

THE CORPORATION OF THE TOWNSHIP OF MULMUR

BY-LAW NUMBER NO. 10 - 02

A BY-LAW TO PROHIBIT AND REGULATE NOISE WITHIN THE TOWNSHIP OF MULMUR

WHEREAS the Municipal Act, R.S.O. 1990, c. M. 45, as amended, provides that bylaws may be passed by the councils of local municipalities for prohibiting or regulating public nuisances, and for prohibiting and regulating within the municipality or within any defined area or area thereof, the ringing of bells, the blowing of horns, shouting, unusual noises or noises likely to disturb inhabitants;

NOW THEREFORE, the Council of the Corporation of the Township of Mulmur enacts as follows:

1. No person shall within the Township of Mulmur make, create, cause or permit to be made noises likely to disturb the inhabitants except as permitted by Section 4.
2. No person shall within the Township of Mulmur make, create, cause or permit to be made unusual noises except as permitted in Section 4.
3. No person shall within the Township of Mulmur shout, ring any bell, blow or sound any horn or cause or permit the ringing of bells or the blowing of horns except as permitted by Section 4.
4. The following sounds and noises are exempt from the by-law, and the presence of these sounds and noises is not a contravention of this bylaw:
 - a. the sounding or ringing of church bells and chimes;
 - b. the sound of any bell, horn, siren or other signal device from a vehicle when required or permitted by law;
 - c. the sound from any apparatus or mechanism used for the amplification of the human voice, music, or the sound from any other sound producing or sound-reproducing instrument or apparatus, at public celebrations, gatherings, events, the sound of military bands, parades, in all cases where the sound produced is in accordance with the prior written permit by the Township of Mulmur;

- d. the sound of farming operations, equipment and construction noises, auction sales and non-motorized sporting events;
 - e. fireworks on Victoria Day and Canada Day.
5. The Township of Mulmur shall grant written permits under section 4.c. of this by-law, having regard to the frequency of such applications in the particular part of the Township of Mulmur, the proposed sound, the zoning of the lands and the proposed methods of control over the kind and level of noise. If more than 300 persons will be attending the event, the Township of Mulmur may hold a public hearing prior to granting or refusing a written permit. The written permit shall be a one-time permit and shall specify the date/s, times, type and level of noise permitted. Applications for permits as per section 4 (c) of this by-law must be received by the Township at least 30 days prior to the planned event.
6. Any person who contravenes any provision of this bylaw is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, as amended.
7. This by-law shall be read with all changes in gender and number, as may be appropriate.
8. Any part of this by-law found to be illegal shall be severed from the balance of the by-law.

Read a first and second time on May 7, 2002.

Read a third time and finally passed on May 7, 2002.

Gordon Gallagher
Reeve

Terry Horner
Clerk