



# Staff Report

## By-law Enforcement

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**Report To:** COW\_Finance\_Admin\_Fire\_Community\_Services  
**Meeting Date:** July 8, 2024  
**Report Number:** CSOPS.24.054  
**Title:** 171 Tyrolean Lane Noise By-law Relief Request  
**Prepared by:** Debbie Young, Interim Manager of By-law & Licensing

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### A. Recommendations

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THAT Council receive Staff Report CSOPS.24.054, entitled "171 Tyrolean Lane Noise By-law Relief Request";

AND THAT Council deny the request for relief from the provisions of the Noise By-law for a birthday party gathering of sixteen guests on Sunday, August 11, 2024 at 171 Tyrolean Lane from 12:00 p.m. to 10:00 p.m.

### B. Overview

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This report provides the details of a request for relief from the provisions of the Noise By-law for Council's consideration.

### C. Background

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The Town is in receipt of a request for relief from the provisions of the Noise By-law (Attachment 1) for a birthday party gathering of sixteen guests on Sunday, August 11, 2024, at 171 Tyrolean Lane from 12:00 p.m. to 10:00 p.m. This is a licenced short-term accommodation (STA) property and the applicant for the Noise By-law relief is renting the premises during this time period. Consent to this application was obtained from the property owner. While the applicant has noted that much of the event will take place indoors, there will be some afternoon music and games being played outside.

The applicant originally requested an exemption from 12:00 p.m. to 1:00 a.m., but at the time of submission revised the request to end at 11:59 p.m. This is the time frame that was stated on the Notice that was sent to the residents within 120 metres of the property. On June 12<sup>th</sup>, they further revised the requested end time to 10:00 p.m.

This request was initially to be decided upon by the Director of Community Services, but due to the comments received (Attachment 4), a decision by Council is required.

## **D. Analysis**

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Since June of 2022, there have been 8 noise-related By-law cases entered into CityView for this property, stemming from complaints received (please note that two are classified as unfounded).

Section 3 e) of the Noise By-law permits the making of noises or sounds related to the non- residential use of land permitted by a by-law enacted by the municipality pursuant to the applicable Zoning By-law from 07:00 to 19:00.

It is noted that outdoor events in themselves outside of 07:00 to 19:00 are not prohibited. The making of noise is prohibited in the instance where such events are likely to disturb the peace, quiet, comfort or repose of any inhabitant.

In accordance with the procedures set out in our Policy & Procedures for Noise By-law Relief Requests, notice to the residents within 120 metres of 171 Tyrolean Lane was circulated on May 10, 2024. We received comments from one neighbour; their email and letter are attached.

## **E. Strategic Priorities**

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### **1. Communication and Engagement**

We will enhance communications and engagement between Town Staff, Town residents and stakeholders

## **F. Environmental Impacts**

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N/A

## **G. Financial Impacts**

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N/A

## **H. In Consultation With**

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Debbie Young, Manager of By-law & Licensing  
Residents within 120 metres of the event location

## **I. Public Engagement**

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The topic of this Staff Report has not been the subject of a Public Meeting and/or a Public Information Centre as neither a Public Meeting nor a Public Information Centre are required. However, any comments regarding this report should be submitted to Emily Beauchamp, Administrative Assistant, By-law Services [bylawadmin@thebluemountains.ca](mailto:bylawadmin@thebluemountains.ca).

In accordance with the procedures set out in our Policy & Procedures for Noise By-law Relief Requests, notice to the residents within 120 metres of 171 Tyrolean Lane was circulated on May 10, 2024. We received comments from one neighbour; their email and letter are attached.

## **J. Attached**

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1. Noise By-law 2002-9, Office Consolidation
2. Copy of the Application
3. Map showing the event location and properties within 120 metres
4. Email and Letter from resident.

Respectfully submitted,

Emily Beauchamp  
Administrative Assistant, By-law Services

For more information, please contact:  
Emily Beauchamp, Administrative Assistant, By-law Services  
[bylawadmin@thebluemountains.ca](mailto:bylawadmin@thebluemountains.ca).  
519-599-3131 extension 258

### Report Approval Details

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|----------------------|--|
| Document Title:      | FAF.24.086 171 Tyrolean Lane Noise By-law Relief Request.docx  |
| Attachments:         | - Att. 1 2002-9-Noise-By-law-Office-Consolidation.pdf<br>- Att. 2 Application.pdf<br>- Att. 3 Map.pdf<br>- Att. 4 Email and Letter from Resident.pdf |
| Final Approval Date: | Jun 27, 2024   |

This report and all of its attachments were approved and signed as outlined below:

**Ryan Gibbons - Jun 27, 2024 - 3:53 PM**