

THE CORPORATION OF THE TOWNSHIP OF RAMARA

BY-LAW 2018.44

A BY-LAW TO REGULATE THE EMISSIONS OF SOUND IN LAGOON CITY IN  
THE TOWNSHIP OF RAMARA

**WHEREAS** the Municipal Act, S.O. 2001, S. O. 2001, c. 25, Part 2 section 8, provides that sections 8 and 11 shall be interpreted broadly as to confer broad authority on municipalities to a) enable municipalities to govern their affairs as they consider appropriate and, b) enhance their ability to respond to municipal issues;

**AND WHEREAS** the Municipal Act, 2001, S.O. 2001, c. 25, Part 2 section 9 as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

**AND WHEREAS** the Municipal Act, 2001, S.O. 2001, c. 25, Part 2 subsection 10(1) provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the Public;

**AND WHEREAS** the Municipal Act, 2001, S.O. 2001, c. 25, Part 2 subsection 10(2) provides that a municipality may pass by-laws respecting: in paragraphs 1 through 11.

**AND WHEREAS** the Municipal Act, S.O. 2001, S.O. 2001, c. 25, Part 3 section 128 provides that a local municipality may prohibit and regulate with respect to public nuisances, including matters that, in the opinion of council are or could become or cause public nuisances;

**AND WHEREAS** the Municipal Act, 2001, S.O. 2001, c . 25, Part 3 section 129 provides that, without limiting sections 9 and 10 of the Act, a municipality may: (a) prohibit and regulate with respect to noise, vibration, odour, dust and outdoor illumination, including indoor lighting that can be seen outdoors; and (b) prohibit the matters described in clause (a) unless a permit is obtained from the municipality for those matters and may impose conditions for obtaining, continuing to hold and renewing the permit, including requiring the submission of plans;

**AND WHEREAS** the Municipal Act, S.O. 2001, S.O. 2001, c. 25, section 130, provides that a local municipality may regulate matters not specifically provided for by this Act or any other Act for the purpose related to the health, safety and well-being of the inhabitants of the municipality;

**AND WHEREAS** the Municipal Act, 2001, S.O. 2001, c. 25, Part 12 subsection 391(1) provides that a municipality may impose fees and charges on persons,

- a) for services or activities provided or done by or on behalf of it;

- b) for costs payable by it for services or activities provided or done by or on behalf of any other municipality or any local board; and,
- c) for the use of its property including property under its control;

**AND WHEREAS**, the Municipal Act 2001, S.O. 2001, c. 23.2 (1) sections 9, 10 and 11 do not authorize a municipality to delegate legislative and quasi-judicial powers under any Act except those listed in subsection (2) and the legislative and quasi-judicial powers under the listed Acts may be delegated only to,

- a) one or more members of its council or a council committee;
- b) a body having at least two members of whom at least 50 per cent are,
  - (i) members of its council,
  - (ii) individuals appointed by its council,
  - (iii) a combination of individuals described in subclauses (i) and (ii); or
- c) an individual who is an officer, employee or agent of the municipality. 2006, c. 32, Sched. A, s. 15;

Restriction re: applicable Acts

For the purposes of subsection (1), the listed Acts are this Act, the Planning Act, a private Act relating to the municipality and such other Acts as may be prescribed. 2006, c. 32, Sched. A, s. 15;

**AND WHEREAS** the Municipal Act, S.O. 2001, S.O. 2001, c. 25, Part 14 section 425 establishes that any person who contravenes any by-law of the municipality or of a police services board, as the case may be, passed under the Act, is guilty of an offence;

**AND WHEREAS** the Municipal Act, 2001, S.O. 2001, c. 25 Part 14 section 444 provides that the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity, and any person who contravenes such an order is guilty of an offence;

**AND WHEREAS** the people have a right to and should be ensured an environment free from unusual, unnecessary or excessive sound or vibration that may degrade the quality and tranquility of their life or cause nuisance;

**NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF RAMARA ENACTS AS FOLLOWS:**

## **DEFINITIONS**

### **Article 1.00: Definitions and Interpretation**

**1.01 Definitions:** Wherever a word is used in this By-Law with its first letter capitalized, the term is being used as it is defined in this Section 1.01. Where any word appears in ordinary case, its regularly applied meaning in the English language is intended.

**“Agricultural Area”** means a property that is zoned for agriculture or rural in the Township of Ramara's Zoning By-Law 2005-85.

**“By-Law”** means this By-Law, as it may be amended from time to time. The recitals to, and the Schedules attached to this By-law are considered integral parts of it.

**“Commercial Area”** means those areas of the Township designated for commercial use in the Corporation's Zoning By-Law.

**“Commercial Construction”** includes Construction activities carried out by building contractors, land developers, and related trades, agents and subcontractors. Commercial Construction shall not include works carried out under direction of any government or regulatory bodies including, but not limited to, school boards, conservation authorities, the Township of Ramara, the County of Simcoe, the Province of Ontario, or the Government of Canada. Commercial Construction shall not include works completed by the homeowner.  
(See Domestic Works and Residential Construction)

**“Commercial Equipment”** means any equipment or device designed and intended for use in construction or material handling, including but not limited to air compressors, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, cranes, derricks, loaders, scrapers, pavers, generators, off-highway haulers, trucks, ditchers, compactors and rollers, pumps, concrete mixers, graders or other material handling equipment on all properties with the exception of properties used solely for residential or seasonal residential use. (See Residential Construction Equipment)

**“Construction”** means the erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting equipment installation and alterations and structural installation of construction components and materials in any form or for any purpose, and includes any work in connection therewith.

**“Council”** means the elected municipal council for the Township of Ramara.

**“Conveyance”** means a vehicle and any other devices employed to transport a person or persons or goods from place to place but does not include any such device or vehicle if operated only within the premises of a person.

**“Domestic Works”** means any construction renovations or repair being completed by a homeowner to his or her own property.

**“Dwelling”** under the Township of Ramara Zoning By-Law 2005-85 it means a building or part thereof that is exclusively used for human habitation.

**“Accessory Dwelling”** means a dwelling unit either attached to a principal dwelling or that is located on the same lot and having an independent means of access.

**"Dwelling Unit"** means a suite of two or more rooms, designed or intended for use by one or more persons, in which sanitary conveniences and cooking facilities are provided, and containing a private entrance from outside the building or from a common hallway or stairway inside, but does not include a tent or trailer.

**"Detached Dwelling"** means one dwelling unit that is not attached to any other dwelling unit, but does not include a tent or trailer.

**"Multiple Dwelling"** means a building containing more than one dwelling unit, occupied or capable of being occupied as a home or residence, and may include a semi-detached, duplex, triplex, fourplex, apartment or townhouse, but does not include a tent or trailer.

**"Emergency"** means a situation or an impending situation, often dangerous, caused by the forces of nature, an accident, an intentional act or otherwise, which arises suddenly and calls for prompt action.

**"Emergency vehicle"** includes but is not limited to, a land ambulance, an air ambulance, a fire department vehicle, and a motor vehicle being used to respond to an emergency;

**"Farming and Food Production Protection Act, 1998"** means the Provincial Legislation cited as S.O. 1998, c. 1, as amended from time to time, including successor legislation.

**"Highway"** means any lands dedicated as a common and public highway, street, avenue, parkway, and driveway, square, place, bridge, viaduct or trestle designed and intended for or used by the general public for the passage of vehicles.

**"Motor vehicle"** includes but is not limited to, an automobile, bus, truck, snowmobile, motorcycle, ATV, motor assisted bicycle and any other vehicle propelled or driven other than by muscular power, but does not include the cars of railways, or any other motor vehicle running only upon rails or a motorized service vehicle, farm tractor, self-propelled implement of husbandry or road building machine within the meaning of the Highway Traffic Act R.S.O. 1990 c. h. 8, as amended.

**"Motorized Watercraft"** any watercraft not propelled by human power.

**"Municipal Act, 2001"** means the Provincial Legislation cited as S.O. 2001, c. 25, as amended from time to time, including successor legislation.

**"Municipal Service Vehicle"** means a vehicle operated by or on behalf of the Township while the vehicle is being used for the construction, repair or maintenance of a highway, including the clearing and removal of snow, the construction, repair or maintenance of a utility, the collection or transportation of waste, or other municipal purposes.

**“Noise”** means sound that is unusual or excessive, or that is unwanted by or disturbing to persons and at the discretion of an authorized Officer.

**“Noise Exemption Permit”** means an exception to this By-Law by way of a Ramara Township approved permit as described in section 3.

**“Officer”** means a sworn member of the Ontario Provincial Police, an official of the Municipality or any other Person designated by Council as responsible for the administration of this By-Law from time to time.

**“Person”** means any human being, association, firm, partnership incorporated company, corporation, agent or trustee and the heirs, executors or other legal representatives of a person to whom the context can apply according to law.

**“Persistent”** existing or continuing for a period not to exceed fifteen (15p) minutes.

**“Point of Reception”** means any point on the premises of a person where sound is received from a location external to the recipient premises.

**“Premises”** means a piece of land and any buildings and structures on it, and includes a place of business, road, and any other location or place.

**“Provincial Offences Act”** means the Provincial Offenses Act. R.S.O. 1990, c. P. 33 as amended and the regulations thereunder.

**“Residential Area”** means those areas of the Township designated for residential use in the Corporation’s Zoning By-Law. Includes Hamlets, Village Residential, Shoreline Residential.

**“Ramara Township”** means the geographic area under the jurisdiction of the Township.

**“Residence”** refer to “Dwelling” above as under the Township of Ramara Zoning By-Law 2005-85.

**“Residential Construction”** includes but is not limited to erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavation, the laying of pipe and conduit whether above or below ground level, concreting, and the structural installation of construction components and materials in any form, and includes any associated or related work on property used solely for residential or seasonal residential use; (2009-123, effective June 9, 2009).

**“Residential Construction Equipment”** means any equipment or device designed and intended for use in residential construction or material handling, not limited to handheld power and manual tools.

**“Road”** includes street, public highway other than a lane, right-of-way or private road that is maintained by a public road authority and that is open and passable to the public as under Street in the Township of Ramara Zoning By-Law 2005-85.

**“Statutory Holidays”** means any of the eleven (11) observed public/civic holidays.

**“Trailer”** means any portable unit so constructed as to be suitable for attachment to a motor vehicle for the purpose of being drawn or propelled by the motor vehicle; and which is capable of being used for temporary living, sleeping, or eating accommodations, but not occupied continuously or as a principal residence. It may include travel trailers, tents, tent trailers, motor homes, camper pick-ups, camper vans. It does not include a park model trailer.

**“Township”** means The Corporation of the Township of Ramara.

**“Utility”** includes, but is not limited to, a system that is used to provide a utility service to the public, including water, sewage, electricity, gas, communications networks and cable services.

**“Utility Service Vehicle”** means a vehicle operated by or on behalf of any company or agency that supplies or manages a utility with the Township while the vehicle is being used for the construction, repair or maintenance of that utility.

**“Vibration”** means to shake, quiver, throb, move back and forth rapidly usually in an uncontrolled manner. A feeling on the body caused by a frequency created from a loud noise.

**“Violation”** means an act of non-compliance with any agreement or permit held with the Corporation, or an act of non-compliance with this or any other Township By-Law as determined by the Township of Ramara in its sole and reasonable discretion.

**“Watercraft”** means any sort of floating watercraft either motorized or non-motorized capable of carrying a person or persons.

**“Zoning By-Law”** means a By-Law passed under section 34 of the Planning Act, 1990, c.P.13. as amended. (Ramara By-Law 2005.85)

## **1.02 Interpretation Rules:**

- a) Wherever this By-Law refers to a person or thing with reference to gender or the gender neutral, the intention is to read the By-law with the gender applicable to the circumstances.
- b) References to items in the plural include the singular, as applicable.

## **2.0 GENERAL PROHIBITIONS:**

- 2.01** No person within the boundary of Lagoon City, as set out in Schedule “D” attached to this bylaw, shall emit or cause or permit the emission of noise resulting from an act listed herein, and which noise is clearly audible at a Point of Reception:

- a) Racing of any Motor Vehicle or Motorized Conveyance other than in a racing event permitted by law.
- b) The operation of a Motor Vehicle or Motorized Conveyance in such a way that the tires squeal.
- c) The operation of any combustion engine or pneumatic device without an exhaust or intake muffling device in good working order and in constant operation as specified by the unit's manufacturer.
- d) The operation of an engine or motor in or on Motor Vehicle or item of attached auxiliary equipment for a continuous period exceeding fifteen minutes, while such vehicle is stationary in a residential area unless:
  - i. the original equipment manufacturer specifically recommends a longer idling period for normal and efficient operation of the Motor Vehicle in which case such recommended period shall not be exceeded, or
  - ii. operation of such engine or motor is essential to a basic function of the Motor Vehicle or equipment, including but not limited to operation of ready-mixed concrete trucks, lift platforms and refuse compactors, or
  - iii. weather conditions justify the use of heating or refrigerating systems powered by the motor or engine for the safety and welfare of the operator, passengers or animals. Or the preservation of perishable cargo, and the Motor Vehicle is stationary for the purpose of delivery or loading, or
  - iv. prevailing low temperatures make longer idling periods necessary immediately after starting the motor or engine, or
  - v. the idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of antifreeze cleaning of the fuel system, carburetor or the like.
- e) The operation of a Motor Vehicle, watercraft horn or other warning device except where required or authorized by law or in accordance with good safety practices.
- f) The operation of any item of Construction Equipment in a Residential Area, or Commercial Area without effective muffling devices in good working order in consistent operation.
- g) The above regulations and exceptions also apply to motorized watercraft.

## **2.02 Prohibitions By Time and Place**

No person within Lagoon City shall emit or cause the emission of Noise resulting from any act listed in Schedule "A", hereinafter set out, if clearly audible at a Point of Reception located in an area of the Township within a prohibited time shown for such an area.

## **3.0 APPLICATION FOR NOISE EXEMPTION PERMIT**

- 3.01** Notwithstanding Section 2 of this By-law, any person may make application to the Clerk of the Township requesting an exemption from such provisions of this By-Law.

- 3.02** The Clerk presents request to Council who may grant such exemption, grant an alternative exemption or refuse such exemption. The Council may impose specific conditions on any exemption granted pursuant to this By-Law.
- 3.03** Every person applying for an exemption shall, at least thirty (30) business days prior to the event, provide the Clerk:
- A. A completed application as set in Schedule "B" of this By-Law.
  - B. Payment of the appropriate fee for an Application for Noise Exemption as set in Schedule "C" of this By-Law.
- 3.04** An exemption granted shall specify the time-period for the exemption during which it is effective and may contain such conditions as set out by the Clerk or Council.
- 3.05** The applicant shall take all reasonable actions to notify all persons who may be affected by the granting of an exemption prior to the effective date(s).
- 3.06** No person shall breach any of the terms or conditions of an exemption issued by the Township. Where a breach is caused or permitted by the applicant, such breach shall immediately render the exemption null and void. (fine could be imposed)
- 3.07** Council or their designate is to respond to exemption request within two (2) Council meetings.

#### **4.0 EXEMPTIONS**

- 4.01** Section 2 of this By-Law does not apply to a person who creates or causes or permits the emissions of noise in connection with any of the activities listed in Schedule "A" of this By-Law.
- 4.02** The following exemptions are pursuant to Section 3.01 of this By-Law:
- A. Any event where an approval noise exemption has been granted prior to the event
  - B. Municipal operations, including, but not limited to, snow clearing, street cleaning, garbage collection, and emergency services, undertaken by or on behalf of the Township.
  - C. Snow removal, making or grooming that is essential for the normal and safe operation of a business or residence.
  - D. Noise caused by a farmer performing any agricultural operation.
  - E. Discharging of fireworks as per approval of the Township and those times as specified in schedule "A" of this By-Law.
  - F. Any special event that has Township approval or an approved Special Events Permit where the type of noise has been identified and the points of reception have been established as provided in the Township's Outdoor Special Events By-Law
  - G. Operation of equipment in conjunction with the Township's Pits and Quarry By-Law 2003.48.



H. The noise emitted from a train.

## **5.0 POWER OF ENTRY:**

**5.01** In accordance with Section 436(1) of the Municipal Act, 2001, S. O. 2001, as amended, an Officer may enter upon land at any reasonable time for the purpose of carrying out an inspection to determine whether or not the provisions of this By-Law are being complied with.

## **6.0 ENFORCEMENT:**

**6.01** A Municipal By-Law Enforcement Officer or Police Officer is hereby vested with the authority of enforcing the provisions of this By-Law upon complaint.

## **7.0 OFFENCES AND PENALTY PROVISIONS:**

**7.01.** Any person who contravenes the provisions of this By-Law is guilty of an offence and, upon conviction, is subject to a fine, as provided, in the Provincial Offences Act, 1990, c.P. 33, as amended from time to time, and to any other applicable penalties.

**7.02** If this By-Law is contravened and a conviction entered, the court in which the conviction has been entered and any court of competent jurisdiction, thereafter may, in addition, to any other remedy and to any penalty that is imposed, make an order prohibiting the continuation or repetition of the offence by the person convicted.

**7.03** Every person guilty of an offence under this by-law may, if permitted under the Provincial Offences Act, pay a set fine and the Chief Justice of the Ontario Court of Justice shall be requested to establish set fines in accordance with Schedule "E" of this by-law.

**7.04** Service of any notice under this section shall be carried out by personal service upon the violator by the Town Clerk or a Municipal By-Law Enforcement Officer or by hand delivering the notice to the address of the Owner of the property as listed in the assessment roles of the Township.

## **8.0 SEVERABILITY**

**8.01** If a court of competent jurisdiction should declare any section or part of this By-Law to be invalid, such section or part shall not be construed as having persuaded or influenced Council to pass the remainder of the enabling By-Law or Section and it is hereby declared that the remainder of the By-Law or Section shall be valid and remain in force.

## **9.0 TITLE**


**9.1** The Short Title of this bylaw shall be the "Lagoon City Noise Bylaw"


**10.0 EFFECTIVE DATE**

**10.01** This By-Law as of the date of passing is only effective in the area known as Lagoon City VR6 one as designated in Schedule "D".

**10.02** This by-law shall come into full force and effect of the final date of passage hereof, at which time, all by-laws that are consistent with the provisions of this by-law and the same are hereby repealed insofar as it is necessary to give effect to the provisions of this by-law.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 25<sup>TH</sup> DAY OF JUNE, 2018.**

  
\_\_\_\_\_  
**JOHN O'DONNELL, DEPUTY MAYOR**

  
\_\_\_\_\_  
**JENNIFER CONNOR, CLERK**

### Schedule "A" to By-Law 2018.44

PROHIBITION PERIOD AND TIME					
		Lagoon City Only as per Schedule "D"		Currently Not Applicable in this By-Law	
	SOUND	All RESIDENTIAL AREAS	All COMMERCIAL AREAS	ALL AGRICULTURE AREAS	All INDUSTRIAL AREAS
1	The detonation of fireworks or explosives devices and activity not used in construction	11:00 p.m. to 6:00 a.m.	11:00 p.m. to 6:00 a.m.	None	None
2	The operation of a combustion engine or any battery operated devices which 1) Is or 2) In use in, or 3) Is intended for use in a, toy or a model or replica of any device, which model or replica has no function other than amusement and which is not Conveyance	11:00 p.m. to 6:00 a.m.	None	None	None
3	The sound from or created by audio or visual device public address system, sound equipment loud speaker, or any musical or sound producing equipment of whatever kind when the same is played or operated in such a manner or with such volume as to disturb the peace, quiet, comfort or repose of any individual in any office dwelling house, apartment, hotel, hospital, or any other type of residence	At all times	None	None	None
4	The operation of any auditory signaling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens, whistles, or the production, reproduction or amplification of any similar sounds by electronic means except where required or authorized by law or in accordance with good Safety practices	11:00 p.m. to 6:00 a.m.	None	None	None

PROHIBITION PERIOD AND TIME					
		Lagoon City Only as per Schedule "D"		Currently Not Applicable in this By-Law	
SOUND		All RESIDENTIAL AREAS	All COMMERCIAL AREAS	ALL AGRICULTURE AREAS	All INDUSTRIAL AREAS
5	Howling, barking, whining or other similar persistent excessive noise making by any domestic pet or any other animal kept or used for any purpose other than agriculture	At all times	None	None	None
6	Yelling, shouting, hooting or other boisterous activity	11:00 p.m. to 6:00 a.m.	None	None	None
7	All selling or advertising by shouting or outcry or amplified sound	11:00 p.m. to 6:00 a.m.	None	None	None
8	Loading, unloading delivering, packing unpacking or otherwise handling any containers, products, materials, or refuse whatsoever, unless necessary for the maintenance of essential services or the moving of private household effects	11:00 p.m. to 6:00 a.m.	None	None	None
9	The operation or use of any Construction Equipment in connection with Commercial Construction activities without an effective exhaust muffling device that is in good working order and in constant operation	11:00 p.m. to 6:00 a.m.	None	None	None
10	The operation or use of any Commercial Equipment for Domestic Works, other than snow removal	11:00 p.m. to 6:00 a.m.	None	None	None
11	The operation of power lawn mowers	11:00 p.m. to 6:00 a.m.	None	None	None

**Schedule "A" to By-Law 2018.44**

**PROHIBITION PERIOD AND TIME**

		Lagoon City Only as per Schedule "D"		Currently Not Applicable in this By-Law	
SOUND		All RESIDENTIAL	All COMMERCIAL AREAS	All AGRICULTURE AREAS	All INDUSTRIAL AREAS
12	The operation of an engine or motor in, or on any vehicle or item of attached auxiliary equipment for a continuous period of more than fifteen minutes, or such other time limit specified in the by-law controlling the idling of vehicles and boats while such vehicle is stationary in a residential area. Unless, a) The vehicle is in an enclosed structure constructed so as to effectively prevent the emission of excessive noise; b) Continuous operation of the engine or motor is essential to a basic function of the vehicle or equipment, including but not limited to the operation of ready-mixed concrete trucks, lift platforms, refuse compactors and heat exchange systems during normal operation; c) Weather conditions justify the use of heating or refrigeration systems in a vehicle powered by the motor or engine for the safety and welfare of the operator, passengers or animals, or the preservation of perishable cargo.	At all times	None	None	None
13	The operation of a combustion engine for the purpose of generating electricity, except for health and safety purposes or during a power outage	11:00 p.m. To 6:00 a.m.	None	None	None

## Schedule "B" to By-Law 2018.44

### RAMARA TOWNSHIP APPLICATION FOR NOISE EXEMPTION

**EXEMPTION APPLICATION No:** \_\_\_\_\_

Approvals (office use only)		
Fire	_____	Date: _____
Planning:	_____	Date: _____
Transportation	_____	Date: _____

Include with completed application

- Application fee payment \$150.00
- Written permission from the property owner
- Site plan Drawing/Description of event

Date( s) of Event	Start Time	End Time
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**Applicant Information (Please print)**

First Name	Last Name
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Home Address (Street Number and Name)	City	Postal Code
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Telephone Number	Fax Number	Email Address
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Proposed Location of Event(s)	Owner of Land (if different than applicant)
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Reason for Exemption:

**Statement of Fact — Important — Please read carefully**

**I make the following statement of fact:**

1. The information set forth in this application is true, accurate and in all material respects complete.
2. I am aware that if an exemption is granted I will comply with the requirements of By- Law No. 2017- XXX and any other relevant statute or act.
3. I am aware that a false Statement of Fact may result in the application for an exemption being refused.

**This Statement of Fact was made on this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_**

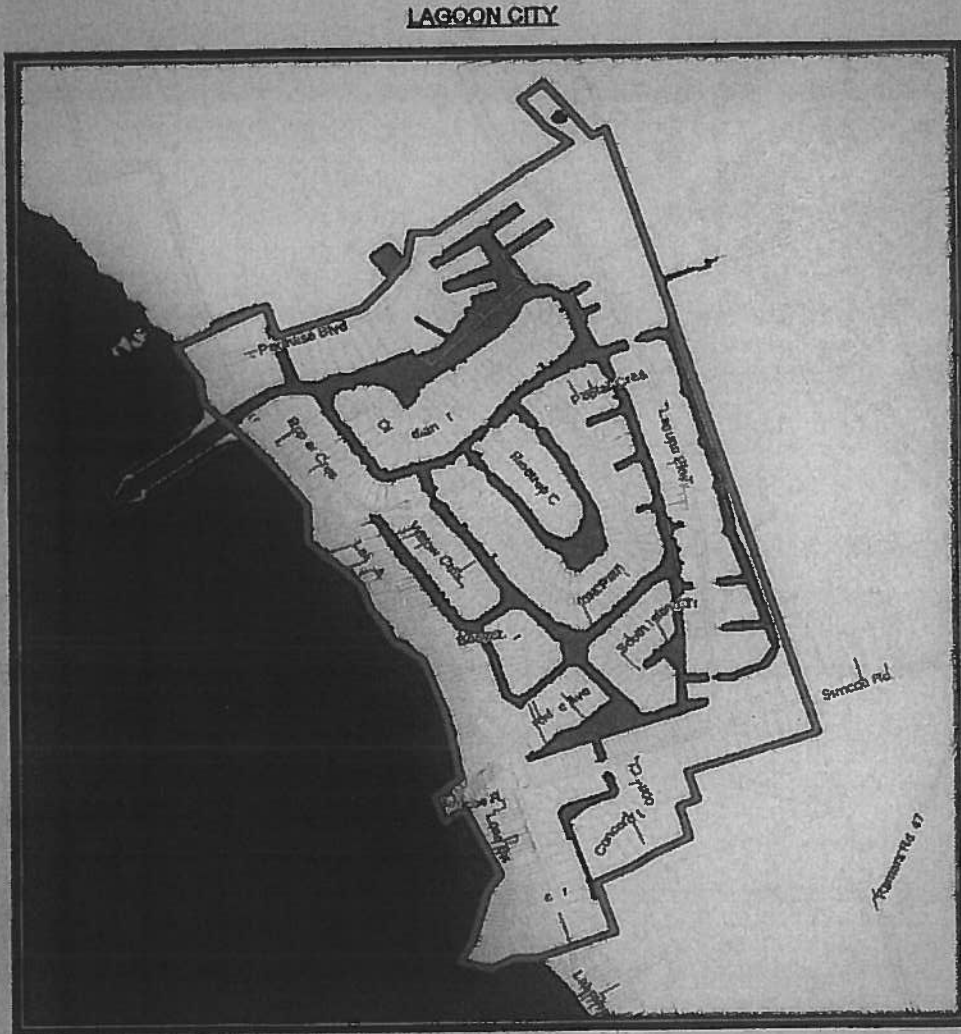
**Signature of Applicant:** \_\_\_\_\_

Schedule "C" to By-Law 2018.44

NOISE EXEMPTION FEE

Application for Noise Exemption \$150.00

Schedule "D" to By-Law 2018.44





**Schedule "E" to By-Law 2018.44**

**Part 1 PROVINCIAL OFFENCES ACT**

TOWNSHIP OF RAMARA

TITLE: BY-LAW 2018.44 OF THE CORPORATION OF THE TOWNSHIP OF  
RAMARA TO PROHIBIT AND REGULATE CERTAIN NOISES WITHIN THE  
TOWNSHIP

<u>ITEM</u>	<u>COLUMN 1</u> Short Form Wording	<u>COLUMN 2</u> Provision creating offence or defining offence	<u>COLUMN 3</u> Set Fine
1	Emitting noise from racing of Motor Vehicle or Motorized Conveyance	s.2.01, a)	\$200.00
2	Emitting noise from operation of Motor Vehicle so Tires Squeal	s.2.01 b)	\$200.00
3	Emitting noise from operation of Combustion Engine or Pneumatic device without exhaust or muffling device	s.2.01 c) Schedule A, (2)	\$200.00
4	Emitting noise from operation of an engine or motor in or on Motor Vehicle or item of attached auxiliary equipment for a continuous period exceeding fifteen minutes	s.2.01 d) Schedule A, (12)	\$200.00
5	Emitting noise from operation of a Motor Vehicle, watercraft horn or other warning device except where required or authorized by law	s.2.01 e) Schedule A, (4)	\$200.00
6	Emitting noise from operation of any item of Construction Equipment in a Residential Area, or Commercial Area without effective muffling devices	s.2.01 f) Schedule A, (9)	\$200.00
7	Prohibited Noises from any motorized watercraft	s.2.01 g)	\$200.00
8	Emitting/Permitting Noise from fireworks on other than permitted times	s.2.01 f) Schedule A, (1)	\$200.00

<u>ITEM</u>	<u>COLUMN 1</u> Short Form Wording	<u>COLUMN 2</u> Provision creating offence or defining offence	<u>COLUMN 3</u> Set Fine
9	Emitting noise from production, reproduction or amplication of voices or sound such as audio or public address system, loud speakers or musical equipment, etc.	s.2.01 f) Schedule A, (3)	\$200.00
10	Emitting/permitting noise from continuous howling, barking, whining by any animal used for any purpose other than agriculture	s.2.01 f) Schedule A, (5)	\$200.00
11	Permitting noise from yelling, shouting, hooting, or other boisterous activity	s.2.01 f) Schedule A, (6)	\$200.00
12	Permitting noise from selling or advertising by shouting, yelling or amplified sound	s.2.01 f) Schedule A, (7)	\$200.00
13	Permitting noise from handling of containers, products, materials or refuse	s.2.01 f) Schedule A, (8)	\$200.00
14	Permitting noise from the operation of Commercial Equipment for Domestic works other than snow removal	s.2.01 f) Schedule A, (10)	\$200.00
15	Emitting sound from power lawn mowers within prohibited times	s.2.01 f) Schedule A, (11)	\$200.00
16	Emitting sound from operation of a combustion engine for purpose of generating electricity except for health and safety purposes or during power outage	s.2.01 f) Schedule A, (13)	\$200.00
17	Obstructing Officer performing duty	s.5.01	\$200.00