



**POLICY No. PUBW - 03: DUST CONTROL POLICY**

**EFFECTIVE DATE: January 23, 2022**

**RESOLUTION# 2022-019**

**PURPOSE**

The purpose of this policy is to establish the guidelines and regulations to provide a user pay dust control program for residents of the municipality.

**BACKGROUND**

The Municipality grades and/or gravels road as part of ongoing road maintenance which may also include the application of dust control (suppressants) to be applied by the Municipality as necessary in locations such as major railway crossings, municipally owned parks, community grounds and recreation facilities, major intersections where dusty conditions may be considered hazardous, waste and transfer sites, and any other sites or routes as determined a priority for dust control by the Municipality.

Landowners and businesses may also want to control the dust from gravel roads adjacent to personal property and so the municipality also provides a user pay opportunity for its landowners and businesses to secure the application of dust control from the Municipality. The Municipality will establish an annual fee structure for the application of this dust control adjacent to private property.

**POLICY STATEMENT**

This policy is to provide for guidelines and regulations for:

- Offering dust control suppressant applications to roads adjacent to private property within the Municipality of Grassland.

**GUIDELINES AND PROCEDURES**

The Municipality will supply and apply dust control (suppressant) to property owners, subject to the following terms and conditions:

1. Council will establish an annual fee structure for the application of dust control (suppressants) to landowners and businesses. For 2023, the following rates apply: \$1.50/ft
2. All residents and local business must apply for the application of dust control using the ***Municipality of Grassland Dust Suppressant Application Form***. The form can be downloaded from the Municipal web site or can be picked up at the Municipal offices in Hartney or Minto. (see attached form)
3. Applications must be received by April 1st each year. All applications must be completed in full.

4. In a year where a road is scheduled to be gravelled, dust control applications will not be accepted for that area.
5. The type of dust control suppressant to be used will be determined by the Municipality in its sole discretion, considering cost, durability, and environmental safety issues.
6. The Municipality will not guarantee the effectiveness of the dust control suppressant. Once dust control suppressant has been applied, no refunds will be made. The use of suppressants is meant to control dust, not to eliminate it completely and the Municipality is not responsible for weather or other conditions that may negatively affect the lifespan of the suppressant.
7. All applications of dust control suppressants will be made approximately 30 days after the Manitoba Infrastructure Manitoba Spring Road Restrictions have been lifted, with the goal to complete applications prior to June 30<sup>th</sup>, weather permitting.
8. If a second application is requested for any reason, this will be completed at the expense of the landowner. Applications should be made by contacting staff at the Municipal Offices in Hartney or Minto.
9. The Municipality will grade or maintain a road after an application has been completed ONLY if required for public safety.
10. To ensure that applications are completed accurately, residents requesting dust suppression should install stakes at the beginning and end points where they would like the applications to be completed. There must be a minimum application of 200 feet applied, with approximately a 16 foot width.
11. The Municipality will resume regular maintenance of the roadway as early as September 31<sup>st</sup> in order to prepare for fall. This will be at the discretion of the Public Works Foreman.



Box 399 Hartney, MB. R0M 0X0  
Fax: 204-858-2681 Email: cao@mglgov.ca

**REQUEST FOR APPLICATION OF DUST CONTROL SUPPRESSANT**

**Please Print**

Name of Applicant: \_\_\_\_\_

LEGAL LAND LOCATION: \_\_\_\_\_

QTR SECTION TOWNSHIP RANGE

RURAL CIVIC ADDRESS (blue sign address): \_\_\_\_\_

This is the location the field crew will use to place your dust suppressant. Please ensure it is correct. As well, all applications should be accompanied by a map of the road indicating where dust suppressant is to be applied.

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

Phone Number: \_\_\_\_\_ Email: \_\_\_\_\_

Length of Dust Suppressant Requested (16 ft single pass):

\_\_\_\_\_ 200 ft \_\_\_\_\_ 300 ft \_\_\_\_\_ 400 ft \_\_\_\_\_ 500 ft \_\_\_\_\_ Other

**THE APPLICANT HEREBY AGREES TO THE FOLLOWING:**

1. That the dust suppressant agent to be used shall be at the discretion of the Municipality.
2. The Municipality accepts no responsibility for the effectiveness of the dust control suppressant and does not guarantee that the dust suppressant agent will be effective to eliminate dust, but only to suppress it. Dust suppressant spots will be maintained at the Municipality's discretion.
3. A new application form is required for each application that is requested seasonally. The applicable fee (GST included) per residence must be paid prior to applying the dust suppressant. Cheque, cash, or debit in the appropriate amount must be submitted with this application.
4. I own the property and/or am an authorized agent adjacent to the road that I have applied for the application of the dust suppressant agent.
5. I acknowledge and agree that the use of dust suppressant agents may impact soil, groundwater, and vegetation in, on or under my property.
6. I agree to stake out the location for where the dust control to be applied. **If no stakes are present the starting point will be determined by and at the discretion of the municipality.**

7. I hereby release the Municipality and its employees, agents, Councillors and contractors (the "Municipal Parties") from any and all liability, claims, demands, actions and causes of action from any claims, losses, damages, injury or illness of any nature arising out of or relating to the dust suppressant agent, the application of the dust suppressant agent including, without limitations any impacts on soil, groundwater or vegetation in, on or under my property.

8. I agree to indemnify, save, and hold harmless the Municipal Parties from and against any and all claims of any nature, including all costs, expenses and liabilities arising out of or relating to the application of the dust suppressant agent.

APPLICANTS SIGNATURE \_\_\_\_\_

APPLICATION DATE \_\_\_\_\_