

**TOWN OF HARDISTY
BY-LAW NO. 1125/08**

**A BY-LAW OF THE TOWN OF HARDISTY, IN THE PROVINCE OF ALBERTA, TO
REGULATE THE TRANSPORTATION OF DANGEROUS GOODS.**

WHEREAS, the Council of the Town of Hardisty, duly assembled, deems it advisable to set forth the term and conditions to regulate the transportation of dangerous goods in and through the Town of Hardisty.

NOW THEREFORE, the Council of the Town of Hardisty, under the authority vested in it by Section 17 of the **Dangerous Goods Transportation and Handling Act**, hereby **ENACTS AS FOLLOWS**:

1. This By-law may be cited as the "Transportation of Dangerous Goods Routing By-law".
2. Definitions in the **DANGEROUS GOODS TRANSPORTATION AND HANDLING ACT** and its Regulations, as applicable; and the definitions in the **TRAFFIC SAFETY ACT** and its Regulations, as applicable; are adopted for the purposes of the interpretation and the application of this By-law.
3. No person shall transport within the corporate limits of the Town of Hardisty, any Dangerous Goods for which placards are required by the **Dangerous Goods Transportation and Handling Act** and its Regulations in or on any vehicle other than on an approved Dangerous Goods Route as shown on the map in Schedule "A", attached to and forming part of this By-law, and as identified by such signs, as shall be posted, set out in Schedule "B", attached to and forming part of this By-law, unless the said person is:
 - (a) Obtaining dangerous goods from or delivering dangerous goods to a location in the Town of Hardisty by the shortest and most direct route from the nearest Dangerous Goods Route; or
 - (b) proceeding to or from a vehicle storage location by the most direct route between Dangerous Goods Route.
4. Notwithstanding Section 3, where a person is required to transport dangerous goods off a designated Dangerous Goods Route, a permit may be obtained from the Town of Hardisty or from the Fire Chief by writing to or telephoning:
 - (a) Town of Hardisty, Box 10, Hardisty, AB T0B 1V0, Phone (780) 888-3623, or
 - (b) Hardisty Fire Department, Box 10, Hardisty, AB T0B 1V0
5. No person transporting Dangerous Goods for which placards are required shall stop within the Town except:

- (a) at a permitted storage location or designated parking area;
 - (b) to load or unload;
 - (c) in compliance with a Peace Officer, an Inspector or traffic control device;
 - (d) to repair or refuel the vehicle;
 - (e) in compliance with a valid permit; or
 - (f) for the personal comfort needs of the driver.
6. A person shall, when requested by a Peace Officer, produce for the Officer's inspection any shipping document, any permit issued under this By-law, or any other document showing the origin and designation of all shipments and a description of any dangerous goods.
- Particulars obtained by a Peace Officer under this section and tendered by him 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 document.
7. A notice commonly called a Violation Ticket may be issued by a Peace Officer to any person alleged to have breached any provision of this By-law, and that notice may require the payment in an amount, not to exceed five hundred dollars (\$500.00), as specified in Schedule "C", attached to and forming part of the By-law, for that particular breach of the By-law;

A Violation Ticket shall be deemed to be sufficiently served:

- (a) if served personally on the accused;
- (b) if mailed to the address of the registered owner of the vehicle concerned or to the person concerned; or
- (c) if attached to or left upon the vehicle allegedly involved in the offence.

Nothing in this By-law shall prevent any person from defending a charge of committing a breach of the provisions of the By-law.

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 five hundred dollars (\$500.00) exclusive of costs, or to imprisonment, in the case of non payment, for a term not exceeding thirty (30) days; or to both fine and imprisonment.

8. This By-law shall come into force on the date of its approval by the Minister, Alberta Infrastructure and Transportation (or delegated representative).
9. Bylaw 1007/00 is hereby repealed.

READ A FIRST TIME THIS 13th DAY OF February A.D., 2008

READ A SECOND TIME THIS 13th DAY OF February A.D., 2008

APPROVED BY THE Minister, Alberta Infrastructure and Transportation (or delegated representative) this 25th day of FEBRUARY A.D., 2008.


Assistant Deputy Minister, Transportation Safety Services Division

READ A THIRD TIME AND FINALLY PASSED THIS 12, DAY OF March,
A.D., 2008.



Mayor - Anita Miller



CAO - Tony Kulbisky



**TOWN OF HARDISTY
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**SCHEDULE "B"
DANGEROUS GOODS ROUTE SIGNS**

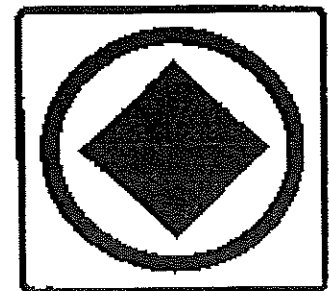
Dangerous goods Route Signs will be used to indicate regulations related solely to the movement on streets and highways of vehicles classified as dangerous goods carriers.

Dangerous Goods Route Signs (RB-69)

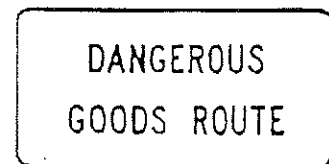
The Dangerous Goods Route Sign will show that dangerous goods carriers, as defined by legislation, are allowed to travel along a street or highway. Proper advance and directional arrows (1B-5 to 1B-9) will be added to the sign to indicate a turn or a change in the direction of a designated route. Advance turn arrows will be placed between 50m and 150m before an intersection where the route changes direction.

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

The signs will be made to reflect, or lit to show, the same colour and shape both day and night.



RB-69
60 x 60 cm



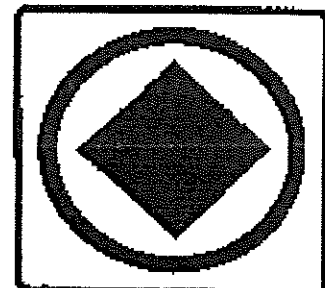
RB-69T
60 x 30 cm

Dangerous Goods Parking Area Signs (RB-69)

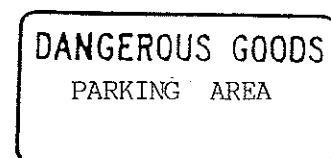
The Dangerous Goods Parking Area Sign will show that dangerous goods carriers, as defined by legislation, are allowed to park in designated areas.

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

The signs will be made to reflect, or be lit to show, the same colour and shape both day and night.



RB-69
60 x 60 cm



RB-69T
60 x 30 cm

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SCHEDULE "C"

SCHEDULE OF FINES

1. Drive vehicle carrying Dangerous Goods contrary to the By-law \$500.00 (maximum)
2. Stop vehicle carrying Dangerous Goods contrary to the By-law \$500.00 (maximum)
3. Fail to produce documents which identify origin and destination of trip and a description of the load contrary to the By-law. \$500.00 (maximum)