

DISTRICT OF TAYLOR

BYLAW NO. 464, 1993

**A BYLAW OF THE DISTRICT OF TAYLOR
TO REGULATE NOISE WITHIN
THE DISTRICT**

WHEREAS Council is empowered to exercise the powers contained in the Municipal Act, pursuant to section 932, subsections (c) (d) pertaining to the control of noise and sounds;

AND WHEREAS all members of the public have a right to and should be ensured of an environment free from unusual, unnecessary, undesirable or excessive noise which will degrade the quality and tranquillity of life or cause nuisance;

AND WHEREAS it is deemed in the public interest to reduce and control such noise;

NOW THEREFORE, Council of the District of Taylor in open meeting assembled enacts as follows:

1. CITATION

This Bylaw may be cited as the "District of Taylor Noise Control Bylaw No. 464, 1993".

2. DEFINITIONS

In this Bylaw, the following definitions shall apply:

"DISTRICT " shall mean the District of Taylor;

"COUNCIL" shall mean the Municipal Council of the District of Taylor;

"INSPECTOR" shall mean the persons appointed from time to time by Council to enforce and administer this Bylaw and shall include any Police Officer;

"NOISE" shall mean a loud, harsh or undesirable sound;

- "PEACE OFFICER" shall have the same meaning as defined in the Interpretation Act;
- "PERSON" includes any company, corporation, owner, partnership, firm, association, society or party;
- "PROPERTY" means real property and includes land, together with all improvements, which have been affixed to the land.

3. REGULATIONS

It shall be unlawful for any person or persons to cause any noise, in, on, or around, any public or private places or premises which is liable to disturb the quiet, peace, rest and enjoyment of the neighbourhood or the comfort and convenience of individuals or the public.

Without in any way limiting the generality of the prohibition in the foregoing, clause 3 hereof, the following are specifically prohibited:

- a) the playing of any radio, recorded music or sounds, or any musical instrument in such a manner or with such volume as to disturb the quiet, peace, rest or enjoyment of the neighbourhood or the comfort or convenience of individuals;
- b) the keeping or harbouring of any animal, bird or other creature whatsoever, which by its frequent calls, cries or other noise disturbs the quiet, peace, rest or enjoyment of the neighbourhood or the comfort or convenience of individuals;
- c) the use of any automobile, motorcycle, truck, or other vehicle, so out of repair or so loaded as to create loud and unnecessary noise or noises;
- d) the discharge into the open air of the exhaust of any steel engine, internal combustion engine, loaded vehicle, or vessel, except through muffler or other device which would effectively prevent unnecessary noise there from;
- e) the use of any loud speaker or any other instrument or device for the purpose of attracting attention by the creation of noise to any performance or event, show, sale or display of merchandise.

4. EXEMPTIONS

The provisions of this Bylaw shall not apply to, or be enforced against:

- a) aircraft;
- b) the use of whistles, sirens or such devices operated for emergency purposes;
- c) the making of a noise by any persons in the conduct of business within an area zoned for such business, where the nature of the business conforms to the particular zoning requirements and where the noise is such as is usual or inevitable to the business.

5. CONSTRUCTION

Construction hours are designated as 7:00 a.m. to 10:00 p.m. seven days per week. It shall be an offence to engage in construction outside designated hours.

6. PERMIT

Notwithstanding the regulations contained herein, Council authorize the Mayor on their behalf to grant a permit therein providing exception from the provisions of this Bylaw.

7. ENFORCEMENT

Any person or persons convicted of an offence under this Bylaw shall be liable to a penalty or fine of not less than \$50.00 (fifty dollars) and not exceeding \$2,000.00 (two thousand dollars) which penalty and costs shall be recoverable and enforceable in the manner provided by the "Offence Act".

8. This Bylaw shall come into force and take effect on and after the date of its adoption.

READ A FIRST TIME THIS 16th DAY OF November, 1993

READ A SECOND TIME THIS 16th DAY OF November, 1993

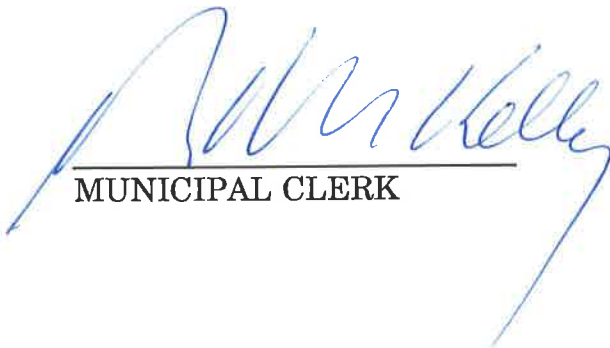
READ A THIRD TIME THIS 16th DAY OF November, 1993

RECONSIDERED AND ADOPTED THIS 18 DAY OF January, 1994


MAYOR


MUNICIPAL CLERK

I hereby certify that this is
a true copy of Bylaw No. 464,
1993 cited as "Noise Control
Bylaw No. 464, 1993".


MUNICIPAL CLERK