

PROVINCE OF QUEBEC  
CITY OF COTE SAINT-LUC

B Y - L A W N O . 921

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BY-LAW REGULATING NOISE IN THE  
CITY OF COTE SAINT-LUC

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At the Regular Monthly Meeting of the Municipal Council of the City of Côte Saint-Luc, held at the City Hall, 5490 Westminster Avenue, on Tuesday, September 6th, 1966, and at which were present:

His Worship Mayor Samuel Moskovich, Q.C., presiding  
Alderman S. Bierbrier, Notary  
Alderman W. E. Kesler  
Alderman E. J. Kirwan  
Alderman B. Lang, Eng.  
Alderman N. Shuster  
Alderman I. Singerman

Also present:-

Mr. C. I. Shelley, Eng., City Manager  
Mr. W. Murray, Eng., City Engineer  
Mr. J. G. Butler, C.A., City Treasurer

Mrs. I. G. Wilcken, City Clerk, acted as Secretary of the Meeting.

PROPOSED BY ALDERMAN B. LANG

SECONDED BY ALDERMAN S. BIERBRIER

AND RESOLVED:-

THAT IT BE ENACTED AND ORDAINED by a By-Law of the City Council of the City of Côte Saint-Luc, and it is hereby enacted and ordained by By-Law of the Council, as follows:-

ARTICLE 1: For the purposes of this By-Law, the word "noise" means a sound or combination of sounds, harmonious or not, perceivable by the organ of hearing.

ARTICLE 2: Any person, company, firm, concern or corporation who, or which, makes or allows to be made, in the course of, or in connection with the operation, conduct or carrying on of his or its industry, business, trade or occupation whatever, any excessive and unusual noise such as will disturb the peace and tranquility of the neighbourhood, shall be liable to the penalty provided in this By-Law.

ARTICLE 3: Between 10 o'clock in the evening and 7 o'clock in the morning, at any place in the City, it shall be prohibited to carry out or cause to be carried out any works in connection with the construction, re-construction, alteration or repairing of any building or structure, motor car, steam boiler, steam engine or other engine or machine whatsoever, or to do or cause to be done any excavation works with a steam shovel or any other mechanical device which makes noise;

However, the City Council in special circumstances may grant permits for the carrying out of such works between 10 o'clock in the evening and 7 o'clock in the morning;

Any police officer of the City shall, on complaint from any citizen, or upon simply witnessing such violation, arrest on sight any person infringing the provisions of this Article and who is unable to show a special permit authorizing the carrying out of such works between 10 P.M. and 7 A.M.

ARTICLE 4. No person, being the owner, tenant or occupant of a building or of any part of a building or being in charge thereof, or having the supervision or management of the same, shall allow or suffer a television, radio, phonograph, automatic piano, or other instrument or device by which sounds can be produced, or reproduced, to be so used therein, or

outside as to make an excessive or unusual noise and to interfere with the well being, comfort and repose of the persons residing in the vicinity:

ARTICLE 5: No loud speaker, microphone, amplifier or other transmitting apparatus connected with a television, radio, phonograph or other sound producing instrument or apparatus, shall be installed in or near the walls, doors or windows of the building or part of the building in which such apparatus or instrument is placed, so that the sounds reproduced and transmitted shall be projected outside of such building or part thereof toward the streets, lanes or public places of the City;

However, this provision shall not apply to public meetings or places of amusement authorised by City authorities.

ARTICLE 6: No person, company, firm, concern or corporation shall make, or allow to be made, on the property which he or it is in possession of, or occupies, or is in charge of, any noise liable to be heard on a street, lane or public place within the City limits, either with voice, or by means of a whistle, jingle, bell, gong, clapper, hammer, drum, horn, speaking-trumpet, piano or other instrument, musical or not, for the purpose of advertising his or its merchandise, or of attracting attention, or of soliciting the patronage of the public for whatever it may be;

ARTICLE 7: It is forbidden to use for gain, after 10 o'clock in the evening and before 7 o'clock in the forenoon, a sewing machine, or a washing machine, or an ironing machine, or other machine or instrument, provided or not with an electric or gasoline motor in such a way that the noise made by the same can be heard by the occupants of neighbouring dwellings;

ARTICLE 8: No person shall have in his or its possession or custody, within the City limits, one or more animals whose

intermittent or reiterated cries, whining or barking can be heard by the neighbours, or on a street, lane or public place.

ARTICLE 9: The owner or person in charge of a vehicle shall only sound his horn or klaxon, or allow the same to be sounded, in urgent cases.

ARTICLE 10: Every motor vehicle shall be provided with a muffler, so constructed, as to prevent any intense noise. It shall be unlawful for a driver to operate on a City street a motor vehicle equipped with a muffler, commonly referred to as a "Hollywood", "sports", "true-tone" or "Fibre-glass" type, constructed of straight tubing, without baffles therein.

ARTICLE 11: All vehicles driven in the City shall be provided with silent brakes and it shall be unlawful for a driver to cause a squealing sound from the tires on a vehicle.

ARTICLE 12: It shall be unlawful for a driver of a motor vehicle to unnecessarily accelerate the motor when starting up the engine or accelerate the motor unnecessarily while driving same in the City limits so as to disturb the peace and tranquility of the occupants of the houses in the vicinity.

ARTICLE 13: It shall be unlawful for any person in charge of or occupying an automobile or other vehicle provided with a radio or other musical instrument to put into operation such instrument or to allow the same to be put into operation in such manner as to disturb public peace and tranquillity.

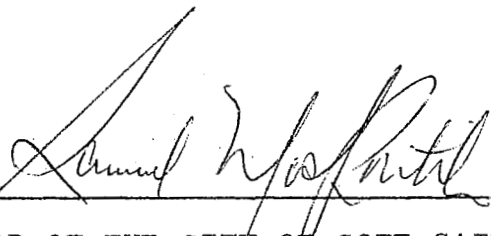
ARTICLE 14: The use of a siren is prohibited unless a permit to that effect be previously obtained from the City.

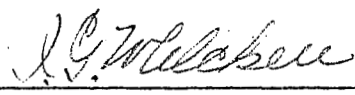
ARTICLE 15: The drivers of vehicles loaded with scrap-iron, metal articles or other similar articles which make a

noise shall take the necessary measures in order to deaden such noise.

ARTICLE 16: In addition and without prejudice to any other recourse by the City or penalty for failure to comply with the provisions of this by-law, every person failing to conform with the provisions of this by-law thereby commits an infraction and shall be subject to a fine, with or without costs, and in default of immediate payment of such fine with or without costs, as the case may be, shall be subject to imprisonment; provided, however, that such fine for each infraction shall not exceed one hundred dollars (\$100.00), nor such imprisonment last more than two months, and such imprisonment in default of payment of the fine or of the fine and costs, shall cease on payment of the fine or of the fine and costs as the case may be. If the infraction continues, such continuation shall constitute a separate offence day by day.

ARTICLE 17: The present by-law shall come into force and take effect according to Law.

  
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MAYOR OF THE CITY OF COTE SAINT-LUC

  
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CITY CLERK.

CITY OF COTE SAINT-LUC.

BY-LAW NO: 921

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ORIGINAL

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