



BY-LAW #153-1

A BY-LAW TO AMEND BY-LAW #153, A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK

THE COUNCIL OF THE TOWN OF WOODSTOCK, UNDER AUTHORITY VESTED IN IT BY SECTION 11(1)(L) OF THE MUNICIPALITY ACT, R.S.N.B., CHAPTER M-22 ENACTS AS FOLLOWS;

TITLE

THIS BY-LAW MAY BE CITED AS A BY-LAW TO AMEND BY-LAW #153, A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK.

DEFINITION

1. BY-LAW #153, A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK IS HEREBY AMENDED BY ADDING THE FOLLOWING TO DEFINITION, SECTION 1.

1. IN THIS BY-LAW:

- F) "PERSON" SHALL INCLUDE PERSONS, CORPORATIONS, LIMITED COMPANIES, PARTNERSHIPS OR SOCIETIES.
- G) "TRAILER" MEANS EVERY DEVICE IN, UPON OR BY WHICH PROPERTY IS OR MAY BE TRANSPORTED OR DRAWN BY A MOTOR VEHICLE AND INCLUDES REFRIGERATION OR HEATED UNITS FOR THE PURPOSE OF PRESERVING PROPERTY.
- H) "LOADING/UNLOADING" MEANS THE REMOVAL OF PROPERTY FROM A TRAILER OR THE PLACING OF PROPERTY IN OR UPON A TRAILER.

AMENDMENTS

2. BY-LAW #153, A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK IS HEREBY AMENDED BY ADDING THE FOLLOWING TO SECTION 2.

- 2. M) THE LOADING AND / OR UNLOADING OF A TRAILER BETWEEN THE HOURS OF 11:00 O'CLOCK IN THE AFTERNOON AND 7:00 O'CLOCK IN THE FORENOON OF THE NEXT FOLLOWING DAY.
- N) THE OPERATION OF A GARBAGE DUMPSTER EITHER FOR THE REMOVAL OF GARBAGE OR THE PLACING/REMOVAL OF A DUMPSTER BETWEEN THE HOURS OF 11:00 O'CLOCK IN THE AFTERNOON AND 7:00 O'CLOCK IN THE FORENOON OF THE NEXT FOLLOWING DAY.
- O) THE IDLING, RUNNING, REVING OF AN ENGINE OF A PARKED MOTOR VEHICLE

OR A REFRIGERATION OR HEATING UNIT IN A PARKED TRAILER WITHIN BOUNDARIES OF THE TOWN OF WOODSTOCK EITHER ON PUBLIC OR PRIVATE PROPERTY BETWEEN THE HOURS OF 11:00 O'CLOCK IN THE AFTERNOON AND 7:00 O'CLOCK IN THE FORENOON OF THE NEXT FOLLOWING DAY.

3. BY-LAW #153, A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK IS HEREBY AMENDED BY DELETING SECTION 4 AND SUBSTITUTING A NEW SECTION 4 AS FOLLOWS:
 4. EXCEPT AS OTHERWISE HEREIN PROVIDED, NO PERSON SHALL ALLOW PROPERTY BELONGING TO THEM OR UNDER THEIR CONTROL TO BE USED SO THAT BETWEEN THE HOURS OF 11:00 O'CLOCK IN THE AFTERNOON AND 7:00 O'CLOCK IN THE FORENOON OF THE NEXT FOLLOWING DAY THE EMISSION OF SOUND OR SOUNDS RESULTING FROM AN ACT AS LISTED IN SECTION 2 WHICH DISTURBS THE COMFORT OR THE REPOSE OF OTHER PERSONS IN THE VICINITY OF SUCH PROPERTY.
4. BY-LAW #153. A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK IS HEREBY AMENDED BY ADDING THE FOLLOWING TO SECTION 5.
 5. F) NOISES IN CONNECTION WITH ACTIVITIES, WORK OR EQUIPMENT INCLUDING MOTOR VEHICLES AND TRAILERS LOCATED WITHIN LAND ZONED AS INDUSTRIAL.
 - G) NOISES CAUSED BY MOTOR VEHICLES AND EQUIPMENT OPERATED BY PRIVATE INDIVIDUALS, CONTRACTORS ENGAGED IN THE REASONABLE EXECUTION OF SNOW REMOVAL, SNOW PLOWING, SALTING AND SANDING OPERATIONS.
 - H) NOISES CAUSED BY MOTOR VEHICLES, TRAILERS DURING LOADING, UNLOADING ACTIVITIES ON SUNDAY BETWEEN THE HOURS OF 12 O'CLOCK AND 5 O'CLOCK IN THE AFTERNOON.

OFFENCE

4. BY-LAW #153, A BY-LAW RESPECTING NUISANCES WITHIN THE TOWN OF WOODSTOCK IS HEREBY AMENDED BY DELETING SECTION 6 AND SUBSTITUTING A NEW SECTION 6 AS FOLLOWS.

ENFORCEMENT AND PENALTIES

6. (a) EVERY PERSON WHO VIOLATES ANY PROVISION OF THIS BY-LAW OR WHO KNOWINGLY ALLOWS A VIOLATION OF ANY PROVISION OF THIS BY-LAW TO TAKE PLACE ON PROPERTY OWNED OR LEASED BY THEM IS GUILTY OF AN OFFENCE.
- (b) A PERSON WHO VIOLATES ANY PROVISION OF THIS BY-LAW COMMITS AN OFFENSE PUNISHABLE UNDER PART II OF THE PROVINCIAL OFFENCES PROCEDURE ACT AS A CATEGORY B OFFENCE.
- (c) IF A PERSON CONTINUES TO CARRY ON ANY OF THE ACTIVITIES SET OUT IN THIS BY-LAW AFTER DIRECTED BY A PEACE OFFICER TO CEASE AND DESIST, THAT PERSON

IS GUILTY OF A SEPARATE OFFENCE AND A SEPARATE CHARGE AND OR CHARGES
MAY BE LAID UNTIL SUCH TIME AS THE ACTIVITY IS STOPPED.

(d) EVERY PERSON CHARGED WITH AN OFFENCE UNDER THIS BY-LAW MAY, ON OR
BEFORE THE DATE A CHARGE PERTAINING TO THE OFFENCE HAS BEEN LAID IN
PROVINCIAL COURT, MAKE A VOLUNTARY PAYMENT IN THE AMOUNT AS STATED
AS A CATEGORY B OFFENCE UNDER THE PROVINCIAL OFFENCES PROCEDURE ACT,
TO THE TOWN OF WOODSTOCK AS FOLLOWS.

(i) IN PERSON AT THE OFFICE OF THE WOODSTOCK POLICE FORCE, IN CASH OR BY
CERTIFIED CHEQUE OR MONEY ORDER PAYABLE TO THE TOWN OF WOODSTOCK;
OR

(ii) BY MAIL TO : WOODSTOCK POLICE FORCE, 822 MAIN STREET, WOODSTOCK, NB
E7M 2E8, BY CERTIFIED CHEQUE OR MONEY ORDER ONLY, PAYABLE TO THE
TOWN OF WOODSTOCK; AT WHICH TIME THE TICKET OR TICKET NUMBER SHALL
BE SURRENDERED TO THE WOODSTOCK POLICE FORCE AND SUCH PAYMENT
SHALL BE DEEMED PAYMENT IN FULL.

READ A FIRST TIME THIS 12TH DAY OF SEPTEMBER , 2005
READ A SECOND TIME THIS 12TH DAY OF SEPTEMBER , 2005
READ A THIRD TIME AND ENACTED THIS 11TH DAY OF OCTOBER, 2005



JEFF WRIGHT, MAYOR



E. L. DICKINSON, DIRECTOR OF
ADMINISTRATIVE SERVICES