



## NOISE REGULATION BYLAW

1090-1981

**THE FOLLOWING DOCUMENT HAS BEEN REPRODUCED FOR CONVENIENCE ONLY** and is a consolidation of "District of Mission Noise Regulation Bylaw 1090-1981" with the following amending bylaws:

Amending Bylaw	Date Adopted	Section Amended
2344-1991	1991/07/15	Housekeeping Change
2620-1993	1993/06/07	Sections B and C
2949-1996-1090(3)	1996/03/18	Sections B and D

Individual copies of any of the above bylaws are available from the Administration Department of the District of Mission. For legal purposes, copies of the original bylaws should be obtained.

I HEREBY CERTIFY the following document to be a true and correct copy of "District of Mission Noise Regulation Bylaw 1090-1981" as finally adopted by the Municipal Council of the District of Mission at its Regular Council meeting held on the 2<sup>nd</sup> day of November, 1981, as amended and as in effect on or about the 26<sup>th</sup> day of October, 2006.

---

Dennis Clark  
Director of Corporate Administration

Dated at Mission, British Columbia  
this \_\_\_\_\_ day of April, 2007



**DISTRICT OF MISSION**

**BYLAW 1090-1981**

A bylaw to regulate noise  
within the District of Mission

WHEREAS, under the provisions of Section 932(c) of the "Municipal Act", being Chapter 290 of the Revised Statutes of British Columbia, 1979, the Council of the municipality is empowered to enact a bylaw to regulate or prohibit the making or causing of noises or sounds in or on a highway or elsewhere in the municipality which disturb, or tend to disturb, the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood, or of persons in the vicinity, or which in the opinion of the Council are objectionable or liable to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of individuals or the public, and may make different regulations or prohibitions for different areas of the municipality;

NOW THEREFORE, the Council of the District of Mission, in open meeting assembled, ENACTS AS FOLLOWS:

A. This Bylaw may be cited for all purposes as "District of Mission Noise Regulation Bylaw 1090-1981".

B. DEFINITIONS:

1. a) Words defined in the "Motor Vehicle Act", being Chapter 288 of the Revised Statutes of British Columbia, 1979, and the "Municipal Act" Revised Statutes of British Columbia Chapter 290, 1979, shall have the same meaning when used in the bylaw unless defined in this bylaw or unless the context otherwise requires.

i) "District" means the District of Mission or the area within the boundaries thereof as the context may require;

ii) "Council" means the Municipal Council of the District of Mission;

iii) "Inspector" means the person or persons appointed from time to time by District Council to enforce and administer this bylaw and shall include any Peace Officer;

2620-1993

iv) "Peace Officer" shall have the same meaning as in the "Interpretation Act", being Chapter 206 of the Revised Statutes of British Columbia, 1979, plus the person or persons who are appointed to enforce and administer this bylaw;

v) "Person" includes any company, corporation, owner, partnership, firm, association, society or party;

vi) "Property" means real property and includes land, other than a highway, together with all improvements which have been so affixed to the land as to make them in fact and in law a part thereof.

2949-1996-1090(3)

vii) "Soil" includes gravel, sand, rock, silt, clay, peat and all other loose material including topsoil down to and including bedrock.

C. GENERAL PROVISIONS

2620-1993

1. No person shall make or cause, or permit to be made or caused, any noise in or on a public or private place which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of any person or persons in the neighbourhood or vicinity.
2. No person being the owner, tenant or occupier of real property shall allow or permit such real property to be used so that noise or sound which occurs thereon or emanates therefrom, disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any person or persons on the same piece of property or in the neighbourhood or vicinity.
3. No person shall play or operate any radio, stereophonic equipment or other instrument or any apparatus for the production or amplification of sound, either in or on private premises or in any public place in such a manner as to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity.
4. No person shall own, keep or harbour any animal which, by its cries or barks, disturbs or tends to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity.
5. No hawker, huckster, peddler, news vendor, or other person shall by his intermittent or reiterated cries disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public.

D. CONSTRUCTION HOURS

2949-1996-1090(3)

1. No person in the District shall on any day before 07:00 hours or after 20:00 hours do or permit to be done the following activities the Council believes to be objectionable, or are liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity:
  - a) construct, erect, reconstruct, alter, repair or demolish any building, structure or thing, or excavate or fill land in any manner; or
  - b) load or excavate, transport or remove soil from property for commercial purposes.
2. No person in the District shall for profit or gain on a Sunday construct, erect, reconstruct, alter, repair or demolish any building or thing, or excavate or fill in land in any manner which disturbs the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity.
3. Where it is impossible or impractical to comply with this section, the Clerk may give written approval to carry on the work that is found to be necessary at designated hours.

Responsibility for obtaining approval lies with the person carrying on the work.

E. OTHER

1. No person shall operate any outdoor public address system in the District without

first having obtained a permit therefor.

2. No person shall operate a snow vehicle, motorboat or motorcycle which makes or causes noise.
3. Notwithstanding any provisions of this bylaw, a person may perform works of an emergency nature for the preservation or protection of life, health or property but the onus shall be on the person performing the work to show cause that the work was of an emergency nature.

F. PENALTY SECTION

1. Every person who violates any of the provisions of this bylaw or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw or who does any act which violates any of the provisions of this bylaw, is guilty of an offence against this bylaw and liable to the penalties hereby imposed. Each day that a violation continues to exist shall constitute a separate offence.
  2. Every person who commits an offence against this bylaw is liable to a fine and penalty of not more than \$2,000.00 and not less than \$100.00 for each offence, and in default of payment thereof, forthwith or within such time as the presiding Provincial Court Judge or Justice of the Peace shall direct, the fine imposed shall be recoverable under the provisions of the "Offence Act", R.S.B.C. 1979 Chapter 305 and all amendments thereto.
- G. "District of Mission Noise Regulation Bylaw No. 307-1973" and amendments thereto is hereby repealed.

READ A FIRST TIME this 19th day of October, 1981

READ A SECOND TIME this 19th day of October, 1981

READ A THIRD TIME this 19th day of October, 1981

RECONSIDERED AND FINALLY ADOPTED this 2nd day of November, 1981

(Original signed by John Agnew)  
MAYOR

(Original signed by Donald West)  
CLERK

I HEREBY CERTIFY the foregoing to be a true and correct copy of "District of Mission Noise Regulation Bylaw 1090-1981".

\_\_\_\_\_  
CLERK