

## VILLAGE OF MARQUIS

### BYLAW 03-2024

#### A BYLAW TO PROVIDE FOR NOISE CONTROL IN THE VILLAGE OF MARQUIS IN THE PROVINCE OF SASKATCHEWAN

The Council of the Village of Marquis in the Province of Saskatchewan enacts as follows:

1. This Bylaw shall be known as The Noise Bylaw.

#### DEFINITIONS

2. In this Bylaw:
  - a. "Municipality" means the Village of Marquis;
  - b. "Motor Vehicle" means a vehicle propelled or driven by any means other than by muscular power;
  - c. "Occupant" means the owner, occupant or licensee of the premises or any person found on the premises at or around the time where the noise or sound issues from the premises;
  - d. "Premises" means the area contained within the boundaries of any lot and includes any building situated within such boundaries;
  - e. "Residential building" means a building which is constructed as a dwelling for human beings;
  - f. "Signalling device" means a horn, gong, bell, klaxon, siren or other device producing an audible sound for the purpose of drawing people's attention to an approaching vehicle, including a bicycle

#### GENERAL PROHIBITION

3.
  - a. Except to the extent it is allowed by this Bylaw no person shall make, or continue to make, or cause to be made, or allow to be made, or allow to be continued to be made, any loud noise, or any unnecessary noise, or any unusual noise.
  - b. Except to the extent it is allowed by this Bylaw, no person shall make, or continue to make, or cause to be made or cause to be continued, or allow to be made, or allow to be continued, any noise whatsoever which either annoys, disturbs, injures, endangers or detracts from the comfort, repose, health, peace, or safety of other persons within the limits of the municipality.
4. Without restricting the generality of Section 3, no person shall operate or allow to be operated a lawn mower of any kind, or a snow clearing device powered by an engine of any type or model aircraft driven by an internal combustion engine in any residential district between the hours of 11 PM and 8 AM, seven (7) days a week including holidays.
5. No person who owns, keeps, houses, harbours or allows to stay in his premises a dog shall allow such dog to bark or howl excessively.
6. No person being the owner or occupant of any premises shall operate, or permit to be operated, or suffer to be operated, or allow to be operated, play or allow to played, any radio, phonograph, record-player, tape recorder, television set, musical instrument, or any other apparatus, appliance, device or machine used for the production or amplification of sound, either in or on private premises in a residential district in such a manner that the same can be easily heard by an individual or member of the public who is not on the same premises from which such noise or sound emanates between the house of 11PM and 8AM.

#### CONSTRUCTION NOISES

7. Except in an emergency, no person shall carry on the construction, erection, demolition, alteration or repair of any type of building or structure which involves hammering, sawing, drilling or the use of any machine, tools or any other equipment capable of creating a sound beyond the boundaries of the site on which the activity is being carried on after 11 PM and before 8 AM of any day.
8. Except in an emergency, no person shall operate or allow to be operated a cement mixer and truck, a gravel crusher, a riveting machine, a trenching machine, a drag line, an air or steam compressor, a jack hammer, or pneumatic drill, a tractor or bulldozer or any other tool, device or machine of a noisy nature, so as to create a noise which may be heard in any residence between the hours of 11 PM and 8 AM.

#### ADVERTISING NOISES

9. No person shall advertise any event or merchandise by ringing bells, blowing whistles, calling loudly, playing music, playing any type of musical instrument, playing or using any type of noise making instrument, or by the use of loud speakers or other devices for the amplification of sound, or by any other audible means, on any street or other public place.

**DIESEL MOTORS**

10. No person shall allow the diesel motor on a tractor which pulls a trailer or on a semi-trailer truck to remain running for longer than 20 minutes while the tractor-trailer, or tractor alone, is stationary in a residential district.

**EXCEPTIONS**

- 11. The provisions of this Bylaw shall not apply to:
  - (a) the ringing of bells in churches, religious establishments and schools;
  - (b) the moderate use of musical instruments to call attention to an opportunity to contribute to a collection made for a charitable undertaking during the Christmas season or at any other time;
  - (c) the playing of a band, the sounding of steam whistle, the sounding of motor vehicles' horns or the use of sound amplification equipment used in connection with any parade;
  - (d) the moderate playing of musical instruments appropriate to any religious street service;
  - (e) the sounding of a general or a particular alarm or warning to announce a fire or other emergency or disaster;
  - (f) the sounding of a factory whistle and similar devices at normal appropriate times;
  - (g) the sounding of police whistles or the sirens on any vehicle used by the police or fire department or on any ambulance or public service vehicle;
  - (h) any use of sound amplification equipment used by the police, fire department or any ambulance service or public service;
  - (i) the use in a reasonable manner of any apparatus or mechanism for the amplification of the human voice or of music in a public park or any other commodious space in connection with any public election meeting, public celebration, or other reasonable gathering.

**PENALTIES**

12. Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable on summary conviction to a fine for a first offence, in the amount of not less than One Hundred (\$100.00) Dollars and not more than Two Hundred (\$200.00) Dollars, and for any subsequent offence to a fine of not less than Two Hundred (\$200.00) Dollars and not more than Three Hundred (\$300.00) Dollars for each day the offense continues and each day that the offense continues shall constitute a separate offence and shall be punishable as an offence.

**REPEAL**

13. That Bylaw 2/2017 is hereby repealed.

14. This Bylaw shall come into force and take effect immediately upon final passing hereof by the Council of the Village of Marquis.



*[Signature]*  
Mayor

*[Signature]*  
Administrator

Read a third time and adopted this 23<sup>rd</sup> day of May, 2024.

*[Signature]*  
Administrator



Certified a true copy of Bylaw 03-2024 passed by resolution of Council on the 23rd of May, 2024.

*[Signature]*  
Administrator