Service are hereby authorized and empowered to seize and impound for a period of up to fifteen (15) days on first offence, thirty (30) days on second offence and sixty (60) days for the third offence; any snowmobile unlawfully operated, kept or placed in contravention of this Bylaw.

- a) No impounded snowmobile shall be released unless the impounding charges and storage charges, if any, are first paid. No early release except where the owner of the snowmobile is the victim of a theft.

8. No person shall obstruct or hinder any person acting under the authority of this Bylaw, or fail to comply with any provisions of this Bylaw.

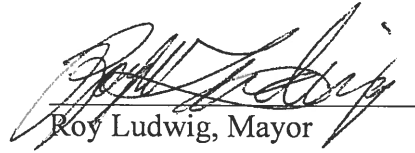
9. Any person who contravenes any provisions of this bylaw is guilty of an offense and liable on summary conviction:

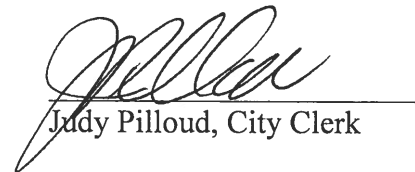
- a) For the first offence, a fine of not less than **Two Hundred Dollars (\$200.00)** and not more than **One Thousand Dollars (\$1,000.00)**.
- b) For the second and any subsequent offence, a fine of not less than **Four Hundred Dollars (\$400.00)** and not more than **Two Thousand Dollars (\$2,000.00)**.
- c) Where damage is done to property by an unlawful act under this Bylaw, the presiding Justice of the Magistrate’s Court or the Justice of the Peace may adjudge payment of all damages occasioned by the unlawful act and the same shall be applied for the reparation and reconstruction of the property damaged or destroyed.

10. Bylaw 2010-1815 and amendments thereto are hereby repealed.

11. This Bylaw shall come into force and take effect on the day of final passing.

**City of Estevan**

  
Roy Ludwig, Mayor

  
Judy Pilloud, City Clerk

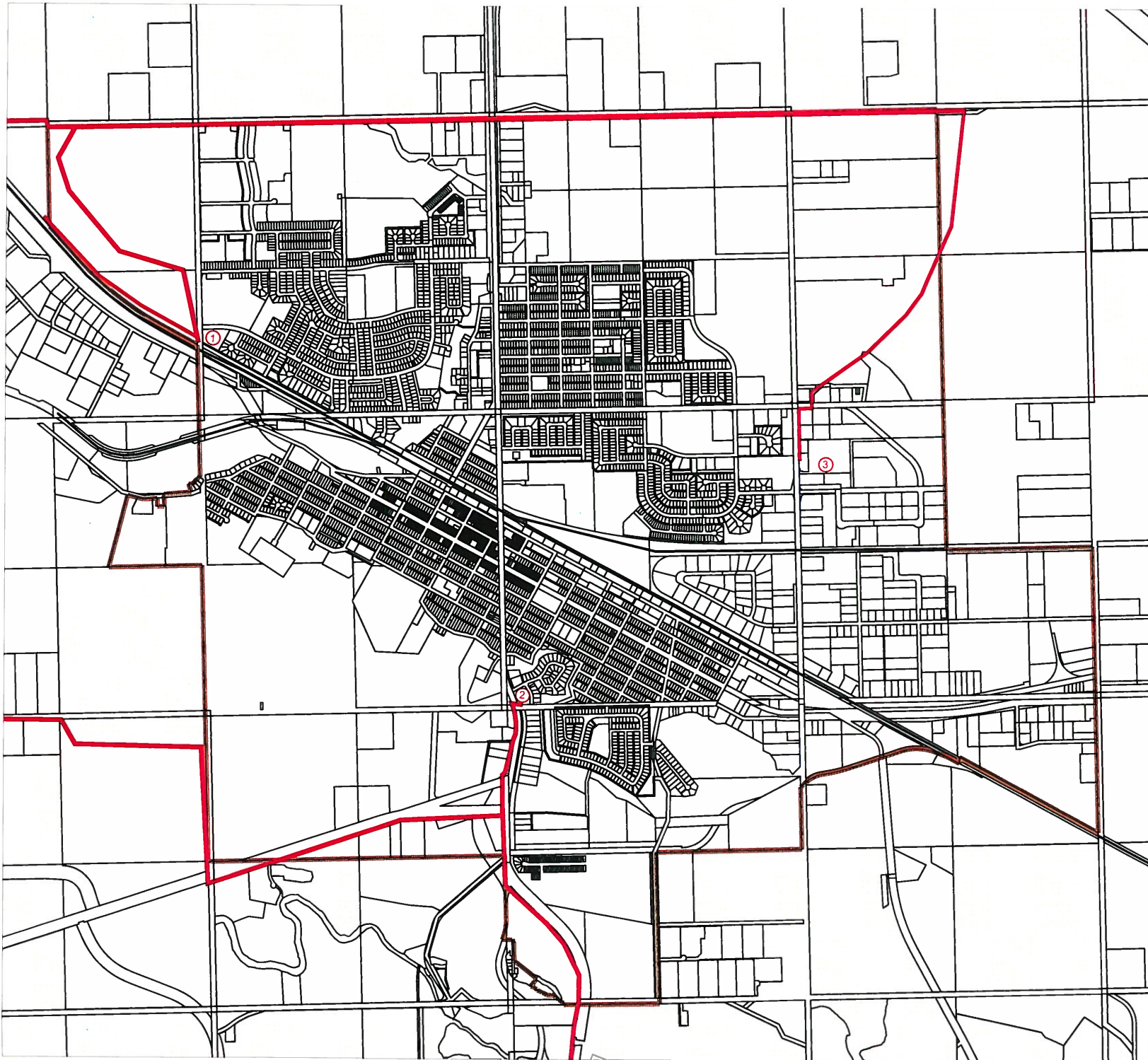
Read a First Time this 1<sup>st</sup> day of October, 2018 A.D.

Read a Second Time this 22<sup>nd</sup> day of October, 2018 A.D.

Read a Third and Final time, Approved, and Adopted for use by  
The City of Estevan this 22<sup>nd</sup> day of October, 2018 A.D.

ESTEVAN TRAIL MAP

- SNOWMOBILE ROUTES
- ① ESSO
  - ② SHELL
  - ③ CO-OP



Revision Date: September 5, 2018

