

THE CORPORATION OF THE TOWNSHIP OF AMARANTH

BY-LAW NO. 46 - 2014

A BY-LAW TO AMEND BY-LAW 20-2004, BEING THE TOWNSHIP NOISE BYLAW

WHEREAS Section 129 of the Municipal Act, 2001, S.O. 2001 c. 25 authorizes Council to pass By-laws prohibiting and regulating noise in the Township of Amaranth;

AND WHEREAS it is desirable to amend By-law 20-2004 to deal with noise from excavation and/or construction works being carried out on Saturday afternoon, evening and on Sundays;

AND WHEREAS it is desirable to amend By-law 20-2014 to include the above amendment as part of the set fines procedures;

AND WHEREAS it is desirable to increase the set fines under the Noise By-law for the purpose of the enforcement of the By-law;


NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF AMARANTH ENACTS AS FOLLOWS:

1. That By-law 20-2004 is hereby amended by adding section 1.6 with the following wording,

Any noise arising between the hours of 12:00 p.m. (noon) on Saturday till 6:00 a.m. on Monday, or at any time on a statutory holiday, from excavation or construction works.
2. That By-law 20-2004 is hereby amended to include the offence added by section 1.6 in its set fines with a fine of \$350.00;
3. That By-law 20-2004 is hereby amended so that the set fines for the offences as set out in Schedule "A" of this By-law are \$350.00 for each offence;.
4. That sections 2 and 3 of this By-law shall be effective upon the approval and/or amendment of Schedule "A" to this By-law by the Regional Senior Justice of the Ontario Court of Justice

BY-LAW READ A FIRST AND SECOND TIME THIS 17TH DAY OF SEPTEMBER, 2014.

BY-LAW READ A THIRD TIME AND PASSED THIS 17TH DAY OF SEPTEMBER, 2014.


CLERK


HEAD OF COUNCIL

SCHEDULE "A"
To By-law 46 - 14

Township of Amaranth
PART I Provincial Offences Act
By-law No. 20-2004, as amended: Excessive Noise

ITEM	Short Form Wording	Provision creating or defining offence	Set Fine
1	Causing or permitting the emission of noise from a radio, stereo, or television, or any musical or sound-producing instrument	Sections 1.1, 2.1	\$350.00
2	Causing or permitting the emission of noise from a domestic animal	Sections 1.2, 2.1	\$350.00
3	Causing or permitting the emission of noise from excavation or construction work, lawn mowers or other power tools during a prohibited time	Sections 1.3, 2.1	\$350.00
4	Causing or permitting the emission of noise from a motorized vehicle	Sections 1.4, 2.1	\$350.00
5	Causing or permitting the emission of noise during a large social gathering	Sections 1.5, 2.1	\$350.00
6	Causing or permitting the emission of noise from excavation or construction work, lawn mowers or other power tools during a prohibited weekend time or statutory holiday	Sections 1.6, 2.1	\$350.00

NOTE: The general penalty provision for the offences indicated above is section 4 of By-law No. 20-2004, as amended, a certified copy of which has been filed.