

TOWN OF COCHRANE
Bylaw No. 16/2011 ~ NOISE CONTROL BYLAW

Being a Bylaw of the Town of Cochrane, in the Province of Alberta, to control and regulate noise occurring within the Town of Cochrane.

WHEREAS: Pursuant to the provisions of the *Municipal Government Act*, Statutes of Alberta, RSA 2000, C. M-26 and amendments thereto, Council may pass a Bylaw for the purpose of controlling and regulating noise within the Town of Cochrane;

AND WHEREAS: Council deems it necessary to provide for the fair and efficient regulation and control of undesirable noise occurring within the Town of Cochrane;

AND WHEREAS: Council deems it necessary to repeal and replace Bylaw No. 12/2011 in its entirety.

NOW THEREFORE, THE MUNICIPAL COUNCIL OF THE TOWN OF COCHRANE, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

TITLE

1. This Bylaw may be cited as the "Noise Control Bylaw".

DEFINITIONS

2. In this Bylaw, the following words shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future; words in the plural, include the singular; and words in the singular include the plural. The word "shall" is always mandatory, and not merely directory.
 - a) **"Act"** means the *Municipal Government Act*, C. M-26 of the Revised Statutes of Alberta 2000 and amendments thereto.
 - b) **"Ambient Sound Level"** means the sound level measured by a Tester at the Point of Reception, which excludes the noise generated by an activity with respect to which a complaint about noise has been made.
 - c) **"Applicant"** means a person who applies for a permit, a renewal of permit or a transfer of permit, as required by the Bylaw.
 - d) **"Application"** means a written application for an exemption Permit or a renewal or a transfer of an exemption Permit as required by this Bylaw.
 - e) **"Bylaw Ticket"** means a ticket in an approved form issued in respect to a contravention of this Bylaw allowing a payment to be made in lieu of prosecution.
 - f) **"Carry On"** means operate, perform, keep, hold, occupy, deal, or continue.

- g) **"Community Peace Officer"** means a person so designated, and includes any inspector designated by Council or the Senior Manager, Protective Services to perform the duties of a Peace Officer with respect to the enforcement of this Bylaw.
- h) **"Construction Activity"** means the temporary process of demolishing or building any structure or repairing or improving any building which already exists, including landscaping, home repair, property improvement or any work with connection to that process; and also means, but is not limited to, subdivision development, grading, paving, and underground utility construction. Any activity undertaken by the Town of Cochrane is expressly excluded.
- i) **"Continuous Sound"** means any sound level that occurs:
- a. for a continuous duration for more than three (3) minutes; or
 - b. sporadically for a total of more than three (3) minutes, in any continuous fifteen (15) minute period.
- j) **"Council"** means the Council of the Town of Cochrane.
- k) **"Day Time"** means the period:
beginning at 7:00 a.m. and ending at 10:00 p.m. of the same day, on weekdays; or
beginning at 9:00 a.m. and ending at 10:00 p.m. of the same day, on the weekend.
- l) **"Decibel"** means a unit for expressing the relative intensity of sounds on a scale from zero for the average least perceptible sound to approximately 130 for the average pain level.
- m) **"Field Calibrator"** means an instrument (as established by the American National Standards Institute" A.N.S.I.) to be used for the calibration of the Sound Level Meter. The Field Calibrator must be approved by the manufacturer for the use with the Sound Level Meter being used and must also be certified and calibrated by the manufacturer within the previous twelve (12) months prior to its use.
- n) **"Holiday"** means New Year's Day, Alberta Family Day, Good Friday, Victoria Day, Canada Day, Heritage Day, Labour Day, Thanksgiving Day, Remembrance Day, and Christmas Day, of every year, of which the days may vary, and can be amended or replaced from time to time.
- o) **"Leq"** means equivalent Continuous Sound Level over periods of time as specified in this Bylaw, at a specified location measured by a Sound Level Meter.
- p) **"Map"** refers to the Town of Cochrane Land Use Districts map identifying zoning codes, as contained in Appendix "A" of this Bylaw.
- q) **"Mixed Use"** means those districts within the Town of Cochrane that are designated as Commercial – Residential Mixed Use District, as more specifically delineated in the Town of Cochrane Land Use Bylaw.
- r) **"Motorized Garden Tool"** means any tool used for horticulture that is powered by an electric or internal combustion engine of any kind.

- s) **"Night Time"** means a period:
beginning at 10:00 p.m. and ending on the following day at 7:00 a.m., if the following day is a Week Day, or 9:00 a.m. if the following day is a Weekend.
- t) **"Non-Continuous Sound"** means any sound level that is not a continuous sound measured with a Sound Level Meter.
- u) **"Non-Residential Development"** means any land or building that is not used for a residential purpose and includes commercial and/or industrial use development districts.
- v) **"Permit"** means the document signed by the Senior Manager, Protective Services that has granted either an exemption for a Temporary/Special Event Permit as contained in Appendix "B" of this Bylaw, or allowed an exemption for a Continual Permit as contained in Appendix "C" of this Bylaw.
- w) **"Person"** includes a corporation, other legal entities, and an individual having charge or control of a Premises.
- x) **"Point of Reception"** means any location at the place of work or residence where noise or Sound Levels are heard by a complainant, as determined by the Tester to be appropriate in any circumstance.
- y) **"Premises"** includes the external surface of all buildings and whole or part of any parcel of real property, including the land immediately adjacent to any building or buildings.
- z) **"Residential Building"** means a structure that contains one or more dwelling units, including a house, multi-family dwelling, housing project, apartment building, lodging house, senior citizen complex, or hospital.
- aa) **"Residential Development"** means any land which is the site of a residential building and is designated as a one of the following land use districts as defined in the Town of Cochrane Land Use Bylaw, being R-1, R-2, R-2X, R-3, R-M, MHC, MHR, and includes Commercial - Residential Mixed Use Districts.
- bb) **"Senior Manager, Protective Services"** means the Municipal Official in the responsible role of Senior Manager, Protective Services, and includes anyone designated and authorized to act on his behalf.
- cc) **"Signaling Device"** means any device that produces an audible sound for the purpose of drawing an individual's attention, including a horn, gong, bell, klaxon or public address system;
- dd) **"Sound Level"** means a sound pressure measured in Decibels using a "weighted network of a Sound Level Meter with fast response".
- ee) **"Sound Level Meter"** means any type II or better integrated instrument (as established by the American National Standards Institute "A.N.S.I.") that measures Sound Levels.

- ff) **“Special Event”** means any outdoor concert, festival, sporting event, performance, attraction, revival, or other event for which tickets for entry are sold, or a Permit for the use of the area must be obtained from the Town.
- gg) **“Tester”** means an Officer or individual authorized by the Senior Manager, Protective Services and trained in the operation of a Sound Level Meter, as defined in this Bylaw, appointed pursuant to subsection 12.
- hh) **“Town”** means Municipal Corporation of the Town of Cochrane, in the Province of Alberta, or the area within the Town of Cochrane’s corporate limits as the context required.
- ii) **“Truck”** means any commercial vehicle that has a gross allowable maximum vehicle weight in excess of 4500 kilograms (kg) as listed on the official Registration Certificate issued by the Government of Alberta, regardless of the vehicle’s actual weight at a specific time, and includes a truck-tractor and tractor-trailer, but does not include a garbage truck.
- jj) **“Violation Ticket”** means a ticket in an approved form issued in respect to a contravention of this Bylaw pursuant to the provisions of Part 2 of the Provincial Offences Procedure Act;
- kk) **“Week Day”** means Monday through Saturday, inclusive, for the purpose of this Bylaw, unless it falls on a Holiday.
- ll) **“Weekend”** means Sunday and any other Holiday.

GENERAL PROHIBITION

3. (1) Except as authorized pursuant to this Bylaw, no Person shall make, or cause, or allow to be made, or continued any noise which disturbs or annoys a person, including any loud outcry, clamor, shouting, movement, music, or activity.
- (2) Except as authorized pursuant to this Bylaw, no owner or occupier of a Premises shall make or cause or allow to be made or continue any noise which emanates from the Premises that disturbs or annoys a person, including any loud outcry, clamor, shouting, movement, music or activity.
- (3) No owner or occupier of a Premises shall permit a vehicle located on the Premises to emit noise which emanates from that Premises and disturbs or annoys a Person, including a noise from excessive engine revving and stereo and amplification equipment in the vehicle.
- (4) Whether any sound or noise disturbs a Person, or otherwise constitutes objectionable noise is a questionable fact to be determined by a Court hearing a prosecution pursuant to this section of the Bylaw.

ACTIVITIES IN RESIDENTIAL DEVELOPMENTS

4. (1) No Person shall operate the following items in a Residential Development during the Night Time:
- a) A hand lawn mower;

- b) Motorized Garden Tool;
- c) A power tool outside of any building or structure;
- d) A remote control or model aircraft, car, vehicle, or other such device, driven by an internal combustion or electric engine of any kind;
- e) A snow clearing device powered by an engine of any kind;
- f) A motorized snow or leaf blowing device; or
- g) A Truck over 4500 kg or concrete mixer.

CONTINUOUS SOUND IN RESIDENTIAL DEVELOPMENT

5. (1) No person shall cause or permit to be caused, Continuous Sound that exceeds the greater of the following sound levels:
- a) 65 Decibels (dBA) Leq measured over a one (1) hour period during the Day Time, and at any Point of Reception within a Residential Development; or
 - b) 50 Decibels (dBA) Leq measured over a one (1) hour period during the Night Time, and at any Point of Reception within a Residential Development;
- (2) Notwithstanding Subsection 1, where the Ambient Sound Level for an area is at or above the maximum allowable Day Time or Night Time Sound Levels referred to in subsection (1) measured over one (1) hour period a Sound Level must exceed five (5) Decibels (dBA) Leq over the Ambient Sound Level before it becomes an offence.

NON-CONTINUOUS SOUND IN RESIDENTIAL DEVELOPMENTS

6. (1) No Person shall cause or permit to be caused, a Non-Continuous Sound that exceeds:
- a) 85 Decibels (dBA) Leq measured over a period of fifteen (15) minutes during the Day Time, and at any Point of Reception within a Residential Development; or,
 - b) 75 Decibels (dBA) Leq measured over a period of fifteen (15) minutes during the Night Time, and at any Point of Reception within a Residential Development.

SOUND IN NON-RESIDENTIAL DEVELOPMENTS

7. (1) No Person shall cause or permit to be caused a Continuous Sound that exceeds the greater of:
- a) 85 Decibels (dBA) Leq measured over a one (1) hour period during the Day Time or Night Time, and at any Point of Reception within a Non-Residential Development; or
 - b) 5 Decibels (dBA) Leq over the Ambient Sound Level measured over a one (1) hour period during either the Day Time or Night Time, at any Point of Reception within a Non-Residential Development.
- (2) No Person shall cause or permit to be caused a Non-Continuous Sound which exceeds 85 Decibels (dBA) Leq measured over a period of a one (1) hour period during the Day Time or Night Time at any Point of Reception within a Non-Residential Development.

RELAXATIONS

8. (1) Notwithstanding subsection 4(1)(e), a Person may operate a snow clearing device powered by an engine for the purpose of commercial and non-commercial snow removal of snow and ice from the streets, parking lots and sidewalks, during the forty eight (48) hour period following a snowfall, rain or freezing rain, subject to the right of the Senior Manager, Protective Services to withdraw this relaxation on a site specific basis.
- (2) Notwithstanding subsection 4(1)(b), it shall not be an offence to use a Motorized Garden Tool or grass cutting device on a golf course between the hours of 6:00 a.m. and 9:00 p.m. on any day of the week.

EXEMPTIONS

9. (1) The provisions of this Bylaw do not apply to:
- a) Emergency vehicles.
 - b) Municipal equipment of any nature and/or type including but not limited to snow and ice removal, street cleaning and any type of utility or roadway repair.
 - c) Construction in a Residential Development during the Day Time whether or not construction requires any Permits.
 - d) The use of Motorized Garden Tools in a Residential Development where:
 - i) the Sound Level does not exceed 75 Decibels (dBA) measured over a one (1) hour period; and
 - ii) the Motorized Garden Tools are used during the Day Time for less than three (3) hours during any given day.
 - e) A vehicle for the purpose of garbage pickup and recycling pickup.
 - f) Work on a street or the public utility carried out by the owner or operator of the public utility, or its contractors.
 - g) Any activity within the sole jurisdiction of the Government of Canada or the Province of Alberta.
- (2) Notwithstanding subsection 1, the Senior Manager, Protective Services may apply any other provision of this part to subsection 1(b) through (d) on a site specific basis at the discretion of the Senior Manager, Protective Services.

PERMITS

10. (1) A Person may make a written Application to the Senior Manager, Protective Services for a Temporary/Special Event Permit or a Continual Permit allowing for noise or Sound Levels that would otherwise violate this Bylaw.
- (2) Any Application made pursuant to subsection 10(1) must be made at least twenty (20) business days prior to the proposed activity and must contain the following information pertaining to the work activity which the exemption is sought:
- a) The name, address and telephone number of the Applicant;
 - b) The address of the site;
 - c) The building permit number, if applicable;

- d) The description of the source (source of noise for Sound Levels);
- e) The period of time that the exemption is desired;
- f) The Applicant's reasons why the exemption should be given;
- g) A statement of the measures that will be taken to control noise or Sound Levels; and
- h) The applicable Permit Fee, as specifically outlined in Schedule "A" of this Bylaw.

(3) The Senior Manager, Protective Services may at his sole discretion:

- a) Waive any requirements of this subsection.
- b) Issue a Temporary/Special Event Permit where the Senior Manager, Protective Services determines that circumstances may make it impractical for the Applicant to comply with this Bylaw.
- c) Revoke any Temporary/Special Event Permit that has been issued where the Senior Manager, Protective Services determines that the Applicant has not taken sufficient measures to minimize noise or Sound Levels.
- d) Impose any conditions on the issuance or the use of the Permit that the Senior Manager, Protective Services considers appropriate.
- e) Issue a Noise Control Bylaw Exemption Continual Permit where the Senior Manager, Protective Services, determines that the circumstances warrant the approval of the same.

PERMITS FOR TEMPORARY/SPECIAL EVENTS

11. (1) Where a Person makes an Application pursuant to section 10(1) for a Temporary/Special Event Permit in the Town, the Senior Manager, Protective Services may, before making a decision thereon, require the Applicant to provide public notice of the Application in a manner directed by the Senior Manager, Protective Services, which may include posting, media advertising, or direct notice.

(2) As soon as practical, the Senior Manager, Protective Services shall so advise all parties who have requested of the Senior Manager, Protective Services that they be notified of his decision.

(3) Any approval of an Application under section 11(1) for a Temporary/Special Event Permit may be appealed by any affected Person to the Town Council within fourteen (14) days of the date of approval.

(4) Any Application for a Temporary/Special Event Permit may require in addition to a Permit required under this Bylaw, other Permits to be applied for to comply with other Town Bylaws or requirements.

TESTERS

12. (1) The Senior Manager, Protective Services may establish the qualifications for an appointment of persons as Testers of measurement of Sound Levels.

(2) When measuring Sound Levels, the Tester must measure the Sound Level at the Point of Reception with the Sound Level Meter at least one (1) metre above the ground.

(3) When measuring Sound Levels, the Tester is the person who determines the Point of Reception.

(4) The Tester must ensure the accuracy of the Sound Level Meter by testing it with a Field Calibrator immediately before and after measuring the Sound Level and record the results of those tests.

ENFORCEMENT

13. (1) Where a Community Peace Officer has reasonable grounds to believe that a Person has contravened any provision of this Bylaw, the Community Peace Officer may commence proceedings against such Person by:
- a) issuing to the Person a Bylaw Ticket; or
 - b) issuing to the Person a Violation Ticket pursuant to the provisions of Part 2 of the *Provincial Offences Procedure Act*; or
 - c) laying an information in lieu of issuing a Violation Ticket.
- (2) Where a Community Peace Officer issues a Person a Violation Ticket in accordance with section 13(1) of this Bylaw, an officer may either:
- a) allow the Person to pay the specified penalty as provided for in sections 14(2) and 14(3) of this Bylaw by indicating such specified penalty on the Bylaw Ticket or Violation Ticket; or
 - b) require a Court appearance of the Person where the Community Peace Officer believes that such appearance is in the public interest, pursuant to the provisions of Part 2 of the *Provincial Offences Procedure Act*.
- (3) Notwithstanding any other provision of this Bylaw, the Community Peace Officer, upon receiving a noise complaint shall then recommend or take whatever actions that are considered appropriate to address the complaint, in all of the circumstances.
- (4) No provision of this Bylaw or any action taken pursuant to any provision of this Bylaw shall restrict, limit, prevent or preclude the Town from pursuing any other remedy as provided by the *Municipal Government Act*, or any other law of the Province of Alberta.

GENERAL PENALTY PROVISION

14. (1) Any Person that violates any provision of this Bylaw is guilty of an offence and is liable upon conviction to a maximum fine of TEN THOUSAND DOLLARS (\$10,000.00), or in default of payment of the fine, imprisonment for a period not exceeding one (1) year, or to both fine and imprisonment in such amounts as deemed appropriate.
- (2) The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount provided for by Schedule "B" of this Bylaw in respect to that provision.
- (3) Where any person contravenes the same provision of this Bylaw twice within a twelve (12) month period, the specified penalty payable in respect of the second such contravention shall be double the amount provided for in Schedule "B" of this Bylaw.
- (4) Where any person contravenes the same provision of this Bylaw three (3) or more times within one (1) period, the specified penalty payable in respect to the third

and subsequent such contravention shall be triple the amount provided for in Schedule "B" of this Bylaw.

(5) Notwithstanding section 13(1), a Community Peace Officer may issue, by personal service or regular mail, a Bylaw Ticket, in a form as approved by the Town, to any Person alleged of contravening any provision of this Bylaw.

(6) The penalty in lieu of prosecution payable in respect to a contravention of this Bylaw, to be indicated on the Bylaw Ticket, is the amount provided for in Schedule "B" of this Bylaw.

(7) A Person who has been issued a Bylaw Ticket in respect of a contravention of a provision of this Bylaw, and who has fully paid the penalty as indicated to the Town, within the time allowed for payment, shall not be liable for prosecution for the subject contravention.

GENERAL

15. (1) Appendix "A" the map of the Town of Cochrane Land Use Districts, may, from time to time, be amended by resolution of Council.
- (2) Appendix "B" the Noise Control Bylaw Exemption Application for a Temporary/Special Event Permit, may, from time to time, be amended by resolution of Council.
- (3) Appendix "C" the Noise Control Bylaw Exemption Application for a Continual Permit, may, from time to time, be amended by resolution of Council.
- (4) Schedule "A", Permit Application Fees, may, from time to time, be amended by resolution of Council.
- (5) Schedule "B", Penalties, may, from time to time, be amended by resolution of Council.
- (6) It is the intention of the Council of the Town of Cochrane, that all offences created pursuant to this Bylaw are construed and considered as being strict liability offences.

Read a first time on August 8, 2011

Read a second time on August 8, 2011

Read a third time on August 8, 2011

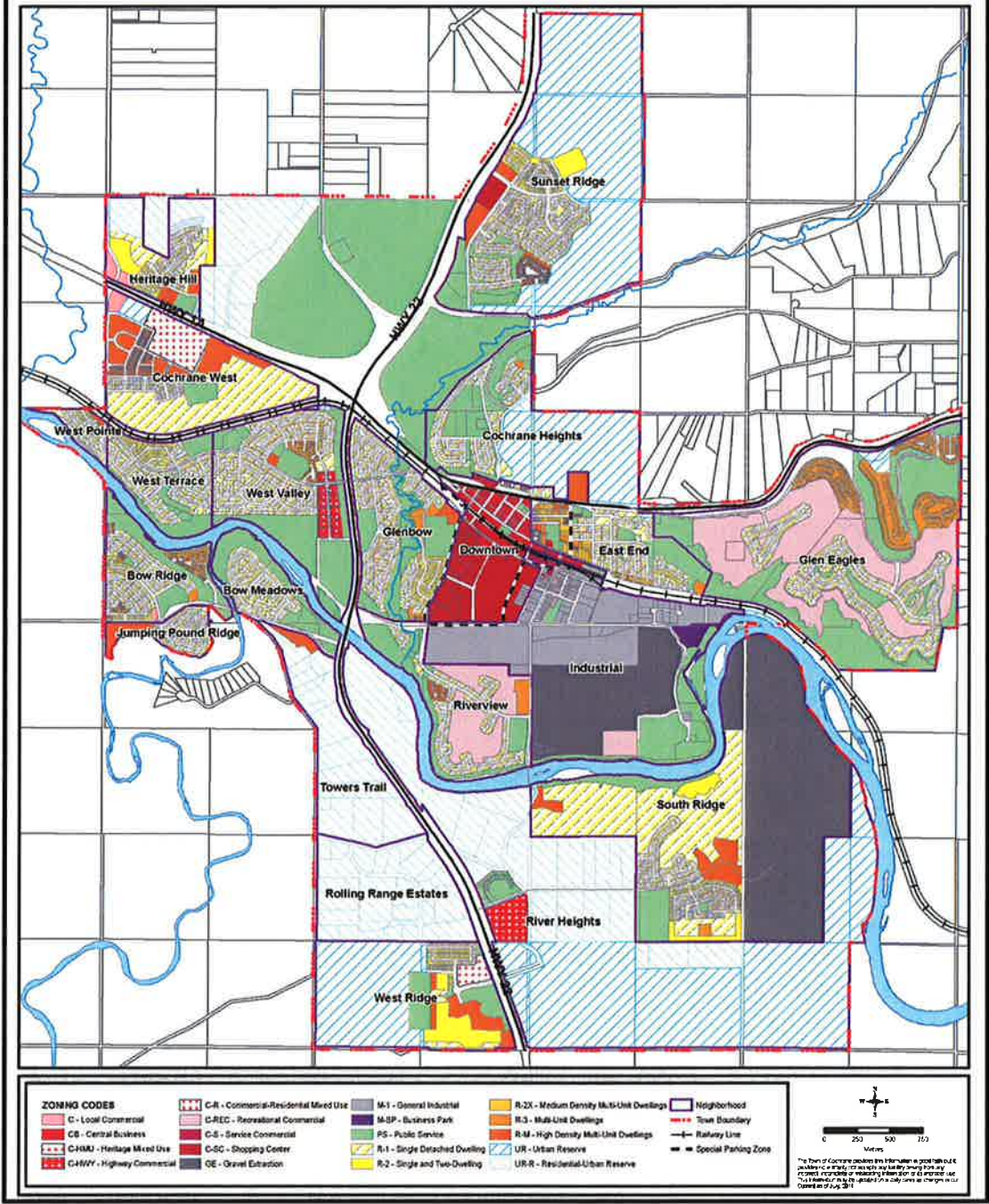


Mayor



Manager, Legislative Services

APPENDIX "A" Town of Cochrane Land Use Districts



APPENDIX "B"

Town of Cochrane
 Municipal Enforcement
 Protective Services Centre
 20 Grande Blvd. Cochrane, AB
 Phone: 403-851-2573 Fax: 403-932-6032

Mail address:
 101 RancheHouse Rd
 Cochrane AB T4C 2K8



NOISE CONTROL BYLAW EXEMPTION APPLICATION FOR TEMPORARY/SPECIAL EVENT PERMIT

Business Name or Trade Name (operating as):		
Corporation Name (if applicable):		
Primary Contact Name:	Position:	
Secondary Contact Name:	Position:	
Business Description:		
<i>Physical Location of Business/Event</i>		
Street Address:		
City/Town:	Province:	Postal Code:
E-mail Address:		
Phone No.	Fax:	Cell:
<i>Mailing Address for Business</i> <i>(if different from above)</i>		
PO Box/Street Address:		
City/Town:	Province:	Postal Code:
<i>Business Information</i>		
<input type="checkbox"/> Resident Physical location or mailing address is in Cochrane If Home Based: Development Permit #	<input type="checkbox"/> Non-Resident Physical location or mailing address is other than Cochrane	
<i>Length of Application Request</i>		
<input type="checkbox"/> Term: specify number of hours _____		
Start Date of Business in Cochrane:		

OFFICE USE ONLY

Date Received:

Payment Amount:

Receipt #

INFORMATION

Type of noise
(i.e. what is producing the noise?):

Length of duration of activity that will produce noise:
(hours per day)

MITIGATION STRATEGIES

Please provide information advising the Senior Manager, Protective Services of what steps have been undertaken to minimize the noise:

ADDITIONAL INFORMATION

Please provide any additional information that may assist the Senior Manager, Protective Services in considering the application:

DECLARATION

I hereby apply for a Temporary/Special Event Permit, as per Town of Cochrane Noise Control Bylaw No. 16/2011. I confirm that the information shown above, including name, address and category information are correct. I understand that a change to any existing information renders this registration VOID. I agree to provide the Town of Cochrane with written notice of any further changes to this information.

This Permit does not authorize or permit the applicant to carry on a business or any pursuit contrary to the provisions of other Town of Cochrane Bylaws. Where a person or business is found to be in contravention to any of the provisions of this or any other Municipal Bylaw, the officer may temporarily suspend the business until such time as the contravention is rectified.

(Signature of Applicant)

(Print Name)

(Date Signed)

Approved by:
Senior Manager, Protective Services

FOIP STATEMENT

This information is being collected under the authority of the *Municipal Government Act*, RSA 2000, C.M-26 and will be used on the Town of Cochrane's website and for the purpose of this Application as outlined in the *Freedom of Information and Protection of Privacy Act*. If you have any questions, contact the FOIP Coordinator at 403-851-2526.

APPENDIX "C"

Town of Cochrane
 Municipal Enforcement
 Protective Services Centre
 20 Grande Blvd. Cochrane, AB
 Phone: 403-851-2573 Fax: 403-932-6032

Mail address:
 101 RancheHouse Rd
 Cochrane AB T4C 2K8



NOISE CONTROL BYLAW EXEMPTION APPLICATION FOR A CONTINUAL PERMIT

Business Name or Trade Name (operating as):		
Corporation Name (if applicable):		
Primary Contact Name:	Position:	
Business Description:		
Secondary Contact Name:	Position:	
Business Description:		
<i>Physical Location of Business</i>		
Street Address:		
City/Town:	Province:	Postal Code:
E-mail Address:		
Phone No.	Fax:	Cell:
<i>Mailing Address for Business</i> <i>(if different from above)</i>		
PO Box/Street Address:		
City/Town:	Province:	Postal Code:
<i>Business Information</i>		
<input type="checkbox"/> Resident <i>Physical location or mailing address is in Cochrane</i> If Home Based: Development Permit #	<input type="checkbox"/> Non-Resident <i>Physical location or mailing address is other than Cochrane</i>	
<i>Length of Application Request</i>		
<input type="checkbox"/> Term: specify number of days _____	<input type="checkbox"/> Term: 6 months	<input type="checkbox"/> Annual (January-December)
Start Date of Business in Cochrane:		

OFFICE USE ONLY

Date Received:

Payment Amount:

Receipt #

INFORMATION

Type of noise
(i.e. what is producing the noise):

Length of duration of activity that will produce noise:
(hours per day)

MITIGATION STRATEGIES

Please provide information advising the Senior Manager, Protective Services of what steps have been undertaken to minimize the noise:

ADDITIONAL INFORMATION

Please provide any additional information that may assist the Senior Manager, Protective Services in considering the application:

DECLARATION

I hereby apply for a Continual Permit, as per Town of Cochrane Noise Control Bylaw No. 16/2011. I confirm that the information shown above, including name, address and category information are correct. I understand that a change to any existing information renders this registration VOID. I agree to provide the Town of Cochrane with written notice of any further changes to this information.

This Permit does not authorize or permit the applicant to carry on a business or any pursuit contrary to the provisions of other Town of Cochrane Bylaws. Where a person or business is found to be in contravention to any of the provisions of this or any other Municipal Bylaw, the officer may temporarily suspend the business until such time as the contravention is rectified.

(Signature of Applicant)

(Print Name)

(Date Signed)

Approved by:
Senior Manager, Protective Services

FOIP STATEMENT

This information is being collected under the authority of the *Municipal Government Act*, RSA 2000, C.M-26 and will be used on the Town of Cochrane's website and for the purpose of this Application as outlined in the *Freedom of Information and Protection of Privacy Act*. If you have any questions, contact the FOIP Coordinator at 403-851-2526.

SCHEDULE "A"

PERMIT APPLICATION FEES

- | | | |
|----|--|--------------------------|
| 1. | Application for Temporary/Special Event Permit | \$ 35.00 |
| 2. | Application for a Continual Permit | \$250.00
(annual fee) |

SCHEDULE "B"

PENALTIES

Column A indicates penalties in lieu of prosecution.

Column B indicates specified penalties for violation tickets issued pursuant to this Bylaw.

Section	Offence	Column A	Column B
3	Noise which disturbs a Person	\$250.00	\$350.00
4	Operate prohibited equipment or device during Night Time	\$250.00	\$350.00
5(1)a)	Cause or permit to be caused continuous sound that exceeds 65 Decibels in a residential development during the Day Time.	\$250.00	\$350.00
5(1)b)	Cause or permit to be caused continuous sound that exceeds 50 Decibels in a residential development during the Night Time.	\$250.00	\$350.00
6(1)a)	Cause or permit to be caused non-continuous sound that exceeds 85 Decibels in a residential development during the Day Time.	\$250.00	\$350.00
6(1)b)	Cause or permit to be caused continuous sound that exceeds 75 Decibels in a residential development during the Night Time.	\$250.00	\$350.00
7(1)a)	Cause or permit to be caused continuous sound that exceeds 85 Decibels within a non-residential development.	\$500.00	\$750.00
7(1)b)	Cause or permit to be caused continuous sound that exceeds 5 Decibels over the Ambient Sound Level within a non-residential development.	\$500.00	\$750.00
7(2)	Cause or permit to be caused non-continuous sound that exceeds 85 Decibels within a non-residential development.	\$350.00	\$500.00
10(1)	Failing to make application for Temporary/Special Event Permit	\$350.00	\$500.00
10(1)	Failing to make application for a Continual Permit	\$300.00	\$450.00