

# Policy Discussion Papers - Preliminary Discussion

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## Request for Recommendation

### All Terrain Vehicle (ATV) Advisory Panel Community Consultation Process

Presented To:	Priorities Committee
Presented:	Wednesday, Feb 18, 2009
Report Date	Thursday, Dec 11, 2008
Type:	Policy Discussion Papers - Preliminary Discussion

## Recommendation

WHEREAS the ATV Advisory Panel has been mandated to host a series of public meetings to gather broad community input and report key findings and recommendations back to City Council regarding a potential All Terrain Vehicles By-Law for the City of Greater Sudbury; and

WHEREAS through the community consultation process it is evident that there is public support for the development of an ATV by-law; and

WHEREAS it is the recommendation of the ATV Advisory Panel that the development of an ATV by-law would address issues relating to unauthorized land use, speeding and noise; and

WHEREAS the Constellation City Report recommends the development of a comprehensive by-law to govern the use of ATVs;

THEREFORE let it be resolved that staff be directed to work with members of the ATV Advisory Panel to draft an All Terrain Vehicle by-law, addressing the concerns and issues identified during the community consultation process, for the Priorities Committee's review and consideration.

### Signed By

#### Report Prepared By

Jeff Pafford  
Community Development Coordinator  
*Digitally Signed Feb 11, 09*

#### Division Review

Real Carre  
Director of Leisure , Community and Volunteer Services  
*Digitally Signed Feb 11, 09*

#### Recommended by the Department

Catherine Matheson  
General Manager of Community Development  
*Digitally Signed Feb 11, 09*

#### Recommended by the C.A.O.

Doug Nadorozny  
Acting Chief Administrative Officer  
*Digitally Signed Feb 12, 09*

## **Policy Implications**

The Highway Traffic Act (Ontario Regulation 316-03, Section 191.8) states that the Council of any municipality may pass by-laws permitting the operation of off-road vehicles with three or more wheels and low pressure bearing tires on any highway within the jurisdiction of the municipality, or any part or parts of any such highway. The Highway Traffic Act also allows individual municipalities to prescribe lower rates of speed and to specify the season ATVs are permitted, as well as the hours of day ATVs are permitted through the development of a by-law.

There is no current by-law in place specifically regulating the use of ATVs in the City of Greater Sudbury.

## **Background**

The Priorities Committee of Council at its August 8, 2007 meeting recommended the creation of an ATV Advisory Panel to review issues and options related to a potential all terrain vehicle by-law for the City of Greater Sudbury .

The Panel was mandated to host a series of public meetings to gather broad community input and report key findings and recommendations back to City Council.

At the Nomination Committee of Council meeting on October 10, 2007 a recommendation was passed that Councillors Barbeau and Thompson, Cory Smith and David Bolton representing the North Simcoe ATV Club/Greater Sudbury Chapter and Robert Hanson, Robert Jones and Jean Roy representing the community at large be appointed to the All Terrain Vehicles Advisory Panel for the term ending November 30, 2010.

To assist the ATV Advisory Panel the following resource members were identified to support the group:

- Bryan Gutjahr (By-law Enforcement)
- David Kivi (Traffic & Transportation)
- Sgt Gary Lavoie (Greater Sudbury Police Services)
- Eleethea Marson (Greater Sudbury Development Corporation)
- Jeff Pafford (Community Development Department)

At the inaugural meeting of the All Terrain Vehicles Advisory Panel held January 31, 2008, David Bolton was appointed Chair.

## **Community Consultation Process**

As mandated the ATV Advisory Panel organized and promoted a series of public consultation meetings. Approximate attendance for the meetings were as follows:

<b>Location</b>	<b>Date</b>	<b>Attendance</b>
Onaping Community Centre (Onaping)	September 8, 2008	50
Lionel E. Lalonde Centre (Azilda)	September 11, 2008	45
Capreol Community Centre (Capreol)	September 15, 2008	35
Tom Davies Square (Sudbury)	September 18, 2008	3
Coniston Community Centre (Coniston)	September 25, 2008	30
Centennial Community Centre (Hanmer)	September 29, 2008	50
T.M. Davies Community Centre (Lively)	October 2, 2008	10

As part of each meeting, members of the ATV Advisory Panel provided attendees an overview of the Highway Traffic Act and its implications for ATVs, a review of local ATV developments and identified issues an ATV by-law could potentially deal with. Following the presentation at each meeting individuals were invited to complete a questionnaire, identify roads in their area where ATVs should or shouldn't travel and identify potential ATV destinations and trail opportunities.

In addition to the public meetings conducted, members of the ATV Advisory Panel also met with the following key stakeholders:

- Sudbury Trail Plan
- Rainbow Routes Association
- Community Action Networks
- Sudbury Tourism Partners

Individuals not able to attend one of the public meetings were encouraged to provide their feedback at the City of Greater Sudbury website by completing an online version of the questionnaire. There were over 120 questionnaire's completed online.

Of the 272 respondents completing the questionnaire (both in person and online) 84% indicated that they were in support of the use of public roads by ATVs.

The main issues raised during stakeholder and community meetings were:

- speed of ATV's using roads
- noise of ATV's
- drivers without proper licence or insurance
- unauthorized use of private land



The complete report with responses is attached for information.



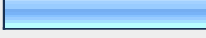



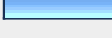




Dave Bolton, Chair of the ATV Advisory Panel, will provide a more detailed review of the issues raised during the community consultation process as part of the Priorities Presentation and will explain how a potential ATV by-law could address these issues.

## **Next Steps**


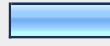
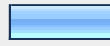
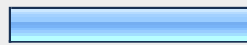

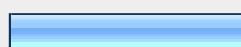
The ATV Advisory Panel is requesting to work with City of Greater Sudbury staff, the Greater Sudbury Police Services and other key stakeholders to draft an ATV by-law to be brought to City Council for review and consideration at a later date.

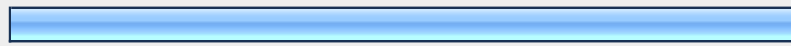
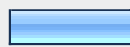
# ATV Advisory Panel Community Consultation Questionnaire

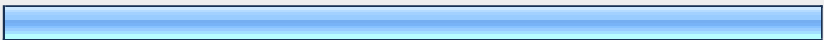

1. In what language would you like to take the survey? En quelle langue désirez-vous répondre au présent sondage?			
		Response Percent	Response Count
English/Anglais		98.2%	267
French/Français		1.8%	5
		<b>answered question</b>	<b>272</b>
		<b>skipped question</b>	<b>0</b>


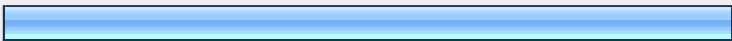


2. In what ward do you reside? (Check One)			
		Response Percent	Response Count
Ward 1 (West End, Gatchell, Copper Park, Robinson, Moonglo)		2.4%	6
Ward 2 (Walden, Copper Cliff)		4.8%	12
<b>Ward 3 (Chelmsford, Onaping Falls)</b>		<b>22.4%</b>	<b>56</b>
Ward 4 (Azilda, Elm West, Donovan)		8.8%	22
Ward 5 (Val Caron, Blezard Valley, Cambrian Heights, McCrea Heights)		7.6%	19
Ward 6 (Val Therese, Hanmer)		19.6%	49
Ward 7 (Garson, Falconbridge, Capreol, Skead)		12.0%	30
Ward 8 (New Sudbury, East of Barrydowne Road)		3.2%	8
Ward 9 (Coniston, Wahnapiatae, Wanup, Broder Township)		8.0%	20
Ward 10 (Lockerby, Lo-Ellen, University Area, Kingsmount, Bell Park, Downtown - South of Elm Street)		2.8%	7
Ward 11 (Minnow Lake, New Sudbury-West of Barry Downe Road, South of Lasalle Blvd)		3.2%	8
Ward 12 (Flourville, Downtown, North)			

of Elm Street, New Sudbury-East of Rideau Street, West of Barrydowne Road & North of Lasalle Blvd)		1.2%	3
Not a resident of the City of Greater Sudbury		4.0%	10
<b>answered question</b>			<b>250</b>
<b>skipped question</b>			<b>22</b>

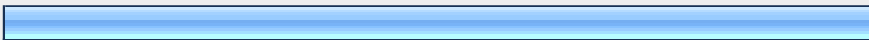


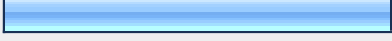
<b>3. What is your age range? (Check one)</b>				
			<b>Response Percent</b>	<b>Response Count</b>
Under 18			2.4%	6
18-25			11.2%	28
26-35			11.6%	29
<b>36-45</b>			<b>26.0%</b>	<b>65</b>
46-55			23.2%	58
Over 55			25.6%	64
<b>answered question</b>			<b>250</b>	
<b>skipped question</b>			<b>22</b>	


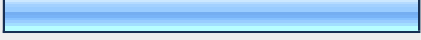
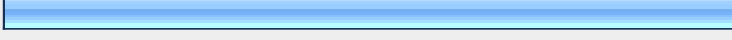
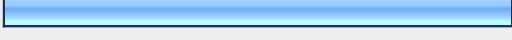
<b>4. What is your gender?</b>				
			<b>Response Percent</b>	<b>Response Count</b>
<b>Male</b>			<b>86.8%</b>	<b>217</b>
Female			13.2%	33
<b>answered question</b>			<b>250</b>	
<b>skipped question</b>			<b>22</b>	

5. Do you support the use of public roads for ATVs?			
		Response Percent	Response Count
Yes		90.4%	226
No		9.6%	24
<i>answered question</i>			<b>250</b>
<i>skipped question</i>			<b>22</b>

6. Under what circumstances would you support the use of public roads by ATVs?			
		Response Percent	Response Count
To cross at 90 degrees to access trails		42.2%	105
To travel along to connect to trails		80.3%	200
To use any road, at any time		25.7%	64
Status quo (no access to roads)		4.4%	11
<i>answered question</i>			<b>249</b>
<i>skipped question</i>			<b>23</b>

7. What concerns do you have with the use of ATVs on City of Greater Sudbury roads?			Response Count
			107
<i>answered question</i>			<b>107</b>
<i>skipped question</i>			<b>165</b>

8. What type of activity do you want trails for? (Check one or more)			
		Response Percent	Response Count
Recreation		95.8%	230
Hunting		69.2%	166
Fishing		74.6%	179
Transportation		42.5%	102
		Other (please specify)	15
		<b>answered question</b>	<b>240</b>
		<b>skipped question</b>	<b>32</b>


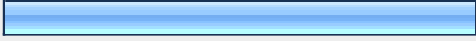
9. Do you currently use any trails in your area? If so, Which ones?			
		Response Percent	Response Count
No, I do not currently use any trails in my area		12.3%	30
Private Land		45.7%	111
Crown Land		80.7%	196
OFSC Trails		56.0%	136
		Other (please specify)	23
		<b>answered question</b>	<b>243</b>
		<b>skipped question</b>	<b>29</b>

10. What do you like or dislike about the trails you use? (E.g. trail surface, width of trail, length, location etc)		Response Count
		136
		<b>answered question</b>
		<b>136</b>
		<b>skipped question</b>
		<b>136</b>



11. Please provide any input you feel may be of help to the development and promotion of an ATV By-Law in Greater Sudbury:		
		Response Count
		118
	<i>answered question</i>	<b>118</b>
	<i>skipped question</i>	<b>154</b>

12. Please provide any other input you feel may be of help to the development and promotion of trails in Greater Sudbury:		
		Response Count
		65
	<i>answered question</i>	<b>65</b>
	<i>skipped question</i>	<b>207</b>

13. Would you be interested in becoming a part of a local trail organization in your area?			
		Response Percent	Response Count
Yes		48.0%	120
No		52.0%	130
	<i>answered question</i>		<b>250</b>
	<i>skipped question</i>		<b>22</b>


14. Dans quel quartier habitez-vous? (Cochez une réponse.)

		Response Percent	Response Count
Quartier 1 (West End, Gatchell, Copper Park, Robinson, Moonglo)		0.0%	0
Quartier 2 (Walden, Copper Cliff)		0.0%	0
Quartier 3 (Chelmsford, Onaping Falls)		0.0%	0
Quartier 4 (Azilda, rue Elm Ouest, Donovan)		0.0%	0
<b>Quartier 5 (Val Caron, Blezard Valley, Cambrian Heights, McCrea Heights)</b>	<input checked="" type="checkbox"/>	<b>33.3%</b>	<b>1</b>
<b>Quartier 6 (Val Thérèse, Hanmer)</b>	<input checked="" type="checkbox"/>	<b>33.3%</b>	<b>1</b>
<b>Quartier 7 (Garson, Falconbridge, Capreol, Skead)</b>	<input checked="" type="checkbox"/>	<b>33.3%</b>	<b>1</b>
Quartier 8 (Nouveau-Sudbury, à l'est du chemin Barrydowne)		0.0%	0
Quartier 9 (Coniston, Wahnapiatae, Wanup, canton de Broder)		0.0%	0
Quartier 10 (Lockerby, Lo-Ellen, secteur de l'université, Kingsmount, parc Bell, centre-ville – au sud de la rue Elm)		0.0%	0
Quartier 11 (Minnow Lake, Nouveau-Sudbury- à l'ouest du chemin Barrydowne, au sud du boul. Lasalle)		0.0%	0
Quartier 12 (Moulin à fleur, centre-ville – au nord de la rue Elm, Nouveau-Sudbury - à l'est de la rue Rideau, à l'ouest du chemin Barrydowne et au nord du boul. Lasalle)		0.0%	0
Non-résident de la Ville du Grand Sudbury		0.0%	0
		<b>answered question</b>	<b>3</b>
		<b>skipped question</b>	<b>269</b>

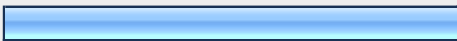
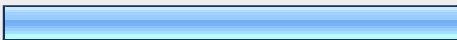
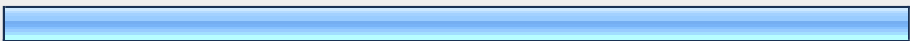
15. Dans quel groupe d'âge vous situez-vous? (Cochez une réponse.)			
		Response Percent	Response Count
Moins de 18 ans		0.0%	0
18-25 ans		0.0%	0
26-35 ans		0.0%	0
<b>36-45 ans</b>		<b>33.3%</b>	<b>1</b>
<b>46-55 ans</b>		<b>33.3%</b>	<b>1</b>
<b>Plus de 55 ans</b>		<b>33.3%</b>	<b>1</b>
		<b>answered question</b>	<b>3</b>
		<b>skipped question</b>	<b>269</b>

16. Quel est votre sexe?			
		Response Percent	Response Count
<b>Masculin</b>		<b>100.0%</b>	<b>3</b>
Féminin		0.0%	0
		<b>answered question</b>	<b>3</b>
		<b>skipped question</b>	<b>269</b>

17. Appuyez-vous l'utilisation des chemins publics par les VTT?			
		Response Percent	Response Count
<b>Oui</b>		<b>100.0%</b>	<b>3</b>
Non		0.0%	0
		<b>answered question</b>	<b>3</b>
		<b>skipped question</b>	<b>269</b>

18. En quelles circonstances, appuieriez-vous l'utilisation des chemins publics par les VTT?			
		Response Percent	Response Count
Pour les traverser à 90 degrés pour accéder aux pistes		0.0%	0
<b>Pour les longer pour se rendre d'une piste à l'autre</b>		<b>100.0%</b>	<b>3</b>
Pour utiliser tout chemin, en tout temps		0.0%	0
Statu quo (aucun accès aux chemins)		0.0%	0
<i>answered question</i>			<b>3</b>
<i>skipped question</i>			<b>269</b>

19. En quoi l'utilisation des chemins publics de la Ville du Grand Sudbury par les VTT vous préoccupe-t-elle?		
		Response Count
		0
<i>answered question</i>		<b>0</b>
<i>skipped question</i>		<b>272</b>

20. Pour quel genre d'activité désirez-vous des pistes? (Cochez une ou plusieurs réponses.)			
		Response Percent	Response Count
Loisirs		50.0%	1
Chasse		50.0%	1
<b>Pêche</b>		<b>100.0%</b>	<b>2</b>
Transport		0.0%	0
Autre (Veuillez préciser.)			0
<i>answered question</i>			<b>2</b>
<i>skipped question</i>			<b>270</b>

21. Utilisez-vous actuellement des pistes dans votre secteur? Si oui, lesquels?			
		Response Percent	Response Count
Non, je n'utilise actuellement aucune piste dans mon secteur.		0.0%	0
Terres privées		0.0%	0
Terres de la Couronne		100.0%	2
Des pistes de l'OFSC		50.0%	1
Autre (Veuillez préciser.)			0
		<b>answered question</b>	<b>2</b>
		<b>skipped question</b>	<b>270</b>

22. Qu'est-ce que vous aimez ou n'aimez pas au sujet des pistes que vous utilisez (p. ex. la surface de la piste, sa largeur, sa longueur, son emplacement)?		
		Response Count
		1
		<b>answered question</b>
		<b>skipped question</b>
		<b>271</b>

23. Veuillez donner tout commentaire ou suggestion qui, selon vous, pourrait être utile à l'élaboration et à la promotion d'un règlement régissant les véhicules tout terrain dans le Grand Sudbury :		
		Response Count
		1
		<b>answered question</b>
		<b>skipped question</b>
		<b>271</b>

24. Veuillez donner tout autre commentaire ou suggestion qui, selon vous, pourrait aider l'aménagement et la promotion de pistes dans le Grand Sudbury :		
		Response Count
		1
		<i>answered question</i>
		1
		<i>skipped question</i>
		271

25. Faire partie d'un organisme pour les sentiers locaux vous intéresserait-il?			
		Response Percent	Response Count
Oui		33.3%	1
Non		66.7%	2
		<i>answered question</i>	3
		<i>skipped question</i>	269

26. Please provide any other feedback or comments here: Veuillez donner tout autre commentaire ou suggestion ici :		
		Response Count
		46
		<i>answered question</i>
		46
		<i>skipped question</i>
		226