

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY

BY-LAW NUMBER 15 - 2004

BEING a by-law to prohibit or regulate noise in the Municipality of West Grey.

WHEREAS the Municipal Act, 2001, Section 129, paragraph (1) provides Councils of municipalities with the authority to pass by-laws to prohibit or regulate, within the municipality or within any defined area or areas thereof, noise likely to disturb the inhabitants;

AND WHEREAS the inhabitants have right to and should be ensured an environment free from unusual, unnecessary, or excessive sound which may degrade the quality or tranquility of their life or cause nuisance;

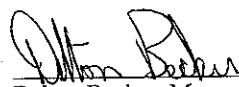
AND WHEREAS the Council of the Corporation of the Municipality of West Grey deems it advisable and expedient to pass such a by-law;

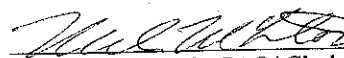
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF WEST GREY ENACTS AS FOLLOWS:

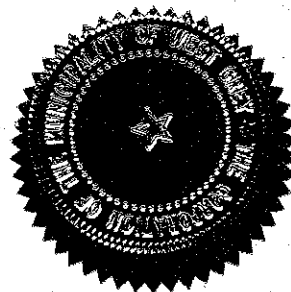
- 1 (a) Without the express written permission of the Council of the Municipality of West Grey, or to warn of danger or emergency, no person within the limits of the Municipality shall ring any bell, blow or sound any horn, shout or make loud or unusual noises or noises likely to disturb the inhabitants of the Municipality of West Grey or cause or permit the same to be made.
- 1 (b) This by-law shall not be enforced as to normal social and economic activities of the inhabitants of the Municipality including noise associated with spontaneous events such as celebrations, weddings, church bells, etc.
- 2 Persons contravening this by-law shall, upon conviction thereof, forfeit and pay a penalty not exceeding (exclusive of costs) the sum of five thousand (\$5,000) dollars for each offence, and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1990, Chapter P.33.
- 3 The provisions of this by-law shall be enforced by a West Grey Police Services Officer, a By-law Enforcement Officer or other person appointed by the Council of the Municipality of West Grey to enforce the provisions of this by-law.
- 4 That where the provisions of any other by-law, resolution or action of Council are inconsistent with the provisions of the by-law, the provisions of this by-law shall prevail.
5. The short title of this by-law shall be the "Noise Control By-law".
6. That this by-law shall come into force and take effect on the date of its final passing.
7. By-law No. 3 - 2004 is hereby repealed.

Read a first and second time, this 19th day of January, 2004.

Read a third time and finally passed, this 19th day of January, 2004.


Delton Becker, Mayor


Malcolm McIntosh, CAO/ Clerk



**MUNICIPALITY OF WEST GREY
BY-LAW NUMBER 15 - 2004:**

TITLE: NOISE CONTROL BY-LAW

ITEM	COLUMN 1 SHORT FORM WORDING	COLUMN 2 OFFENCE CREATING PROVISION	COLUMN 3 SET FINE
1.	CAUSE NOISE LIKELY TO DISTURB THE INHABITANTS OF WEST GREY.	Section 1	\$50.00 (plus applicable court costs)
2.	PERMIT NOISE LIKELY TO DISTURB THE INHABITANTS OF WEST GREY.	Section 1	\$50.00 (plus applicable court costs)
3.	CAUSE PERSISTENT NOISE BY A PET LIKELY TO DISTURB THE INHABITANTS IN THE MUNICIPALITY OF WEST GREY.	Section 2	\$50.00 (plus applicable court costs)
4.	PERMIT PERSISTENT NOISE BY A PET LIKELY TO DISTURB THE INHABITANTS IN THE MUNICIPALITY OF WEST GREY.	Section 2	\$50.00 (plus applicable court costs)

"The penalty provision for the offences cited above is Section 2 of By-law No. 15-2004, a certified true copy of which has been filed."

OFFICE OF THE REGIONAL SENIOR JUSTICE
ONTARIO COURT OF JUSTICE
WEST REGION

COURT HOUSE
15TH FLOOR, UNIT "G"
80 DUNDAS STREET
LONDON, ONTARIO
N6A 6B3



CABINET DU JUGE PRINCIPAL REGIONAL
COUR DE JUSTICE DE L'ONTARIO
REGION DE L'OUEST

TELEPHONE/TÉLÉPHONE (519) 660-2292
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March 30, 2004

Mr. Mark Turner, Deputy Clerk
Corporation of the Municipality of West Grey
402813 Grey Road #4, RR #2
DURHAM ON N0G 1R0

Dear Mr. Mark Turner:

**Re: Set Fines - Provincial Offences Act - Part I
By-law Number 15-2004 of the Municipality of West Grey**

Enclosed herewith is a copy of an Order, and a copy of a schedule of set fines for the above referenced By-Law, the By-law indicated in the schedule.

The setting of the fines does not constitute my approval of the short form of wording used to describe the offences.

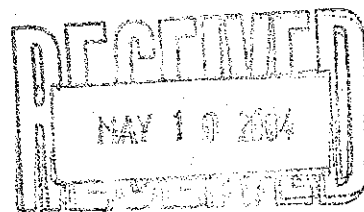
I have forwarded the original of the Order and the schedule of the set fines to the Ontario Court of Justice in Owen Sound, together with a certified copy of the By-law.

Yours truly,

A handwritten signature in black ink, appearing to read 'AMG', with a long horizontal line extending to the right.

Alexander M. Graham
Regional Senior Justice
West Region

Enclosures
/ec




ONTARIO COURT OF JUSTICE

PROVINCIAL OFFENCES ACT

PART I

IT IS ORDERED pursuant to the provisions of the Provincial Offences Act and the rules for the Ontario Court of Justice that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 15-2004 of the Municipality of West Grey, attached hereto is the set fine including costs, for those offences. This Order is to take effect March 30, 2004.

Dated at London this 30th day of March, 2004.



Alexander M. Graham
Regional Senior Justice
West Region

MUNICIPALITY OF WEST GREY
BY-LAW NO.: 15-2004

Part 1, Provincial Offences Act

TITLE: NOISE CONTROL BY-LAW

ITEM	COLUMN 1 SHORT FORM WORDING	COLUMN 2 OFFENCE CREATING PROVISION	COLUMN 3 SET FINE (Includes Court Costs)
1.	CAUSE NOISE LIKELY TO DISTURB THE INHABITANTS OF WEST GREY.	Section 1(a)	\$55.00
2.	PERMIT NOISE LIKELY TO DISTURB THE INHABITANTS OF WEST GREY.	Section 1(a)	\$55.00

"The penalty provision for the offences cited above is Section 2 of By-law No. 15-2004, a certified true copy of which has been filed."