

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2009-207

**BEING A BY-LAW TO AMEND
NOISE CONTROL BY-LAW NO. 142-76**

WHEREAS s.129 of the *Municipal Act*, R.S.O. 2001, c. 25 authorizes the Council to pass by-laws for prohibiting within a municipality noises likely to disturb the inhabitants;

AND WHEREAS s. 425.(1) of the *Municipal Act* authorizes the Council to pass by-laws making the contravention of any by-law passed by the Council in accordance with the *Municipal Act* an offence;

AND WHEREAS Resolution No. 2009-607 passed by Council at its Regular Meeting held on Monday, September 21, 2009 authorized an amendment to Noise Control By-law No. 142-76;

NOW, THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. That Noise By-law No. 142-76 be amended by adding the following section 5(7):

“5 (7) The Managing Director of Engineering, Environmental Services and Works be delegated the approval authority to grant a Noise Control By-law exemption for those requests demonstrating that it would not otherwise be possible to meet the provisions of subsections 5(2)(h) and 5(4) and where such approval is necessary to achieve a public work or which will result in an economic benefit to the City.”

2. That this by-law comes into effect upon being passed.

READ A FIRST TIME IN OPEN COUNCIL THIS 5TH DAY OF OCTOBER, 2009.

READ A SECOND TIME IN OPEN COUNCIL THIS 5TH DAY OF OCTOBER, 2009.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 5TH DAY OF OCTOBER, 2009.

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MAYOR VIC FEDELI

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CITY CLERK CATHERINE CONRAD