

DISTRICT OF SALMON ARM

BYLAW NO. 3303

A bylaw to regulate the transportation and vehicle storage of dangerous goods within the District of Salmon Arm

WHEREAS a municipality is empowered by the Transport of Dangerous Goods Act, RSBC 1996, Chapter 458 to make bylaws respecting the transportation of dangerous goods on highways, under its direction, control and management;

AND WHEREAS in the interest of public safety, the District is desirous of restricting vehicles transporting dangerous goods to Dangerous Goods *Truck Routes* and designated *truck routes* as much as possible;

NOW THEREFORE the Council of the District of Salmon Arm in open meeting assembled enacts as follows:

1. For the purposes of this bylaw, the following definitions shall apply:

“CARRIER” means any person transporting dangerous goods in, into, through or out of the District by any vehicle.

“DANGEROUS GOODS” shall have the meaning designated to dangerous goods in the Transport of Dangerous Goods Act, RSBC, Chapter 458 and amendments thereto.

“DANGEROUS GOODS ROUTE” means those portions of highways as outlined in red and described in Schedule “A” attached hereto and forming part of this bylaw.

“DESTINATION” means the location for pickup or delivery of dangerous goods indicated on the bill of lading for such dangerous goods.

“HIGHWAY” means a highway as defined in the Motor Vehicle Act.

“SERVICE STATION or REPAIR DEPOT” means any premises licensed for the purposes of dispensing fuel or carrying out mechanical repairs.

“TRUCK ROUTE” means a *truck route* as defined in the District of Salmon Arm Traffic Bylaw, as amended from time to time.

“VEHICLE STORAGE LOCATION” means any area which is at least one hundred and fifty (150) metres away from the nearest residential, institution or assembly occupancy as defined in the British Columbia Building Code, 1998, and has been accepted by the Fire Chief, or other location accepted by the Fire Chief.

2. A vehicle carrying dangerous goods in the District of Salmon Arm shall only travel on *dangerous goods routes* save that it may:
 - a) depart from and return to a *dangerous goods route* for the purpose of picking up or delivering dangerous goods; or
 - b) depart from a *dangerous goods route* to a permitted *vehicle storage location*; or
 - c) to obtain emergency repairs or service at the nearest *service station* or *repair depot*.

In each of the foregoing exceptions, the vehicle must travel via a designated *Truck Route* and thereafter, by the closest and most direct route to its *destination*.

3. No *carrier* may stop within the District except:
 - a) in compliance with a Peace Officer, an Inspector or *traffic control device*;
 - b) to load or unload;
 - c) to repair or refuel the vehicle; or
 - d) at a *vehicle storage location*.
4. Every person who violates any of the provisions of this bylaw or committed an offence against this bylaw shall be liable to a fine in accordance with the Ticket Information Utilization Bylaw as amended from time to time.
5. Save for *dangerous goods routes* and as otherwise provided herein, the transportation of *dangerous goods* on highways in the District of Salmon Arm is prohibited.

6. This bylaw may be cited as "**District of Salmon Arm Transportation of Dangerous Goods Bylaw No. 3303**".

READ A FIRST TIME THIS 23rd DAY OF February 2004

READ A SECOND TIME THIS 28th DAY OF May 2007

READ A THIRD TIME THIS 28th DAY OF May 2007

APPROVED BY THE MINISTER OF TRANSPORTATION PURSUANT TO
SECTION 52 OF THE HIGHWAY ACT THIS 7th DAY OF September 2007

ADOPTED BY COUNCIL THIS 24th DAY OF November 2008

M. BOOTSMA
MAYOR

C. BANNISTER
CORPORATE OFFICER

