

The Corporation of the City of North Bay

By-Law No. 2023-27

**Being a By-Law to Amend By-Law No. 2014-53,
being a By-Law to Control Noise**

Whereas section 9 of the *Municipal Act*, S.O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under that Act or any other Act;

And Whereas section 129 of the *Municipal Act* provides that a municipality may (a) prohibit and regulate with respect to noise and vibration, and (b) prohibit noise and vibration unless a permit is obtained from the municipality, and may impose conditions for obtaining, continuing to hold, and renewing permits, including requiring the submission of plans;

And Whereas section 128 of the *Municipal Act* provides that a municipality may prohibit and regulate with respect to public nuisances, including matters that in the opinion of the municipality's Council, are or could become public nuisances;

And Whereas at its Regular Meeting of Council held on Tuesday, February 14, 2023, Council passed Resolution No. 2023-77, to amend the public notification section of the By-Law.

Now Therefore the Council of the Corporation of the City of North Bay hereby enacts as follows:

1. That Section 5 - Grant of Exemption by Council, be amended by deleting paragraph (g) - Publication Notification and inserting the following in lieu thereof:

“(g) Public Notification

- (i) The City Clerk shall cause such notice to be published on the Public Notice page of the City's website at least 10 days prior to the date and time that Council will consider a Noise By-Law Exemption, which shall state the location(s), date(s) and time(s) of the requested exemption.”

2. This By-Law comes into force and effect upon being passed.

Read a First Time in open Council this 28th day of February, 2023.

Read a Second Time in open Council this 28th day of February, 2023.

Read a Third Time in open Council and passed this 28th day of February, 2023.

Mayor Peter Chirico

City Clerk Karen McIsaac