

BY-LAW NUMBER 182-2021

OF

THE CORPORATION OF THE CITY OF BRANTFORD

Being a By-law to Amend Chapter 554 Noise Control of the
City of Brantford Municipal Code

WHEREAS section 129 of the *Municipal Act, 2001*, as amended, provides that without limiting sections 9, 10 and 11, a local municipality may, prohibit and regulate with respect to noise, vibration, odour, dust and outdoor illumination, including indoor lighting that can be seen outdoors; and

WHEREAS section 130 of the *Municipal Act, 2001*, despite sections 9, 10, 11 and 129, a municipality does not have the power to prohibit and regulate with respect to noise made in the municipality in connection with the delivery of goods to any of the following, except as otherwise authorized by regulation:

1. Retail business establishments.
2. Restaurants, including cafes and bars.
3. Hotels and motels.
4. Goods distribution facilities. 2020, c. 29, Sched. 3, s. 1.

**LIMITATION UNDER SECTION 451.1 OF THE ACT - NOISE BY-LAWS IN
CONNECTION WITH DELIVERY OF GOODS**

WHEREAS for the purposes of section 451.1 of the Act, a municipality does not have power to prohibit and regulate with respect to noise made in connection with the delivery of goods in a municipality.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF
BRANTFORD HEREBY ENACTS AS FOLLOWS:

1. THAT Schedule 'A' Prohibitions by time and place, Section 10, of Chapter 554 of the City of Brantford Municipal Code is deleted and replaced as follows:
 10. Loading, unloading, delivering, packing, unpacking, or otherwise handling any containers, products, materials, or refuse, whatsoever, unless necessary for the maintenance of essential services, the

moving of private household effects, or in connection with the delivery of goods to retail business establishments, restaurants including cafes and bars, hotels, motels and goods distribution facilities.

2. THAT this By-law comes into force effective immediately.

READ A FIRST TIME: **September 28, 2021**

READ A SECOND TIME: **September 28, 2021**

PASSED: **September 28, 2021**

Mayor

City Clerk