

**The Corporation of the
Municipality of Trent Lakes**

By-law No. B2026-052

**A by-law to prohibit and regulate noise within the Municipality of
Trent Lakes**

Whereas Section 129 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended enables the councils of local municipalities to prohibit and regulate noise within the municipality;

And Whereas Section 425 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, provides that by-laws may be passed by a municipality to provide that a person who contravenes a by-law of the municipality passed under the *Municipal Act, 2001* is guilty of an offence;

And Whereas Section 426 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, provides that no person shall hinder or obstruct, or attempt to hinder or obstruct any person who is exercising a power or performing a duty under a by-law passed under this Act;

And Whereas Section 429(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, provides that a municipality may establish a system of fines for offences under a by-law passed under the *Municipal Act, 2001*;

And Whereas Section 434.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, enables the councils of local municipalities to establish a system of administrative penalties;

And Whereas Section 434.2 establishes an administrative penalty constitutes a debt of the person which may be added to the tax roll;

And Whereas Section 436 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, provides that a municipality has the power to pass by-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether a by-law of the municipality passed under the Act is being complied with;

And Whereas Section 444 of the *Municipal Act, 2001*, S.O. 2001, c. 25 as amended, authorizes municipalities to make orders requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the contravening activity;

And Whereas noise pollution has a negative impact on the quality of life for the residents of the Municipality of Trent Lakes;

Now Therefore the Council of The Corporation of the Municipality of Trent Lakes hereby enacts as follows:

1.0 Definitions

- 1.1 **Construction** means the erection, alteration, repair, dismantling, maintenance, land clearing, earth moving, excavation, blasting, road building, equipment installation and alteration, and including any work in connection therewith.
- 1.2 **Construction Equipment** means any equipment or device designed and intended for use in Construction or material

handling, including but not limited to, air compressors, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, forklifts, cranes, derricks, loaders, scrapers, pavers, generators, off-Highway haulers or trucks, ditchers, compactors and rollers, pumps, concrete mixers, graders, or other material handling equipment.

- 1.3 **Conveyance** includes a vehicle and any other device utilized to transport a Person or Persons or goods from place to place but does not include any such device or vehicle if operated only within a building.
- 1.4 **Council** means the elected Municipal Council of The Corporation of The Municipality of Trent Lakes.
- 1.5 **Electronic Device** means a device intended primarily for the production, reproduction or amplification of Sound, including, but not limited to, any musical instrument, radio receiver, television receiver, recorder, phonograph, loudspeakers, amplifiers, microphones or reproducers or any combination of such equipment, including devices used in the reproduction of music, speech or other sounds.
- 1.6 **Emergency** means a sudden and unexpected occurrence demanding immediate action to prevent possible injury, loss of life or substantial property damage.
- 1.7 **Highway** as defined in the *Highway Traffic Act*, R.S.O. 1990, c. H.8.
- 1.8 **Motor Vehicle** as defined in the *Highway Traffic Act*, R.S.O. 1990, c. H.8.
- 1.9 **Motorized Conveyance** means a conveyance propelled or driven otherwise than by muscular, gravitational, wind power or electrical power.
- 1.10 **Municipality** means the Corporation of the Municipality of Trent Lakes.
- 1.11 **Noise By-law Exemption Application** means an application requesting to be exempt from the Noise By-law or portions thereof, as amended.
- 1.12 **Noise By-law Exemption Permit** means a permit granted by the Municipality to provide an exemption from this By-law.
- 1.13 **Noise Mitigation Plan** means a plan as required and approved by Council that addresses the mitigation of sound not in compliance with the requirements of this By-law from planned events or activities.
- 1.14 **Normal Practice** means the noise associated with performing a task that is typical or common practice.
- 1.15 **Officer** means a Person appointed by Council as a Municipal Law Enforcement Officer, or a Police Officer, or other individual duly appointed to enforce this By-law.

- 1.16 **Owner** means the registered Owner of the land and includes a trustee acting on behalf of the registered Owner, the estate of the registered Owner and a Person with a leasehold interest in the land.
- 1.17 **Person** means an individual, corporation or other legal entity.
- 1.18 **Point of Reception** means any point on the Premises of a Person, where sound is heard, the source of which does not originate from the same property.
- 1.19 **Power Equipment Device** means any tool, equipment or machinery that is used in the servicing, maintenance or repair of lawns, gardens and property maintenance, and includes lawn mowers, edge-trimmers, rototillers, pressure washers, and hand operated power tools, including but not limited, to chainsaws, chippers and leaf blowers.
- 1.20 **Power Outage** means the hydro service normally provided to a property is temporarily unavailable for any reason other than the termination of the service for lack of payment.
- 1.21 **Premises** means land and includes the buildings and/or structures thereon.
- 1.22 **Statutory Holiday** as defined in the Retail Business Holiday Act, R.S.O. 1990, c. R. 30 and includes Family Day.
- 1.23 **Unreasonable Noise** means sound that can be heard at a Point of Reception. that unreasonably interferes with the comfort, peace, rest, enjoyment, or convenience of any reasonable Person. The making, allowing, creation or maintenance of loud, unnecessary, or unusual noises which are continuously heard for a period of thirty (30) minutes or more or intermittently over a period of one (1) hour or more.

2.0 Unreasonable Noise

- 2.1 No Person shall make, cause or permit the creation of Unreasonable Noise resulting from an act listed in Schedule "A" of this By-law at any time.
- 2.2 Noise is prohibited if it results from an act or emanates from the use of a device or source described within Sections 3.0 - 7.0 inclusive and is clearly audible beyond the source property boundary.

3.0 Construction

- 3.1 No Person shall cause or permit the emission of sound from a Power Equipment Device including, but not limited to, a lawn mower, grass trimmer, leaf blower or chainsaw; that is clearly audible at a Point of Reception;
- a. between the hours of 9:00 p.m. of one day to 7:00 a.m. of the next day;
- b. or at any time without an exhaust or intake muffling device in good working order.

4.0 Power Equipment Device

- 4.1 No Person shall cause or permit the emission of sound from a Power Equipment Device including, but not limited to, a lawn mower, grass trimmer, leaf blower or chainsaw; that is clearly audible at a Point of Reception;
- a. between the hours of 9:00 p.m. of one day to 7:00 a.m. of the next day;
 - b. or at any time without an exhaust or intake muffling device in good working order.

5.0 Electronic Device

- 5.1 No Person shall cause or permit the emission of sound from an Electronic Device including, but not limited to, radio, speaker, television, loud speaker or musical instrument, that is clearly audible at a Point of Reception;
- a. between the hours of 11:00 p.m. of one day to 7:00 a.m. of the next day.;

6.0 Noise from Human

- 6.1 No Person shall cause or emit noise created by yelling, shouting, hooting or similar noises made by a human, that is clearly audible at a Point of Reception;
- a. between the hours of 11:00 p.m. of one day to 7:00 a.m. of the next day.

7.0 Generator

- 7.1 No Person shall cause or permit the emission of noise from the operation of a generator or inverter that is clearly audible at a Point of Reception, for the purposes of providing non-Emergency hydro.
- 7.2 Section **Error! Reference source not found.** shall be deemed not to apply to the following:
- a. test operation, operation during a Power Outage or Emergency situation;
 - b. the use of a generator conducted under a valid building or demolition permit issued by the Municipality and during permitted hours;
 - c. where a valid Noise By-law Exemption Permit has been issued by the Municipality.

8.0 Exceptions

- 8.1 Despite any other provision of this By-law, it shall be lawful to emit, cause or permit the emission of Unreasonable Noise caused by the activities identified in Schedule "B".

9.0 Noise By-law Exemption Application

- 9.1 Notwithstanding the prohibitions contained in this By-law, any

Person may submit a Noise By-law Exemption Application for consideration by Council for the Municipality.

- 9.2 Any Person requesting a Noise By-law Exemption must submit a written request to the Municipal Clerk no less than thirty (30) calendar days prior to the start date being requested.
- 9.3 The Noise by-law Exemption Application must include:
- a. The applicant's name, address, telephone number and email address;
 - b. The date, time and location of each event or activity for which the exemption permit is sought and, where applicable, the number of people expected to attend;
 - c. The purpose for which the exemption permit is required;
 - d. Reasons supporting an exemption permit;
 - e. A Noise Mitigation Plan;
 - f. The description of any sound equipment or Construction Equipment to be used;
 - g. The name, address and telephone number of at least one contact person who will supervise each event or activity; and will be on-site during the entire event or activity to ensure compliance with the terms and conditions of the exemption permit.
- 9.4 No Person or applicant shall provide false or misleading information or statements on a Noise By-law Exemption application form.
- 9.5 Upon reviewing the application, Council may, approve, deny or approve with conditions any Noise By-law Exemption request.
- 9.6 An approved Noise By-law Exemption Permit shall specify the time period, during which it is effective and may contain such terms and conditions as Council sees fit.
- 9.7 Any Noise By-law Exemption Permit granted shall be posted in a conspicuous place on the property for which the Noise By-law Exemption Permit applies; and shall be strictly adhered to.
- 9.8 No Person or applicant shall fail to comply with the terms and conditions as set within the Noise By-law Exemption Permit.
- 9.9 Breach of any of the terms or conditions of a Noise By-law Exemption Permit that is caused by the applicant or persons responsible for the activity or event under the exemption shall render the permit null and void.
- 9.10 Prior to the issuance of a Noise By-law Exemption Permit, the Applicant will pay the Municipality the fee set out in Schedule "C".

10.0 Administration and Enforcement

- 10.1 This By-law shall be enforced by an Officer or such Person or Persons as Council may appoint under Municipal By-law.
- 10.2 Nothing herein shall be deemed to limit the ability of the Ontario Provincial Police to enforce this By-law at any time.

11.0 Powers of Entry

- 11.1 An Officer may enter any Premises, other than a dwelling at any reasonable time for the purpose of carrying out an inspection to determine compliance with this By-law or any Order issued under this By-law.
- 11.2 No Person shall hinder or obstruct, or attempt to hinder or obstruct, an Officer or other duly appointed Person, in the execution of their duties under this By-law.

12.0 Order to Discontinue Activity

- 12.1 If an Officer is satisfied that this By-law has been contravened, the Officer may make an Order, requiring the Person who contravened the By-law, or who caused or permitted the contravention, or the Owner of the land on which the contravention occurred, to discontinue the contravention.
- 12.2 An Order made under section 12.1 of this By-law shall set out:
 - a. reasonable particulars of the contravention adequate to identify the contravention and the location of the land on which the contravention occurred; and
 - b. the date by which there must be compliance with the Order.
- 12.3 No Person subject to an Order as described in Section 12.2 shall fail to comply with the provisions of such Order.

13.0 Administrative Penalties

- 13.1 An Officer who finds that a Person has contravened any provision of this By-law or may issue a penalty notice addressed to that Person.
- 13.2 Any person who contravenes any provision of this By-law shall, upon issuance of a penalty notice pursuant to Section 14.3, shall be liable to pay to the Municipality an administrative penalty in accordance to the AMPS By-Law.
- 13.3 The penalty notice shall be delivered personally to the owner or mailed by prepaid registered first class mail to the address of the owner as shown on the last revised assessment roll. The above mentioned notice shall be deemed to have been served five (5) days from the date of mailing.

Every notice issued shall identify the involved property including;

- a. The particulars of the contravention;
 - b. The amount of the administrative penalty;
 - c. Information respecting the process by which the person may exercise the person's right to request a review of the administrative penalty, and a statement advising that an administrative penalty will, unless modified or rescinded pursuant to the review process, constitutes a debt to the Municipality.
- 13.4 A person may appeal an administrative penalty to Council for the

Municipality of Trent Lakes Council.

- 13.5 An administrative penalty that is deemed to be affirmed constitutes a debt to the Municipality of each person to whom or to which the penalty notice was given.
- 13.6 An administrative penalty that is not paid within thirty (30) days, the Municipality, in addition to any other remedy it may have at law, may add the outstanding amount to the tax roll for any property in the Municipality for which the owner is responsible for paying the Penalty Notice and collected in the same manner as Municipal taxes.

14.0 Offence and Penalty Provision

- 14.1 Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended.
- 14.2 If this By-law is contravened and a conviction entered, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may, in addition to any other remedy and to any penalty that is imposed, make an order prohibiting the continuation or repetition of the offence by the person convicted.

15.0 Validity and Severability

- 15.1 Should any section, sub-section, clause, paragraph or provision of this By-law be declared by a court of competent jurisdiction to be invalid or unenforceable, the same shall not affect the validity or enforceability of any other provision of this By-law or of the By-law as a whole.

16.0 Short Title

- 16.1 This by-law may be referred to as the "Noise By-law".

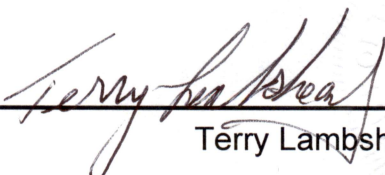
17.0 Repeal

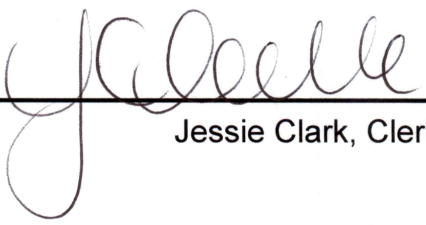
- 17.1 That By-law B2023-054 is hereby repealed.

18.0 Effective Date

- 18.1 That this By-law shall come into force and take effect on the date of its final passing.

Read a first, second and third time and passed this 14th day of July, 2026.


Terry Lambshead, Mayor


Jessie Clark, Clerk

Schedule A to By-law B2026-052
Unreasonable Noise Not Permitted in the Municipality

- A. Persistent barking, howling, calling or whining or other similar persistent noise making by any domestic pet, or any other animal kept or used for a purpose other than agriculture and permitted in the Comprehensive Zoning By-law B2014-070 as amended;
- B. The sustained operation of a stereo or other electronic device designed to amplify sound in such a way that the noise can easily be heard at a Point of Reception;
- C. No Person shall cause or emit noise created by yelling, shouting, hooting or similar noises made by a human, that is clearly audible at a Point of Reception;
- D. The detonation of fireworks or explosive devices not used in construction and not approved by the Township;
- E. The discharge of firearms unless in accordance with the Municipality's Discharge of a Firearm By-law.
- F. The operation of an air conditioner, pool pump or filter, heat pump or similar device that is in a state of disrepair causing it to emit noise in excess of the noise typically emitted through its normal operation;
- G. Racing of motorized vehicles other than as lawfully permitted;
- H. The operation of a motor vehicle in a manner that causes its tires to squeal;
- I. The operation of a motor vehicle or a motor vehicle with a trailer resulting in banging, clanking, squealing or other noises due to improperly secured load to equipment, or inadequate maintenance.

Schedule B to By-law B2026-052
Permitted Unreasonable Noise

- A. Noise emitted from Police, Fire, Ambulance or other emergency vehicles or any measures undertaken in an Emergency for the immediate health, safety, or welfare of the inhabitants;
- B. Noise emitted through the preservation of property during an Emergency; sounds associated with construction or repair work which is required urgently in order to prevent severe damage to buildings or property;
- C. Noise emitted in accordance with a Noise By-law Exemption Permit or by an event sanctioned by the Municipality;
- D. Operation of bells, chimes, carillons and clocks in connection with any place of worship, religious service or any public buildings;
- E. The operation of vehicles, equipment and Construction Equipment when utilized for, the clearing of snow from public and private property;
- F. Noise emitted by Agricultural, Commercial, Institutional or Industrial activities which are lawfully permitted and recognized as a Normal Practice;
- G. Motor Vehicles and Motorized Conveyances being operated on a Highway, authorized snow mobile trail or a navigable body of water;
- H. Noise resulting from events authorized by the Municipality including but not limited to races, parades, fireworks displays and artistic performances;
- I. Regimental salutes;
- J. Noise resulting from special neighborhood social activities on streets or other public land authorized by the Municipality;
- K. Transformers and diesel operated pumps owned by the Municipality and necessary preventive maintenance work undertaken by the Municipality;
- L. Necessary municipal operations, including but not limited to, snow clearing, street cleaning and garbage collection, undertaken by, or on behalf of, the Municipality;
- M. Generators for the purpose of Power Outages.
- N. The operation of a motor vehicle or a motor vehicle with a trailer resulting in banging, clanking, squealing or other noises due to improperly secured load to equipment, or inadequate maintenance.

Schedule C to By-law B2026-052
Schedule of Fees

Application for Noise Exemption Permit	\$100.00	
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