

MANAGEMENT REPORT

Date: June 12, 2023
To: Infrastructure, Transportation, and Safety Committee
From: Heather Denny, Events Coordinator
Report #: ITS23-017
Attachments: None

Title: Request for Noise Control By-law Exemption - Jubilee Stratford

Objective: To consider the request from Jubilee Stratford at 707 Downie Street for an exemption from Noise Control By-law 113-79 for an outdoor Church Service every Sunday from 10:00a.m. to 1:00p.m. commencing Sunday, July 2, 2023 until Sunday, September 3, 2023 with the exception of an additional outdoor service on Sunday, August 6, 2023 from 6:00p.m. to 9:00p.m.

Background: Noise by-laws are designed to reduce and control both unnecessary and excessive sound which can be a nuisance and generally degrade the quality and peacefulness of neighbourhoods. The Noise By-law identifies different rules and restrictions for noise based on 4 geographical areas throughout the city known as zones (Quiet zone, Residential zone, Commercial zone, Park zone).

The production, reproduction or amplification of sound is one of the sounds regulated by Noise Control By-law 113-79. The nature of this event would include the aforementioned sounds.

Any exemption to the Noise By-law 113-79 is subject to Council review and final decision.

Analysis: This event will be located at Jubilee Stratford at 707 Downie Street and event organizers are requesting an exemption to Noise Control By-law 113-79 in a Residential zone.

The intent of this noise exemption request from 10:00a.m. to 1:00p.m. every Sunday, from Sunday, July 2, 2023 to Sunday, September 3, 2023 with an exception for an additional service on Sunday, August 6, 2023 from 6:00p.m. to 9:00p.m., in a Residential zone, is to;

- Permit the noise produced by the event.

- Permit the operation of loudspeakers and amplification of sound for music played.

Impacts to Noise Control By-law 113-79 in a Residential Zone

Below are the schedules and clauses within the Noise By-law applicable to this event.

Schedule 1, Clause 8 – “Unreasonable noise provision.”

Schedule 2, Clause 2 – “The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the production, reproduction, or amplification of sound.”

Prohibited all day Sundays and Statutory Holidays, and from 5pm of one day to 7am next day.

Notice of Intent to Neighbouring Residents

A notice of the noise exemption request was issued in the Town Crier, and the organizers have hand delivered 92 notices to residents within 120m of the event location. The deadline for comments due back to staff and organizers was Wednesday, May 30th. To date, three responses have been received. One response expressing no concerns with the event and two responses opposing the exemption due to the recurring nature of the event using amplified sound.

Financial Implications: There are no financial implications as a result of this report.

Alignment with Strategic Priorities:

Strengthening our Plans, Strategies and Partnerships

Partnering with the community to make plans for our collective priorities in arts, culture, heritage and more. Communicating clearly with the public around our plans and activities.

Alignment with One Planet Principles:

Health and Happiness

Encouraging active, social, meaningful lives to promote good health and wellbeing.

Culture and Community

Nurturing local identity and heritage, empowering communities and promoting a culture of sustainable living.

Staff Recommendation: THAT approval be given to the event organizers at Jubilee Stratford located at 707 Downie Street for an exemption to Noise Control By-law 113-79 for the outdoor Sunday Service every Sunday from 10:00 a.m. to 1:00 p.m. commencing Sunday, July 2, 2023, until Sunday, September 3, 2023, and for an additional service on Sunday, August 6, 2023 from 6:00 p.m. to 10:00 p.m., from the following provisions:

- **Unreasonable noise [Schedule 1 clause 8],**
- **The operation of loudspeakers and amplification of sound [Schedule 2 Clause 2].**

Prepared by:

Heather Denny, Events Coordinator

Recommended by:

Brad Hernden, Manager of Recreation and Marketing

Joan Thomson, Chief Administrative Officer