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# Agenda

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Call to Order

National Anthem

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|      |   |              |
|------|---|--------------|
| 1.0  | Additions to the Agenda   |              |
| 2.0  | Adoption of Agenda  |              |
| 3.0  | Corrections or Amendments:  |              |
| 3.1. | September 10, 2014 Regular Meeting of Council Minutes   | 3-13         |
| 3.2. | September 10, 2014 Public Hearing Minutes for Bylaw 2014/10/D   | 14-16        |
| 4.0  | Adoption of:  |              |
| 4.1. | September 10, 2014 Regular Meeting of Council Minutes   |              |
| 4.2. | September 10, 2014 Public Hearing Minutes for Bylaw 2014/10/D   |              |
| 5.0  | Public Hearings   |              |
| 5.1. | Transportation of Dangerous Goods Bylaw 2014/09/P   | 17           |
| 5.2. | Rezoning Bylaw 2014/15/D 4729-49 St   | 18           |
| 5.3. | Rezoning Bylaw 2014/17/D 4008-47 St   | 19           |
| 6.0  | Delegations   |              |
| 6.1. | Emily Hickman – Homelessness & Poverty Reduction Strategy   | 20           |
| 6.2. | Fire Chief Tom Thomson – Reports for July & August  |              |
| 7.0  | Public Time   |              |
| 8.0  | Decision Items  | Pages 21-155 |
| 8.1. | Councillor Transportation of Dangerous Goods Bylaw 2014/09/P, 2 <sup>nd</sup> & 3 <sup>rd</sup> Reading | 21-38        |
| 8.2. | Councillor Rezoning Bylaw 2014/15/D 4729-49 St 2 <sup>nd</sup> & 3 <sup>rd</sup> Reading                | 39-45        |
| 8.3. | Councillor Rezoning Bylaw 2014/17/D 4008-47 St 2 <sup>nd</sup> & 3 <sup>rd</sup> Reading                | 46-55        |
| 8.4. | Councillor Rezoning Bylaw 2014/18/D 4847-54 Ave 1 <sup>st</sup> Reading                                 | 56-62        |
| 8.5. | Councillor Business License #1970, Tow Truck Business   | 63-72        |
| 8.6. | Councillor Development Permit DV14-131 4401-38 St, Encroachment Agreement Amendment                     | 73-78        |

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| 8.7.  | Councillor | Rezoning Bylaw 2014/10/D 4503-49 St 3 <sup>rd</sup> Reading               | 79-107  |
| 8.8.  | Councillor | Development Permit DV14-164 4503-49 St,<br>Discretionary Use              | 108-121 |
| 8.9.  | Councillor | Homelessness & Poverty Reduction Strategy<br>Committee Terms of Reference | 122-129 |
| 8.10. | Councillor | TD Green Streets Recognition Plaque                                       | 130     |
| 8.11. | Councillor | Violence in the Workplace Prevention Policy<br>No. A-06-14                | 131-142 |
| 8.12. | Councillor | Mayor's Advisory Committee Member Appointment                             | 143-149 |
| 8.13. | Councillor | ECDC Board Member Appointments  | 150-151 |
| 8.14. | Councillor | Library Board Community Member Appointment                                | 152-154 |
| 8.15. | Councillor | Rescind Old Policies  | 155     |

9.0 Information Items Pages 156-194

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| 9.1. | Fire Services Reports: July & August 2014                                 | 156-159 |
| 9.2. | Library Board – June 2014 Minutes, Plan of Service, and Director's Report | 160-164 |
| 9.3. | Childcare Operational Board – April & June 2014 Minutes                   | 165-171 |
| 9.4. | Aquatic Facility Fund Development Committee – May 2014 Minutes            | 172-174 |
| 9.5. | Headwaters Alliance – July 2014 Minutes                                   | 175-179 |
| 9.6. | STAR Catholic Board Highlights - September 2014                           | 180     |
| 9.7. | Brazeau Seniors Foundation – July 2014 Minutes                            | 181-187 |
| 9.8. | Smart Cities Symposium Report – Councillor Wheeler                        | 188-194 |

10.0 Department Reports

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| 10.1. | Planning & Development   | Jenn Martin         |
| 10.2. | Engineering & Transportation   | Sonya Wrigglesworth |
| 10.3. | Community Services, FCSS & Sustainability                            | Annette Driessen    |
| 10.4. | Information Services & Economic Development & Protective<br>Services | Nesen Naidoo        |
| 10.5. | Administration   | Manny Deol          |

11.0 Council Reports

|       |                    |
|-------|--------------------|
| 11.1. | Councillor Nadeau  |
| 11.2. | Councillor Long    |
| 11.3. | Councillor Shular  |
| 11.4. | Councillor McClure |
| 11.5. | Councillor Wheeler |
| 11.6. | Councillor Bossert |
| 11.7. | Mayor McLean       |

12.0 Adjournment



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## Meeting Minutes

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### **THOSE PRESENT:**

Councillor Nadeau  
Councillor Shular  
Councillor McClure  
Councillor Bossert  
Councillor Wheeler  
Manny Deol, Town Manager  
Nesen Naidoo, Assistant Town Manager  
Annette Driessen, Director of Community Services  
Jenn Martin, Planning & Development Officer  
Chandra Dyck, Legislative Services Coordinator  
Jill Buehler, Communications & Marketing Coordinator  
Sonya Wigglesworth, Director of Engineering  
Krystle Kotyk, Administrative Assistant  
Jason Thompson, Audio/Video  
Sgt. Chris Delisle, RCMP  
Tom Thomson, Fire Chief  
Courtney Whalen, Drayton Valley Western Review  
Reinisa MacLeod, CIBW Radio  
Members of the Public

### **ABSENT:**

Mayor McLean  
Deputy Mayor Long

### **CALL TO ORDER**

Mr. Deol called the meeting to order at 9:02 a.m. and asked for a motion to appoint an Acting Mayor to chair the September 10, 2014 Regular Meeting of Council.

### **RESOLUTION #218/14**

Councillor McClure moved to appoint Councillor Shular as the Acting Mayor for the September 10, 2014 Regular Meeting of Council.

### **CARRIED UNANIMOUSLY**

### **1.0 Additions to the Agenda**

The following items were added to the September 10, 2014 Regular Meeting of Council agenda:

- 9.7. Joint Housing Committee RFP Outline
- 9.8. Country Style Mobile Home Park Expansion

## **2.0 Adoption of Agenda**

### **RESOLUTION #219/14**

Councillor Nadeau moved to adopt the Agenda for the September 10, 2014 Regular Meeting of Council as amended.

**CARRIED UNANIMOUSLY**

## **3.0 Corrections or Amendments:**

### 3.1. August 27, 2014 Regular Meeting of Council Minutes

Councillor Bossert explained that under item 8.3 Neighbourhood Outdoor Skating Rinks, there is no documentation of her comments on her experiences with property damage due to a neighbourhood rink. Item 8.4, pursuant is spelled incorrectly. Item 8.5, change to must "have" approval. Item 8.6, change residence to "residents". Item 8.7, add a clause to indicate that Councillor McClure was not present for the decision of the item.

### 3.2. August 27, 2014 Public Hearing Minutes for Bylaw 2014/05/D

There were no corrections or amendments to the August 27, 2014 Public Hearing meeting Minutes for Bylaw 2014/05/D.

### 3.3. August 27, 2014 Public Hearing Minutes for Bylaw 2014/06/D

There were no corrections or amendments to the August 27, 2014 Public Hearing meeting Minutes for Bylaw 2014/06/D.

## **4.0 Adoption of:**

### 4.1. August 27, 2014 Regular Meeting of Council Minutes

### 4.2. August 27, 2014 Public Hearing Minutes for Bylaw 2014/05/D

### 4.3. August 27, 2014 Public Hearing Minutes for Bylaw 2014/06/D

### **RESOLUTION #220/14**

Councillor Wheeler moved to adopt the Minutes of the August 27, 2014 Regular Meeting of Council as amended.

**CARRIED UNANIMOUSLY**

### **RESOLUTION #221/14**

Councillor Bossert moved to adopt the August 27, 2014 Public Hearing Minutes for Bylaw 2014/05/D as presented.

**CARRIED UNANIMOUSLY**

### **RESOLUTION #222/14**

Councillor Nadeau moved to adopt the August 27, 2014 Public Hearing Minutes for Bylaw 2014/06/D as presented.

**CARRIED UNANIMOUSLY**

## **5.0 Public Hearings**

- 5.1. Bylaw 2014/10/D Aurora ASP Amendment  
A separate set of Minutes were recorded for this item.

## **6.0 Proclamations**

- 6.1. World Cerebral Palsy Day  
Acting Mayor Shular declared October 1, 2014, as “World Cerebral Palsy Day” in the Town of Drayton Valley.
- 6.2. Breast Cancer Awareness Month  
Acting Mayor Shular declared the month of October, 2014, as “Breast Cancer Awareness Month” in the Town of Drayton Valley.

## **7.0 Community Spotlight**

- 7.1. River Valley Players: Allie Spicer-Riess  
Ms. Spicer-Riess introduced Darcy Mulroy as the Chair and Owana Hogan as the Treasurer of River Valley Players and provided information about the group. Currently, River Valley Players are coordinating an “Acting Out” program at Frank Maddock High School on September 10, 2014; a Zombie Run on September 27, 2014; a Haunted House on October 25, 2014; and a production of the Sound of Music, in collaboration with Miss Joanne’s School of Dance, for November. Additionally, the group is exploring funding options to assist a youth in attending Artstrek. The cost for this is normally between \$500 and \$600, which is already a subsidized cost through sponsors of Theatre Alberta. The River Valley Players are always looking for volunteers for events.

Councillor Nadeau explained she would like to see a grant opportunity for local artists to come forward for discussion during the budget meetings. She stated that her belief is that if the Town of Drayton Valley supports their local athletes with the Roger Coles Memorial Youth Sports Grant, the Town most certainly should be supporting local artists. Councillor Bossert stated she supports the recommendation.

Councillor McClure explained that for next summer there is going to be a concerted effort by the Town to help organizations coordinate summer programming. She recommended to River Valley Players that they should make sure they are part of these conversations.

Councillor Wheeler recommended that River Valley Players look into the Community Event Grant, as their events may fit the criteria to qualify.

## **8.0 Delegations**

### **8.1. Sgt. Delisle- RCMP Report for August**

Sgt. Delisle explained that there were 648 calls for service in the month of August with an increase in prisoners. He explained that there were two robberies in the Town of Drayton Valley and one in Brazeau County. Assaults were slightly lower than last year with increases in property crime and theft. Drug offences were lower than last month. Sgt. Delisle explained that six search warrants were executed in August, three of them being within Town boundaries with one resulting in drug charges being laid. He explained that the clearance rate for August was at an average of 40% for crimes solved.

Sgt. Delisle advised that there will be a Public Open House with the RCMP at 6:30 pm on September 11, 2014, at the MacKenzie Conference Centre. This will be an opportunity for the public to speak with the RCMP regarding the perceived increase in crime in the community.

## **9.0 Decision Items**

### **9.1. Rezoning Bylaw 2014/10/D 4503-49 St 2<sup>nd</sup> & 3<sup>rd</sup> Reading**

Councillor Bossert explained that Administration received an application to rezone a parcel of land legally described as Lot 7, Block 66, Plan 084 0074 and municipally described as 4503-49 Street. The proposed rezoning would change the land use from the current R2 – General Residential District to C1 – Central Commercial District.

The landowner is proposing to develop a gas bar with a convenience store, two bay car wash, drive-thru restaurant, and a liquor store, all of which are discretionary uses under the C1 zoning, and require the approval of Council in order to receive Development Permit approval.

First reading of Rezoning Bylaw 2014/10/D was given at the July 16, 2014 Regular Meeting of Council, after which the developer hosted an Open House. A Public Hearing was held earlier this morning where any and all comments or concerns were raised.

Acting Mayor Shular advised that this decision on Bylaw 2014/10/D is strictly for rezoning and it is not for approval for the proposed developments.

Councillor McClure requested that the questions raised during the Public Hearing regarding traffic and drainage be addressed. Mr. Rob Macintosh explained that the current site plan for the 14 acre site includes a Storm Water Management Facility that is approved by Alberta Environment and the Engineering Department of the Town of Drayton Valley. Adding that the Developer has already paid for and put in a storm water collection system up to the point of where the future storm pond would be created. In regards to heavy metals, the main concern is airborne and the second concern is from exhaust. Leduc Co-op is aware that some traffic planning and management will need to be put in place, such as the addition of traffic lights and managed lighted crosswalks.

Mr. Macintosh advised that he has provided Administration and Council with 18 pieces of written correspondence and 10 of those were in favour of the proposal, all of which is included in the written submissions package. He reviewed the latest proposal that was brought forward by Leduc Co-op in an attempt to address the concerns of the residents. Mr. Macintosh explained that the original approved plan was for high cost condos and he believes that that is not what is in the best interest of the community. It was explained that one of the high density buildings on the south end of the property could be developed based on Leduc Co-op doing some research into the need.

Councillor Nadeau explained that she has received as many comments in favour as opposed and that she hopes to see some compromise made between the developer and the residents as she would like to see good growth and more accessible housing in the community.

Acting Mayor Shular expressed that he is torn on this item and he does see some potential benefits but also has some concerns. He explained that a few years ago Town Council passed Bylaw 2012/25/D and with the phrasing of the Bylaw there is nothing that states a liquor store cannot be built in that area, though it is a discretionary use. Councillor Shular stated that he would like to see the second reading go through as this would give the developer time to work with the residents in the area to find the best options.

**RESOLUTION #223/14**

Councillor Bossert moved that Council give second reading to Bylaw 2014/10/D and request that the developer work with adjacent landowners prior to third reading being considered at a future Council meeting.

**CARRIED**

**Opposed: McClure**

**Acting Mayor Shular called a break at 10:38 a.m.**

**Acting Mayor Shular reconvened the meeting at 11:04 a.m.**

9.2. Rezoning Bylaw 2014/15/D 4729-49 St 1<sup>st</sup> Reading

Councillor Nadeau explained that Administration received an application to rezone a parcel of land legally described as Lot 32, Block 25, Plan 6690 KS and municipally described as 4729-49 Street. Proposed rezoning would change the land use from the current R2 – General Residential District to R3-Medium Density Residential District. Such rezoning would allow the landowner to develop a fourplex on these lands.

Councillor Bossert added that she believes this area is a great place to increase residential density.

**RESOLUTION #224/14**

Councillor Nadeau moved that Council give first reading to Bylaw 2014/15/D for amendment of the Land Use Bylaw for rezoning, after which public consultation process will begin.

**CARRIED UNANIMOUSLY**

9.3. Rezoning Bylaw 2014/17/D 4008-47 St 1<sup>st</sup> Reading

Councillor Wheeler explained that Administration has received an application to rezone a parcel of land legally described as Lot 16, Block 70, Plan 072 0361 and municipally described as 4008-47 Street. The proposed rezoning would change the land use from the current IPU – Institutional and Public Use District to R4-High Density Residential District. Such rezoning would allow the landowner to develop a 20 unit duplex condo complex. These lands were previously zoned R4 until 2010 when the lands were rezoned to IPU to accommodate the possible expansion of the Ignited Church.

**RESOLUTION #225/14**

Councillor Wheeler moved that Council give first reading to Bylaw 2014/17/D for amendment of the Land Use Bylaw for rezoning, after which public consultation process will begin, including an Open House to be held by the developer.

**CARRIED UNANIMOUSLY**

9.4. Resiliency Grant Application

Councillor Bossert explained that the Alberta Community Resilience Program scope is one that will enhance or enable the protection of critical infrastructure, mitigate public safety hazards, or do both. By submitting an application for this grant, the Town of Drayton Valley may become eligible for funding to assist with the upgrade and expand water and waste water facilities, ensuring public health and river integrity in the near future.

The ACRP will provide funding up to 90% for approved projects less than \$3,000,000.00 and 70% of projects greater than \$3,000,000.00.

**RESOLUTION #226/14**

Councillor Bossert moved that Council authorize Administration to proceed with the grant process.

**CARRIED UNANIMOUSLY**

9.5. Neighbourhood Outdoor Skating Surfaces Policy RC-01-14

Councillor Nadeau explained that as a winter community, Drayton Valley has a number of skating surfaces located throughout the community. These surfaces vary in size, design, and location. Last year, local residents worked with Town Administration to create additional neighbourhood skating surfaces with the preparation and maintenance of these ice surfaces shared with the community. To ensure that adequate policies and procedures were in place for the Town and the neighbourhood groups, Administration presented a proposed Policy at the August 27, 2014 Regular Meeting of Council.

At the last meeting, revisions were requested with respect to accommodating a variety of activities on the skating surfaces, while ensuring that safety of the users and the adjacent property owners was accommodated.

Ms. Driessen advised that an important revision to the original draft is the name change as it does clarify that there are a variety of surfaces used for skating. She explained that she wanted this Policy to include appropriate locations for skating surfaces so that hockey is allowed if the skating surface permits it. This Policy



also allows for flexibility by stating that the Public Works Department will now use their discretion for permitting skating on the storm water ponds.

Councillor Wheeler stated that she believes the policy looks great and she is glad to see the Town of Drayton Valley promoting outdoor recreation.

Councillor Nadeau explained that we need to have flexibility even when considering safety. She stated that she is supporting this Policy.

Councillor Nadeau read the original motion that was tabled at the August 27, 2014 Regular Meeting of Council. It stated "That Council approve the attached Neighbourhood Outdoor Skating Surfaces Policy No. RC-01-14." Councillor McClure made a friendly amendment to change the name of the Policy from "Neighbourhood Outdoor Rinks" to "Neighbourhood Outdoor Skating Surfaces".

**RESOLUTION #208/14 (as tabled on the August 27, 2014)**

Councillor Nadeau moved that Council approve the attached Neighbourhood Outdoor Skating Surfaces Policy No. RC-01-14.

**CARRIED UNANIMOUSLY**

9.6. Automated Traffic Enforcement Policies: PC-01-14, PC-02-14, PC-03-14, PC-04-14

Councillor Wheeler explained that pursuant to the direction of Council, Administration is working with Independent Traffic Services to prepare for the implementation of automated traffic enforcement. One of the requirements to having this program within Drayton Valley is that the Town must allow for the employment of a Community Peace Officer. As this service is currently provided to the Town through contract with Brazeau County, it is necessary for the Town to apply to the Province to allow this position to exist within the Town. In support of the application to the Alberta Justice and Solicitor General's Officer, the following Policies require adoption by Council. Councillor McClure confirmed for the public that this is not intended for a new hire.

**RESOLUTION #227/14**

Councillor Wheeler moved that Council approve the Automated Traffic Enforcement Program Policy No. PC-01-14.

**CARRIED UNANIMOUSLY**

**RESOLUTION #228/14**

Councillor Wheeler moved that Council approve the Community Peace Officer Conduct Policy No. PC-02-14.

**CARRIED UNANIMOUSLY**

**RESOLUTION #229/14**

Councillor Wheeler moved that Council approve the Handling Complaints and Administration of Discipline for Community Peace Officers Policy No. PC-03-14.

**CARRIED UNANIMOUSLY**

**RESOLUTION #230/14**

Councillor Wheeler moved that Council approve the Automated Traffic Enforcement Records Management Policy No. PC-04-14.

**CARRIED UNANIMOUSLY**

9.7. Joint Housing Committee RFP Outline

Councillor Bossert explained that earlier this year, the Joint Housing Committee (consisting of the Town of Drayton Valley, Brazeau County, and the Village of Breton), received a mandate to research and develop a proposal which would assist joint Councils in making a determination on the need for a non-market housing management body and, if so determined, to work toward identifying the structure and responsibilities of this body.

Over the course of the ensuing months, joint Administration researched the objectives of a housing authority, the benefits to be anticipated, and the governance options available. Additionally, the Committee called upon the Housing Division of Municipal Affairs to gain insight into the legislation surrounding housing management bodies and the proposed new loan program anticipated to be announced this fall.

Following on information from Municipal Affairs, both Administrations met with the Brazeau Seniors Foundation to determine its role with respect to a regional housing authority. As the management body for seniors housing, this agency has optimal potential for the purposes sought by our municipalities.

The Joint Housing Committee presented its findings to joint Councils at the September 8, 2014 Joint Council Meeting. For discussion was a recommendation to work with the Brazeau Seniors Foundation to determine the feasibility of the Foundation to serve in an expanded role in this housing initiative. An additional recommendation was presented to obtain the services of a qualified firm/individual, through a RFP process, to develop the terms of reference for this expanded management responsibility. The recommendations are now being presented for consideration at the respective Municipal Council meetings.

**RESOLUTION #231/14**

Councillor Bossert moved that Town Council support, in principle, a working relationship with the Brazeau Seniors Foundation to explore the expansion of the management responsibilities of the Brazeau Seniors Foundation to serve as the management authority for market, non-market, and social housing for the Town of Drayton Valley, Brazeau County, and the Village of Breton.

**CARRIED UNANIMOUSLY**

**RESOLUTION #232/14**

Councillor Bossert moved that Town Council approve the recommendation from the Joint Housing Committee to issue a Request for Proposal to qualified firms/individuals to prepare a proposal outlining the terms and conditions for the Brazeau Seniors Foundation to fulfill the expanded role of the management authority for market, non-market, and social housing for consideration by all parties.

**CARRIED UNANIMOUSLY**

9.8. Brazeau County Subdivision Referral

Councillor McClure explained that Administration has received a letter regarding a subdivision referral from Brazeau County in regards to the subdivision and consolidation to expand the existing Country Style Mobile Home Park.

The existing trailer park is currently connected to Town sewer, but is not connected to Town water. The Servicing Agreement between the Town and County shows that the proposed area for the expansion is outside of the serviced area. With the Mobile Home Park being located outside of the service area, Council approval is required for the extension of the sewer line so that the proposed mobile home park can be connected. Administration has no concerns regarding the extension of the sewer lines into the proposed Mobile Home Park.

**RESOLUTION #233/14**

Councillor McClure moved that Council approve the extension of the municipal sewer line to the proposed expansion of the Country Style Mobile Home Park, subject to a Service Agreement to be entered in to between the Developer and the Town.

**CARRIED UNANIMOUSLY**

**10.0 Information Items**

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|      |  |
|------|--|
| 10.1 | RCMP Policing Report: August 2014                                      |
| 10.2 | STAR Catholic Board Highlights for August 2014                         |
| 10.3 | PPRR Committee 2014-2015 Approved Budget & 2011-2014 Financial Reports |

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**RESOLUTION #234/14**

Councillor Nadeau moved that Council accept the above item as information.

**CARRIED UNANIMOUSLY**

**11.0 Department Reports**

**11.1. Planning & Development**

Ms. Martin explained that the CETC has been approved and the foundation is currently underway. Lube City has been approved to build at the south end of Town near the truck stop and hope to have their building completed by the end of the year. Ms. Martin advised that Administration has received a letter from Brazeau County regarding the creation of a green space and storm pond that has already been distributed to Council for information. She explained that the green space falls within Brazeau County's Poplar Ridge Area Structure Plan. A letter will be sent to Brazeau County advising them that Town Administration has no concerns.

**11.2. Engineering & Transportation**

Ms. Wigglesworth explained that most of the Town projects are on hold due to the weather. This includes the Beckett Road extension, 50<sup>th</sup> Street overlay, the Brougham Drive extension, and the Water Plant road construction. She advised that there is currently a lot of hydrovac work being done as the installation of the TELUS fibre network is still underway. The Public Works Department has been busy removing trees and branches due to the damage caused by the recent storm. September 20, 2014, will be the Reuse Fair at the Aspen Waste Management Facility. Fall Clean-Up Week will be October 6 to 10, 2014.

11.3. Community Services, FCSS & Sustainability

Ms. Driessen explained that it was busy last night at Community Registration Night (September 9, 2014). She advised that the Community Guide for Fall & Winter 2014/15 has been released and, for the first time, the Drayton Valley & District Community Learning Association Fall 2014 Course Guide is included. This is a new collaboration between FCSS and the Community Learning Association. Ms. Driessen reminded the public that, during the review of the Community Sustainability Plan, the Town will be hosting a community session on October 16, 2014, from 6:30 pm to 9:30 pm at the MacKenzie Conference Centre.

11.4. Information Services & Economic Development & Protective Services

Mr. Naidoo advised that Gayle Sacuta, Library Director, has submitted her resignation as she has accepted employment elsewhere. He advised that the goal of completion for the repairs to the curling rink is still September. For the interim, Dan Aronyk will be taking over the tasks of the Information Services Department and Mr. Naidoo will be managing the Department.

11.5. Administration

Mr. Deol explained that, in the future, there may be some amazing opportunities for Drayton Valley with TELUS.

**12.0 Council Reports**

12.1. Councillor Bossert

September 4 – Joint Workshop  
September 5 – (On Behalf of Councillor Long) Homelessness & Poverty  
Reduction Strategy Committee Meeting

12.2. Councillor Nadeau

September 2 – Sustainability Committee Meeting  
September 4 – Joint Workshop  
September 9 – Community Registration Night  
Communities in Bloom – September 17 to 20

12.3. Councillor Long

Was not in attendance to provide a report

12.4. Councillor Shular

September 2 – CETC Committee Meeting

12.5. Councillor McClure

August 28 – TELUS Innovation Session  
September 9 – Community Registration Night  
Communities in Bloom – September 17 to 20  
Dr. Unger – October 6 & 7

12.6. Councillor Wheeler

September 2 – Sustainability Committee Meeting

- 12.7. Mayor McLean  
Was not in attendance to provide a report

**13.0 Adjournment**

**RESOLUTION #235/14**

Councillor Bossert moved that Council adjourn the September 10, 2014 Regular Meeting of Council at 11:57 a.m.

**CARRIED UNANIMOUSLY**

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CHIEF ADMINISTRATIVE OFFICER

UNAPPROVED

# MINUTES OF PUBLIC HEARING

September 10, 2014

BYLAW 2014/10/D

## **THOSE PRESENT:**

Councillor Nadeau  
Councillor Shular  
Councillor Bossert  
Councillor Wheeler  
Councillor McClure  
Manny Deol, Town Manager  
Nesen Naidoo, Assistant Town Manager  
Annette Driessen, Director of Community Services  
Jenn Martin, Planning & Development Officer  
Chandra Dyck, Legislative Services Coordinator  
Krystle Kotyk, Administrative Assistant  
Tom Thomson, Fire Chief  
Sgt. Chris Delisle  
Jason Thompson, Audio Visual  
Courtney Whalen, Drayton Valley Western Review  
Reinisa McLeod, Big West Radio  
Members of the Public

## **ABSENT:**

Mayor Glenn McLean  
Deputy Mayor Long

## **ITEM**

Bylaw 2014/10/D – to allow the rezoning of the lands legally described as Lot 7, Block 66, Plan 084 0074.

## **CALL TO ORDER**

Acting Mayor Shular declared the Public Hearing open at 9:10 a.m.

## **PURPOSE OF THE PUBLIC HEARING**

To receive comments, concerns and questions from the public with regard to the proposed amended land use for the lands municipally described as 4503-49 Street. Said Bylaw, if passed, will allow the creation of light commercial uses.

## **BACKGROUND**

The above Bylaw has received first reading at the July 16, 2014 Regular Meeting of Council, which may be followed by second and third today, depending upon the comments received at this Public Hearing. Notification of the Bylaw, requesting comments from the public, and advising them of the Public Hearing, has been done through mail-outs and newspaper advertising. To facilitate the Public Hearing process, any comments received (written or verbal) will be presented as a package at the time of the Public Hearing.

## **CALL FOR COMMENTS FROM THE FLOOR**

Mr. Keith Warren explained that he has been a resident of the area for 28 years and reviewed the letter he had addressed to Council. Mr. Warren expressed concern over the possible traffic increase. He advised that there is already a problem with parking along 47<sup>th</sup> St when parents are picking up their children after school. He also expressed concern over the sewer catchment basin for storm run-off. This area has one but he thought it was established for residential and not commercial. Mr. Warren explained that he believes the biggest need in the area is more housing and does not understand why more commercial structures need to be built.

Ms. Julie Bergen resides along 46<sup>th</sup> Ave. She reviewed the letter of opposition she had submitted. Ms. Bergen stated that she doesn't understand how, if this area is rezoned to C1, it would help the need for housing in Drayton Valley. She explained that there are empty stores in other areas of the Town already. Therefore, she cannot understand how this rezoning would help the community. In closing, Ms. Bergen stated she would like to see the school area protected and this is not a responsible plan, in her opinion.

Ms. Olga Brown is an area resident. She reviewed the letter that she had submitted. Ms. Brown expressed concern over the following things: increased traffic, safety of the students, the possibility of duplicate types of stores, and the transportation of dangerous goods. She reviewed the problems with houses in Calmar that had been built over gas lines. She stated that she would like to know if the well in the area has been suspended, abandoned, or if it is still active.

Mr. Boyd Gilbertson explained that he had nothing to add as the previous comments covered his concerns. He stated that he originally thought the area was supposed to be set for a park.

Mr. Daryl Scott spoke as a representative of Wild Rose School Division. He expressed that he is not opposed to the rezoning but is opposed to the location of the proposed liquor store and gas bar. Mr. Scott inquired about whether the Adult Business Bylaw, that states that a liquor store cannot be within 100 metres of a school, park, or playground, means from property line to property line or structure to structure. He expressed concern over the possible increase of traffic.

Ms. Cecile Shewfelt expressed her concern for safety in the school zone in this area. She stated that she feels that this community needs more housing. There are vacant lots that are already zoned for commercial at the south end of Drayton Valley and empty store fronts throughout the Town so does not see need to rezone this area to C1. Ms. Shewfelt conveyed that she believes the Town should show more support for local business.

Ms. Heather Yakimchuk explained that she is in support of new commercial and industrial business. However, she expressed concern over losing this parcel of residential land to commercial. She advised that she believes this would devalue the houses in the area. She also explained that she does not agree with the tax increase that would be added for road upgrades and improvements, due to increased traffic if rezoned to commercial. Ms. Yakimchuk explained that there is a school zone in this area so she believes the Town will have to use tax dollars to set provisions for safety at Evergreen Elementary School, as have been done at Eldorado Elementary School.

**CALL FOR COMMENTS OR WRITTEN SUBMISSIONS**

Ms. Martin explained that letters were received and have been distributed to Council.

**ADJOURNMENT**

Acting Mayor Shular declared the Public Hearing closed at 9:34 a.m.

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**MAYOR**

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**CHIEF ADMINISTRATIVE OFFICER**



# **PUBLIC HEARING**

**October 8<sup>th</sup>, 2014**

**9:00 A.M.**

**Council Chambers – Civic Centre**

## **1. DECLARE PUBLIC HEARING OPEN**

Bylaw 2014/09/P – to allow the adoption of a new Transportation of Dangerous Goods Bylaw for the Town of Drayton Valley.

## **2. PRESENT**

## **3. PURPOSE OF THE PUBLIC HEARING**

To receive comments, concerns and questions from the public with regard to the proposed new Transportation of Dangerous Goods Bylaw. Said Bylaw, if passed, will rescind portions of Part 12 Sections 1201 to 1204 of The Drayton Valley Traffic Bylaw and provide for more current practices that the Town wishes to incorporate.

## **4. BACKGROUND**

The above Bylaw has received first reading at the August 27<sup>th</sup>, 2014 regular meeting of Council, which may be followed by second and third today, depending upon the comments received at this Public Hearing. Notification of the Bylaw, requesting comments from the public, and advising them of the Public Hearing, has been done through newspaper advertising and letters being sent out with the bylaw attached to businesses that may be affected. To facilitate the Public Hearing process, any comments received (written or verbal) will be presented as a package at the time of the Public Hearing.

## **5. CALL FOR COMMENTS FROM THE FLOOR.**

## **6. CALL FOR COMMENTS OR WRITTEN SUBMISSIONS.**

## **7. DECLARE PUBLIC HEARING CLOSED.**

# **PUBLIC HEARING**

**October 8, 2014**

**9:00 A.M.**

**Council Chambers – Civic Centre**

## **1. DECLARE PUBLIC HEARING OPEN**

Bylaw 2014/15/D – to allow the rezoning of the lands legally described as Lot 32, Block 25, Plan 6690 KS.

**PRESENT**

## **2. PURPOSE OF THE PUBLIC HEARING**

To receive comments, concerns and questions from the public with regard to the proposed amended land use for the lands municipally described as 4729-49 Street. Said Bylaw, if passed, will allow the creation of a fourplex.

## **3. BACKGROUND**

The above Bylaw has received first reading at the September 10, 2014 regular Meeting of Council, which may be followed by second and third today, depending upon the comments received at this Public Hearing. Notification of the bylaw, requesting comments from the public, and advising them of the Public Hearing, has been done through mail-outs and newspaper advertising. To facilitate the Public Hearing process, any comments received (written or verbal) will be presented as a package at the time of the Public Hearing.

## **4. CALL FOR COMMENTS FROM THE FLOOR.**

## **5. CALL FOR COMMENTS OR WRITTEN SUBMISSIONS.**

## **6. DECLARE PUBLIC HEARING CLOSED.**

# **PUBLIC HEARING**

**October 8, 2014**

**9:00 A.M.**

**Council Chambers – Civic Centre**

## **1. DECLARE PUBLIC HEARING OPEN**

Bylaw 2014/17/D – to allow the rezoning of the lands legally described as Lot 16, Block 70, Plan 072 0361.

**PRESENT**

## **2. PURPOSE OF THE PUBLIC HEARING**

To receive comments, concerns and questions from the public with regard to the proposed amended land use for the lands municipally described as 4008-47 Street. Said Bylaw, if passed, will allow the creation of a 20 unit duplex condo.

## **3. BACKGROUND**

The above Bylaw has received first reading at the September 10, 2014 regular Meeting of Council, which may be followed by second and third today, depending upon the comments received at this Public Hearing. Notification of the bylaw, requesting comments from the public, and advising them of the Public Hearing, has been done through mail-outs and newspaper advertising. To facilitate the Public Hearing process, any comments received (written or verbal) will be presented as a package at the time of the Public Hearing.

## **4. CALL FOR COMMENTS FROM THE FLOOR.**

## **5. CALL FOR COMMENTS OR WRITTEN SUBMISSIONS.**

## **6. DECLARE PUBLIC HEARING CLOSED.**



# Town of Drayton Valley Delegation Request Form

Name (s): \_\_\_\_\_

Organization: \_\_\_\_\_

Contact Number: \_\_\_\_\_ Contact E-mail: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Meeting you would like to attend as a Delegation (please check all that apply)\*:

- Council Meeting
- Governance & Priorities Committee Meeting
- Special Meeting/Presentation
- Administration Meeting

\* Request must be received a minimum of TWO WEEKS prior to the meeting being requested for; please refer to the Meeting Schedule for dates

Reason for Requesting Delegation:  
(information only, request for funding, concern, etc)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional Information Provided

*Please list the information you attached or included with your delegation request:*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Please indicate any preference you have for meeting:

\_\_\_\_\_  
\_\_\_\_\_

**Please submit your request by:**

**Fax:** 780.542.5753

**E-mail:** admin-support@draytonvalley.ca

**In person:** 5120-52 ST

|                         |  |
|-------------------------|--|
| <b>AGENDA ITEM: 8.1</b> | <b>The Transportation of Dangerous Goods Bylaw</b> |
| <b>Department:</b>      | <b>Fire Department</b>                             |
| <b>Presented by:</b>    | <b>Councillor Bossert</b>                          |
| <b>Support Staff:</b>   | <b>Tom Thomson</b>                                 |

**BACKGROUND:**

The Fire Service was asked to develop a new Transportation of Dangerous Goods Bylaw for the Town of Drayton Valley. In the review of existing legislation, it was determined that the bylaw which currently includes the Transportation of Dangerous Goods is outdated and does not include key components which meet the requirements of Alberta Transportation.

The new Transportation of Dangerous Goods Bylaw will enhance the safety of the residence of Drayton Valley and provide firm rules and regulations for the transportation of dangerous goods within the community.

Council approved first reading of this bylaw on Wednesday August 27<sup>th</sup>, 2014.

Administration is recommending that Council approve second and third reading of the Transportation of Dangerous Goods Bylaw #2014-09P.

For Council's review and consideration.

**MOTION:**

I move that Town Council give second reading to Bylaw No. 2014-09P The Transportation of Dangerous Goods Bylaw.

I move that Town Council give third and final reading to Bylaw No. 2014-09P The Transportation of Dangerous Goods Bylaw.



# DRAYTON VALLEY

*'Pulling Together'*

## **BYLAW NO. 2014/09/P**

**BEING THE BYLAW OF THE TOWN OF DRAYTON VALLEY IN THE PROVINCE OF ALBERTA, FOR THE REGULATION OF TRANSPORTING AND HANDLING DANGEROUS GOODS WITHIN THE TOWN OF DRAYTON VALLEY.**

**WHEREAS** the *Municipal Government Act*, R.S.A. 2000, c. M-26, provides that a Council may pass bylaws with respect to the safety, health and welfare of people and the protection of people and property, and people, activities and things, in, on or near a public place or place that is open to the public;

**AND WHEREAS** the Town of Drayton Valley is empowered by the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4, to regulate the transportation of dangerous goods within the corporate limits;

**AND WHEREAS** the Council of the Town of Drayton Valley, duly assembled deems it desirable for the safety and security of its citizens and their property to regulate the transportation and handling of dangerous goods in and through the Town of Drayton Valley and to restrict, as much as possible, vehicles transporting dangerous goods to Dangerous Goods Truck Routes;

**NOW THEREFORE** the Council of the Town of Drayton Valley, hereby enacts as follows:

### **1. TITLE**

This Bylaw may be cited as the **"Transportation of Dangerous Goods Bylaw"**.

### **2. DEFINITIONS**

2.1 The definitions in the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4, and the Regulations thereunder, as applicable, and the definitions in the *Traffic Safety Act*, R.S.A. 2000, c. T-6, and the Regulations thereunder, as applicable, are adopted for the purposes of the interpretation and the application of this Bylaw.

- a. "Automobile repair" means the maintenance and repair of motor vehicles but excludes body shops and paint shops;
- b. "carrier" means any person transporting dangerous goods in, into, through or out of the Town by any vehicle and includes the owner of the said vehicle;
- c. "CAO" means the person appointed as the Chief Administrative Officer or Town Manager for the Town;

- d. "Council" means the Council for the Town;
- e. "dangerous goods" means any product, substance, unidentifiable substance or organism specified in or included by its nature in any of the classes listed in the Regulations under the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4, for which a placard is required to be displayed in accordance with Part 4 of the Regulations thereunder;
- f. "Dangerous Goods Route Signs" means those signs identified in Schedule "A" attached hereto and forming part of this Bylaw;
- g. "Dangerous Goods Truck Route" means any highway or roadway so designated in Schedule "B" attached hereto and forming part of this Bylaw;
- h. "Enforcement Officer" includes a member of the R.C.M.P., a Community Peace Officer, a Safety Codes Officer, a Bylaw Enforcement Officer, or a duly appointed Special Constable for the Town, with authority to enforce the Bylaws of the Town ;
- i. "Fire Chief" means the person appointed as head of the Town of Drayton Valley/Brazeau County Fire Services;
- j. "Highway" shall have the meaning assigned to it in the *Traffic Safety Act*, R.S.A. 2000, c. T-6; which states:  
 "highway" means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes
  - (i) a sidewalk, including a boulevard adjacent to the sidewalk,
  - (ii) if a ditch lies adjacent to and parallel with the roadway, the ditch, and
  - (iii) if a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be,
 but does not include a place declared by regulation not to be a highway.
- k. "Owner" means any individual, firm, partnership, joint venture, proprietorship, corporation, association, society or other legal entity which holds title or is in possession of physical property;

- l. “Peace Officer” means a person appointed as a Peace Officer pursuant to the *Peace Officer Act*, S.A. 2006, c. P-35, and also includes but is not limited to: an RCMP Officer, a Community Peace Officer, a Safety Codes Officer, Traffic Enforcement Officer, a Bylaw Enforcement Officer, or a duly appointed Special Constable for the Town, with authority to enforce the Bylaws of the Town;
- m. “permitted vehicle storage location” means any open area that is not a highway and is at least one hundred fifty metres (150m) away from the nearest place of residential, institutional or assembly occupancy, and at least fifteen metres (15m) away from any other building, and which is approved by a Permit issued by the Town;
- n. “person” means an individual, firm, partnership, joint venture, proprietorship, corporation, association, society and any other legal entity;
- o. “Safety Codes Officer” means any member designated by the Safety Codes Council of Alberta as a Safety Codes Officer for the Town and given designation of powers on behalf of the Town under the *Safety Codes Act*, R.S.A. 2000, c. S-1;
- p. “service station or repair depot” means a business selling motor fuels to the public, and includes freestanding service stations, gas bars, and the fuel sales component of an automobile supply or repair business;
- q. “Special Permit” means the off-route or parking permit issued by the Town for the purpose of transportation of dangerous goods on a highway in the Town in the form outlined in Schedule “D” attached hereto and forming part of this Bylaw;
- r. “Town” means the Town of Drayton Valley in the Province of Alberta;
- s. “Violation Tag” means a tag or similar documents issued by the Municipality pursuant to the *Municipal Government Act*, R.S.A. 2000, c. M-26;
- t. “Violation Ticket” means a ticket issued pursuant to Part II of the *Provincial Offences Procedure Act*, R.S.A. 2000, c. P-34, and the Regulations thereunder.

### **3. PROHIBITIONS**

- 3.1 This Bylaw shall apply to Highways under the direction, management and control of the Town. (Refer to Section 2.1 definition j)
- 3.2 The Dangerous Goods Truck Routes identified in Schedule “B” attached hereto and forming part of this Bylaw are adopted as the Dangerous Goods Truck Routes for the Town.



- 3.3 The CAO or his delegate is hereby authorized to post Dangerous Goods Route Signs identified in Schedule "A" attached hereto and forming part of this Bylaw to give notice of Dangerous Goods Truck Routes.
- 3.4 Unless otherwise permitted by this Bylaw, a person shall not transport any dangerous goods on a Highway within the corporate limits of the Town unless:
- a. the Highway is designated as a Dangerous Goods Truck Route; or
  - b. a Special Permit authorizing the transportation of the dangerous goods on that Highway has been issued by the Town.
- 3.5 A carrier or owner may transport dangerous goods on a Highway in the Town other than a Dangerous Goods Truck Route in order to obtain emergency repairs or vehicle servicing at the nearest service station or repair depot or automobile repair.
- 3.6 No person transporting dangerous goods shall stop at any time within the Town except:
- a. in compliance with a Peace Officer, Enforcement Officer or a traffic control device;
  - b. due to a spill, emission or discharge of dangerous goods from any container or packaging, or a motor vehicle collision involving the carrier vehicle;
  - c. to load or unload dangerous goods;
  - d. to repair or refuel the vehicle;
  - e. in compliance with a valid Special Permit;
  - f. at a permitted vehicle storage location in compliance with a Special Permit issued by the Bylaw Enforcement Officer or his designate, pursuant to this Bylaw, for a permitted vehicle storage location.
- 3.7 No person shall transport dangerous goods on 50<sup>th</sup> Street between 37<sup>th</sup> Avenue and 54<sup>th</sup> Avenue/Industrial Road, on 50<sup>th</sup> Avenue between 50<sup>th</sup> Street and 54<sup>th</sup> Street and on 49<sup>th</sup> Avenue going onto West Valley Park Road and 45<sup>th</sup> Avenue between the hours of 8:00am to 5:00pm.
- 3.8 No carrier shall load or unload dangerous goods while blocking or partially blocking a Highway within the Town.
- 3.9 Upon request by a carrier or owner during regular business hours, the Fire Chief or his designate, the Bylaw Enforcement Officer or the CAO or his designate may issue a Special Permit authorizing the transportation of dangerous goods on a Highway within the Town other than a Dangerous Goods Truck Route where for any reason the

Dangerous Goods Truck Route is impractical, cannot be used by the carrier or does not reach the destination of the carrier, provided that such transportation may, in the opinion of the parties mentioned, be conducted safely.

- 3.10 A special permit may be obtained by contacting the Bylaw Enforcement Officer by telephoning or in writing to:

Town of Drayton Valley  
Attention: Bylaw Enforcement Officer  
Box 6837, 5120-52<sup>nd</sup> St.  
Drayton Valley, AB  
T7A 1A1  
Phone: 780 -514-2200 (during business hours of 8:30am – 4:30pm, Mon-Fri)

- 3.11 To collect or deliver dangerous goods from or to a location off of a Dangerous Goods Truck Route, or to gain access to a permitted vehicle storage location the carrier shall:

- a. use the Highway to the collection or delivery point or permitted vehicle storage location which forms the most direct route;
- b. proceed on the Highway which forms the most direct route to the collection or delivery or permitted vehicle storage location point directly; and
- c. return to the Dangerous Goods Truck Route on the same Highway used for accessing the collection or delivery point or permitted vehicle storage location.

- 3.12 An application for a Special Permit shall contain evidence to demonstrate that compliance with this Bylaw is impractical or that a Dangerous Goods Truck Route cannot be used by the carrier or does not reach the destination of the carrier.

- 3.13 As a condition of issuing a Special Permit, the Bylaw Enforcement Officer may impose any or all of the following requirements:

- a. that a copy of the Special Permit or, where a Special Permit is issued by telephone, the permit number, shall be carried in the vehicle at all times;
- b. that the applicant shall take every precaution necessary to prevent damage to property or injury to persons as a result of the transportation of such dangerous goods;
- c. such other conditions as the Bylaw Enforcement Officer or Fire Chief may deem necessary such as restricting the gross vehicle weight, number of trailers and times and dates on which such routes may be used;
- d. any other conditions considered necessary in the circumstances to safeguard the citizens of the Town and their property.

- 3.14 Special Permits may be granted for such periods of time not exceeding one (1) year in duration as the Bylaw Enforcement Officer may deem appropriate.
- 3.15 It shall be a condition of all Special Permits that the carrier or owner shall indemnify and hold harmless the Town, its employees, officials and agents against all actions, suits, claims, damages, losses or expenses, including legal expenses (on a solicitor and his own client full indemnity basis), that may result from or be connected, directly or indirectly, to the transportation of dangerous goods.
- 3.16 It shall be an offense under this Bylaw for any person to breach any of the requirements or conditions of a Special Permit.
- 3.17 Upon demand, a carrier or owner shall produce a Special Permit issued under this Bylaw to a Peace Officer, an Enforcement Officer, Designated Dangerous Goods Inspector, or the Fire Chief or his designate.
- 3.18 A carrier or owner shall comply with the terms of any Special Permit issued pursuant to this Bylaw.
- 3.19 The CAO or his delegate is hereby authorized to issue or revoke a Special Permits on behalf of the Town under this Bylaw.
- 3.20 A carrier or owner shall display the placard required by the Regulations under the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4, in a clearly visible and unobstructed manner.
- 3.21 It shall be an offense under this Bylaw for any person to spill or release dangerous goods within the Town. The owner, or his authorized agent, of a vehicle transporting dangerous goods which sustains an accidental or unplanned spill or release within the Town shall immediately report such spill or release to the Town in a manner and form satisfactory to the CAO, a Bylaw Enforcement Officer or the Fire Chief or his Designate.
- 3.22 No carrier, owner, or person shall obstruct or interfere with a Peace Officer, the Fire Chief, or his/her Designate in the performance of their duties in the investigation of a Dangerous Goods Incident.

#### **4. PERMISSIONS**

- 4.1 This Bylaw does not apply to a vehicle transporting dangerous goods consisting solely of medical oxygen.
- 4.2 This Bylaw does not apply to a vehicle transporting dangerous goods which does not require a placard under the Regulations under the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4.

- 4.3 The Fire Chief, or his designate, or the Bylaw Enforcement Officer with the approval of the CAO, may establish a schedule of fees for the issue of Special Permits as are required pursuant to the provisions of this Bylaw and for the recovery of costs for fire, rescue and other services relating to the transportation of dangerous goods performed by the Drayton Valley/Brazeau County Fire Service.

## 5. PENALTIES

- 5.1 A person who contravenes this Bylaw is guilty of an offense. A person who is guilty of an offense is liable to a fine in an amount not less than that established in Schedule "C" attached hereto and forming part of this Bylaw, not exceeding \$2,000.00 and to imprisonment for not more than six months for non-payment of a fine.
- 5.2 In the case of an offense that is of a continuing nature, a contravention constitutes a separate offense in respect of each day, or part of a day, on which it continues and a person guilty of such an offense is liable to a fine in an amount not less than that established by this Bylaw for each such day.
- 5.3 For the purposes of this Bylaw, an act or omission by an employee or agent of a person is deemed also to be an act or omission of the person if the act or omission occurred in the course of the employee's employment with the person, or in the course of the agent's exercising the powers of performing the duties on behalf of the person under their agency relationship.
- 5.4 When a corporation commits an offense under this Bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission that constitutes the offense or assented to or acquiesced or participated in the act or omission that constitutes the offense is guilty of the offense whether or not the corporation has been prosecuted for the offense.
- 5.5 If a partner in a partnership is guilty of an offense under this Bylaw, each partner in that partnership who authorized the act or omission that constitutes the offense or assented to or acquiesced or participated in the act or omission that constitutes the offense is guilty of the offense.
- 5.6 Where a Peace Officer or Enforcement Officer has reasonable grounds to believe that a person has committed an offense under this Bylaw, the Peace Officer or Enforcement Officer may issue the person a Violation Ticket or Violation Tag pursuant to the provisions of the *Provincial Offenses Procedure Act*, R.S.A. 2000, c. P-34, and the regulations thereunder.
- 5.7 The Violation Ticket or Violation Tag must specify the date of the offense, the time of the offense, the place where the offense occurred and the Section of the Bylaw which was contravened. If a Violation Tag is issued in respect of an offense, the Violation Tag must also specify the fine amount established by this Bylaw for the offense.

- 5.8 A Violation Tag or Violation Ticket shall be deemed to be sufficiently served when it is:
- a. served personally on the accused;
  - b. mailed to the address of the registered owner of the vehicle concerned or to the person concerned; or
  - c. attached to or left upon the vehicle allegedly involved in the offense.
- 5.9 If a Violation Tag is issued in respect of an offense, the person who committed the offense may pay the fine amount established by this Bylaw for the offense and if the amount is paid on or before the required date, the person will not be prosecuted for the offense.
- 5.10 If a Violation Ticket is issued in respect of an offense, the Violation Ticket may:
- a. Specify the fine amount established by this Bylaw for the offense; or
  - b. Require a person to appear in court without the alternative of making a voluntary payment.
- 5.11 A person who commits an offense may:
- a. If a Violation Ticket is issued in respect of the offense; and
  - b. If the Violation Ticket specifies the fine amount established by this bylaw for the offense;
- make a voluntary payment equal to the specified fine.
- 5.12 A person shall, when requested by a Peace Officer, Enforcement Officer, designated Dangerous Goods Inspector, or the Fire Chief or his designate, produce for inspection any shipping document, any Special Permit issued under this Bylaw, or any other document showing the description, origin and destination of all consignments of dangerous goods being transported or stored on the vehicle.
- 5.13 Particulars obtained by a Peace Officer Enforcement Officer, designated Dangerous Goods Inspector, or the Fire Chief or his designate, from a shipping document produced under subsection 5.11 and submitted by him in evidence in Court shall be prima facie proof of the particulars therein without the proof of signature or official capacity of the person signing the shipping document.
- 5.14 A person authorized to issue a Violation Ticket or Violation Tag as provided in subsection 5.5 is not required to issue a Violation Ticket or Violation Tag in contravention if, in his or her sole discretion, it seems expedient to him or her to issue a summons prosecuting the offense instead of issuing a Violation Ticket or Violation Tag.

- 5.15 A person shall not obstruct or hinder any person in the exercise of performance of the person's powers pursuant to this Bylaw.
- 5.16 This Bylaw shall not come into force until it is approved by the Minister pursuant to Section 17(2) of the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4".
- 5.17 Upon this Bylaw coming into effect, Part 12 Sections 1201 to 1204 of Bylaw 2000-09, the Drayton Valley Traffic Bylaw, is hereby repealed.

READ A FIRST TIME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014 A.D.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN MANAGER

READ A SECOND TIME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014 A. D.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN MANAGER

READ A THIRD AND FINAL TIME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_ 2014 A. D.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN MANAGER

APPROVED BY THE MINISTER RESPONSIBLE FOR ALBERTA TRANSPORTATION SAFETY SERVICES DIVISION,  
OR DELEGATED REPRESENTATIVE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014.

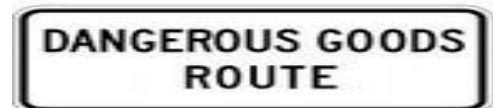
\_\_\_\_\_  
MINISTER OF TRANSPORTATION  
SAFETY SERVICES DIVISION

## SCHEDULE A: DANGEROUS GOODS TRUCK ROUTE SIGNS

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

### Dangerous Goods Truck Route Sign (RB-69)

The Dangerous Goods Truck Route sign indicates that dangerous goods carriers, as prescribed by legislation, are permitted to travel along a street or highway



### Dangerous Goods Truck Route Sign (RB-70)

The Dangerous Goods Truck Route sign indicates that dangerous goods carriers, as prescribed by legislation, are prohibited from traveling along a street or highway.

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



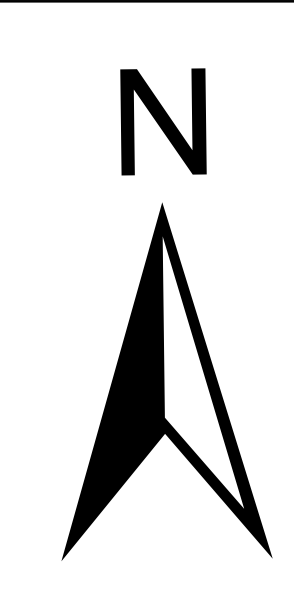
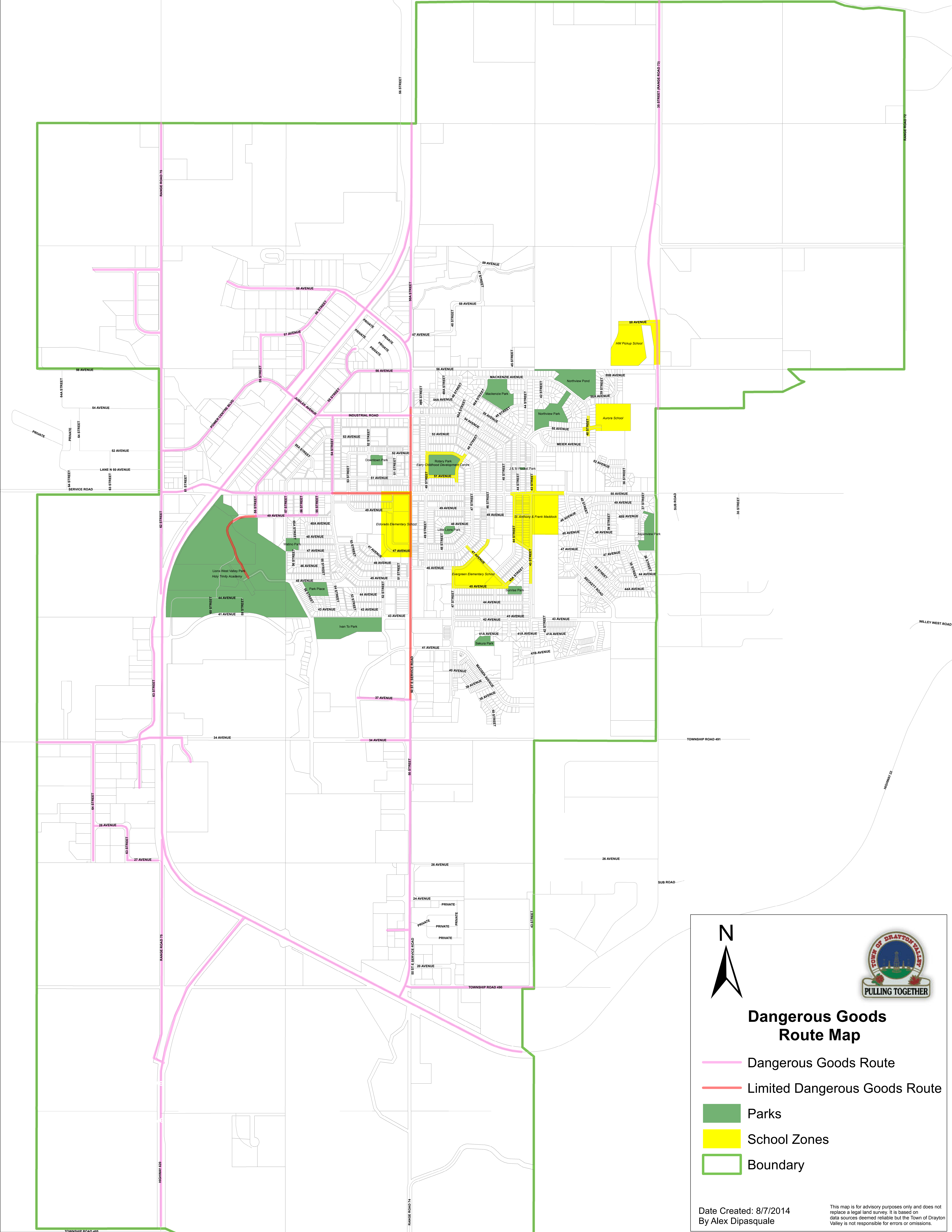
The tab sign (RB-69T) may be used for an educational period.

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



**SCHEDULE B: DANGEROUS GOODS TRANSPORTATION ROUTE MAP**





### Dangerous Goods Route Map

- Dangerous Goods Route
- Limited Dangerous Goods Route
- Parks
- School Zones
- Boundary

Date Created: 8/7/2014  
By Alex Dipasquale

This map is for advisory purposes only and does not replace a legal land survey. It is based on data sources deemed reliable but the Town of Drayton Valley is not responsible for errors or omissions.

## **DANGEROUS GOODS ROUTE DESCRIPTION**

### **NORTH- SOUTH ROUTES**

| <b>Highway</b>          | <b>From</b>                   | <b>To</b>                     |
|-------------------------|-------------------------------|-------------------------------|
| 64 <sup>th</sup> STREET | 27 <sup>th</sup> AVENUE SOUTH | 34 <sup>th</sup> AVENUE NORTH |
| 63 <sup>rd</sup> STREET | 27 <sup>th</sup> AVENUE SOUTH | 28 <sup>th</sup> AVENUE NORTH |
| 63 <sup>rd</sup> STREET | END OF THE ROAD               | 34 <sup>th</sup> AVENUE NORTH |
| 63 <sup>rd</sup> STREET | 34 <sup>th</sup> AVENUE SOUTH | HIGHWAY 22 NORTH              |
| RANGE RD 75             | HIGHWAY 22 SOUTH              | NORTH BOUNDARY                |
| HIGHWAY 22              | 50 <sup>th</sup> STREET SOUTH | 50 <sup>th</sup> STREET NORTH |
| INDUSTRIAL RD           | 50 <sup>th</sup> STREET SOUTH | JUBILEE AVENUE NORTH          |
| 58 <sup>th</sup> STREET | 49 <sup>th</sup> AVENUE SOUTH | 50 <sup>th</sup> AVENUE NORTH |
| 58 <sup>th</sup> STREET | POWER CEN BLVD SOUTH          | 57 <sup>th</sup> AVENUE NORTH |
| 57 <sup>th</sup> STREET | 49 <sup>th</sup> AVENUE SOUTH | 50 <sup>th</sup> STREET NORTH |
| 56 <sup>th</sup> STREET | 49 <sup>th</sup> AVENUE SOUTH | 50 <sup>th</sup> STREET NORTH |
| 56 <sup>TH</sup> STREET | POWER CEN BLVD SOUTH          | 57 <sup>th</sup> AVENUE NORTH |
| 55 <sup>th</sup> STREET | 49 <sup>th</sup> AVENUE SOUTH | 50 <sup>th</sup> STREET NORTH |
| 55 <sup>th</sup> STREET | JUBILEE AVENUE SOUTH          | 56 <sup>th</sup> AVENUE NORTH |
| 54 <sup>th</sup> STREET | 50 <sup>th</sup> AVENUE SOUTH | INDUSTRIAL ROAD NORTH         |
| 50 <sup>th</sup> STREET | HIGHWAY 22 SOUTH              | 37 <sup>th</sup> AVENUE NORTH |
| 50 <sup>th</sup> STREET | INDUSTRIAL ROAD SOUTH         | HIGHWAY 22 NORTH              |
| 50a STREET              | 50 <sup>th</sup> STREET       | NORTH BOUNDARY                |
| RANGE RD 73             | WATER TREATMENT ROAD          | NORTH BOUNDARY                |
| RANGE RD 75             | HIGHWAY 620 SOUTH             | 27 <sup>th</sup> AVENUE NORTH |
| RANGE RD 74             | SOUTH BOUNDARY                | HIGHWAY 22 NORTH              |
| HIGHWAY 620             | SOUTH BOUNDARY                | HIGHWAY 22 NORTH              |

### **EAST – WEST ROUTES**

|                         |                              |                              |
|-------------------------|------------------------------|------------------------------|
| 27 <sup>th</sup> AVENUE | HIGHWAY 22 EAST              | 63 <sup>rd</sup> STREET WEST |
| 28 <sup>th</sup> AVENUE | 63 <sup>rd</sup> STREET EAST | 64 <sup>th</sup> STREET WEST |
| 34 <sup>th</sup> AVENUE | HIGHWAY 22 EAST              | WEST BOUNDARY                |
| 34 <sup>th</sup> AVENUE | 50 <sup>th</sup> STREET EAST | BROUGHAM DRIVE WEST          |
| 37 <sup>th</sup> AVENUE | 50 <sup>th</sup> STREET EAST | BROUGHAM DRIVE WEST          |
| 49 <sup>th</sup> AVENUE | 55 <sup>th</sup> STREET EAST | 57 <sup>th</sup> STREET WEST |

|                         |                              |                              |
|-------------------------|------------------------------|------------------------------|
| 50 <sup>th</sup> AVENUE | 54 <sup>th</sup> STREET EAST | HIGHWAY 22 WEST              |
| 55 <sup>th</sup> STREET | 56 <sup>th</sup> STREET EAST | END OF THE ROAD              |
| 61 <sup>st</sup> STREET | HIGHWAY 22 EAST              | RANGE ROAD 75 WEST           |
| POWER CEN BLVD          | HIGHWAY 22 EAST              | RANGE ROAD 75 WEST           |
| 57 <sup>th</sup> AVENUE | 56 <sup>th</sup> STREET EAST | 58 <sup>th</sup> STREET WEST |
| 56 <sup>th</sup> AVENUE | HIGHWAY 22 EAST              | 58 <sup>th</sup> STREET WEST |
| INDUSTRIAL RD           | 50 <sup>th</sup> STREET EAST | 55 <sup>th</sup> STREET WEST |
| JUBILEE AVE             | 55 <sup>th</sup> STREET EAST | HIGHWAY 22 WEST              |
| 56 <sup>th</sup> AVENUE | 50 <sup>th</sup> STREET EAST | 55 <sup>th</sup> STREET WEST |
| 58 <sup>th</sup> AVENUE | HIGHWAY 22 EAST              | 58 <sup>th</sup> STREET WEST |

**DANGEROUS GOODS ROUTE DESCRIPTION**

**TIME RESTRICTED ZONES**

**No person shall transport dangerous goods between the hours of 8:00am to 5:00pm on the streets listed as follows:**

| <b>Highway</b>          | <b>From</b>                   | <b>To</b>                        |
|-------------------------|-------------------------------|----------------------------------|
| 50 <sup>th</sup> STREET | 37 <sup>th</sup> AVENUE SOUTH | INDUSTRIAL RD NORTH              |
| 50 <sup>th</sup> AVENUE | 50 <sup>th</sup> STREET EAST  | 54 <sup>th</sup> STREET WEST     |
| 49 <sup>th</sup> AVENUE | 58 <sup>th</sup> STREET EAST  | WEST VALLEY PARK RD              |
| WEST VALLEY PRK RD      | 49 <sup>th</sup> AVENUE NORTH | 45 <sup>th</sup> AVENUE SOUTH    |
| 45 <sup>th</sup> AVENUE | WEST VALLEY PARK RD           | 56 <sup>th</sup> STREET LANE WAY |

## SCHEDULE C: PENALTIES

| SECTION      | OFFENSE  | First<br>Offense | Second<br>Offense | Subsequent<br>Offenses |
|--------------|--|------------------|-------------------|------------------------|
| Section 3.4  | Drive vehicle carrying dangerous goods not on a Dangerous Goods Route as described in Schedule "B"   | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.6  | Stopping vehicle carrying dangerous goods within the Town of Drayton Valley.   | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.7  | transport dangerous goods on 50 <sup>th</sup> Street between 37 <sup>th</sup> Avenue and 54 <sup>th</sup> Avenue/ Industrial Road, on 50 <sup>th</sup> Avenue between 50 <sup>th</sup> Street and 54 <sup>th</sup> Street and on 49 <sup>th</sup> Avenue going onto West Valley Park Road and 45 <sup>th</sup> Avenue between the hours of 8:00am to 5:00pm. | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.8  | Loading or unloading dangerous goods while blocking or partially blocking a roadway.   | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.16 | Breach of any requirements or conditions of a Special Permit.  | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.15 | Failure to keep the Town fully indemnified in respect of any losses, damages or expenses which the Town may suffer or from which the Town may become liable as a result of such transport of dangerous goods under the special permit conditions.  | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.17 | Failure to produce a Special Permit issued under this section upon demand to a Peace Officer, the Bylaw Enforcement Officer, a designated Dangerous Goods Inspector, the Fire Chief or his/her designate.  | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.21 | A spill or release of dangerous good product or products in the Town of Drayton Valley.  | \$500.00         | \$1000.00         | \$2000.00              |
| Section 3.21 | Failure to immediately report a spill or release of a dangerous good product or products to the Town in a manner and form satisfactory to the Fire Chief, his/her Designate, the Bylaw Enforcement Officer, Peace Officer  | \$500.00         | \$1000.00         | \$2000.00              |

or the CAO.

|              |   |          |           |           |
|--------------|---|----------|-----------|-----------|
| Section 3.22 | No carrier, owner, or person shall obstruct or interfere with a Peace Officer, the Fire Chief, or his/her Designate in the performance of their duties. | \$500.00 | \$1000.00 | \$2000.00 |
|--------------|---|----------|-----------|-----------|

**SCHEDULE D**

**DANGEROUS GOODS SPECIAL PERMIT**

Permission is hereby granted to:

COMPANY NAME: \_\_\_\_\_

DRIVER NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ DRIVER CELL/EMERGENCY NUMBER: \_\_\_\_\_

To **TRANSPORT / PARK / STORE** the following dangerous goods:

**UN/PIN** \_\_\_\_\_ **CLASS** \_\_\_\_\_ **QUANTITY** \_\_\_\_\_

Within the Town of Drayton Valley, at the following place or route:

\_\_\_\_\_  
\_\_\_\_\_

Utilizing the following vehicle(s):

| Year | Make | Colour | License Plate # |
|------|------|--------|-----------------|
|------|------|--------|-----------------|

**Conditions:**

1. This permit (or number if issued by phone) or a bonafide copy must be carried in the above named vehicle and shall be produced upon demand.
2. The applicant shall indemnify and save harmless the Town of Drayton Valley for any damage or loss, howsoever caused, as a result of this permit.
3. The applicant shall take every precaution necessary to prevent damage to property or injury to persons as a result of the transportation of dangerous goods related to this permit.
4. Other conditions deemed necessary to safeguard the citizens of the Town and their property

\_\_\_\_\_  
\_\_\_\_\_

5. The applicant expressly agrees to conform and comply with all requirements of the "Dangerous Goods Transportation and Handling Act." And the Town of Drayton Valley's "Transportation of Dangerous Goods Bylaw."

Applicant Name and Title: \_\_\_\_\_

Applicant Signature: \_\_\_\_\_

PERMIT VALID FROM: \_\_\_\_\_ TO \_\_\_\_\_  
(Date and Time) (Date and Time)

ISSUED (Date and Time): \_\_\_\_\_

AUTHORIZING SIGNATURE: \_\_\_\_\_  
(Town of Drayton Valley)

**Note:** This permit is not valid unless signed by Permittee and Permit issuer.  
This permit may be cancelled at any time.

**WHITE: DRIVER      YELLOW: FIRE DEPT.      PINK: TOWN OFFICE**



|   |  |
|---|--|
| <b>COUNCIL AGENDA ITEM: 8.2</b><br><b>October 8, 2014</b> | <b>Rezoning Bylaw No. 2014/15/D</b><br><b>Presented for 2<sup>nd</sup> &amp; 3<sup>rd</sup> Readings</b><br><b>Within NW9-49-7-W5M</b> |
| <b>Department:</b>  | <b>Development &amp; Planning</b>  |
| <b>Presented by:</b>                                      | <b>Councillor Nadeau</b>   |
| <b>Support Staff:</b>                                     | <b>Jennifer Martin</b>   |

**BACKGROUND:**

Administration has received an application to rezone a parcel of land legally described as Lot 32, Block 25, Plan 6690 KS and municipally described as 4729-49 Street. Proposed rezoning would change the land use from the current R2 – General Residential District to R3-Medium Density Residential District. Such rezoning would allow the landowner to develop a fourplex on these lands.

A Public Hearing was held earlier this morning to allow residents to provide their comments regarding the proposed rezoning. Notice of the Public Hearing was advertised in the local newspaper, pursuant to the *Municipal Government Act* requirements, and was provided via mail-outs to adjacent landowners. Any and all comments received were provided to Council during the Public Hearing this morning.

Rezoning Bylaw 2014/15/D is hereby presented to Council for second and third readings.

**OPTIONS:**

The following are the options available to Council today with respect to this application for Land Use Bylaw amendment.

**OPTION A:**

Table the application to allow the developers to revisit the plans for development and work with adjacent landowners.

**OPTION B:**

Give second and third readings to Bylaw 2014/15/D for amendment of the Land Use Bylaw and subsequent rezoning to allow development to proceed.

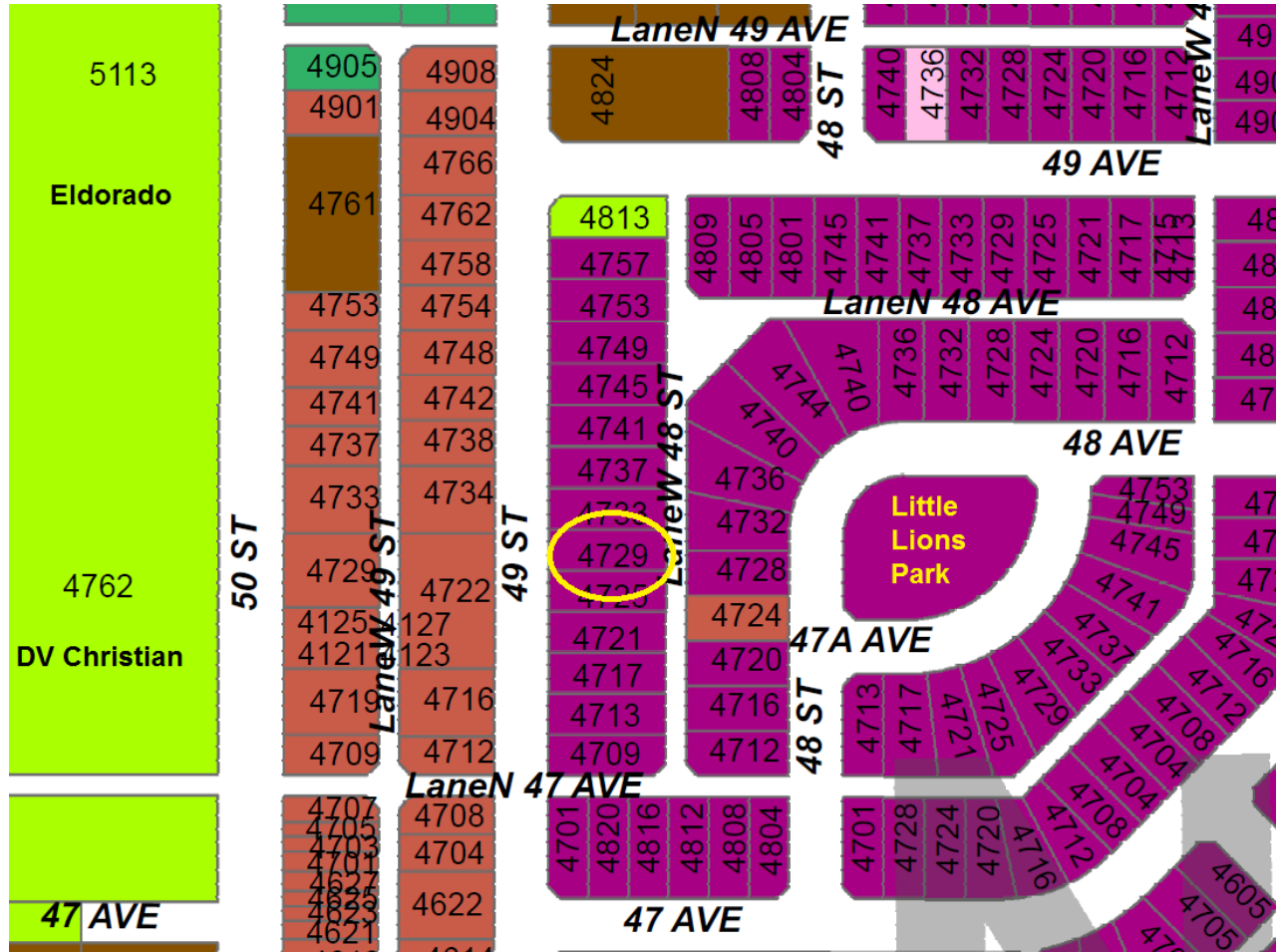
**OPTION C:**

Give second reading to Bylaw 2014/15/D and request that the developer work with adjacent landowners prior to third reading being considered at a future Council meeting.

**OPTION D:**

Refuse to give second reading to Bylaw 2014/15/D for amendment of the Land Use Bylaw based on feedback received from adjacent landowners.

**SCHEDULE "A"**  
(REZONING AREA)









# PROPOSED PLOT PLAN

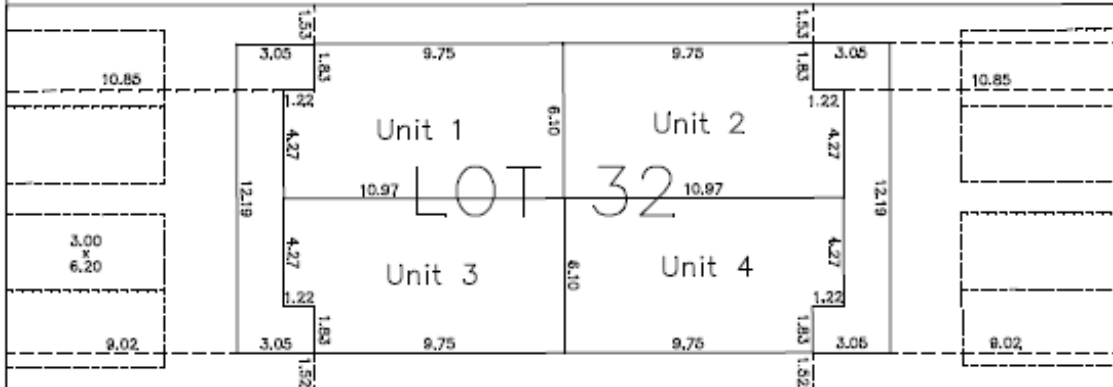
Block 25

LOT 33

268°55'30"  
43.64

49 th Street

359°56'00"  
15.24



359°56'30"  
15.24  
Lane

LOT 31

Plan 6690 KS



Lakeview Custom Homes  
BGG File 2014-318



**DRAYTON VALLEY**

*'Pulling Together'*

**BYLAW NO. 2014/15/D**

**Amendment to Land Use Bylaw #2007/24/D (REZONING)**

**WHEREAS** Council has received an application for amendment to the Land Use Bylaw 2007/24/D;

**AND WHEREAS** the Council of the Town of Drayton Valley wishes to allow an amendment of the use of a portion of the parcel of land legally described Lot 32, Block 25, Plan 6690 KS;

**NOW THEREFORE**, pursuant to Part 17 of the *Municipal Government Act*, the Council of the Town of Drayton Valley, duly assembled, hereby amends Land Use Bylaw 2007/24/D, and in particular the map of land use districts, so that the following land are reclassified as follows:

PLAN 6690 KS  
BLOCK 25  
LOT 32  
EXCEPTING THEREOUT ALL MINES AND MINERALS

**FROM: R2 –General Residential District**

**TO: R3 – Medium Density Residential District**

**as shown on the attached Schedule “A”**

**THAT** Bylaw 2014/15/D may be referred to as the “Rezoning Bylaw”.

**AND THAT** this bylaw shall come into force and have effect from and after the date of third reading thereof.

READ A FIRST TIME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014, A. D.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN MANAGER

PUBLIC HEARING HELD THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014, A. D.

READ A SECOND TIME THIS \_\_\_\_\_ **DAY OF** \_\_\_\_\_, **2014**, A. D.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN MANAGER

READ A THIRD AND FINAL TIME THIS \_\_\_\_\_ **DAY OF** \_\_\_\_\_,  
**2014**, A. D.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN MANAGER