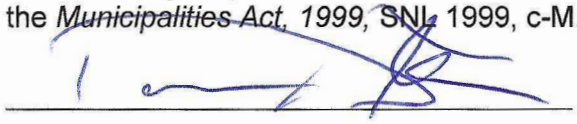
ANTI-NOISE

PASADENA

4143-6041-2473

PUBLISHED BY AUTHORITY

The following Regulations have been made by the Town Pasadena under Section 414(2)(ee) of the *Municipalities Act, 1999*, SNL 1999, c-M.24.



, Mayor

Short Title

1. These Regulations may be cited as the Anti-Noise Regulations of the Town of Pasadena.

Definitions

2. In these Regulations:

   (i) "Council" means the Town Council of the Town of Pasadena.

   (ii) "Motor Vehicle" means a motor vehicle as defined in the *Highway Traffic Act*, RSNL 1990, c H-3, whether registered or not.

   (iii) "Noise" means any loud outcry, barking, clamour, shouting, or movement which has an unpleasant effect on the sense of a person or persons, or any sound that is loud, harsh, or undesirable and which has an unpleasant effect on the senses of a person or persons, including those produced by a Sound System.

   (iv) "Person" means a natural person or any other legal entity.

   (v) "Property" means any private or public real property within the Town, including land, together with all improvements which have been so affixed to the land as to make them in fact and in law a part thereof.

   (vi) "Quiet Enjoyment" means the reasonable expectation of quiet, peace, rest, enjoyment, and comfort of any Person.

   (vii) "Regulations" means these Anti-Noise Regulations.

   (viii) "Sound System" means any form of radio, stereophonic equipment, or other instrument or any apparatus for the production or amplification of sound.

   (ix) "Town" means the Town of Pasadena.

General Prohibitions

3. No Person shall make or cause, or permit to be made or caused, any Noise in or on any Property which unreasonably disturbs the Quiet Enjoyment of any other Person or Persons in the vicinity.

Temporal Prohibitions

4. Between the hours of 10:00 PM and 7:00 AM daily, no Person shall, on any Property within the Town:

   (i) use or operate a lawn mower, chain saw, snowmobile, all terrain vehicle, machinery, vehicle or any other equipment, implement or device, Sound System, or musical instrument of any nature whatsoever which is likely to disturb the Quiet Enjoyment of any Person;

   (ii) load, unload, deliver, collect, pack, unpack or otherwise handle any containers, products, materials, or refuse whatsoever which is likely to disturb the Quiet Enjoyment of Persons in any residential area; or

   (iii) construct, erect, reconstruct, alter, repair, or demolish any building, structure, or thing or excavate or fill in land in any manner which unreasonable disturbs the quiet, peace, rest, enjoyment, comfort, or convenience of any Person,

   without the written approval of the Town.

Motor Vehicle Prohibitions

5. No Person shall sound a Motor Vehicle horn or other signaling device required by law any more than is reasonably necessary for the warning and safety of traffic and pedestrians.

6. No Person shall cause the squealing of tires or brakes of a Motor Vehicle by the unnecessary, excessive or rapid braking, turning, or setting in motion of a Motor Vehicle.

7. No Person shall operate a Motor Vehicle that contains an engine, exhaust system, or other apparatus or accessory, which produces noise or sounds which are unreasonably loud or explosive.

Animal Prohibition

8. No person shall keep or maintain, or permit to be kept or maintained, upon any Property, any animal, or animals which by frequent or long-continued noise disturbs the Quiet Enjoyment of any Person. The noise from any such animal or animals that disturbs two or more persons residing in separate residences adjacent to any property on which such animals are kept or maintained, or three or more persons residing in separate residences in close proximity to the property on which such animals are kept or maintained is prima facie evidence of a violation of this Section 8.

Exceptions

9. Nothing in these regulations shall be deemed to prohibit:

   (i) the sounding of any siren, horn, or signaling device on any ambulance, police, fire, public service or emergency vehicle while responding to a call;

   (ii) the ringing of church bells or chimes within normal hours;

   (iii) the sounding of industrial horns or whistles;

(iv) the operation of heavy equipment, public works equipment in the maintenance or repair of streets, water and sewage systems or in snow clearing; or

(v) the Council from:

(a) granting a special permit for a specified period of time; or

(b) waiving these Regulations,

for special events, including but not limited to festivals, concerts, parades, and similar public events.

Offense

10. A person who contravenes or fails to comply with these Regulations is upon summary conviction guilty of an offence and is liable to a fine of not less than $100 and not more than $1,000 or to a term of imprisonment of not more than six months or to both the fine and the imprisonment.

Severability

11. It is hereby declared that if a court of competent jurisdiction should declare any Section or part of a Section of these Regulations to be invalid, the remainder of these Regulations shall remain valid and in full force and effect.

Coming Into Force

12. These Regulations were adopted and passed by Council at a meeting held on the 3rd day of October, 2022 and are effective as of that date.

(i) Amended Oct 3, 2022 - Motion 139-22