

**VILLAGE OF ANDREW**  
**BYLAW NO. 95-6**

**Bylaw for the Purpose of Regulating Noise in the Village of Andrew**

WHEREAS the Municipal Government Act, R.S.A. 1980, and amendments thereto permits the Council of the Village of Andrew, by by-law, to prohibit, eliminate or abate noise and establish permissible noise levels for all or varying period of the day;

AND WHEREAS the Council of the Village of Andrew deems it advisable to adopt such a by-law;

NOW THEREFORE the Council of the Village of Andrew in the Province of Alberta, duly assembled, enacts as follows:

**DEFINITIONS**

1.0 In this Bylaw,

- 1.1 "Village of Andrew" means the Village of Andrew;
- 1.2 "Municipal Tag" means a tag or ticket wherein the person alleged to have committed a breach of a provision of this Bylaw is given an opportunity to pay a voluntary penalty to the Village of Andrew in lieu of prosecution for the offence;
- 1.3 "Person" includes public bodies, bodies corporate, societies, partnerships, firms, and individual, companies;
- 1.4 "Property" means real property and includes 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;
- 1.5 "Voluntary penalty" means a penalty specified in this Bylaw for a contravention of a provision of this Bylaw which amount shall be paid by a person to whom a municipal tag has been issued.

**GENERAL**

- 2.0 No person shall make, cause or permit to be made or caused, any noise which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any person or persons within the corporate limits of the Village of Andrew.
- 2.1 No person being the owner, tenant or occupier of property shall allow or permit such property to be used so that noise which occurs thereon or emanates therefrom, disturbs the quiet, peace, rest, enjoyment comfort or convenience of any persons or persons within the corporate limits of the Village of Andrew.
- 2.2 No person shall own, keep or harbour any animal or bird which makes or causes to be made, any noise which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any person or persons within the corporate limits of the Village of Andrew.

**EMERGENCIES**

- 3.0 Nothing herein shall render any person liable to a fine, penalty or punishment for performing work of an emergency nature for the preservation or protection of life, health or property.


**PENALTIES**

- 4.0 A municipal tag or ticket in the amount of the voluntary penalty will be issued for any breach of this Bylaw.
- 4.1 In the event a municipal tag remains unpaid after a period of fourteen days, the provisions of Section 552 of the Municipal Government Act shall apply.
- 4.2 Any person who commits a breach of any of the provisions of this Bylaw shall be liable to a voluntary penalty of:
  - (a) For the first offence to a voluntary penalty of fifty dollars (\$50.00).
  - (b) for a second and subsequent offence, to a voluntary penalty of one hundred dollars (\$100.00).

READ a first time this 9th day of August, 1995.

READ a second time this 23rd day of August, 1995.

READ a third time and finally passed this 13th day of September, 1995.

  
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Mayor

  
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Municipal Administrator