



ENFORCEMENT SERVICES

TO:	Council		
DATE:	June 8, 2021	DIVISION:	All
FILE:	N/A	APPLICATION:	N/A
SUBJECT:	Noise Control Bylaw C-8067-2020		

POLICY DIRECTION:

The Municipal Government Act (MGA) provides that a municipality has the ability to pass bylaws regarding nuisances, the health, safety and welfare of people, and the protection of people and property.

EXECUTIVE SUMMARY:

The purpose of this report is to propose Noise Control Bylaw C-8067-2020 to act as a single foundational bylaw intended to regulate noise within the County and to outline the duties, responsibilities, expectations and penalties associated with noise. In the interest of clarity and bylaw intent, Administration is recommending that Bylaw C-5772-2003 be repealed and replaced with Bylaw C-8067-2020.

ADMINISTRATION RECOMMENDATION:

Administration recommends approval in accordance with Option #1.

BACKGROUND:

Noise Control Bylaw C-5772-2003 was passed by Council on July 22, 2003. Since then, there have been changes to the Peace Officer Program and the addition of the Special Events Bylaw which has a provision for an exemption to the Noise Control Bylaw through a temporary permit. The current Noise Control Bylaw does not offer a process for allowing an exemption.

To ensure consistency and clarity, Administration revised the Noise Control Bylaw to reflect the regulatory changes that have occurred. The proposed revisions also reinforce the County's commitment to service excellence by incorporating best practices for a temporary exemption permitting process.

SUMMARY OF CHANGES:

The following changes reflected in the proposed Bylaw C-8067-2020 create alignment with best practices:

Proposed Change	Reasoning
Exemptions and Exceptions Section	A. Allows for farming or agricultural work on a bona-fide farming or agricultural property that requires the work being done outside the provisions of the bylaw in order to maintain crops or livestock being raised for sale.



	<p>B. Allows for fireworks with an approved fireworks permit issued by Rocky View County Fire Services.</p> <p>C. Exempts enforcement of any activity identified and approved by way of a development permit under this bylaw.</p> <p>D. Exempts enforcement of any activity that violates any provision of the Land Use Bylaw in which case, enforcement will occur through the development compliance process.</p> <p>E. The provision for a special event permit for the playing of music or a band relating to a lawful parade or public demonstration will bring this in line with the Special Events Bylaw.</p>
Temporary Permits	Allows for applications to be made for exemptions to the Noise Control Bylaw.
Minimum and Specified Penalties	<p>A. Minimum penalty increased from \$400.00 to \$500.00.</p> <p>B. Specified penalty increased from \$200.00 to \$250.00.</p>
Definitions	Definitions for Agricultural Operation, Agricultural Producer, Chief Administrative Officer, construction, Generally Accepted Agricultural Practices, Interpretation Act, Peace Officer Act, Permitting Officer, semi-trailer, Special Events Bylaw, truck, and violation ticket added.

BUDGET IMPLICATIONS:

There are no budget implications.

STRATEGIC OBJECTIVES:

The approval of this bylaw supports Council's strategic theme of Service Excellence.

OPTIONS:

- Option #1:
- Motion 1 THAT Bylaw C-8067-2020 be given first reading.
 - Motion 2 THAT Bylaw C-8067-2020 be given second reading.
 - Motion 3: THAT Bylaw C-8067-2020 be considered for third reading.
 - Motion 4: THAT Bylaw C-8067-2020 be given third reading.
- Option #2: THAT alternative direction be provided.

Respectfully submitted,

Concurrence,

"Grant Kaiser"

"Kent Robinson"

Executive Director

Acting Chief Administrative Officer



ROCKY VIEW COUNTY

Community and Business Connections

LW/

ATTACHMENTS:

ATTACHMENT 'A': Proposed Noise Control Bylaw C-8067-2020

ATTACHMENT 'B': Existing Noise Control Bylaw C-5772-2003