



# Staff Report

## Legal Services – By-law

---

**Report To:** Council Meeting  
**Meeting Date:** June 28, 2021  
**Report Number:** FAF.21.130  
**Title:** Beaver Valley Community Centre – 58 Alfred Street West – Noise By-law Relief Request  
**Prepared by:** Wayne DeWitt, Supervisor By-law Enforcement

---

### A. Recommendations

---

THAT Council receive Staff Report FAF.21.130, entitled “Beaver Valley Community Centre – 58 Alfred Street West – Noise By-law Relief Request”;

AND THAT Council grant relief from the provisions of the Noise By-law for a drive-thru Lobsterfest at the Beaver Valley Community Centre on Saturday, July 3<sup>rd</sup> from 10:00 a.m. to 8:00 p.m.

### B. Overview

---

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

### C. Background

---

The Town is in receipt of a request from The Community Services Department, on behalf of The Grants and Donations Committee, for relief from the provisions of the Noise By-law (Attachment 1) for a drive-thru Lobsterfest at the Beaver Valley Community Centre on Saturday, July 3<sup>rd</sup> from 10:00 a.m. to 8:00 p.m.; there will be amplified music from a two-person band.

Lobsterfest is an annual fundraising event for the Town’s Grants and Donations Committee. By-law Services has not received any noise-related complaints for this event in previous years.

### D. Analysis

---

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.

Due to the timing of this application in relation to the date of the event, this request has been expedited to this Council meeting, and notice to the residents within 120 metres was not circulated.

## **E. Strategic Priorities**

---

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

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

## **F. Environmental Impacts**

---

N/A

## **G. Financial Impacts**

---

This is a fundraising event for the Town's Grants and Donations Committee

## **H. In Consultation With**

---

Ryan Gibbons, Director of Community Services

## **I. Public Engagement**

---

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 Will Thomson, Director Legal Services [directorlegal@thebluemountains.ca](mailto:directorlegal@thebluemountains.ca).

## **J. Attached**

---

1. Office Consolidation of the Noise By-law
2. Copy of Application

Respectfully submitted,

Wayne DeWitt  
Supervisor By-law Enforcement

Will Thomson

Director Legal Services

For more information, please contact:  
Wayne DeWitt, Supervisor By-law Enforcement  
[bylawadmin@thebluemountains.ca](mailto:bylawadmin@thebluemountains.ca)  
519-599-3131 extension 243

**Report Approval Details**

Document Title:	FAF.21.130 Beaver Valley Community Centre – 58 Alfred Street West – Noise By-law Relief Request.docx
Attachments:	- Att.1 2002-9 Noise By-law Office Consolidation.pdf - Att.2 Application.pdf
Final Approval Date:	Jun 23, 2021

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

**Wayne DeWitt - Jun 22, 2021 - 10:35 AM**

**Will Thomson - Jun 23, 2021 - 12:44 PM**

**Shawn Everitt - Jun 23, 2021 - 1:01 PM**