

THE RURAL MUNICIPALITY OF BIFROST

BY-LAW NO. 12-00

BEING a By-Law of the Rural Municipality of Bifrost providing for public safety, health, well-being and regulating of noises in the R. M. of Bifrost.

WHEREAS Section 232 (1) of The Municipal Act, L.M. 1996, c.58 - Chap. M225, provides by by-laws to provide for:

- a) the safety, health, protection and well-being of people, and the safety and protection of property;
- b) subject to Section 233, activities or things in or on private property;

AND WHEREAS Section 233 provides for the regulation, in part, of activities or things that in the opinion of the council are or could become a nuisance, which may include noise, weeds, odours, unsightly property, fumes, and vibrations;

AND WHEREAS the Council of the R. M. of Bifrost deems it expedient and in the best interests of the Municipality to provide for the safety, health, protection and well-being of people to regulate noises in The R. M. of Bifrost;

THEREFORE BE IT ENACTED as follows:

1. Prohibited Noises:

Without limiting the generality the noises hereinafter set forth and described, in the opinion of the Council, are unnecessary and no person shall make any of the said noises or cause permit the same to be made, namely:

- a) The sounding of any bell, horn, siren, or signal device including such devices on any vehicle of whatever kind, for an unreasonable period of time.
- b) The sound or noise from or created by any radio, phonograph, tape recorder, ghetto blaster, or any musical instrument of whatsoever kind when such radio or instrument is played or operated in such a manner or with such volume to enable it to be heard at a distance of 100 feet.
- c) The grating, grinding or rattling noise or sound caused by a condition of disrepair or maladjustment of any motor, motor vehicles, or other vehicle whatsoever or part or accessory except when such vehicle is being driven or towed for the purpose of being repaired or adjusted.
- d) The use of engine retarders (jake brakes) within one mile of the boundaries of the Town of Arborg or the Village of Riverton.

2. Permitted Noises:

None of the provisions of this By-Law shall apply to:

- a) The use in a reasonable manner of any apparatus or mechanism for the amplification of the human voice or of music in a public park or other commodious space in connection with a public election meeting, public celebration, festival or other reasonable gatherings.

THE RURAL MUNICIPALITY OF BIFROST

BY-LAW NO. 12 - 00

Page 2

- b) Any vehicle of the police, fire or ambulance or any public service or emergency vehicle while answering a call.
  - c) Any sound arising from the operation of any railway which operates under the Railway Act of Canada or from any plant or work in connection with any such railway.
  - d) Any case of public conveyance.
  - e) The ringing of church or school bells.
  - f) Any reasonable sounds or noises emanating from a manufacturing enterprise located in an appropriately zoned area of the R. M. of Bifrost.
3. THAT no person shall use loud, blasphemous, abusive, obscene or insulting language, sing, shout in a boisterous manner or commit any public nuisance by collecting, loitering or standing as idlers on any street or in any public place within the R. M. of Bifrost.
4. THAT any person, persons or corporation found violating any provisions of this By-Law, shall be fined a sum of \$50.00 plus costs, or upon conviction before a Provincial Court Judge or Justice of the Peace, be liable for a penalty of not less than \$50.00 nor more than \$1,000.00 plus costs. In default of payment thereof, that person may be imprisoned in the common jail for a period not exceeding 90 days, unless the said penalty is sooner paid.
5. THAT this By-Law shall come into effect upon its passing.

DONE AND PASSED by the Council of the Rural Municipality of Bifrost, in regular session, assembled this 10th day of January, 2001 A.D.

  
Harold J. Foster  
Reeve

  
L. Grant Thorsteinson  
C.A.O.

Read a first time this 13th day of December, 2000 A.D.

Read a second time this 10th day of January, 2001 A.D.

Read a third time this 10th day of January, 2001 A.D.