



# Staff Report

## Legal Services – By-law

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**Report To:** Committee of the Whole  
**Meeting Date:** June 15, 2021  
**Report Number:** FAF.21.115  
**Title:** Blue Mountain Resort – 115 Gord Canning Drive (P1) or 110 Jozo Weider Blvd. (P3) – Noise By-law Relief Request  
**Prepared by:** Wayne DeWitt, Supervisor By-law Enforcement

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### A. Recommendations

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THAT Council receive Staff Report FAF.21.115, entitled “Blue Mountain Resort – 115 Gord Canning Drive (P1) or 110 Jozo Weider Blvd. (P3) – Noise By-law Relief Request”;

AND THAT Council grant relief from the provisions of the Noise By-law for a series of parking lot drive-in concerts “Country Cares 2.0” benefitting Unison Benevolent Fund be proposed to take place on the following dates;

- Friday July 9<sup>th</sup>, 2021 from 6:00 p.m. to 11:00 p.m. and
- Saturday July 10<sup>th</sup>, 2021 from 1:00 p.m. to 5:00 p.m. and 6:00 p.m. to 11:00 p.m. at Blue Mountain Resort.

The event location will either be at 115 Gord Canning Drive (Parking Lot 1) or 110 Jozo Weider Blvd. (Parking Lot 3), depending on attendance numbers.

### 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 series of parking lot drive-in concerts “Country Cares 2.0” benefitting Unison Benevolent Fund being proposed to take place on Friday July 9<sup>th</sup>, 2021 from 6:00 p.m. to 11:00 p.m. and Saturday July 10<sup>th</sup>, 2021 from 1:00 p.m. to 5:00 p.m. and 6:00 p.m. to 11:00 p.m. at Blue Mountain Resort.

## **D. Analysis**

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Section 3e) 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 both potential event locations was circulated. Information about the event was also sent to the Grey Bruce Health Unit, with a request for them to provide comment or any necessary information. Due to the timing of the application, the deadline to submit comments exceeds the date of submission for this report. As of the date of submission of this report no responses were received, however, any additional information will be provided by a representative of the Enforcement Services Department at the Committee of the Whole meeting on June 15, 2021.

## **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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Residents within 120 metres of both potential event locations.

Grey Bruce Health Unit.

## **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, By-law Services Administrative Assistant [bylawadmin@thebluemountains.ca](mailto:bylawadmin@thebluemountains.ca).

## **J. Attached**

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1. Office Consolidation of the Noise By-law
2. Copy of the Application
3. Event Poster
4. Map of possible event location (115 Gord Canning Drive – P1) and properties within 120 metres
5. Map of possible event location (110 Jozo Weider Blvd. – P3) and properties within 120 metres

Respectfully submitted,

Wayne DeWitt  
Supervisor By-law Enforcement

Will Thomson  
Director Legal Services

For more information, please contact:  
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519-599-3131 extension 243

### Report Approval Details

Document Title:	FAF.21.115 Blue Mountain Resort - 115 Gord Canning Drive (P1) or 110 Jozo Weider Blvd. (P3) - Noise By-law Relief Request.docx
Attachments:	<ul style="list-style-type: none"><li>- Att.1 2002-9 Noise By-law.pdf</li><li>- Att.2 Noise By-law Relief Application.pdf</li><li>- Att.3 Event Poster.pdf</li><li>- Att.4 Map of potential event location - P1.pdf</li><li>- Att.5 Map of potential event location - P3.pdf</li></ul>
Final Approval Date:	Jun 9, 2021

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

**Wayne DeWitt - Jun 7, 2021 - 12:30 PM**

**Will Thomson - Jun 9, 2021 - 12:51 PM**

**Shawn Everitt - Jun 9, 2021 - 3:33 PM**