

**THE CORPORATION OF  
THE TOWNSHIP OF SOUTH-WEST OXFORD**

By-Law No. **13-97**  
**(CONSOLIDATED)**

A **By-Law to Regulate and  
Prohibit Unusual Noise**

Short Title  
**NOISE CONTROL BY-LAW**

**WHEREAS** the Councils of all Municipalities are permitted to pass By-Laws under the provisions of **Subsection 138 and 139 of Section 210 of the Municipal Act R.S.O. 1990, Chapter M.45** and amendments thereto to regulate and govern the ringing of bells, the blowing of horns, shouting and unusual noises likely to disturb the inhabitants, and to regulate and govern the use of public address systems when used on highways, public lands or lands adjacent thereto or when omitting sound thereto.

**AND WHEREAS** it is deemed expedient and desirable to regulate or prohibit unusual noise or noises likely to disturb the inhabitants of the Township of South-West Oxford.

**THEREFORE**, the Council of the Corporation of the Township of South-West Oxford enacts as follows:-

**PART 1  
NOISES LIKELY TO DISTURB**

**Likely to disturb – unusual – prohibited**

1. That no person shall ring any bell, blow or sound any horn or cause the same to be rung, blown, or sounded, shout or create, cause or permit any unusual noises, or noises likely to disturb the inhabitants.

**Power Equipment – use-time restriction** *(from By-Law 22-02, d/07/05/02)*

- 1.1 **2(i)** Between the hours of 10.00 o'clock pm of any day and 6.00 o'clock of the following day, Sunday to Saturday, and 10.00 o'clock pm Saturday until 9.00 o'clock am Sunday, the noise or sound created by the use of or operation of the following power equipment is prohibited:
  - (a) a lawnmower,
  - (b) a chain-saw; or
  - (c) any other such noise-generating tool or device.

**Noise – engine brakes – residential zones** *(from By-Law 22-02, d/07/05/02)*

- 1.2 **2(j)** The noise or sound created by the use or operation of engine brakes in residential zones.

**PART 2  
NOISES PROHIBITED**

**Noises prohibited**

2. That, for the purpose of and not so as to limit the generality of Section 1, the following noises or sounds shall be deemed to be unusual noises, or noises calculated to disturb the inhabitants, namely;

**Horn – siren – bell – on vehicle**

- (a) The sounding of any bell, horn, siren or signal device on any motor vehicle, motorcycle, bicycle or other vehicle of whatsoever kind except when required by By-Law,

**Horn – siren – bell - when not required**

- (b) The sounding of any such bell, horn, siren or signal device for an unnecessary or unreasonable period of time,

**Radio – loudspeaker – other – annoying – disturbing**

- (c) The sound or noise from or created by a radio or phonograph, public address system, sound equipment, loudspeaker or similar devices, of any musical or sound producing instrument of whatever kind, when such device or instrument is played or operated in such a manner or with such volume as to annoy or disturb the peace, quiet, comfort or repose of any individual in any dwelling house, apartment house, hotel or any other type of residence.

**Animal – bird – disturbing peace, quiet**

- (d) Any sound made by any animal or bird which disturbs the peace and quiet of the surrounding neighbourhood.

**Vehicle – rattling – in disrepair - maladjusted**

- (e) The grating, ringing or rattling noises or sound caused by condition of disrepair or maladjustment of any motor vehicle, motorcycle or other vehicle whatsoever, or part or accessory thereof.

**Exhaust - discharge - without muffler**

- (f) The discharge into the open air of the exhaust of any steam engine, stationary internal combustion engine, motor vehicle or motorcycle, except through a muffler or other device which effectively prevents loud or explosive noises

**Loudspeaker – horn – other - advertising**

- (g) The noise or sound created by the use of operation of any drum, horn, bell, radio or mechanical loudspeaker or other instrument or device or sound-producing or sound transmitting instrument or apparatus for the purpose of advertising or attracting attention to any performance, show or sale or display of goods, wears or merchandise or which projects noise or sound into any street or other public place.

**Loudspeaker – other – in vehicle – use restricted**

- (h) The noise or sound created by the use or operation of any radio or mechanical loudspeaker or amplifier or other instrument or device or sound-producing, sound-reproducing or sound transmitting instrument or apparatus in or upon any vehicle except for such time and under such conditions as the By-Law Enforcement Officer may prescribe.

- (i) Normal activities of industry in any Industrial Zone as defined in the Zoning By-Law of the Township of South-West Oxford.

**PART 3  
EXEMPTIONS**

**Exemptions**

- 3. That none of the Provisions of this By-Law shall apply to the following, namely;

**Public celebration – election – gathering - authorized**

- (a) The use in any reasonable manner of any apparatus or mechanism for the amplification of the human voice or of music in a public park or any other commodious space in connection with any public election meeting, public celebration or other lawful gathering, provided written permission of the By-Law Enforcement Officer has first been obtained

**Parade – band – authorized**

- (b) Any military or other band or any parade operating under written permission first obtained from the By-Law Enforcement Officer.

**Emergency vehicle – police – fire – on duty**

- (c) Any vehicle of the police or fire department or any ambulance or any public service or emergency vehicle while answering a call.

**Radio – private – motor vehicle - conditions**

- (d) Any sound from any private radio in a motor vehicle installed for the sole benefit or entertainment of the operator and occupants of such vehicle, when same is not audible at a distance of twenty-five (25') feet from such vehicle.

**Public convenience or necessity**

- (e) Any case of public convenience or necessity.

**Agricultural – Development Zone** *(from By-Law 22-02 d/07/05/02)*

- (f) Normal activities of agriculture in any Agricultural or Development Zone as defined in the Zoning By-Law of the Township of South-West Oxford.

**PART 4  
ENFORCEMENT**

**Enforcement**

- 4. The Provincial Offences Act applies to prosecutions under this By-Law.

**PART 5  
SEVERABILITY**

**Severability**

- 5. It is declared that notwithstanding that any Section of Sections of this By-Law, or parts thereof, may be found by any Court of Law to be bad or illegal or beyond the power of the Council to enact, such Section or Sections or parts thereof shall be deemed to be severable and the all other Sections or parts of this By-Law are separate and independent therefrom and enacted as such.

**PART 6  
REPEAL**

**Repeal**

- 6. **By-Law No. 41-80** and **By-Law No. 34-82** are hereby repealed.

**PART 7  
ENACTMENT**

**Enactment**

- 7. This By-Law shall come into force and effect on the date of the final passing hereof.

**READ a First and Second** time this 18<sup>th</sup> day of March, 1997

**READ a Third** time and finally passed this 18<sup>th</sup> day of March, 1997

Signed:

**MAYOR:** *Margaret (Peg) Caffyn*

**CLERK:** *Allen Forrester*

**DISCLAIMER**

*This By-Law is not an official version but a consolidation of two By-Laws and printed into this format for the convenience of the user. The contents of this By-Law are the same as the By-Laws passed by the Council of the Corporation of the Township of South-West Oxford on the dates shown in the official versions. Official versions of any South-West Oxford By-Law can be by contacting the Municipal Office.*

**THE CORPORATION OF  
THE TOWNSHIP OF SOUTH-WEST OXFORD**

By-Law No. 22-02

A By-Law to **Amend By-Law 13-97**  
Which is a By-Law to **Regulate or**  
**Prohibit Unusual Noises.**

**WHEREAS** it is deemed desirable and expedient to amend By-Law No. 13-97 which is a By-Law to regulate and prohibit unusual noises:

**THEREFORE** the Council of the Corporation of the Township of South-West Oxford enacts as follows:

1. By-Law No. 13-97 is hereby amended by adding the following paragraph thereto:

**1.1 "2 (i) Power Equipment – use-time restriction**

Between the hours of 10.00 o'clock pm of any day and 6.00 o'clock of the next following day, Sunday to Saturday, and 10.00 o'clock pm Saturday until 9.00 am Sunday, the noise or sound created by the use or operation of the following power equipment is prohibited:

- (a) a lawnmower;
- (b) a chain-saw; or
- (c) any other such noise-generating tool or device."

**1.2 "2 (j) The noise or sound created by the use or operation of engine brakes in residential zones."**

2. By-Law No. 13-97 is hereby amended by deleting Paragraph 3 (f) thereof and substituting the following therefore

**"3 (f) normal activities of industry in any Industrial Zone as defined in the Zoning By-Law of the Township of South-West Oxford."**

3. By-Law No. 13-97 is hereby amended by adding the following paragraph thereto:

**"3 (i) Normal activities of agriculture in any Agricultural or Development Zone as defined in the Zoning By-Law of the Township of South-West Oxford."**

4. This By-Law shall come into force and effect on the date of final passing hereof.

**READ a First** and Second time this 7th day of May, 2002.

**READ a Third** and finally passed this 7th day of May, 2002

Signed

**MAYOR:** Margaret (Peg) Caffyn

**CLERK:** Allen Forrester

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