

The Corporation of the Municipality of Brockton



By-Law 2019-164

Being a By-Law to Amend By-Law 2014-024, Being the By-Law to Prohibit and Regulate Noise Within The Municipality of Brockton.

Whereas Section 129 (a) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, provides that a local municipality may prohibit and regulate with respect to noise;

And Whereas pursuant to the said *Municipal Act, 2001*, Section 8(1) and 9 provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipalities ability to respond to municipal issues and has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

And Whereas the Council of The Corporation of the Municipality of Brockton deems it necessary to establish one noise by-law to be applied to the entire Municipality of Brockton;

And Whereas the Council of The Corporation of the Municipality of Brockton desires to amend its existing Noise Control By-law 2014-024.

Now Therefore the Council of The Corporation of the Municipality of Brockton enacts as follows:

1. That Schedule "A" to By-Law 2014-024, being the schedule for "General Prohibitions", be amended to **remove** the following restriction ;

8. Persistent barking, whining or other similar persistent noise making by any domestic pet for a prolonged or excessive period of time.
2. That Schedule "A" to By-Law 2014-024, being the schedule for "General Prohibitions", be amended to **add** the following restriction ;

8. Persisting barking, whining or other similar persistent noise making by any domestic pet or kept animal except for Working Agricultural Livestock Guardian Dogs as defined in By-Law 2019-139.
3. That Schedule "B" to By-Law 2014-024 being the schedule for "Prohibitions" be amended to **remove** the following restriction;

Persistent barking, whining, or other similar persistent noise making by a domestic pet	All Zones	7:00 pm 7:00 am Monday to Sunday
---	-----------	----------------------------------

4. This By-Law shall come into full force and effect upon final passage.
5. This By-Law shall be cited as the "Amend 2014-024 Noise Control By-Law".

Read, Enacted, Signed and Sealed this 17th day of December, 2019.

Original Signed By
Mayor – Chris Peabody

Original Signed By
Clerk – Fiona Hamilton