



## City of North Bay Report to Council

Report No: IO-2022-002

Date: March 31, 2022

Originator: Victoria Thomas, Environmental Control Officer

Business Unit:

Department:

Infrastructure and Operations

Environmental Services

Subject: Request for Exemption to Noise By-Law for September 3 & 4, 2022

Closed Session: yes ☐ no ☒

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### Recommendation

- 1) Capitol Centre located at 150 Main Street East, be granted an exemption to Noise By-Law 2014-053 pursuant to the terms and conditions outlined by Section 5 of the By-Law and that the proponent notify residents and businesses within a one block radius of the Capitol Centre, for the following date and time:

Saturday September 3, 2022                      12 pm until 11:00 pm

Sunday September 4, 2022                      12 pm until 11:00 pm

- 2) A copy of Report IO-2022-002 forwarded to the North Bay Police Services for information.

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### Background

The City has received a request for a Noise By-Law 2014-053 exemption from the Capitol Centre to permit the amplification of sound using an outdoor public announce system, bands electronic sound amplification equipment, and drums at 150 Main Street East. The requested exemption dates and times are as follows:

Saturday September 3, 2022                      12 pm until 11:00 pm

Sunday September 4, 2022                      12 pm until 11:00 pm

The Capitol Centre is proposing a blues-type performance beginning at 12 p.m. and ending by 11:00 p.m.

The City parking lot is bound by commercial zones with some residential apartments. The sound could become a nuisance over the day to neighboring

residents in the residential zones. The proponent must notify residents and businesses within a one block radius of the event.

The event is well attended by the community. This year's application includes the same noise exemption request as previous years' applications. The City has not received noise complaints in regards to this event over the last 3 years that Blues Fest operated.

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**Financial/Legal Implications**

No financial or legal implications.

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**Corporate Strategic Plan**

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| <input checked="" type="checkbox"/> Natural North and Near     | <input type="checkbox"/> Economic Prosperity     |
| <input type="checkbox"/> Affordable Balanced Growth            | <input type="checkbox"/> Spirited Safe Community |
| <input type="checkbox"/> Responsible and Responsive Government |  |

**Specific Objectives**

Promote and encourage arts and culture as a cornerstone of a dynamic community.

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**Options Analysis**

Option 1: Council approve application as requested.  
Council authorize an exemption to Noise By-Law 2014\_53 as received, pursuant to the terms and conditions outlined by Section 5, Schedule 4 of the by-law.

Option 2: Council can deny the application as requested.  
The Capitol Center's event would have to proceed without the amplification of sound if the owner chose to proceed with the event.

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**Recommended Option**

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- 2) A copy of Report IO-2022-002 forwarded to the North Bay Police Services for information.

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Respectfully submitted,

Name: Victoria Thomas

Title: Environmental Control Officer

**I concur with this report and recommendation**

Name Karin Pratte, P.Eng.

Title: Senior Environment & Facilities Engineer

Name Domenic Schiavone

Title: Director Public Works and Parks

Personnel designated for continuance:

Name Karin Pratte, P.Eng.

Title: Senior Environment & Facilities Engineer