

The Corporation of the City of Kawartha Lakes

By-Law 2018-

A By-law to Amend By-law 2005-025, being A By-Law to Regulate Noise in the City Of Kawartha Lakes

Recitals

1. By-law 2005-025, being a by-law to regulate noise in the City of Kawartha Lakes, was adopted by Council on February 1, 2005.
2. At the August 14, 2018 Regular Council Meeting, Council approved Resolution CR2018-512 directing that the necessary by-law amendments identified in Council Report LIC2018-005, Short Term Residential Rentals Follow-up Report, be brought forward to Council for adoption.
3. Staff identified several required revisions to definitions within By-law 2005-025 to provide greater clarity.
4. This by-law amends By-law 2005-025 to reflect Council's decision and to add/revise definitions.

Accordingly, the Council of The Corporation of the City of Kawartha Lakes enacts this By-law 2018- .

Section 1.00: Definitions and Interpretation

1.01 Definitions:

All defined terms in the amending By-law take their meaning from By-law 2005-025, as amended, of the City of Kawartha Lakes.

1.02 Interpretation Rules:

- (a) The words "include" and "including" are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

Section 2.00: Amendment Details

- 2.01 **Amendment:** Section 1.01 of By-law 2005-025 is amended by adding the following definition:

"Point of Reception" means any point on any premises other than those premises on which the sound is originating from.

- 2.02 **Amendment:** Section 1.01 of By-law 2005-025 is amended by replacing the definition of "Person" with the following:

"Person" means any individual, directors, partnership, group or association, organization, company, corporation or cooperative which may include the registered owner of the property, any occupant of the property in question with authority to act on behalf of the registered owner, any person authorized by the registered owner to act on his or her behalf, or any lessee or occupant of the property.

2.03 **Amendment:** Section 1.01 of By-law 2005-025 is amended by replacing the definition of “Noise” with the following:

“**Noise**” “means sound at the point of reception, that is unusual or excessive, or that is likely to be unwanted by or disturbing to persons or inhabitants.”

2.04 **Amendment:** The alphabetic sequencing in Section 1.01 of By-law 2005-025 shall be updated to reflect the additional definitions.

2.05 **Amendment:** Section 4.03 is added to By-law 2005-025 as follows:

4.03 Administrative Fee: Where a Person or Owner has received an occurrence inspection an Administrative Fee may be charged for the inspection and the Administrative Fee as set out in the Consolidated Fees By-Law, if not paid, the fee shall be added to the tax roll of the property and shall be collected in a like manner as municipal taxes.

Section 3.00: Administration and Effective Date

3.01 **Administration of the By-law:** The Clerk’s Office is responsible for the administration of this by-law.

3.02 **Effective Date:** This By-law shall come into force on the date it is finally passed.

By-law read a first, second and third time, and finally passed, this 25th day of September, 2018.

Andy Letham, Mayor

Cathie Ritchie, City Clerk