

VILLAGE OF KASLO

BYLAW NO. 1290

A BYLAW TO REGULATE NOISE

NOW, THEREFORE, Council of the Village of Kaslo, in open meeting assembled, ENACTS AS FOLLOWS:

1. Title

This Bylaw may be cited as "Noise Control Bylaw No. 1290, 2023".

2. Definitions

In this Bylaw

"**Quiet Time**" means the period from 22:00 on a given day through 08:00 on the following day.

3. Limits on Noise

- 3.1. No person shall make, cause or permit to be made noises or sounds in or on a highway or elsewhere within the boundaries of the Village of Kaslo, which disturb or are liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of persons in the neighbourhood or vicinity.
- 3.2. Persons are specifically prohibited from carrying out the following activities from any private or public place within the boundaries of the Village of Kaslo:
 - a. the keeping of any animal which makes sounds that unduly disturb the peace, quiet, rest or tranquillity of the surrounding neighbourhood;
 - b. the use or operation of a motorized vehicle or equipment that produces excessive sounds or noises arising from:
 - i. its state of disrepair;
 - ii. a modified or inadequate exhaust system; or,
 - iii. acceleration causing the wheels to spin.
 - c. the sounding of a horn or other signalling device upon an automobile, motorcycle or other vehicle, except as a danger or warning signal;
 - d. the discharging of a firearm, firecracker or explosive device of any kind.

4. Prohibitions at Specific Times

- 4.1. Persons are specifically prohibited from carrying out the following activities from any private or public place within the boundaries of the Village of Kaslo during Quiet Time:
 - a. the playing or operation of any apparatus, equipment or device that makes, plays, reproduces or amplifies sound in a manner that can be heard on public property or neighbouring private property.

- 4.2. Except between the hours of 07:00 and 19:00 on Monday through to and including Saturday, and between the hours of 09:00 and 17:00 on Sunday, the following activities are prohibited:
- a. the erecting (including excavating), demolishing, constructing, reconstructing, altering or repairing of any structure;
 - b. the mechanical excavation of any roads or grounds;
 - c. the loading to, or unloading from any motor vehicle or trailer in or upon any public or private place or premises,
 - d. the use of motorized landscaping equipment; or,
 - e. a parade or protest.

5. Exceptions

- 5.1. This Bylaw does not apply to the following:
- a. a motor vehicle under the control of emergency responders while responding to an emergency, including a Peace Officer while discharging their duty;
 - b. any activity that is carried on attending to an accident or emergency that threatens public health or safety, or is otherwise deemed necessary and carried out under the authority of the Chief Administrative Officer of the Village of Kaslo or their designate;
 - c. a Village of Kaslo vehicle engaged in the necessary public business of the Village of Kaslo;
 - d. the sounding of bells or chimes from a place of worship or Kaslo City Hall to announce a religious service or commemoration;
 - e. the horn of the S.S. Moyie;
 - f. building or vehicle security alarms or fire alarms except for repeated false alarms from the same building or vehicle.
- 5.2. The provisions of this bylaw may be varied by application to the Village of Kaslo in the form prescribed. Any variance in hours shall be made by resolution of Council adopted in Regular or Special meeting.

6. Enforcement

- 6.1. No person may obstruct, interfere with, impede, hinder or prevent a Bylaw Enforcement Officer, employee of the Village of Kaslo or other person engaged by the Village of Kaslo from performing any duties or exercising any authority under this Bylaw.

7. Penalties

- 7.1. A person who violates any provision of the Bylaw commits an offence and is liable, upon conviction, to the maximum penalties prescribed by the Community Charter and the Offence Act, plus the costs of prosecution.

8. Repeal

8.1. The Village of Kaslo Noise Abatement Bylaw No. 1079, 2008, is hereby repealed.

9. Effective Date

9.1. This bylaw shall take effect upon adoption.

READ A FIRST TIME this 25th day of July, 2023.

READ A SECOND TIME this 25th day of July, 2023.

READ A THIRD TIME this 8th day of August, 2023.

RECONSIDERED AND ADOPTED this 22nd day of August, 2023.

MAYOR

CORPORATE OFFICER

Certified to be a true copy of "Noise Control Bylaw No. 1290, 2023"

CORPORATE OFFICER