

THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW NUMBER 15-75

Being a by-law with respect to noise

WHEREAS The Municipal Act, R.S.O. 1970, Chapter 284, Section 354, subsection (1), paragraph 118, provides that by-laws may be passed by councils of local municipalities for prohibiting or regulating, within the municipality or within any defined area or areas thereof, the ringing of bells, the blowing of horns, shouting and unusual noises, or noises likely to disturb the inhabitants;

NOW THEREFORE the Council of the Corporation of the City of Brampton ENACTS as follows:

1. No person shall ring any bell, blow or sound any horn, or cause to be rung, blown or sounded, shout or create, cause or permit any unusual noise or noises likely to disturb the inhabitants.
2. For the purpose of this by-law and without limiting the generality hereof, the following noises or sound shall be deemed to be unusual noises or noise likely to disturb the inhabitants, namely:
 - (a) the sounding of any bell, horn, siren or other signal device on any motor vehicle, motorcycle, bicycle, or other vehicle of whatsoever kind except when required by law,
 - (b) the sounding of any such bell, horn, siren or signal device for an unnecessary or unreasonable period of time,
 - (c) the sound or noise from or created by any radio, phonograph, television, public address system, sound equipment, loudspeaker or similar device or

- devices, or any musical or sound producing instrument, of whatever kind when such device or instrument is played or operated in such volume as to annoy or disturb the peace, quiet, comfort or repose of any individual in any house, apartment house, hotel or any other type of residence,
- (d) any sound made by any pet animal or pet bird which disturbs the peace, quiet, comfort or repose of any individual in the neighbourhood, provided that this subsection shall not apply in areas which by the Official Plan or by a Restricted Area By-law are designated Agricultural, (excluding the Hamlets and villages of the former Township of Chinguacousy),
 - (e) the grating, grinding or rattling noise or sound caused by a condition of disrepair or maladjustment of any motor vehicle, motor-cycle or other vehicle whatsoever, or part or accessory thereof,
 - (f) the blowing of any steam or air whistle attached to or used in connection with any stationary boiler or other machine or mechanism, except for the purpose of giving notice to workmen of the time to commence or cease work, or as a warning of danger,
 - (g) the discharge into the air of the exhaust of any steam engine, stationary internal combustion engine, motor vehicle or motor-cycle, except through a muffler or other device which effectively prevents loud or explosive noises,
 - (h) any unreasonable or unnecessary noise or sound arising from any excavation or construction work whatsoever, including the erection, demolition, alteration or repair of any building,
 - (i) any unreasonable or unnecessary noise in the vicinity of any school or court while the same is in session or in the vicinity of any hospital, convalescent home or rest home provided conspicuous signs are displayed in or upon the streets adjoining any such school, court, hospital or home indic-

ating that such noises are prohibited in the vicinity,

- (j) the noise created by driving any vehicle bearing material, articles or things which are loaded upon such vehicles in such manner as to create such noise;
 - (k) the noise or sound created by the use or operation of any drum, horn, bell, radio or mechanical loudspeaker or other instrument or device or sound producing, sound reproducing or sound transmitting instrument or apparatus for the purpose of advertising or for attracting attention to any performance, show or sale or display of goods, wares or merchandise or which projects noise or sound into any street or other public place,
 - (l) the noise or sound created by the use or operation of any radio or mechanical loudspeaker or amplifier or other instrument or device or sound producing, sound reproducing or sound transmitting instrument or apparatus in or upon any vehicle.
 - (m) the noise or sound caused by the racing, idling or loud operation of a motor or a standing or parked motor vehicle or trailer in excess of that necessary for the reasonable operation of the same.
 - (n) the noise or sound created by the repairing, wrecking, dismantling or modifying of any motor vehicle, trailer, motor or other machine or any part or parts thereof.
 - (o) the noise or sound created by any unusually loud air conditioner
3. None of the provisions of this by-law shall apply to:
- (a) the use in a reasonable manner of any apparatus or mechanism for the amplification of the human voice, of music, other sound producing or sound reproducing instrument or apparatus, by a local organization where funds are being raised for charitable purposes or in connection with any public election meeting, public celebration or

other reasonable gathering provided written permission is obtained from the City of Brampton By-law Enforcement Officer.

- (b) any military or other band or any parade operating under written permission first obtained from the Council of the said Corporation,
- (c) any newsboy, pedlar, hawker or petty tradesman plying his calling legitimately and moderately,
- (d) any vehicle of the Police or Fire Department or any ambulance or any public service or emergency vehicle while answering a call,
- (e) the sound from any private radio in a motor vehicle installed for the sole benefit or entertainment of the operator and occupants of such vehicle when same is not audible at a distance of 25 feet from such vehicle,
- (f) any sound arising from the operation of any railway which operates under the Railway Act of Canada or from any plant or work in connection with any such railway,
- (g) any case of public convenience or necessity,
- (h) the operation of the Salvation Army as heretofore carried on.

4. More particularly, but without limiting the generality of the foregoing, the noises resulting from the operation of any factory or other Industrial operation; any construction equipment or any particularly noisy motor vehicle (i.e. snowmobiles, motorcycles, trucks or cars with defective mufflers) between the hours of 11.00 p.m. and 7.00 a.m., shall be deemed to be a noise likely to disturb within the terms of paragraph 1. hereof.

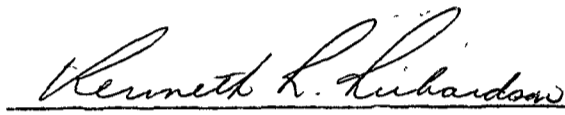
5. Any person convicted of a breach of any of the provisions of this by-law shall forfeit and pay at the discretion of the convicting magistrate a penalty not exceeding (exclusive of costs) the sum of One Thousand (\$1,000.00) Dollars for each offence and every such penalty shall be recoverable under the Summary Convictions Act.

This by-law shall take effect upon, from and after the final passing thereof.

READ a FIRST, SECOND and THIRD TIME and passed in Open Council this 27th day of January 1975 .



JAMES E. ARCHDEKIN MAYOR



KENNETH R. RICHARDSON CLERK