

Authority: Scarborough Community Council Report No. 8, Clause No. 3,  
as adopted by City of Toronto Council on October 1, 2 and 3, 2002  
Enacted by Council: October 28, 2004

**CITY OF TORONTO**

**BY-LAW No. 960-2004**

**To amend Municipal Code Chapter 591, Noise, Article III, Railway Whistles,  
to reflect the prohibition of railway whistles at the Marilyn Avenue crossing at the  
Agincourt GO Station under the *Railway Safety Act*.**

WHEREAS under section 129 of the *Municipal Act, 2001* Council may pass by-laws to prohibit and regulate noise; and

WHEREAS under section 23.1 of the *Railway Safety Act*, R.S. 1985, c. 32 (4th Supp.), the use of whistles on railway equipment is prohibited in certain areas if certain conditions are met, including the condition that the government of the municipality by resolution declares that it agrees that such whistles should not be used in that area; and

WHEREAS the purpose of this by-law is to amend Article III of Municipal Code Chapter 591, Noise, to reflect the resolution (as it applies to Marilyn Avenue) as set out in recommendation 1 of Clause No. 3 of Report No. 8 of the Scarborough Community Council, as adopted by Council at its meeting held on October 1, 2 and 3, 2002, and as confirmed by By-law No. 647-2002, "To confirm the proceedings of the Council at its meeting held on the 1st day of October, 2002";

The Council of the City of Toronto HEREBY ENACTS as follows:

- 1. Chapter 591, Noise, of The City of Toronto Municipal Code is amended by inserting the following in the table in § 591-13:

(In Column 1)	(In Column 2)	(In Column 3)	(In Column 4)	(In Column 5)
B.	Go	Uxbridge Subdivision	55.44	Marilyn Avenue in the vicinity of the Agincourt Go Station

ENACTED AND PASSED this 28th day of October, A.D. 2004.

DAVID R. MILLER,  
Mayor

ULLI S. WATKISS  
City Clerk

(Corporate Seal)