



ROAD TRAILS DESIGNATION BY-LAW NO. 2024-03

Be it enacted by the Council of the Town of Digby under the authority of the Road Trails Act, SNS 2023, c.4, which permits a municipality by Bylaw to designate a highway or part of a highway that is not a road owned by the Crown in right of the Province as a road trail.

1. This bylaw shall be known as By-law # 2024-03 and may be cited as the “Road Trails Designation By-law”

2. **Definitions:**

In this By-law;

a. “Highway” means a public highway, street, lane, road, alley, park, beach, or place, including the bridges thereon and private property that is designated to be and is accessible to the general public for the operation of a motor vehicle; and

b. “Road trail” means the shoulder and travelled portion of a highway designated under this Bylaw, but does not include a ditch.

3. **Operation on Road Trail:**

Notwithstanding Section 11 of the Motor Vehicle Act, a driver may operate an all-terrain vehicle, a dirt bike, or another off-highway vehicle of a class prescribed by the regulations, on a highway or part of a highway that is designated as a road trail under this by-law if the driver meets all requirements of under the Road Trails Act and the Off-highway Vehicles Act.

4. **Designation:**

The Town of Town of Digby hereby designates the following portions of streets as Road Trails pursuant to section 5(2) of the Road Trails Act:

1. First Avenue from civic number 194 to the Mount Street Intersection,
2. Mount Street from First Avenue Intersection to Montague Row intersection.
3. Saint George Street Extension east of Montague Row Intersection
4. Montague Row from Saint George Street Intersection to civic number 5.

5. Other

This Bylaw shall be reviewed 6 months from enactment and thereafter from time to time and can be amended because of experience or new knowledge.

Clerk's Annotation for Official By-law Book

Date of First Reading: August 6, 2024

Date of Advertisement of Notice of Intent to Consider: August 9, 2024 (Website)

Date of Second Reading: September 3, 2024

***Date of Advertisement of Passage of By-law:** September 11, 2024

Date of mailing to Minister a Certified copy of By-law: September 12, 2024

I certify that this Road Trails Designation By-law was adopted by Council and published as indicated above.

Clerk: *Edwin J. Ossinger*
E. Thomas Ossinger

Date: September 4, 2024

*** Effective date of the by-law unless otherwise specified in the text of the Bylaw.**