

**TOWN OF MORINVILLE
DANGEROUS GOODS CONTROL ROUTE
BYLAW 3/2004**

A Bylaw in the Town of Morinville, in the Province
of Alberta, to regulate the transportation of
Dangerous Goods

WHEREAS, the Town of Morinville is empowered by the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4, to regulate the transportation of Dangerous Goods within the corporate limits;

AND WHEREAS, in the interests of public safety, the Town of Morinville is desirous of restricting vehicles transporting Dangerous Goods to Dangerous Goods routes as much as possible;

NOW THEREFORE, the Council of the Town of Morinville, duly assembled, enacts as follows:

1. This Bylaw may be cited as the, "Dangerous Goods Control Route Bylaw."
2. Definitions contained in the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4, as applicable; and the definitions of the Traffic Safety Act, RSA 2000, Chapter R-6 are adopted for the purposes of the interpretation and the application of this Bylaw.
3. In this Bylaw:
 - (a) "Carrier", means any person transporting Dangerous Goods in, into, through or out of the Town of Morinville, by any vehicle;
 - (b) "Dangerous Goods", means dangerous materials for which placards are required by the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4;
 - (c) "Dangerous Goods Route Signs", means those signs identified in Schedule "A" attached to and forming part of this Bylaw;
 - (d) "Dangerous Goods Route," means any highway so designated in Schedule "B" attached to and forming part of this Bylaw which shall be posted with Dangerous Goods Route Signs.
 - (e) "Service Station or Repair Depot," means any premises licensed for the purposes of dispensing fuel or carrying fuel or carrying out mechanical repairs;
 - (f) "Truck Route," means a truck route as defined in the Traffic Bylaw, No. 11/94, and;

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- (g.) "Vehicle Storage Location," means any area which is at least one hundred fifty (150) meters away from the nearest residential, institutional or assembly occupancy and has been accepted by the Fire Chief, or an official designated by the Town Manager or other location accepted by the Fire Chief or an official designated by the Town Manager.
4. Subject to Section 6, no carrier shall transport Dangerous Goods other than on a Dangerous Goods Route except:
- (a.) To obtain or deliver Dangerous Goods from or to a location off a Dangerous Goods route or to gain access to a vehicle storage location, in which event he shall:
- (i) proceed on a Dangerous Goods route to the truck route which forms the most direct route to the collection or delivery point or the vehicle storage location.
- (ii) proceed on a truck route specified in (i) directly to the collection or delivery point or the vehicle storage location, and;
- (iii) if applicable, proceed on the street specified in (ii) directly to the collection or delivery point or the vehicle storage location, and;
- (iv) return to the Dangerous Goods Route on the same street and truck route, or;
- (b.) to obtain emergency repairs or service at the nearest service station or repair depot located on a truck route.
5. No carrier shall stop within the Town of Morinville except;
- (a.) in compliance with a peace officer, an inspector or a traffic control device;
- (b.) to load or unload;
- (c.) to repair or refuel the vehicle, or;
- (d.) at a vehicle storage location.
6. (a.) A carrier may apply for a special permit to transport Dangerous Goods off a designated Dangerous Goods Route other than in a manner set out in Section 4.
- (b.) A special permit may be issued by the Town of Morinville through the Fire Chief or an official authorized by the Town Manager by telephone or in writing to the Town of Morinville, 10125 - 100th Avenue, Morinville, Alberta, T8R 1L6, (780) 939-4361. Applications shall contain evidence to support that

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compliance with Section 4 is impracticable.

- (c.) The Fire Chief or an official authorized by the Town Manager may issue a special permit granting total or partial exemption from the requirements of Section 4 and may impose any terms or conditions considered necessary in the circumstances to safeguard the citizens of the Town of Morinville and their property.
 - (d.) Any contravention of the terms and conditions contained in a special permit issued pursuant to Subsection (c.) shall render such permit invalid.
7. (a.) A carrier shall, when requested to do so by a peace officer, produce for such officer's inspection the shipping document showing the description, origin, and destination of all consignments of Dangerous Goods being transported.
- (b.) Particulars obtained by a peace officer from a shipping document produced under Subsection (a.) and submitted by him in evidence in court shall be prima facia proof of the particulars therein without proof of signature or official capacity of the person signing the shipping document.
8. (a.) Where a peace officer of the Town of Morinville, or a member of the Royal Canadian Mounted Police believes that a person has contravened a provision of this Bylaw, he/she may serve upon or mail such person a tag.
- (b.) The tag shall be in such form as the Town of Morinville determines and shall indicate thereon the date of the offence, the time of the offence, the place where the offence occurred and the section of the Bylaw which was contravened.
- (c.) Upon issuance of a tag for a breach of Sections 4 or 5 of this Bylaw, the penalty of two hundred dollars (\$200.00) shall apply.
- (d.) Notwithstanding the other provisions of this section, a person to whom a tag is served or mailed pursuant to Subsection (b.), may exercise the right to defend any charge of a contravention of any of the provisions of this Bylaw indicated on the tag.
- (e.) A person authorized to issue a tag as provided in Subsection (a.) is not required to issue a tag in respect to the contravention if, in his/her sole discretion, it seems expedient to him/her to issue a Summons prosecuting the offence instead of issuing a tag.
9. This Bylaw does not come into force until it is approved by the designate Minister pursuant to the Dangerous Goods Transportation and Handling Act, RSA 2000, Chapter D-4.

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If any Section or Sections of this Bylaw or parts thereof are found in any court of law to be illegal or beyond the power of Council to enact, such Section or Sections or parts thereof shall be deemed to be severable and all other Sections or parts of this Bylaw shall be deemed to be separate and independent therefrom and to be enacted as such.

Read a first time this 27 day of January, 20 04 A.D.

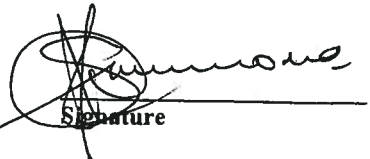


Mayor



Town Manager

"APPROVED BY THE MINISTER RESPONSIBLE FOR ALBERTA
TRANSPORTATION, OR DELEGATE REPRESENTATIVE THIS 18th
day of FEBRUARY, 20 04 A.D.




Signature

Read a second time this 9 day of March, 20 04 A.D.

Read a third time and passed this 9 day of March, 20 04
A.D.

Deputy - 

Mayor



Town Manager

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BYLAW NO. 3/2004

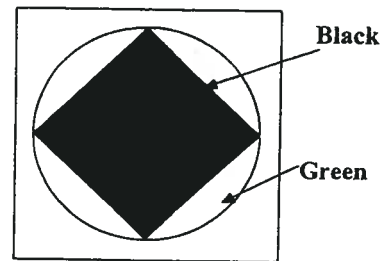
TOWN OF MORINVILLE
SCHEDULE "A" TO BYLAW 3/2004

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.

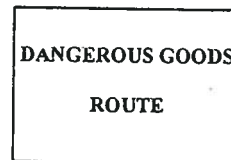
Dangerous Goods Route Sign (RB-69)

The Dangerous Goods Route Sign indicates that the Dangerous Goods carriers, as prescribed by legislation, are permitted to travel along a street or a highway



60 x 60

The sign shall be supplemented with proper advance and directional arrows (1B-5 to 1B-9) to indicate a turn or 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.

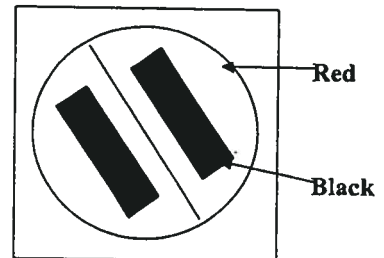


60 x 30 cm

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

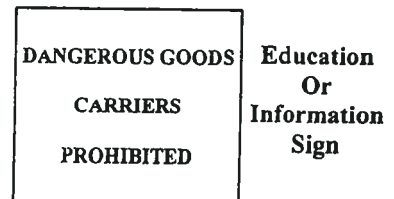
Dangerous Goods Prohibition Sign (RB - 70).

The Dangerous Goods Prohibition Sign indicates that legislation, are prohibited from traveling upon a street or a highway.



60 x 60 cm

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.



60 x 30 cm

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

The signs shall be reflectorized or illuminated to show the same color and shape by night as by day.

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TOWN OF MORINVILLE
SCHEDULE "B" TO BYLAW 3/2004

DANGEROUS GOODS ROUTES

<u>THOROUGHFARE</u>	<u>FROM</u>	<u>TO</u>
100 th Avenue	East Town Limits	West Town Limits
100 th Street	South Town Limits	North Town Limits

Town of • Ville de
MORINVILLE

**TOWN OF MORINVILLE
PERMIT FOR OFF ROUTE DANGEROUS
GOODS TRAVEL**

Company / Permit Holder Name: _____

Address: _____

Phone Number: _____

Fax Number: _____

Terms of Permit: _____

Date of Expiry: _____

**ANY CONTRAVENTION OF THE TERMS LISTED ON THIS PERMIT, SHALL
RENDER THIS PERMIT INVALID. COMPANIES/INDIVIDUALS FOUND IN
CONTRAVENTION OF ANY PROVISION UNDER THE DANGEROUS GOODS
CONTROL ROUTE BYLAW ARE SUBJECT TO FINES LISTED IN THE BYLAW.**

This Permit has been approved this _____ day of _____, _____.

Company Representative / Permit Holder _____

Authorized Official of the Town of Morinville _____

An Alberta Capital Region Community