

TOWN OF MIDALE

BYLAW NO. 07-92

A BYLAW TO CONTROL UNNECESSARY NOISE

The Council of the Town of Midale, in the Province of Saskatchewan, enacts as follows:

1. In this bylaw:

- a) "Noise" shall mean any unwanted sound
- b) "Unnecessary Noise" when applied to vehicular traffic shall mean noise emitted by a vehicle which is avoidable by using readily available technology.

2. No person shall make or continue to cause or permit to be made or shall continue any sound which:

- a) Is such that it does, or is likely to annoy, inconvenience or disturb persons
- b) Causes loss of enjoyment or normal use of property
- c) Interferes with the normal conduct of business
- d) May cause damage to property

3. No persons shall shout, sing, yell or indulge in any noise producing activity, so as to annoy or disturb the quiet, comfort or repose of any person in the vicinity; or any person in any offices, dwelling or hotel or any other such type of residence.

4. No person shall use, operate or permit to be played, used or operated, any radio, musical instrument, loud speaker or any other device for the producing or reproducing of sound with enough volume to annoy or disturb any person in the vicinity.

5. No person shall allow property belonging to him or under his control to be used so that there originates from the property any loud, unnecessary or unusual noise which disturbs the comfort or repose of other persons in the vicinity of such property or generally within the limits of the Town.

6. No person shall allow any animal or bird in their charge to cause frequent or long continued noise which would disturb any person or persons in the vicinity.

7. No person shall drive, turn or stop any vehicle in a manner which may cause any unnecessary noise from the engine, exhaust system or the braking system or from contact of the tires with any roadway.

8. What is noise of a level to interfere with the comfort or repose of any person or persons so as to justify a prosecution under this bylaw is a question of fact to be determined by the Summary Conviction Court that hears the charge.

9. A person who contravenes this Bylaw is guilty of an offence and liable on Summary Conviction to a fine of:

- a) Not less than \$500.00 (five hundred dollars) or
- b) For the second offence, not less than \$1,000.00 (one thousand dollars)
- c) For the third or further offence, not less than \$2,000.00 (two thousand dollars), and in default of payment, to imprisonment for not less than 30 (thirty) days nor more than 90 (ninety) days.

10. Bylaw No. 12/901 is here by repealed.

This bylaw shall come into force and take effect from the date of final passing thereof.

Mayor

Administrator