



**TOWN OF BLACKFALDS
BY-LAW 1141/12**

**A BY-LAW OF THE TOWN OF BLACKFALDS IN THE PROVINCE OF ALBERTA TO
REGULATE DANGEROUS GOODS TRANSPORTATION AND HANDLING WITHIN THE TOWN**

WHEREAS the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4, authorizes a municipality to make bylaws designating routes and the time of travel of vehicles transporting Dangerous Goods and prohibiting the carriage of Dangerous Goods on specified highways within the municipality;

AND WHEREAS the Council of the Town of Blackfalds deems it desirable for the safety and security of its citizens and their property that the transportation of Dangerous Goods within the boundaries of the Town of Blackfalds be regulated;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF BLACKFALDS, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1 TITLE

1. This Bylaw may be called the "Dangerous Goods Bylaw".

2 DEFINITIONS

Definitions contained in Section 1 of the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4, as applicable, are adopted for the purposes of interpretation and application of this Bylaw.

3 In this Bylaw the following words have the following meanings:

- a) "Assembly", "Institutional", and "Residential Occupancy" shall have the same meanings assigned to those words in the Alberta Building Code;
- b) "Carrier" means any person, firm or corporation conveying Dangerous Goods in, into, through, or out of the Town by any vehicle;
- c) "Carrier Vehicle" means any vehicle owned, operated or used by a carrier to transport or convey Dangerous Goods;
- d) "Dangerous Goods" means dangerous goods for which placards are required by the Dangerous Goods Transportation and Handling Act R.S.A. 2000, Chapter D-4, and subsequent amendments.
- e) "Dangerous Goods Route" means a Designated or Supplemental Route;
- f) "Dangerous Goods Routes Signs" means signs erected under section 17;
- g) "Designated Route" means those roadways located within the Town and identified as Designated Routes on Schedule "A" attached hereto and in respect of which no permit for the transportation of dangerous goods is required;
- h) "Director" shall mean the Director of Infrastructure and Property Services.
- i) "Roadway" means any public road or "Highway" within the Town boundary. "Highway" is defined under the Dangerous Goods Transportation and Handling Act.
- j) "Fire Chief" shall include any person authorized under section 4;
- k) "Fire Department" shall mean the Blackfalds Fire Department for the Town;
- l) "Permit" means the off-route permit in the form of Schedule "B" annexed hereto;
- m) "Permitted Storage Location" means:
 - i. any site which is at least 50 metres away from the nearest place of assembly, institutional or residential occupancy; or
 - ii. a site approved in writing by the Fire Chief;
- n) "Supplemental Route" means those roadways located within the Town and identified as

Supplemental Routes on Schedule "A" attached hereto, being local access routes only in which there is not permitted any parking or stopping (except to deliver) and the use of which requires no permit for the transportation of Dangerous Goods;

- o) "Vehicle" shall have the meaning assigned to it in the Traffic Safety Act, RSA 2000, Chapter T-6.
- 4 The Fire Chief is authorized to appoint and delegate to any employee in the Fire Department the authority to perform all duties of the Fire Chief and enforce the provisions of this Bylaw.
- 5 This Bylaw shall be administered by the Fire Department under the direction of the Fire Chief whose address and telephone number as at the date of passage of this Bylaw is as follows:

Mailing Address:
Attention: Fire Chief
Blackfalds Fire Department
Box 220
Blackfalds, Alberta
T0M 0J0

Street Address:
4401 - South Street
Blackfalds, Alberta

24 Hour Telephone: 403-396-5009
Facsimile: 403-885-5499

6 TRANSPORTATION OF DANGEROUS GOODS

- 1. No carrier or operator of a carrier vehicle shall transport Dangerous Goods on a roadway in the Town on other than a Designated or a Supplemental Route specified in Schedule "A" annexed hereto without first having obtained a permit or permit number from the Fire Department authorizing such transportation.
- 2. No owner or operator of a carrier vehicle shall operate, or permit the operation of a carrier vehicle entering or leaving the Town other than on a Designated Route.

7 APPLICATION OF PERMITS

- 1. On the application of a carrier, the Fire Chief may issue an Off-Route Permit authorizing the transportation of Dangerous Goods on a roadway in the Town other than a Designated or a Supplemental Route where for any reason the Designated or Supplemental Routes cannot be used by the carrier or do not reach the destination of the carrier and, provided, that such transportation may, in the opinion of the Fire Chief, be conducted safely.
- 2. As a condition of issuing such permit, the Fire Chief may impose any or all of the following requirements:
 - (a) that a copy of the permit or, where a permit is issued by telephone, the permit number, shall be carried in the vehicle or vehicles affected at all times;
 - (b) that the applicant shall take every precaution necessary to prevent damage to property or injury to persons as a result of the transportation of such Dangerous Goods;
 - (c) such other conditions as the Fire Chief may deem necessary restricting the gross vehicle weight, numbers of trailers, and times and dates on which such routes may be used.
- 8 The owner or operator of a carrier vehicle conveying Dangerous Goods from a location outside the Town, through the Town, to a location outside the Town shall cause the carrier vehicle to:
 - (a) proceed on the shortest combination of Designated Routes between the location where the carrier vehicle enters the Town and the location where the carrier vehicle proposes to leave the Town; and
 - (b) remain at all times on a Designated Route, except as permitted under this Bylaw.
- 9 No owner or operator of a carrier vehicle shall operate, or permit the operation of a carrier vehicle on a Supplemental Route within the Town, except for the purpose of making a

pickup or delivery of Dangerous Goods.

- 10 No owner or operator of a carrier vehicle shall display a safety mark on a container, a vehicle or at a facility, if the safety mark is misleading as to the presence of danger, the nature of any danger, or compliance with any prescribed safety standard.

PARKING OR STOPPING OF VEHICLES CONTAINING DANGEROUS GOODS

- 11 No owner or operator of a carrier vehicle shall park, stop or leave a carrier vehicle or trailer containing Dangerous Goods nearer than 15 metres beneath or adjacent to any electrical transmission line, or in any location where there is a possibility of a conductor wire contacting the vehicle in the event of breakage of such wire.
- 12 No owner or operator of a carrier vehicle shall suffer, allow or permit a carrier vehicle to stop, park or be left within the Town, except:
- (a) at a permitted storage location;
 - (b) to load or unload;
 - (c) in compliance with the directions of a peace officer or traffic control device;
 - (e) to refuel.
- 13 1. A carrier whose vehicle requires emergency repairs shall immediately notify the Town Detachment of the R.C.M.P. and the Fire Department.
2. No owner or operator of a carrier vehicle shall suffer, allow or permit a carrier vehicle to stop, park or be left at any location within the Town for the purposes of repair, other than a permitted storage location, without first having obtained a permit or permit number from the Fire Department authorizing the repair of such vehicle at the proposed location.
3. It shall be a condition of such permit that the carrier shall indemnify and save harmless the Town from, of and against any losses, damages or expenses which the Town may suffer or for which the Town may become liable arising out of the repair of the carrier vehicle at the location authorized in the permit.
4. As a condition of issuing such permit, the Fire Chief may impose any or all of the following requirements:
- (a) that a copy of the permit, or where a permit is issued by telephone, the permit number shall be posted in the vehicle;
 - (b) that the permit holder shall take every precaution necessary to prevent damage to property or injury to persons;
 - (c) that the vehicle be off-loaded or the container or cargo tanks be purged of all Dangerous Goods or hazardous vapours to the satisfaction of the Fire Department;
 - (d) the hours during which the vehicle may be repaired;
 - (e) the maximum time and times of day when the vehicle may be at the repair site;
 - (f) such further and other conditions which the Fire Chief deems necessary having regard to the nature of the repairs, the type of Dangerous Goods and the nature of uses on surrounding lands.

PRODUCTION OF BILLS OF LADING

- 14 A carrier shall, when requested by a Peace Officer or a Bylaw Enforcement Officer, produce for such person's inspection the bills of lading showing the origin and destination of the trip and the description of the load.
- 15 Particulars obtained by a Peace Officer or Bylaw Enforcement Officer from a bill of lading produced to him under section 14 and submitted by him in evidence in Court shall be prima facie proof of the particulars thereon without proof of the signature or official capacity of the person signing the bills of lading.
- 16 A carrier shall, when requested by a Peace Officer or Bylaw Enforcement Officer to do so, produce for such person's inspection a copy of a special permit he has received or identify the number of such permit.

SIGNAGE OF DANGEROUS GOODS ROUTES

- 17** The Director may authorize Dangerous Goods Routes Signs and Dangerous Goods Routes Prohibition Signs conforming to the design standards and specifications of the Uniform Traffic Control Manual of Canada, or other traffic control devices to be erected along roadways within the Town to identify a Dangerous Goods Route.

LIABILITY OF OWNER

- 18** Where a vehicle is driven, used, parked or left in contravention of any of the provisions of this Bylaw, the owner of the vehicle and the carrier are jointly and severally liable for the contravention and subject to the penalty provided in this Bylaw unless either establishes to the satisfaction of the Court trying the case that, at the time of the contravention, the vehicle was not driven, used, parked or left by him or by any other person with his consent, expressed or implied.

OFFENCE AND PENALTY

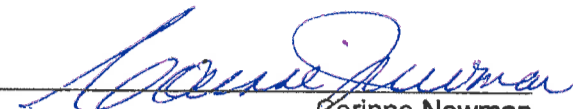
- 19** 1. Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable to a specified penalty of Five Hundred (\$500.00) Dollars.
2. Any person who being guilty of a first breach of this Bylaw contravenes any of the provisions of this Bylaw a second time with the same breach is guilty of an offence and is liable to a specified penalty of One Thousand (\$1,000.00) Dollars.
3. Any person who being guilty of a second breach of this Bylaw contravenes any of the provisions of this Bylaw a third or subsequent time with the same breach is guilty of an offence and is liable to a specified penalty of Two Thousand (\$2,000.00) Dollars.
- 20** A Peace Officer or a Bylaw Enforcement Officer, on reasonable and probable grounds believing an offence has been committed, may issue an offence ticket.

COMING INTO FORCE

- 21** This Bylaw shall come into force on the date it receives the approval of the Minister under to the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4 and upon passage of third reading, whichever shall last occur.
- 22** Bylaw 983/05, 990/05 and 1130/11 are hereby rescinded.

READ A FIRST TIME this 8th day of May 2012


Melodie Stol
Chief Elected Official

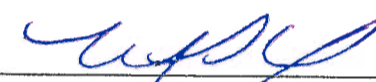

Corinne Newman
Chief Administrative Officer

READ A SECOND TIME this 8th day of May 2012


Melodie Stol
Chief Elected Official

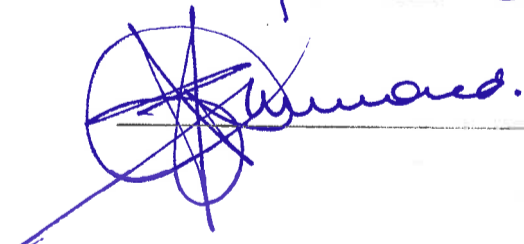

Corinne Newman
Chief Administrative Officer

READ A THIRD TIME this 8th day of May 2012

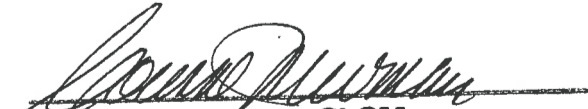

Melodie Stol
Chief Elected Official


Corinne Newman
Chief Administrative Officer

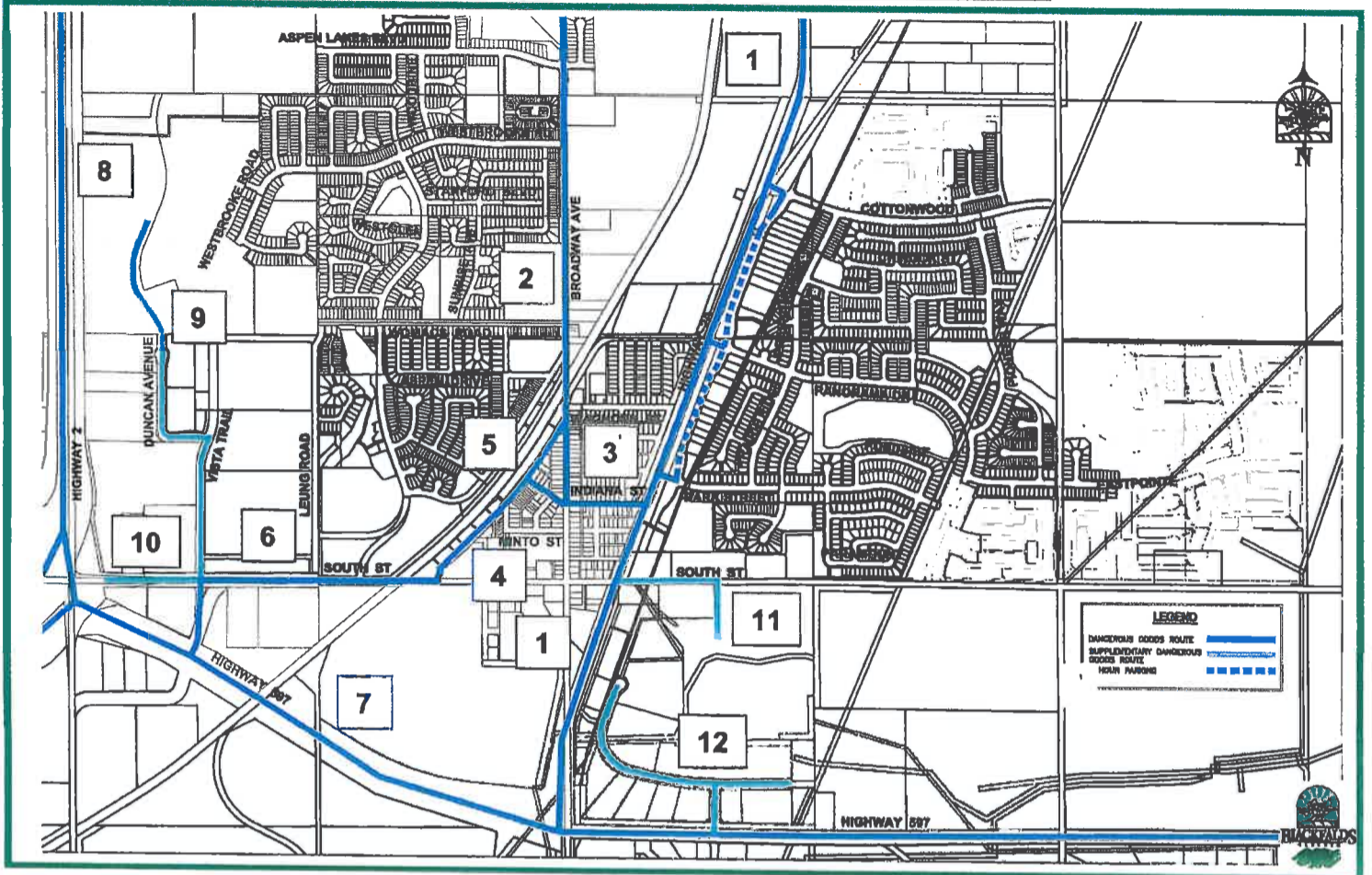
APPROVED BY THE MINISTER RESPONSIBLE FOR TRANSPORTATION, OR DELEGATED REPRESENTATIVE this 5th day of February 2013


Signature

TRUE CERTIFIED COPY


Corinne J. Newman CLGM
Chief Administrative Officer

Schedule "A" Dangerous Goods Route - Town of Blackfalds:



1. Hwy 2A North and South
 2. Broadway Avenue from the north boundary of town, south to Indiana Street
 3. Indiana Street from Broadway Avenue to Highway 2A
 4. East Railway Street from Broadway Avenue to South Street
 5. Moore Street from East Railway Street to Broadway Avenue
 6. South Street from East Railway Street to Hwy 597
 7. Hwy 597 East and West
 8. Highway 2 North and South
 9. Vista Trail to Duncan Avenue (Supplementary)
 10. South Street West of Vista (Supplementary)
 11. South Street East of Highway 2A to Public Works (Supplementary)
 12. Octagon Commercial Subdivision (Supplementary)
- 1-Hour Daytime Parking (between the hours of 7:00a.m. and 8:00p.m.)
 along the west side of Parkwood Rd from Panorama Dr to Park St *follow
 Panorama Drive from Hwy 2A to Parkwood Road or follow Park Street from
 Hwy 2A to Parkwood Road

Schedule "B"

Attention: Fire Chief
24 Hour Telephone: 403-396-5009
Facsimile: 403-885-5499

Box 220
Blackfalds, Alberta
T0M 0J0

OFF ROUTE PERMIT NO. _____

PERMISSION IS HEREBY GRANTED TO: _____

ADDRESS: _____ PHONE: _____

TO TRANSPORT THE FOLLOWING DANGEROUS GOODS:

FROM: _____ TO: _____

VIA: _____

PERMIT VALID FROM (DATE/TIME): _____ TO: _____

DESCRIPTION OF VEHICLE: _____

VEHICLE LICENCE NUMBER: _____

CONDITIONS:

1. This permit number (if issued by telephone) or copy of this permit must be carried in the vehicle or vehicles affected.
2. The applicant shall keep the Town of Blackfalds fully indemnified from any loss or damage that may arise from the transportation of the said dangerous goods.
3. The applicant shall take every precaution necessary to prevent damage to property or injury to person or persons as a result of the transportation of said dangerous goods.
4. When loading or unloading dangerous goods, no portion of the vehicle shall protrude on or into any pedestrian or vehicular right-of-way.
5. Failure to comply with the conditions of this permit may result in prosecution.

ADDITIONAL CONDITIONS:

NAME OF COMPANY

DATE AND TIME ISSUED

SIGNATURE (OR NAME) OF APPLICANT

CHIEF OR FIRE DEPARTMENT PER: