

# STAFF REPORT

**Department: Environmental Services and Special Projects**

**Date: May 17, 2024**

**Item: Request for Noise by-law exemption**

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**Recommendation:** Be It Resolved That: Council rejects Garson Pipe contractors proposed exemption from the noise-by-law

**Background:**

- The contractor is seeking an exemption from the noise by-law to commence the start up of heavy equipment starting at 6:30 am, see attached request.
- Contract documents advise the contractor of the noise by-law and further states that no construction work can take place between the hours of 9:00p.m. and 7:00am unless it receives written approval from the municipality.
- Council has approved construction related requests for noise by-law exemptions. Traditionally they are related to dewatering purposes which require pumps to be in operation 24hours a day, or water connections that need to take place overnight.

**Analysis:**

- The noise by-law prohibits the operation of any equipment in connection with construction from 12:00 am -7:00 am.
- Currently the residents in the area are already inconvenienced from construction activities and causing further disturbances for an additional half an hour in the hours when many people are asleep seems unreasonable to accommodate the contractors preferred start time.
- In Staff's opinion the request is merely the contractor's preferred time of operation. There is no benefit to the municipality and refusal of the request does not limit the contractor's ability to complete a full day's worth of labour.



**Existing Policy:** Noise Bylaw 1189/96

**Strategic Goal:** Town Government, effective municipal governance, Quality of Life

**Financial Commitment:** N/A

**Budgeted:** Yes  No

**Implementation:** Upon Council Recommendation

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**CAO/Clerk:** Joseph Burke

**Approval of Recommendation:** Yes  No

**Comments:**