

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 134-2023

A By-law to the amend Noise Control By-law 121-2021, to provide greater clarity that persons who emit, cause or permit prohibited noises are committing an infraction, to require that applicants for a Construction Noise Exemption must obtain all required City permits for their projects prior to application, to clarify that “auditory signaling devices” includes school bells, and to update section references.

WHEREAS the *Municipal Act, 2001*, S.O. 2001, c. 25, Section 129 authorizes municipalities to pass by-laws to prohibit and regulate Noise;

NOW THEREFORE the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1. In Noise By-law 121-2021, to remove the words “emit or cause to Permit” from section 4.0(1) and replace it with the words “emit, cause or permit”.
2. In Noise By-law 121-2021, to remove the words “make” from section 6.0(1) and replace it with the words “emit, cause or permit”.
3. In Noise By-law 121-2021, replace section 8.0(1) wording with the following, “No person shall use or operate, or cause to be used or operated or permit use of, any residential air conditioner, heat pump, or similar device, the *Noise* from which has a level greater than 61 dBA when measured at the *Point of Reception*.”
4. In Noise By-law 121-2021, to add the words “or permit use of” after the word “operated” in section 9.0(1).
5. In Noise By-law 121-2021, to add the words “or permit” after the word “operated” in section 10.0(1).
6. In Noise By-law 121-2021, to add the words “or permit” after the word “operated” in section 10.0(2).
7. In Noise By-law 121-2021, to add the words “or permit” after the word “used” in section 16.0(1).
8. In Noise By-law 121-2021, to add the words “or permit” after the word “used” in section 16.0(3).
9. In Noise By-law 121-2021, to add the words “or permit” after the word “used” in

section 16.0(4).

10. In Noise By-law 121-2022, to delete row number 1 in Schedule 2 and replace it with the text shown in column 1 now:

No.	Activity	When it is prohibited in the Quiet Zone	When it is prohibited in a Residential Area
1	The operation of any auditory signaling device, including but not limited to the ringing of school or other bells or gongs and the blowing of horns or sirens or whistles, or the production, reproduction or amplification of any similar Sounds, unless required in accordance with good safety practices.	at any time	19:00 hrs. of one day to 07:00 hrs. next day (09:00 hrs. on Sundays)

11. In Noise By-law 121-2021, to repeal Schedule 6 and replace it with the following:

Schedule 6

Offences and Corresponding Administrative Monetary Penalties

Section	Description	Fine Amount
4.0(1)(a)	Emit or cause or permit emission of <i>Sound</i> from a <i>Stationary Source</i>	\$400
4.0(1)(b)	Emit or cause or permit emission of <i>Sound</i> from Schedule 1	\$400
4.0(1)(c)	Emit or cause or permit emission of <i>Sound</i> from Schedule 2	\$400
6.0(1)	Emit or cause or permit any unusual Noise or Noise likely to disturb inhabitants	\$300
7.0(1)	Ring a bell, <i>Sound</i> a horn or shout in a manner likely to disturb inhabitants	\$200
8.0(1)	Use or operate or cause to be used or operated or permit use of an air conditioner, heat pump, or similar device which has noise a level greater than 61 <i>dB</i> A	\$500
9.0(1)	Use or operate or cause to be used or operated or permit use of a pump, filtration or similar device which has a noise level greater than 55 <i>dB</i> A	\$500
10.0(1)	Operate or cause to be operated or permit a <i>Construction Vehicle</i> or equipment during 19:00 and 7:00	\$750
10.0(2)	Operate or cause to be operated or permit a <i>Construction Vehicle</i> or equipment on Sunday or statutory holidays	\$750

Section	Description	Fine Amount
11.0(1)	Load or unload a transport truck, commercial <i>Vehicle</i> or other transport <i>Vehicle</i> between 23:00 and 07:00	\$750
12.0(1)	Discharge into the open air exhaust not through a muffler or other device that prevents loud or explosive noises	\$300
13.0(1)	Operate or permit the operation of racing competitions between <i>Motor Vehicles</i> on a <i>Property</i> other than a <i>Highway</i>	\$300
14.0(1)	Operate or permit the operation of go-kart activities on a <i>Property</i> other than a <i>Highway</i> within the <i>City</i>	\$300
15.0(1)	Cause or permit unnecessary <i>Motor Vehicle</i> Noise	\$300
16.0(1)	Operate or use or cause to be operated or used or permit a <i>Sound Reproduction Device</i> in a <i>Residential Area</i> so as to disturb peace and comfort	\$750
16.0(2)	Noise from a <i>Sound Reproduction Device</i> not in compliance with Schedule 3, NPC-300	\$500
16.0(3)	Operate or use or cause to be operated or used or permit <i>Sound Reproduction Device</i> , on a <i>Highway</i> or public place	\$750
16.0(4)	Operate or use or cause to be operated or used or permit a <i>Sound Reproduction Device</i> , originating from or in connection with a commercial establishment	\$750
19.0(3)	Event creating Noise to exceed 55 <i>dba</i>	\$750

12. In Noise By-law 121-2022, 20.0(1)(c) to delete “s.19(2)” and change it to “section 20.0(2)”.

13. In Noise By-law 121-2022, to create section 20.0(1)(d) to state that, “*Applicants* have obtained all required *City* permits and approvals prior to applying for an exemption”.

14. In Noise By-law 121-2022, to create section 20.0(2)(l) to state, “proof that the applicant has obtained all required *City* permits and approvals for their project, such as, but not limited to, building and construction permits”.

Voted in favour by City of Vaughan Council this 26th day of September, 2023.

Steven Del Duca, Mayor

Todd Coles, City Clerk

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Authorized by Item No. 7 of Report No. 31 of the Committee of the Whole.
City Council voted in favour of this by-law on September 26, 2023.
Approved by Mayoral Decision MDC 003-2023 dated September 26, 2023.
Effective Date of By-Law: September 26, 2023