

TOWN OF HIGH RIVER

ALBERTA

BY-LAW NO. 4072/2004

BEING A BYLAW OF THE TOWN OF HIGH RIVER, IN THE PROVINCE OF ALBERTA, TO REGULATE DANGEROUS GOODS TRANSPORTATION AND HANDLING.

WHEREAS

The Council of the Town of High River, duly assembled, deems it advisable to set forth the terms and conditions to regulate dangerous goods transportation and handling in and through the Town of High River;

NOW

THEREFORE

The Council of the Town of High River, pursuant to the authority contained within the Dangerous Goods Transportation and Handling Act, RSA2000, Chapter D-4, hereby enacts as follow:

1. This By-law may be cited as the "Dangerous Goods Transportation and Handling By-law".
2. Definitions in the Dangerous Goods Transportation and Handling Act, RSA 2000 Chapter D-4 and regulations pursuant to the Act, as applicable; and, the definitions of the Traffic Safety Act, RSA 2000 Chapter T-6 are adopted for the purposes of interpretation and the application of this By-law.
3. No person shall transport within the corporate limits of the Town of High River, any dangerous goods for which placards are required, by the Dangerous Goods Transportation and Handling Act, RSA 2000 Chapter D-4 and Regulations in any motor vehicle other than on an approved Dangerous Goods Transportation and Handling Route as shown on the map in Appendix "A" attached and forming part of this By-law and as identified as such by signs, as shall be posted, set out in Appendix "B" attached and forming part of this By-law unless the said person is:

obtaining dangerous goods from or delivering dangerous goods to a location in High River, or:

is proceeding to or from a vehicle storage location by the most direct route between Dangerous Goods Transportation and Handling Route;

4. Notwithstanding Paragraph 3 where a person is required to transport dangerous goods off a designated Dangerous Goods Transportation and Handling Route, a permit may be issued by the Municipality or the Fire Chief by telephoning or writing to:

MUNICIPALITY: 309B Macleod Trail S.W.,
High River Alberta
T1V 1Z5
(403) 652-2110

FIRE CHIEF: 309B Macleod Trail S.W.,
High River Alberta
T1V 1Z5
(403) 652-3774 / Cell: (403) 601-0119

5. No person transporting dangerous goods for which placards are required by the Dangerous Goods Transportation and Handling Act RSA 2000, Chapter D-4, and Regulations, shall stop, or travel 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 occupancy and is approved by the Fire Chief,
 - b) to load or unload,
 - c) in compliance with a Peace Officer, an inspector or traffic control device,
 - d) to refuel or repair vehicle,
 - e) in compliance with a valid permit.

6.
 - a) A person shall, when requested by a Peace Officer, produce for such officer's inspection any shipping document, a permit issued pursuant to this By-law, or other documents showing the origin and destination of the trip and a description of the load.
 - b) Particulars obtained by a Peace Officer under this section and submitted by the Peace Officer as evidence in Court shall be prima facie proof of the particulars thereon submitted in evidence without proof of the signature or official capacity of the person signing the shipping document.
7. Powers of Police
 - a) A notice or form commonly called a Traffic Tag may be issued by a Peace Officer to any person alleged to have breached any provision of this By-law, and the said notice shall require the payment in the amount, not exceeding one thousand dollars (\$1000.00), as specified within Schedule A of Rate By-law 3754/93, for that particular breach of this By-law. Whether or not a voluntary penalty will be allowed will be left to the judgment of the Peace Officer or other official handling the case.
 - b) A Traffic Tag shall be deemed to sufficiently served:
 - (i) if served personally on the accused, or
 - (ii) if mailed to the address of the registered owner of the vehicle concerned, or to the person concerned or,
 - (iii) if attached to or left upon the vehicle in respect of which the offence is alleged to have been committed.
 - c) Nothing in this By-law shall prevent any person from defending a charge of committing a breach of this By-law.
 - d) Any person who commits a breach of any of the provisions of this By-law shall on conviction for such breach, be liable to a penalty not exceeding two thousand five hundred dollars (\$2,500.00), exclusive of costs or imprisonment for in case of non-payment for a term not exceeding six (6) months; or, to both a fine and imprisonment.
8. By-law 3578/78 is hereby rescinded.
9. This By-law shall come into full force and effect once approval of this By-law is obtained from the Minister responsible for Alberta Transportation, or the delegated representative, and Third and Final Reading has been given.

Read a First Time this 2nd day of February, A.D., 2004.

MAYOR/DEPUTY MAYOR

TOWN MANAGER/
DIRECTOR OF CORPORATE SERVICES

Read a Second Time this 2nd day of February, A.D., 2004.

MAYOR/DEPUTY MAYOR

TOWN MANAGER/
DIRECTOR OF CORPORATE SERVICES

Approved by the Minister Responsible for Alberta Transportation or Delegated

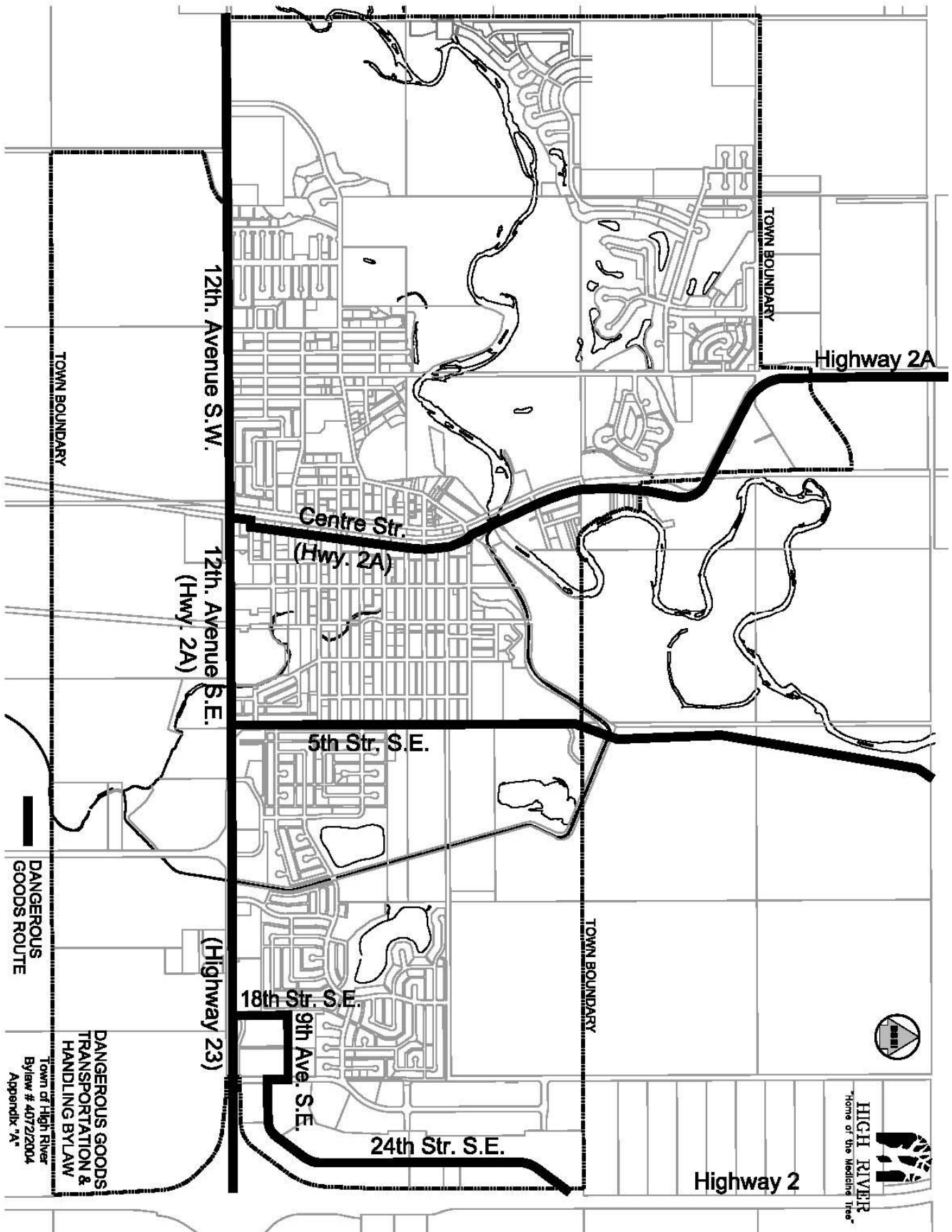
Representative this _____ day of _____, A.D., 200__

Read a Third Time this _____ day of _____, A.D., 200__.

MAYOR/DEPUTY MAYOR

TOWN MANAGER/
DIRECTOR OF CORPORATE SERVICES

By-Law 4072/2004
Dangerous Goods Transportation and Handling By-Law
Schedule "A"




By-Law 4072/2004
Dangerous Goods Transportation and Handling By-Law
Schedule "B"

Dangerous Goods Route Signs










Dangerous Goods Route Signs will be used to indicate regulations solely to the movement on streets and highways of vehicles classified as dangerous goods carriers.

Dangerous Goods Route Sign (RB-69)

RB-69		DANGEROUS GOODS ROUTE	60 x 60	0.36	WHITE	BLACK & GREEN
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The Dangerous Goods Route Sign indicates that dangerous goods carriers, as prescribed by legislation, are permitted to travel along a street or highway.

The sign shall be supplemented with proper advance and direction arrows (1B-5 to 1B-9) to indicate a turn or a change in the direction of a designated route. Advance turn arrows shall be installed at a point not less than 50 m. nor more than 150 m. in advance of an intersection where the route changes direction.

IB-5-TL		DIRECTION - LEFT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-5-TR		DIRECTION - RIGHT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-6-TL		ADVANCE TURN ARROW - LEFT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-6-TR		ADVANCE TURN ARROW - RIGHT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-7-T		DIRECTION - STRAIGHT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-8-TL		DIRECTION - LEFT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-8-TR		DIRECTION - RIGHT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-9-TL		DIRECTION - ANGLE LEFT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE
IB-9-TR		DIRECTION - ANGLE RIGHT (TAB)	45 x 30 60 x 45	0.14 0.27	WHITE GREEN	BLACK WHITE


The tab sign (RB-69T) may be used for an educational period.

RB-69-T		DANGEROUS GOODS ROUTE (TAB)	60 x 30	0.18	WHITE	BLACK
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The signs shall be reflectorized or illuminated to show the same color and shape by night as by day.

By-Law 4072/2004
 Dangerous Goods Transportation and Handling By-Law
Schedule “B” Continued

Dangerous Goods Prohibition Sign (RB-70)

RB-70		DANGEROUS GOODS PROHIBITED	60 x 60	0.36	WHITE	BLACK & RED
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The Dangerous Goods Prohibition Sign indicates that dangerous goods carriers, as prescribed by legislation, are prohibited from traveling upon a street or highway.

The sign will be installed along the street or highway on which the dangerous goods carriers are prohibited, at the point at which such street or highway intersects a Dangerous Goods Route, to prohibit the illegal entry of these vehicles.

The tab sign (RB-70T) may be used for an educational period.

RB-70-T		DANGEROUS GOODS CARRIERS PROHIBITED (TAB)	60 x 30	0.18	WHITE	BLACK
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The signs shall be reflectorized or illuminated to show the same color and shape by night as by day.