
A G E N D A

**Committee of the Whole
South Stormont Town Hall
Wednesday, February 10, 2016
9:00 A.M. – 4:00 P.M.**

Call to Order

Confirmation of Agenda

Disclosure of Pecuniary Interest

Approval of Minutes

- February 2, 2016

Delegations

Staff Reports

- Waste Management Collection Cost Analysis
- Station No. 4 Construction Proposal
- Appointments: Committees and Other

Discussion of Additional Items

Unfinished Business

- SDG Noise / Nuisance By-law

Closed Meeting

- Advice that is subject to Solicitor-Client privilege
 - Kraft/Heinz
- Personal Matters
 - Performance Management

Adjournment by Resolution

TOWNSHIP OF SOUTH STORMONT
COMMITTEE OF THE WHOLE
MINUTES
February 2, 2016

A meeting of the Committee of the Whole of the Township of South Stormont was held at Town Hall at 9:00 a.m., February 2, 2016.

Present

Council: Mayor Jim Bancroft
Deputy Mayor Tammy Hart
Councillors Donna Primeau, David Smith, and Richard Waldroff

Staff: Betty de Haan, Chief Administrative Officer
Loriann Harbers, Director of Corporate Services/Clerk
Johanna Barkley, Director of Finance/Treasurer
Hilton Cryderman, Director of Building/CBO
Gilles Crepeau, Fire Chief
Ross Gellately, Director of Public Works
Peter Young, Director of Planning

1. Call to Order
2. Confirmation of Agenda
3. Disclosure of Pecuniary Interest
4. Approval of Minutes

Resolution No. COTW-05-2016

Moved by Councillor Waldroff
Seconded by Councillor Primeau

That the Committee of the Whole minutes dated January 19, 2016 be adopted as circulated.

CARRIED

5. Delegations

Carolyn Corkery, Halpenny Insurance Inc.

Ms. Corkery was in attendance to provide an overview of the Township's proposed 2016 insurance coverage. A recommendation to approve will be presented at the February 17, 2016 Council meeting.

6. Discussion of Additional Items

Municipal Support for Energy East Pipeline Project

Following discussion Council concurred that a motion in support of the project be presented at the February 17, 2016 regular meeting.

Property Standards Updates

Council was provided an update with regards to a zoning non-compliance situation and two property standards issues.

7. Closed Meeting

Resolution No. COTW-06-2016

Moved by Deputy Mayor Hart

Seconded by Councillor Waldroff

Be it resolved that this Council, as provided in Section 239 (2) of the Municipal Act, 2001 move into a Committee of the Whole closed meeting at 10:33 AM to address a matter pertaining to: litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board; Specifically: Kraft/Heinz and Wilson files.
CARRIED

Resolution No. COTW-07-2016

Moved by Councillor Primeau

Seconded by Councillor Smith

That Council move out of this Committee of the Whole closed meeting at 11:15 AM.
CARRIED

8. Staff Report

Request for Sewer Capacity Allocation, Ingleside

Director of Planning/EDO Young provided an overview of the Key Information Report to address a request to transfer the equivalent of approximately 60 units of previously committed sewage capacity in Ingleside from Township owned lands west of Farran Drive.

A report with recommendation will be presented to Council early summer following receipt of

9. Unfinished Business

10. Adjournment

Resolution No. COTW-08-2016

Moved by Councillor Smith

Seconded by Councillor Primeau

That Council adjourn this Committee of the Whole meeting at 1:40 p.m., and return to the call of the chair.
CARRIED

Mayor

Clerk

**Township of South Stormont
Garbage Collection Costs**

Account No.	Particulars	2010	2011	2012	2013	2014	2015 (Unaudited)
1-4-4000-1000	Wages	94,792.50	100,570.70	103,630.99	113,746.70	113,947.01	114,502.00
1-4-4000-1100	Benefits	22,947.85	25,676.98	27,387.56	28,360.68	29,920.68	36,360.00
1-4-4000-3150	Materials / Supplies	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
1-4-4000-3210	Communications	712.74	633.78	539.67	465.10	517.50	570.00
1-4-4000-3720	Vehicle Fuel	41,321.41	58,610.50	57,818.79	71,581.10		
1-4-4000-3730	Vehicle Repairs and Maintenance	55,271.82	62,086.37	97,298.07	53,346.52		
1-4-4000-3770	Equipment Charges	1,226.00	1,290.00	1,850.00	1,084.00	190,310.00	188,096.00
1-4-4000-4010	Contracts						
1-4-4000-7000	Insurance		1,232.00	1,232.00	1,232.00	2,090.67	
1-4-4000-8900	Loan Repayment	79,720.68	79,720.68	79,618.64	71,102.33		
	Totals	297,493.00	331,321.01	370,875.72	342,418.43	338,285.86	341,028.00
	Tonnes	2,869.84	2,905.15	2,854.32	2,888.92	2,875.00	2,844.01
	Cost per Tonnes	103.66	114.05	129.93	118.53	117.66	119.91
	Cost per Month	24,791.08	27,610.08	30,906.31	28,534.87	28,190.49	28,419.00

**Township of South Stormont
Recycling Collection Costs**

Account No.	Particulars	2010	2011	2012	2013	2014	2015 (Unaudited)
1-4-4020-1000	Wages	51,435.21	46,671.24	47,930.01	53,290.01	56,241.33	50,827.00
1-4-4020-1100	Benefits	11,024.85	10,415.50	11,376.30	10,073.78	14,764.93	11,382.00
1-4-4020-3150	Materials / Supplies	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
1-4-4020-3210	Communications	274.70	252.80	250.97	590.50	259.63	284.00
1-4-4020-3720	Vehicle Fuel	17,657.88	25,263.37	23,977.39	28,849.21		
1-4-4020-3730	Vehicle Repairs and Maintenance	16,973.09	23,738.88	21,666.40	32,824.18		
1-4-4020-3770	Equipment Charges			30.00	1,034.50	94,410.00	92,610.00
1-4-4020-4010	Contracts						
1-4-4020-7000	Insurance		616.00	616.00	616.00	1,045.33	
1-4-4020-8900	Loan Repayment	42,192.00	42,192.00	42,192.00	42,192.00	22,286.76	
	Totals	141,057.73	150,649.79	149,539.07	170,970.18	190,507.98	156,603.00
	Tonnes	772.16	755.50	749.44	735.61	736.47	757.68
	Cost per Tonne	182.68	199.40	199.53	232.42	258.68	206.69
	Cost per month	11,754.81	12,554.15	12,461.59	14,247.52	15,875.67	13,050.25
	Cost per month Garbage & Recycling	36,545.89	40,164.23	43,367.90	42,782.38	44,066.15	41,469.25



Subject

Curbside Waste Pick-up Analysis

Background

Garbage

Curbside garbage pick-up has been provided by the Township since February 2007. Previously the service had been provided by HGC Management Inc.

Based on proposals received in Tender No. 23-2006, Council decided a more efficient service could be provided in house. The decision was based not only on cost but on the level of service that could be provided and the control of the service when conducted in house.

Recycling

Recycling curbside pick-up has been provided by the Township since February 2008. Previously the service had been provided by HGC Management Inc.

The Township participated in Tender No. 14-2007 and was the low bidder. At the time the recycling program was two stream but was changed to single stream in 2014.

Comments/Observations

Cost Analysis- Garbage

Low Tendered Cost vs. Township Cost

- The low tendered price in 2007 was \$113.39/tonne for the four years of the contract. Assuming that after four years the contract would increase by COLA the average cost would be \$116.64. Based on this same time period the Township's average cost was \$106.64/tonne; a savings of \$208,828.

Township Cost vs. Other Municipalities

- Cost analysis for other municipalities has been presented in total cost as there contracts are based on a flat rate rather than price per tonne.
 - Township of South Glengarry - \$456,000 per year
 - Tendered in 2011
 - No bag limit
 - Hauled to own landfill
 - Township of South Dundas - \$444,000 per year
 - Tendered in 2013

- Co-mingle pick-up (both recycling and garbage picked up on same truck)
 - Hauled to own landfill
- Township of North Dundas - \$252,000 per year
 - Same contractor for more than 20 years
 - Expectation is for tender in near future
 - Hauled to own landfill
- South Stormont's annual total cost for previous 3 years
 - 2014 - \$338,285
 - 2013 - \$346,244
 - 2012 - \$370,875

Cost Analysis- Recycling

Low Tendered Cost vs. Township Cost

- The next to low tendered price in 2008 was \$215/tonne for the first year of the contract and increments increasing for the four year term. Assuming that after four years the contract would increase by COLA the average cost would be \$231.78. Based on this same time period the Township's average cost was \$196.51/tonne; a savings of \$199,510.

Cost vs. Other Municipalities

- Township of South Glengarry - \$305.00/tonne
 - Tendered in 2012
 - Hauled to RARE Alexandria
- Township of South Dundas - \$444,000 per year (includes garbage)
 - Tendered in 2013
 - Co-mingle pick-up (both recycling and garbage picked up on same truck)
 - Hauled to City of Cornwall
- Township of North Dundas
 - In house pickup – unable to provide pricing
 - Hauled to own landfill
- Township's annual total cost for previous 3 years
 - 2014 - \$190,507 or \$258.84/tonne
 - 2013 - \$170,970 or \$232.16/tonne
 - 2012 - \$149,539 or \$199.65/tonne

Other considerations

Pros

- Improved level of service
 - No additional cost for added services
- Fewer complaints and better response
- Yard waste pickup scheduled as required
- Yard waste controlled resulting in reduction in garbage tonnage

- Manpower available for other work especially winter maintenance; allows for level of services to be maintained
- Improved statistics available for Waste Diversion Ontario reporting which is directly related to recycling funding.

Cons

- Vehicles high maintenance
- Extra costs for statutory holidays, overtime etc.

Co-mingle garbage and recycling pick-up has been identified as a possible cost saving measure in the Township's Solid Waste Master Plan and further as the South Dundas example indicates. Investigation prior to the purchase of new garbage trucks in 2013 indicated that this was not cost effective option since the depots for recycling (City of Cornwall) and garbage (Lafleche) were so far removed from each other. The intent is to monitor this as options for other depot locations are presented.

Others consulted:

Ewen MacDonald – Manager Infrastructure Services – Township of South Glengarry

Chris Bazinet – Manager Public Works - Municipality of South Dundas

Doug Froats – Director of Waste Management

Johanna Barkley – Director of Finance

Prepared by:

Ross Gellately CET
Director of Public Works



Subject

At Council (Budget) Meeting of January 18, 2016 the Director of Public Works and Fire Chief were requested to present a plan for the construction of the new Fire Station in St. Andrews West.

Background

The Township of South Glengarry is currently constructing a new Fire Station in Glen Walter.

The cost for their project is approximately \$800,000 for a three-bay Station with a meeting room, 3 offices and a large storage/office/training area on the second floor. Total building footprint is approximately 6000 square feet. This cost does not include site works, asphalt and building services (utilities). The site selected in South Glengarry is serviced with both municipal water and sewer.

The engineer/designer of the Glen Walter Fire Station is HSP Inc. who were selected through the RFP process. Engineering costs were approximately \$70,000 which included design, engineering and construction administration fees.

South Stormont Director of Public Works and Fire Chief have visited the site and the South Glengarry design suits the needs of Station #4, St. Andrews West.

Comments/Observations

The Director of Public Works and Fire Chief have discussed with South Glengarry Manager of Infrastructure Services and Fire Chief the possibility of utilizing South Glengarry's basic design, and requested permission to discuss the same with South Glengarry's designer, HSP Inc. South Glengarry staff had no issues with this request and offered any assistance they might be able to provide.

Initial discussions with HSP Inc. have indicated that there would be savings in engineering costs and design time if a similar building was to be constructed in St. Andrews West with adjustments to suit South Stormont Fire Service's (SSFS) needs. More discussion is required to quantify these savings.

Director of Public Works and Fire Chief are proposing to further investigate the possibility of working with HSP Inc. to modify the South Glengarry design to

suit the needs of SSFS and take advantage of these cost and time savings. Further time savings would be realized if the RFP for design and engineering were not required.

The intention is to involve the staff of Station #4 with the review of the South Glengarry design. Suggested modifications are the realignment of office space and reduction of the number of bays from three to two. The reduction of floor space would reduce the building cost by approximately \$140 per square feet.

Moving forward, should Council decide to select HSP Inc. and modify the South Glengarry Glen Walter Fire Station design, the next steps would be:

1. SSFS review of Glen Walter Fire Station design. (March)
2. Modification of design and engineering, as required. (March – April)
3. Preparation of Tender Documents. (April-May)
4. Tender Closing. (June)
5. Construction. (July - November)
6. Occupancy. (December)

This schedule would be confirmed once detailed modifications are finalized and reviewed by engineer.

Once completed and equipment moved to new station, demolition of existing station would be required.

Others Consulted:

- Ewen MacDonald – South Glengarry Manager of Infrastructure Services
- Vic Leroux – South Glengarry Fire Chief
- Kevin MacDonald, P.Eng. – Project Manager HSP Inc.

Prepared by: Ross Gellately, CET
Director of Public Works

Gilles Crepeau
Fire Chief

South Stormont Appointments

		Existing Member(s)		Expiration	Notes	Proposed
Committee of Adjustment / Property Standards Committee	Donna Primeau	18-Feb-16	* Council members' term must be 1 year pursuant to the Planning Act, however lay members can be appointed again. Existing members have been approached and would like to continue		Jack Sullivan Josh Eamon	
	David Smith	18-Feb-16				
	Jack Sullivan	18-Feb-16				
	Josh Eamon	18-Feb-16				
Community Improvement Plan Review Committee	Stephen Kyte	18-Feb-16			Stephen Kyte	
	Richard Waldroff	18-Feb-16	Richard Waldroff replaced Donna Primeau			
	Jim Bancroft	31-Dec-16			Jim Bancroft	
Hall of Fame Board of Directors	David Smith	31-Dec-16			David Smith	
Lost Villages Historical Society	Tammy Hart	18-Feb-16				
Raisin Region Conservation Authority	Tammy Hart	18-Feb-16	* Request form RRCA to have members for two years (one year complete)		Tammy Hart	
	David Smith	18-Feb-16			David Smith	
Tile Drain Inspector	Ken Ferguson	18-Feb-16	* anticipation that appointment could be done in-house; it is likely Mr. Ferguson would be willing to continue for another year.			
Volunteer Appreciation	Richard Waldroff	18-Feb-16				

Township of South Stormont
ACTION REQUEST

DRAFT FOR INFORMATION – FEB 10, 2016



To: Council
Date of Meeting: February 17, 2016
Subject: By-law No. 2016-20 – Noise / Nuisance

Recommendation:

That By-law No. 2016-20, being a by-law to Prohibit or Regulate Public Nuisances within the Municipalities of the United Counties of Stormont Dundas and Glengarry be read and passed in open Council signed and sealed this 17th day of February, 2016.

Executive Summary:

In 2015, municipalities investigated the opportunity of having a uniform and common by-law to deal with public nuisance situations. To move forward municipalities in Stormont Dundas and Glengarry (SD&G) have prepared a common nuisance by-law. In discussion with the Crown Counsel of Ontario and the Ontario Provincial Police (OPP) it was agreed that the by-laws must be exact in their content, structuring and numbering, for both the processing and judicial approval of tickets and OPP enforcement. The goal is to send the by-laws together with the short form wording application to the Ministry of the Attorney General by March 1, 2016.

Background:

This by-law is presented in response to a growing concern that noise and nuisance complaints need to be addressed quickly and sometimes outside normal business hours. Discussions with the OPP and other municipalities in SD&G identified some weaknesses in enforcement tools available to By-law Officers and Police Officers. The By-law Departments have collaborated to construct a uniform by-law that would provide enhanced enforcement tools for both the municipalities and the OPP. The OPP has agreed that this will assist them in responding to noise complaints.

Options and Discussion:

Attached is a proposed by-law that will require adoption by all municipalities with a common by-law number. It includes various nuisances whether it be noise related or otherwise that are common to many municipalities in Ontario. The by-law was drafted combining the comments received through contacts with other court jurisdictions and

municipalities in Ontario. We have also included several amendments suggested by Eldon Horner, Horner & Pietersma.

Should Council decide not pass the by-law or pass something uncommon from the other municipalities in SD&G, the OPP would be limited in their response and complaints would be directed to the municipality who do not have the tools to enforce such complaints.

Financial Analysis:

OPP have confirmed that as long as this by-law remains a tool available to use at their discretion and not an administrative responsibility, there will be no cost implications to the municipality.

Local Impact:

Currently, the Township does not have a noise or nuisance by-law. We receive a minimal number of complaints, primarily made up of large outdoor parties and activities from frustrated ratepayers. Due to limited municipal service and legislation the Township is unable to respond to these concerns.

Others Consulted:

SD&G By-law Departments and the SD&G Court Administration Office have been meeting since June 2015. We have had discussions with OPP Inspector, B.J. MacDonald, Municipal Prosecutor, Lynn Riviere, Crown Counsel for the Ministry of the Attorney General and Solicitor Eldon Horner.

Prepared by:

Andrew Downing
Municipal Law Enforcement Officer

Recommended By:

Reviewed & Approved By:

Recommended By

Approved By

THE CORPORATION OF THE TOWNSHIP OF SOUTH STORMONT

BY-LAW NO. 2016-20 - DRAFT

BEING a by-law to Prohibit or Regulate Public Nuisances within the Municipalities of the United Counties of Stormont Dundas and Glengarry.

WHEREAS the *Municipal Act, 2001*, S.O. 2001, c.25, S.129 provides that a municipality may pass by-laws prohibiting and regulating noise within the municipality;

AND WHEREAS the people have a right to and should be ensured an environment free from unusual, unnecessary or excessive sound or noise which may degrade the quality of life or cause nuisance;

AND WHEREAS Sections 120, 121, 127, 128, and 129 provide for a municipality to pass by-laws to regulate fireworks, explosives, littering, nuisances, and noise;

AND WHEREAS Council has, in good faith, determined that certain activities should be regulated and/or prohibited within the Municipality;

NOW THEREFORE the Council of The Township of South Stormont in partnership with the member municipalities within the United Counties of Stormont, Dundas and Glengarry, enacts as follows.

DEFINITIONS

1. Short Title

This by-law may be cited as the "Nuisance By-law."

2. Interpretation

(1) For the purposes of this by-law, the following terms shall have the corresponding meaning;

- (a) "Construction" includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting, equipment installation and alteration and the structural installation of construction components and materials in any form or for any purpose, and in any form or for any purpose, and includes any work in connection therewith;
- (b) "Disorderly conduct" refers to petty misdemeanors, breaches of the peace, loitering, unruly behavior, yelling obscenities, or any other action deemed to be against public order and decency;
- (c) "Graffiti" shall mean markings of any kind placed on property that does not belong to the person or artist making such marks;

- (d) "Motorized vehicle" includes an automobile, motorcycle, and any other vehicle propelled or driven otherwise than by muscular power; does not include motor vehicles running only upon rails, or a motorized snow machine, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine within the meaning of the Highway Traffic Act;
- (e) "Municipality" means the land within the geographic limit of the enacting municipality of this by-law;
- (f) "Noise" means sound that is of such a volume or nature that it is likely to disturb the inhabitants of the municipality;
- (g) "Nuisance" means a noise or an activity listed in Schedule 1 or Schedule 2 of this by-law;
- (h) "Officer" means an officer of the municipality responsible for enforcement of by-laws or a police officer or a peace officer appointed under the Police Services Act;
- (i) "Person" means an individual, firm, corporation, partnership, association or organization, including a charitable organization;
- (j) "Point of reception" means any point on the premises of a person where noise or vibration originating from other than those premises is plainly audible, which means the sound in question can be easily detected, without undue effort, by a disinterested person with no hearing disability;
- (k) "Public" means a place outdoors to which the public is ordinarily invited or permitted access and, for greater certainty, shall include sidewalks, streets, any portion of a road allowance, parking lots, swimming pools, conservation area, parks, and playgrounds; school grounds; land premises or buildings owned, managed or maintained by the Municipality;
- (l) "Villages and Hamlets" means those areas falling within the boundaries identified by the SD&G Official Plan for Rural and Urban Settlement Areas

GENERAL PROVISIONS

- 3. **General Prohibitions**
No person shall cause or permit to exist any unusual noise, or noise likely to disturb the inhabitants of the Municipality.
- 4. **Prohibition by Activity**
No person shall emit or cause or permit the emission of noise or a nuisance, resulting from any activity listed in Schedule 1 – General Prohibitions.

5. **Prohibitions by Time**
No person shall emit or cause or permit the emission of noise or a nuisance, resulting from any activity listed in Schedule 2 – Prohibitions by Time and which has a sound clearly audible at a point of reception anywhere within the municipality.
6. **Exemption**
Notwithstanding any other provision of this by-law, it shall be lawful to emit or cause or permit the emission of sound or vibration in connection with emergency measures undertaken;
7. **Exemption of Activities**
This by-law shall not apply to a person who emits or causes or permits the emission of noise or vibration in connection with any of the activities listed on Schedule 3 – Exemption of Activities.
8. **Exemption of Normal Farm Practices**
This by-law shall not apply to a person who emits or causes or permits the emission of noise or vibration in connection with normal farming practices within the meaning of the Farming and Food Protection Act, 1998, S.O. 1998, c.1 as amended.
9. **Exemption by Permit**
This by-law shall not apply to a person who has in their possession, at the time of producing the noise or nuisance, a Temporary Exemption Permit issued under Schedule 4 and which explicitly exempts the activity producing the noise or nuisance within a specified time period.

ADMINISTRATION

10. **Grant of Exemption by Council**
 - (1) Notwithstanding anything contained in this by-law, any person may make application to Council to be granted an exemption from any of the provisions of this law with respect to any nuisance for which he might be prosecuted and Council, by resolution, may refuse to grant any exemption or may grant the exemption applied for or any exemption of lesser effect, and any exemption granted shall be in the form established in Schedule 4.
 - (2) A breach of any of the terms or conditions of any exemption granted by Council shall render the exemption null and void.

11. Severability

If a court of competent Jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.

12. Enforcement Authority

This by-law shall be enforced by an officer of the municipality responsible for enforcement of by-laws or a police officer or a peace officer appointed under the *Police Services Act*.

13. Officer Right of Entry

An officer shall have the right of entry on any property for the purpose of carrying out an inspection to determine whether this by-law is being complied with and for the enforcement of this by-law, provided that any such entry shall be in accordance with ss. 435-439 of the *Municipal Act, 2001*.

14. Order to Discontinue Activity

- (1) An officer may order a person to cease creating a nuisance and/or that all persons not residing on the premises shall leave the premises where the nuisance was occurring.
- (2) An order under this section may be given verbally or may be served personally to the person to whom it is directed.
- (3) No person shall fail to leave the premises after having been directed to leave the premises pursuant to an order to discontinue an activity under this by-law.

15. Obstruction of Officer

- (1) No person shall obstruct, hinder or interfere with an Officer of this By-law in the performance of their duties.

16. Offence and Penalties

- (1) Any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act or as set out in the Provincial Offences Act or any successor,
- (2) In addition to any penalty imposed and any other remedy, a court in which the conviction has been entered and any court of competent jurisdiction thereafter may make an order,
 - a) Prohibiting the continuation or repetition of the violation by the person convicted; and

- b) Require the person convicted to correct the contravention in the manner and within the period that the court considers appropriate.

17. Enactment

This by-law shall come into force and take effect upon final reading thereof.

READ AND PASSED in open Council, signed and sealed this 17th day of February, 2016.

Mayor

Clerk

Schedule 1 – General Prohibitions

1. No person shall conduct the following activities so as to constitute a public nuisance whether occurring on public or private property,
 - a. Disorderly conduct;
 - b. Public drunkenness or public intoxication;
 - c. The deposit of refuse on public or private property;
 - d. Damage to or destruction of public or private property including the production of graffiti;
 - e. Pedestrian traffic, vehicular traffic, or illegal parking that obstructs the free flow of traffic or could interfere with the ability to provide emergency services;
 - f. Public disturbances, including public brawls or public fights;
 - g. Racing of any motor vehicle other than in a lawful racing event approved by the Municipality.
 - h. The operation of a motor vehicle in such a way that creates unnecessary noise such as the sounding of the horn, revving of engine and the squealing of tires.
 - i. The operation of a motor vehicle or a motor vehicle with a trailer resulting in banging, clanking, squealing or other like sounds due to an improperly secured load or equipment, or inadequate maintenance.
 - j. The operation of an air conditioner, water pump, heat pump or any equipment that is not in proper working order.
 - k. The detonation of fireworks or explosive devices in an unsafe manner or in a manner that would have an undesirable outcome at a point of reception.
2. No person shall urinate or defecate in a public place.
3. No person shall knock over or attempt to knock over a Canada Post mailbox, Canada Post relay box, newspaper box, blue box, bench, fence, and picnic table or garbage container. This section shall not apply to Municipal employees, or any other person under contract with the Municipality while exercising their authorized duties on behalf of the Municipality.
4. No person shall discharge firearms within villages or hamlets.
5. No person shall operate any auditory signaling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles, or the production, reproduction or amplification of any similar sounds by electronic means, except where required or authorized by law or in accordance with good safety practices.

Schedule 2 – Prohibitions by Time

Activity	Prohibited Period of Time
<p>1. The sounds from or created by any radio, phonograph, tape player, television, public address system, sound equipment, loud speaker, or any musical or sound producing instrument of whatever kind when the same is played or operated in such manner or with such volume as to disturb the peace, quiet, comfort or repose of any individual in any office, dwelling house, apartment, hotel, hospital, or any other point of reception.</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>2. Yelling, shouting, hooting, whistling or singing.</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>3. Detonation of fireworks or explosive devices.</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>4. Operation of any construction equipment or construction activities</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>5. Operation or use of powered equipment for domestic purposes (i.e. lawn mower, leaf blowers, chain saw, power tools or other similar devices) other than powered equipment related to snow removal</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>6. The operation of any motorized vehicle for personal use and enjoyment, including snowmobiles, all-terrain vehicles and off-road motorcycles on one's property</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>7. The operation of a combustion engine which is, is used in, or is intended for use in, a toy, or a model or replica of any device, which model or replica has no function other than amusement.</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>
<p>8. Loading, unloading, delivering, packing, unpacking, or otherwise handling any containers, products, materials, or refuse, whatsoever, unless necessary for the operation of essential services or the moving of private household effects.</p>	<p>11:00 pm one day to 7:00 am the next day (9:00 am on Sundays)</p>

Schedule 3 – Exemption of Activities

The following is a list of activities and sources of noise of which Council considers to be exempt from the provisions of this by-law.

1. Road and bicycle races authorized by the municipality;
2. Regimental salutes;
3. Parades authorized by the municipality;
4. Midways and circuses authorized by the municipality;
5. Sporting, recreational and entertainment events in public parks, buildings or grounds authorized by the municipality;
6. Musical and other performances in public parks, buildings or grounds authorized by the municipality;
7. Special neighbourhood social activities on streets or other public land authorized by the municipality;
8. Transformers and diesel operated pumps owned by the municipality and necessary preventive maintenance work undertaken by the municipality;
9. Necessary municipal operations, including but not limited to snow clearing, street cleaning and garbage collection, undertaken by or on behalf of the municipality;
10. Snow removal that is essential for the normal operation of a business;
11. The operation of emergency vehicles;
12. Educational and political events authorized by the municipality; and
13. Church and school bells ringing.

PART I - PROVINCIAL OFFENCES ACT

COLUMN 1		COLUMN 2		COLUMN 3
Item	Short Form Wording	Provision Creating or Defining the Offence	Set Fine	
1.	Disorderly conduct	Section 4 Schedule 1-1(a)	\$350.00	
2.	Public drunkenness or public intoxication	Section 4 Schedule 1-1(b)	\$350.00	
3.	The deposit of refuse on public or private property	Section 4 Schedule 1-1(c)	\$350.00	
4.	Damage/Graffiti of public or private property	Section 4 Schedule 1-1(d)	\$350.00	
5.	Obstructing/Interfering the free flow of traffic	Section 4 Schedule 1-1(e)	\$350.00	
6.	Public disturbances / fighting	Section 4 Schedule 1-1(f)	\$350.00	
7.	Unlawfully racing a motor vehicle	Section 4 Schedule 1-1(g)	\$350.00	
8.	Operation of a motor vehicle so as to squeal tires, etc.	Section 4 Schedule 1-1(h)	\$350.00	
9.	Operation of a motor vehicle/trailer causing noise from improper load or maintenance	Section 4 Schedule 1-1(i)	\$350.00	
10.	Causing or permitting noise from mechanical equipment that is not properly maintained.	Section 4 Schedule 1-1(j)	\$350.00	
11.	Improper or unsafe use of Fireworks	Section 4 Schedule 1-1(k)	\$350.00	
12.	urinating or defecating in a public place	Section 4 Schedule 1-2	\$350.00	
13.	Knock over or attempt to knock over a mail box, picnic table, garbage container, etc.	Section 4 Schedule 1-3	\$350.00	
14.	Discharging firearms within Villages and Hamlets	Section 4 Schedule 1-4	\$350.00	
15.	Causing or permitting noise from a vehicle horn or other warning device, sirens etc.	Section 4 Schedule 1-5	\$350.00	
16.	Causing or permitting noise from any radio, television, loud speaker, etc. during prohibited times	Section 5 Schedule 2-1	\$350.00	

PART I - PROVINCIAL OFFENCES ACT

Township of South Stormont

By-law 2016-20, "Nuisance By-law"

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	COLUMN 1	COLUMN 2	COLUMN 3
Item	Short Form Wording	Provision Creating or Defining the Offence	Set Fine
17.	Yelling, shouting, hooting, whistling or singing during prohibited times	Section 5 Schedule 2-2	\$350.00
18.	Detonation of Fire Works or Explosives during prohibited times	Section 5 Schedule 2-3	\$350.00
19.	Operation of any construction equipment / activity during prohibited times	Section 5 Schedule 2-4	\$350.00
20.	Operation of domestic equipment, lawnmower, chainsaw, etc. during prohibited times	Section 5 Schedule 2-5	\$350.00
21.	Operation of personal motorized vehicle on ones property during prohibited times	Section 5 Schedule 2-6	\$350.00
22.	Operation for amusement a combustion engine during prohibited times	Section 5 Schedule 2-7	\$350.00
23.	Loading, unloading and material handling during prohibited times	Section 5 Schedule 2-8	\$350.00
24.	Failing to leave the premises after having been directed to do so.	Section 14(3)	\$350.00
24.	Obstructing or interfering with an officer in the performance of their duty	Section 15	\$350.00

NOTE: the general penalty provisions for the offences listed above is section 16 of By-law 2016-20 a copy of which has been filed.