

BY-LAW NO.157
THE SUMMER VILLAGE OF ARGENTIA BEACH

1

BEING A BY-LAW FOR THE PURPOSE OF REGULATING NOISE IN THE SUMMER VILLAGE OF
ARGENTIA BEACH .

WHEREAS the Municipal Government Act, R.S.A. 1994, Chapter M-26.1, and amendments thereto permits the Council of a municipality to pass bylaws to eliminate or abate noise and establish permissible noise levels for all or varying periods of the day; and

WHEREAS the Council of the Summer Village of Argentia Beach deems it necessary to adopt such a bylaw;

NOW THEREFORE, be it resolved that the Council of the Summer Village of Argentia Beach in the Province of Alberta, duly assembled, enacts as follows:

1. THIS Bylaw shall be known as the "Noise Abatement Bylaw."

2. DEFINITIONS

2.1 "Council" means the Council of the Summer Village of Argentia Beach

2.2 "Municipal Tag" means a tag or ticket wherein the person alleged to have committed a breach of a provision of this Bylaw is given an opportunity to pay a voluntary penalty to the Summer Village of Argentia Beach in lieu of prosecution for the offence.

2.3 "Person" includes public bodies, bodies corporate, societies, partnerships, firms, an individual and companies;

2.4 "Provincial Offence Tag" means a tag or ticket under the Provincial Procedures Act wherein a person alleged to have committed a breach of a provision of this Bylaw is given an opportunity to pay a voluntary penalty in lieu of prosecution for the offence;

2.5 "Summer Village" means the Summer Village of Argentia Beach.

2.6 "Voluntary Penalty" means a penalty specified in this Bylaw for a contravention of a provision of this Bylaw which amount shall be paid by a person to whom a Municipal Tag or Provincial Offence Tag has been issued.

3. GENERAL

THE SUMMER VILLAGE OF ARGENTIA BEACH

No Person;

3.1 shall make, cause or permit to be made or caused, any noise which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any person or persons within the corporate limits of the Summer Village.

3.2 being the owner, tenant or occupier of property shall allow or permit such property to be used so that noise which occurs thereon or emanates therefrom, disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any person or persons within the corporate limits of the Summer Village.

3.3 shall keep or harbour any animal or bird which makes or causes to be made, any noise which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any person or persons within the corporate limits of the Summer Village.

Specifically;

3.4 No person shall operate or cause the operation of equipment, gardening equipment, power tools, electrical, mechanical or otherwise, that generates sound that tends to disturb the quiet, peace, rest, enjoyment or comfort or convenience of any person or persons within the corporate limits of the Summer Village during the following times:

3.4.1 10:00 PM to 8:00AM

4. EMERGENCIES:

4.1 Nothing shall render any person liable to a fine, penalty or punishment for performing work of an emergency nature for the preservation or protection of life, health or property.

5. PENALTIES:

5.1 A Municipal Tag or a Provincial Offence Tag in the amount of the voluntary penalty will be issued for any breach of this Bylaw.

5.2 Any person who commits a breach of any provisions of this Bylaw shall be liable to a voluntary penalty of:

BY-LAW NO.157
THE SUMMER VILLAGE OF ARGENTIA BEACH

- 5.2.1 For the first offence to a voluntary penalty of \$100.00
- 5.2.2 For a second and subsequent offence, to a voluntary penalty of \$200.00.

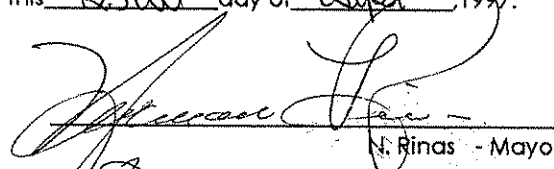
5.3 Any person who commits a breach of any of the provisions of this Bylaw shall be subject to the Provincial Offences Procedures Act and amendments thereto.

THIS By-Law shall come into force and effect upon the date of the passing of third and final reading thereof.

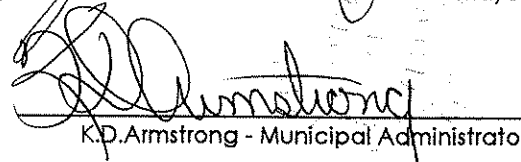
READ a first time this 23rd day of Sept., 1997.

READ a second this 23rd day of Sept, 1997.

READ a third time and finally passed this 23rd day of Sept, 1997.



N. Rinas - Mayor



K.D. Armstrong - Municipal Administrator