

I. BY-LAW AND HOURS (see Excerpt from the NOISE CONTROL BY-LAW NO. 6555 (bylaws #15-17))

Sound Levels: No person shall, in or adjacent to residential premises, but not including a street, make or cause sound or noise resulting from construction the continuous sound level of which exceeds a rating of 85 on an approved sound meter when measured at the point of reception or 15.2 metres from its source, whichever is the greater.

Hours of Construction: No person shall carry on any construction to the disturbance of the quiet, peace, rest or enjoyment of the public, except:

(a) between the hours of 7:30 o'clock in the morning (0730 hours) to 8 o'clock in the evening (2000 hours) on any week day that is not a holiday, and between 10 o'clock in the morning (1000 hours) to 8 o'clock in the evening (2000 hours) on any Saturday that is not a holiday; and

(b) for construction on a street between the hours of 7 o'clock in the morning (0700 hours) to 8 o'clock in the evening (2000 hours) on any week day or Saturday, and between 10 o'clock in the morning (1000 hours) to 8 o'clock in the evening (2000 hours) on any Sunday or holiday.

Outstanding Conditions: In any case where it is impossible or impractical to comply with the sound levels or hours of construction, or where, as the result of a special event the above cannot be complied with, an application, in the form prescribed in below may be made to the Mayor for an exception, and the Mayor may give consent in writing to carry on any such works or events outside the prescribed limits and upon such terms as the Mayor determines.

Application form in the Case of an Outstanding Condition: The application noted above shall be in writing and submitted to the Mayor at least five working days prior to the date of the proposed activity, and shall contain:

- (a) the name, address, and telephone number of the applicant;
- (b) the address of the site of the works or events;
- (c) the building permit number, if applicable;
- (d) the reason(s) the exception is sought;
- (e) a description of the source(s) of noise in respect of which the exception is sought;
- (f) the exact period of time for which the exception is desired;
- (g) the reason(s) why the exception should be given;
- (h) a statement of the measures planned or presently being taken to minimize the sound or noise;
- (i) and a non-refundable application fee of \$40.00.

In any case where, because of an emergency or other unforeseen circumstance, an application for an exception cannot be submitted within at least five working days, the Mayor may waive that limitation.