

**Subject: ATVs Using Municipal Roads to Access Marlborough Forest for
Special Event**

File Number: ACS2024-PDB-PS-0091

**Report to Agriculture and Rural Affairs Committee on 5 September 2024
and Council 18 September 2024**

**Submitted on July 31, 2024 by Derrick Moodie, Director, Planning Services,
Planning, Development and Building Services**

Contact Person: Ryan Thompson, Planner II, Rural Affairs Office

613-797-4521, ryan.thompson@ottawa.ca

Ward: Rideau-Jock (21)

**Objet: VTT empruntant les chemins municipaux pour accéder à la forêt de
Marlborough à l'occasion d'un événement spécial**

Dossier : ACS2024-PDB-PS-0091

Rapport au Comité de l'agriculture et des affaires rurales

le 5 septembre 2024

et au Conseil le 18 septembre 2024

**Soumis le 31 juillet 2024 par Derrick Moodie, Directeur, Services de la
planification, Direction générale des services de la planification, de
l'aménagement et du bâtiment**

Personne ressource : Ryan Thompson, Urbaniste II, Bureau des affaires rurales

613-797-4521, ryan.thompson@ottawa.ca

Quartier: Rideau-Jock (21)

REPORT RECOMMENDATION

That the Agriculture and Rural Affairs Committee recommend that Council approve the temporary use of the designated highways and road allowances listed in Document 1, on September 21, 2024, for the purposes of an ATV charity ride.

RECOMMANDATION DU RAPPORT

Que le Comité de l'agriculture et des affaires rurales recommande au Conseil d'approuver l'utilisation temporaire des voies publiques et emprises routières désignées figurant dans le document 1 le 21 septembre 2024 aux fins d'une randonnée de bienfaisance en VTT.

BACKGROUND

On June 12, 2013, Council approved the All-Terrain Vehicle Trail Network Pilot Project for Osgoode Ward and implemented the by-law: Temporary All-Terrain Vehicles and Other Vehicles (2013-199). The pilot identified a trail network in Ward 20 which permitted All Terrain Vehicles to use designated trails and allowances throughout the year, with the exception of spring thaw, to protect the trails. Over the subsequent years, with positive feedback, the trail network slowly expanded. On December 11, 2019, the pilot program was deemed successful and adopted as a permanent by-law: ATV, ORV, and Snowmobile By-law (2019-421). This by-law sets out the rules under which ATVs and snowmobiles may operate within the City, including what roadways ATVs are allowed to use.

DISCUSSION

In June of 2024, City staff were contacted by Rideau Lakes ATV Club concerning a charity ride that would be occurring in September of 2024. The ride would support the Lanark County Community and travel from the west border of the City of Ottawa, towards the Marlborough Forest. Along the way, the proposed route will meander through Ashton Station Road, Purdy Road, Dwyer Hill Road, Jock Trail, Munster Road, Kettles Road, and then the Marlborough Forest Access Roads. The ride would have lunch in the forest and then take a route to return. They would travel Paden Road, Dwyer Hill Road, Heaphy Road Allowance, the forest connector to Gilroy Road, and Gilroy Road out of the City.

Staff have confirmed that riders in the event comply with the requirements of By-law 2019-421, including the provision of insurance for riders and insurance for the event.

To accommodate this request, staff recommends a by-law, attached as Document 1, that would enable the ATVs to use the necessary roadways to access the Marlborough Forest Access Roads on a temporary basis to accommodate this charity ride.

FINANCIAL IMPLICATIONS

There are no direct financial implications.

LEGAL IMPLICATIONS

There are no legal implications associated with implementing the report recommendation.

COMMENTS BY THE WARD COUNCILLOR(S)

The Councillor is aware of this event.

ADVISORY COMMITTEE(S) COMMENTS

There are no comments from Advisory Committees.

CONSULTATION

There is no public consultation involved with this report.

ACCESSIBILITY IMPACTS

There are no accessibility impacts associated with this report

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications associated with this report.

CLIMATE IMPLICATIONS

There are no climate implications associated with this report.

DELEGATION OF AUTHORITY IMPLICATIONS

There are no delegation of authority implications associated with this report.

ECONOMIC IMPLICATIONS

There are no economic implications associated with this report.

ENVIRONMENTAL IMPLICATIONS

There are no environmental implications associated with this report.

INDIGENOUS GENDER AND EQUITY IMPLICATIONS

There are no indigenous, gender and equity implications associated with this report.

RISK MANAGEMENT IMPLICATIONS

Each rider in the charity ride must be licensed to drive a motor vehicle in the Province of Ontario. Additionally, they must carry their own personal vehicle insurance in order to ride on municipal highways. Furthermore, all riders and passengers must wear helmets as safety gear and maintain a safe speed.

RURAL IMPLICATIONS

There are no rural implications to this report.

TECHNOLOGY IMPLICATIONS

There are no technology implications associated with this report.

TERM OF COUNCIL PRIORITIES

This report does not directly impact the 2023-2026 Term of Council Priorities.

SUPPORTING DOCUMENTATION

Document 1 By-law 2024-XXXX

DISPOSITION

If the by-law is approved, the Rural Affairs Office, in consultation with Legal Services, will process the by-law to Council for enactment.

Document 1 – By-law 2024-XXXX**BY-LAW 2024-XXXX**

A by-law of the City of Ottawa to regulate the operation of All-Terrain Vehicles (ATVs), Multi-Purpose Off-Highway Utility Vehicles, and Recreational Off-Highway Vehicles on certain designated highways within the City of Ottawa.

WHEREAS the Section 191.8 of Highway Traffic Act authorizes a municipality to pass by-laws permitting and regulating the operation of off-road vehicles with three or more wheels and low pressure bearing tires on any highway or part of a highway under the jurisdiction of the municipality and further, to prescribe the rate of speed for such off-road vehicles as well as the specific months or hours during which they can be operated on a municipal highway or part of a highway;

AND WHEREAS Ontario Regulation 316/03: Operation of Off-Road Vehicles on Highways, as amended, passed under the *Highway Traffic Act*, regulates the operation and requirements of ATV, Multi-Purpose Off-Highway Utility Vehicles,

AND WHEREAS Section 35 of the *Municipal Act*, 2001, allows a municipality to restrict the common law right of passage by the public on a highway within its jurisdiction;

AND WHEREAS Council deems it in the public interest to permit and regulate the operation of ATV, Multi-Purpose Off-Highway Utility Vehicles, and Recreational Off-Highway Vehicles on certain designated highways within the City of Ottawa on a non-exclusive basis, and to prohibit other motor vehicles from these highways;

THEREFORE the Council of the City of Ottawa enacts as follows:

THAT for the duration of the day of September 21, 2024, ATVs shall be allowed to travel on the following designated highways and road allowances as listed in Schedule A and Mapped in Schedule B, in addition to the designated highways and road allowances authorized by By-law 2019-421, as amended by By-law 2022-180:

THAT this by-law shall expire and be of no further force and effect as of the 22 day of September 2024.

Schedule "A" - Designated Highways

Highway	From	To
Ashton Station Road	Graham Road	Purdy Road
Purdy Road	Ashton Station Road	Dwyer Hill Road
Dwyer Hill Road	Purdy Road	Jock Trail
Jock Trail	Dwyer Hill Road	Munster Road
Munster Road	Jock Trail	Kettles Road
Kettles Road	Munster Road	Marlborough Forest Access Road
Paden Road	Marlborough Forest Access Road	Dwyer Hill Road
Dwyer Hill Road	Paden Road	Heaphy Road
Heaphy Road Allowance	Dwyer Hill Road	Forest trail Connector to Gilroy
Forest trail connects to Gilroy	Heaphy Road	Gilroy Road
Gilroy Road	Northeast trailhead terminus/Forest Connector trail	City limits

Schedule "B" - Designated Highways

