

Corporation of the Township of St. Joseph
BY-LAW NO. 1833

BEING A BY-LAW TO PROHIBIT EXCESSIVE NOISE

WHEREAS the Municipal Act, 2001, s. 129 provides that a local municipality may prohibit and regulate with respect to noise.

AND WHEREAS it is deemed desirous and expedient to pass a by-law to prohibit excessive noise.

NOW THEREFORE the Council of the Corporation of the Township of St. Joseph enacts as follows:

1. Definition

In this by-law, "excessive noise" means any unusual noise, or any noise likely to disturb the inhabitants of the Township of St. Joseph, and, without limiting the generality of the foregoing, includes the following:

- 1.1 Any unnecessary ringing of bells, blowing of horns or shouting.
- 1.2 The sound or noise from or created by a radio, phonograph, television, public address system, loud speaker, or any musical or sound-producing instrument when such device is played or operated in such a manner or with such volume as to disturb the inhabitants.
- 1.3 Any unnecessary noise made by the operation of equipment or vehicles.

2. Excessive Noise Prohibited

No person shall cause or permit any excessive noise.

3. Exceptions

Section 2 does not apply where:

- 3.1 the noise arises from a community celebration such as Community Night, Cornfest or other similar occasion sanctioned by Council resolution or municipal permit;
- 3.2 the noise arises from necessary work being performed by the municipality, its agents or contractors;
- 3.3 the noise arises from the lighting or exploding of firecrackers or similar devices or noisemakers as part of a fireworks display for community or patriotic purposes sanctioned by Council resolution or municipal permit;
- 3.4 The noise is made by a domestic animal between the hours of 7:00 a.m. and 11:00 p.m. of the same day; or
- 3.5 The noise arises from excavation or construction work, lawn mowers or other equipment or the use of power tools and occurs between the hours of 7:00 a.m. and 11:00 p.m. of the same day.

4. Offence

Every person who contravenes any provision of this by-law is guilty of an offence and shall be liable to the penalty provided for under the Provincial Offences Act.

5. **Previous By-law Repealed**

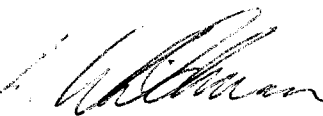
By-law No. 1729 is hereby repealed.

6. **Enactment**

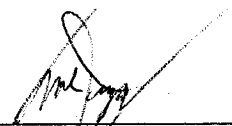
This by-law comes into force upon adoption by the Council of the Corporation of the Township of St. Joseph.

READ a First and Second time this 20th day of April, 2004.

READ a Third time and FINALLY PASSED this 18th day of May, 2004.



J. Wildman - Reeve



A. M. Jagger - Clerk