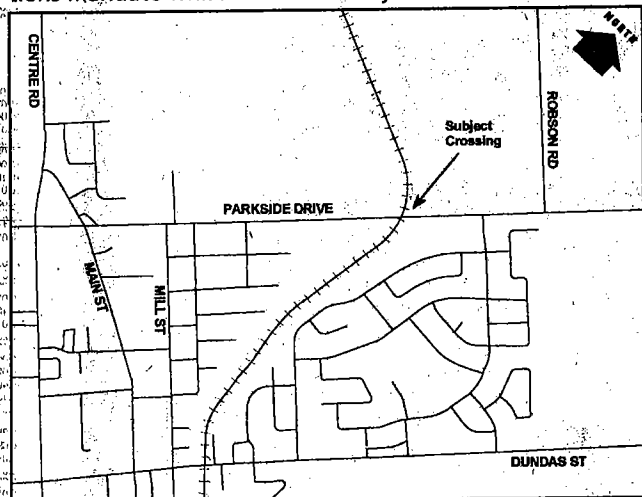


# NOTICE OF INTENT

## To Pass a Resolution Prohibiting the Use of Train Whistles on Parkside Drive (Mile 65.67 CPR Hamilton Subdivision)

The City of Hamilton has initiated a study of train whistles at the road/rail crossing on Parkside Drive in the Village of Waterdown (see Map). If the study is successful, the City intends to pass a resolution prohibiting the use of train whistles at the subject crossing, except when emergency conditions mandate whistle use for safety.



### PROBLEM STATEMENT

Current Canadian legislation requires that train whistles be sounded at least one-quarter of a mile from every public at-grade road/rail crossing, and to be prolonged or repeated according to the speed of the train until the crossing is fully occupied by the train. This requirement applies to all public at-grade crossings, even though automated warning systems (i.e., lights, bells, and/or gates) may be in use.

While whistling is considered an important safety measure by the rail industry, train whistles at the Parkside Drive crossing have been identified as a nuisance to residents. Hence, the City is undertaking a detailed safety assessment of the crossing with a view to prohibiting the use of train whistles, except in emergency situations.

### THE PROCESS

The cessation of train whistles at a public crossing requires that the City follow the procedure described in *Railway Safety Directorate Guideline No. 1: Procedure and Conditions for Eliminating Whistling at Public Crossings* (Transport Canada 2002). This procedure includes notification of the general public and relevant organizations of the intention to pass a resolution; discussions with the pertinent railway; and undertaking a detailed safety assessment of the crossing. If, upon completion of the detailed safety assessment, the City and Canadian Pacific Railway (CPR) are in agreement, and the crossing meets with the requirements of the above-mentioned Guideline, the City will pass a by-law, and CPR will issue a special instruction eliminating the need for whistling.

This announcement fulfills the requirement for notification of the general public. No further notice will be provided unless an individual or organization specifically requests further information. If you wish to be notified of the study outcome, or have any questions or comments, please contact either:

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City of Hamilton, Suite 320, 77 James Street South, Hamilton, ON L8P 4Y5  
905-546-2424 Ext. 2066 Fax: 905-540-5926  
Email: eswitenk@hamilton.ca

or

Mr. Gerry Forbes, President & Chief Engineer  
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Email: gerry@intus.ca

Information will be collected in accordance with the *Freedom of Information and Protection of Privacy Act*.

With the exception of personal information, all comments will become part of the public record.

SPEC 4/7/06