

Municipality of Bruderheim

Province of ALBERTA

Number 05-2023

A BYLAW OF THE MUNICIPALITY OF BRUDERHEIM, IN THE PROVINCE OF ALBERTA TO REGULATE THE TRANSPORTATION OF DANGEROUS GOODS.

WHEREAS, the Council of the Municipality of Bruderheim, duly assembled, deems it advisable to set forth the terms and conditions to regulate the transportation of dangerous goods in and through the Municipality of Bruderheim.

NOW THEREFORE, the Council of the Municipality of Bruderheim, under the authority vested in it by Section 17 of the Dangerous Goods Transportation and Handling Act, RSA 2000, c D-4 (the "Dangerous Goods Transportation and Handling Act"), hereby enacts as follows:

1. This Bylaw may be cited as "The Transportation of Dangerous Goods Routing Bylaw".
2. Unless otherwise defined, this Bylaw adopts the definitions contained in:
 - a) The Dangerous Goods Transportation and Handling Act and its Regulations, as amended; and
 - b) the Traffic Safety Act, RSA 2000, c T-6 and its Regulations, as amended.
3. For the purposes of this Bylaw, "placardable quantities" means:
 - a) a consignment of dangerous goods in a quantity that requires placard(s) pursuant to the Transportation of Dangerous Goods Regulations; or
 - b) an intermediate bulk container displaying labels pursuant to Section 4.15.3(c) of the Transportation of Dangerous Goods Regulations, SOR/2001-286, as amended.
4. No person shall transport, in or on a vehicle within the corporate limits of the Municipality of Bruderheim, any dangerous goods in placardable quantities unless the vehicle is travelling on an approved Dangerous Goods Route as shown in Schedule "A" to this Bylaw.
5. Section 4 applies to all persons, except those who are:
 - a) obtaining or delivering dangerous goods at a location in the Municipality of Bruderheim by the most direct route between Dangerous Goods Routes; or
 - b) proceeding to or from a vehicle storage location by the most direct route between Dangerous Goods Routes.
6. Notwithstanding Section 4, where a person is required to transport dangerous goods off a designated Dangerous Goods Route, a permit may be obtained for the Municipality or from the Fire Chief by telephoning or writing to:
 - a) The Town of Bruderheim
5017 Queen Street Box 280
Bruderheim, AB T0B 0S0
(780)796-3731
Office hours: 8:00 AM – 4:00 PM



- b) Regional Fire Chief, Emergency Services
Administration Office
5303 – 50 Avenue
Lamont, AB T0B 2R0
780-895-2233
Office Hours: 8:00 AM – 4:00 PM

7. No person transporting dangerous goods in placardable quantities shall stop within the Municipality except:

- a) at a permitted storage location, meaning any area which is at least one hundred and fifty (150) metres away from the nearest residential, institutional or assembly area and is approved by the Fire Chief;
- b) to load or unload;
- c) in compliance with a Peace Officer, an inspector or a traffic control device;
- d) to repair or refuel the vehicle, or
- e) in compliance with a valid permit.

8. Documentation

- a) Unless otherwise exempted by the Transportation of Dangerous Goods Regulations, a person shall, when requested by a Peace Officer, produce for the Officer's inspection any shipping document, any permit issued under this Bylaw, or any other document showing the designation of all shipments and a description of any dangerous goods.
- b) Any document obtained by a Peace Officer under this Section, shall be admitted in evidence as proof, in absence of evidence to the contrary, without proof of the signature or official character of the person who signed or certified the copies of the document.

9. Violation Ticket

- a) A violation ticket, notice or form commonly called a Violation Tag may be issued by a Peace Officer to any person alleged to have breached any provision of this Bylaw, and that violation ticket may require the payment in an amount, not to exceed \$500.00 (five hundred dollars) as specified in Schedule "C", attached to and forming part of the Bylaw, for that particular breach of the Bylaw;
- b) A Violation Tag or Violation Ticket shall be deemed to be sufficiently served when it is:
 - i) served personally on the accused;
 - ii) mailed to the address of the registered owner of the vehicle concerned or to the person concerned; or
 - iii) attached to or left upon the vehicle allegedly involved in the offence.
- c) Nothing in this Bylaw shall prevent any person from defending a charge of committing a breach of the provisions of the Bylaw.
- d) Any person who commits a breach of any of the provisions of this Bylaw shall, on conviction for such breach, be liable to a penalty not exceeding \$1000.00 (one thousand dollars), exclusive of costs, or to imprisonment, in the case of non-payment, for a term not exceeding 30 (thirty) days or to both fine and imprisonment.

10. This Bylaw shall come into force on the date of its approval by the Minister responsible for Alberta Transportation and Economic Corridors, or delegated representative.

READ A FIRST TIME IN COUNCIL

THIS 06 DAY OF July, 2023.


(Mayor)


(Chief Administrative Officer)

READ A SECOND TIME IN COUNCIL

THIS 06 DAY OF September, 2023.



(Mayor)


(Chief Administrative Officer)

READ A THIRD AND FINAL TIME IN COUNCIL

THIS 06 DAY OF September, 2023.


(Mayor)


(Chief Administrative Officer)

APPROVED BY [the Minister responsible for Alberta Transportation and Economic Corridors, or delegated representative]

THIS 26 DAY OF October, 2023.


(Signature)

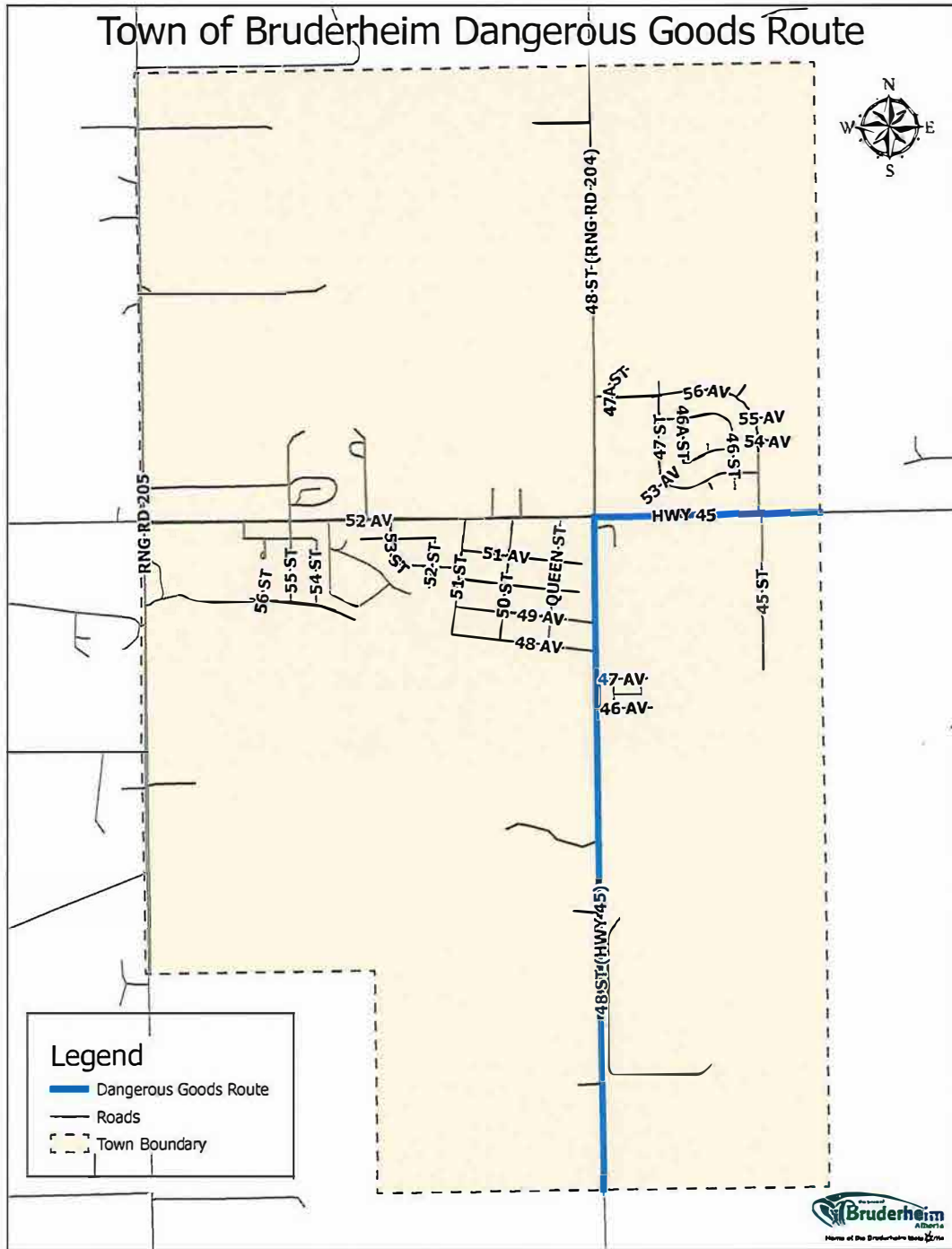
MUNICIPALITY OF BRUDERHEIM

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Schedule "A"

DANGEROUS GOODS ROUTES

- A) Highway 45 (48 Street) from south municipal limits to 52 Avenue
- B) Highway 45 (48 Street) from Range Road 204 to east municipal limits







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Schedule "B"

Dangerous Goods Route Signs

<p>Dangerous Goods Route (RB-69)</p>	 <p>RB-69 60 x 60 cm</p>
<p>Dangerous Goods Route (tab) (RB-69-T)</p>	 <p>RB-69-T 60 x 30 cm</p>
<p>Dangerous Goods Carriers Prohibited (RB-70)</p>	 <p>RB-70 60 x 60 cm</p>
<p>Dangerous Goods Carriers Prohibited (tab) (RB-70-T)</p>	 <p>RB-70-T 60 x 30 cm</p>



MUNICIPALITY OF BRUDERHEIM

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Schedule "C"

Schedule of Fines

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| 1. Drive vehicle carrying dangerous goods, contrary to the bylaw. | \$500.00 |
| 2. Stop vehicle carrying dangerous goods, contrary to the bylaw. | \$500.00 |
| 3. Fail to produce documents which identify a description of a load, contrary to bylaw | \$500.00 |

