

File No.: 04-1000-20-2018-631

December 11, 2018

s.22(1)

Dear s.22(1)

Re: **Request for Access to Records under the Freedom of Information and Protection of Privacy Act (the "Act")**

I am responding to your request of December 4, 2018 for:

Copies of two Order letters mailed by the City on November 30, 2018 to Wall Financial Corp., developers of 7128 Adera Street, regarding previous noise complaint made by the applicant.

All responsive records are attached.

Under section 52 of the Act you may ask the Information & Privacy Commissioner to review any matter related to the City's response to your request. The Act allows you 30 business days from the date you receive this notice to request a review by writing to: Office of the Information & Privacy Commissioner, info@oipc.bc.ca or by phoning 250-387-5629.

If you request a review, please provide the Commissioner's office with: 1) the request number assigned to your request (#04-1000-20-2018-631); 2) a copy of this letter; 3) a copy of your original request for information sent to the City of Vancouver; and 4) detailed reasons or grounds on which you are seeking the review.

Please do not hesitate to contact the Freedom of Information Office at foi@vancouver.ca if you have any questions.

Yours truly,



Barbara J. Van Fraassen, BA
Director, Access to Information & Privacy

*Barbara.vanfraassen@vancouver.ca
453 W. 12th Avenue Vancouver BC V5Y 1V4*

*If you have any questions, please email us at foi@vancouver.ca and we will respond to you as soon as possible. Or you can call the FOI Case Manager at 604.871.6584.

Encl.

:ma

November 28, 2018

PLEASE REFER TO:
John Tong
Property Use Inspector
at 604.873.7868
john.tong@vancouver.ca
CF-2018-013905

Wall Financial Corp.
1010 Burrard Street
Vancouver BC
V6Z 2R9

Dear Sir/Madam:

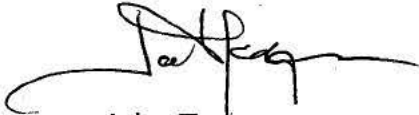
**RE: 7128 Adera Street- Air Exhaust Outlet
and also 1553 - 1581 West 57th Avenue and 7128 - 7188 Adera Street**

Following an inspection conducted at 5:30 a.m. to 6:52 a.m. on October 30, 2018, it was determined that the noise level of the air exhaust outlet connecting to the underground parking in the northeast corner of this site was emitting noise continuously for approximately 20 to 25 minutes per hour. The corrected noise level of the exhaust outlet was measured at 75.9 dBA (77.9 dBA - 2 dBA), which exceeds the day time (7 a.m. - 10 p.m.) maximum of 55 dBA and the night time (10 p.m. - 7 a.m.) maximum of 45 dBA, in violation of **Section 5 of Noise Control By-law No. 6555** (the By-law), which states:

5. *No person shall in a quiet zone make, cause or permit to be made or caused, continuous sound the sound level of which:*
 - (a) *during the daytime exceeds a rating of 55 on an approved sound meter when received at a point of reception within a quiet zone, or 60 on an approved sound meter when received at a point of reception within an activity zone, event zone or an intermediate zone; or*
 - (b) *during the nighttime exceeds a rating of 45 on an approved sound meter when received at a point of reception within a quiet zone, or 55 on an approved sound meter when received at a point of reception within an activity zone, event zone or an intermediate zone.*

Therefore, to avoid further action, you are to immediately comply with the above By-law.

Yours truly,

A handwritten signature in black ink, appearing to read 'John Tong', with a long horizontal flourish extending to the left.

John Tong
Property Use Inspector

JT/dld

Copy: Alison Bowen
Wall Centre Construction Ltd.
1571 West 57th Avenue
Vancouver BC
V6P 0C8

November 28, 2018

PLEASE REFER TO:

John Tong
Property Use Inspector
at 604.873.7868
john.tong@vancouver.ca
CF-2018-010341

Owners of Strata Plan EPS2412
c/o Firstservice Residential BC Ltd.
#700 - 200 Granville Street
Vancouver BC
V6C 1S4

Dear Sir/Madam:

**RE: 1515 Atlas Lane - Air Exhaust Outlet
and also 1502 - 1523 Atlas Lane**

Following an inspection conducted at 5:30 a.m. on October 30, 2018, it was determined that the noise level of the air exhaust outlet located at 1515 Atlas Lane was 70.9 dBA which exceeds the day time (7 a.m. - 10 p.m.) maximum of 55 dBA and the night time (10 p.m. - 7 a.m) maximum of 45 dBA, in violation of **Section 5 of Noise Control By-law No. 6555** (the By-law), which states:

5. *No person shall in a quiet zone make, cause or permit to be made or caused, continuous sound the sound level of which:*
 - (a) *during the daytime exceeds a rating of 55 on an approved sound meter when received at a point of reception within a quiet zone, or 60 on an approved sound meter when received at a point of reception within an activity zone, event zone or an intermediate zone; or*
 - (b) *during the nighttime exceeds a rating of 45 on an approved sound meter when received at a point of reception within a quiet zone, or 55 on an approved sound meter when received at a point of reception within an activity zone, event zone or an intermediate zone.*

Note: Noise level determined with air exhaust outlet located at 7128 Adera Street off.

Therefore, to avoid further action, you are to immediately comply with the above By-law.

Yours truly,

John Tong
Property Use Inspector

JT/dld