



STAFF REPORT ACTION REQUIRED

Request for an Exemption to Toronto Municipal Code Chapter 591- Noise at 180 University Avenue

Date:	July 28, 2010
To:	Toronto and East York Community Council
From:	Municipal Licensing and Standards Division, Toronto and East York District
Wards:	Ward 20 – Trinity Spadina
Reference Number:	IBMS Folder No.10-189611

SUMMARY

The purpose of this report is to consider a request by the agent for the owner(s) of 180 University Avenue for an exemption from Chapter 591 – Noise, related to construction activities. The City of Toronto Municipal Code, Chapter 591 – Noise, regulates noise producing activities which are likely to disturb the peace, rest, enjoyment, comfort or convenience of the inhabitants of the City of Toronto.

RECOMMENDATIONS

The Municipal Licensing and Standards Division recommends that the Toronto and East York Community Council not grant the noise exemption for 180 University Avenue.

FINANCIAL IMPACT

There is no financial impact anticipated in this report.

DECISION HISTORY

The Municipal Licensing and Standard Division received a request for a noise exemption from the agent acting on behalf of Living Shangri-La Toronto, to carry out construction work outside of the permitted hours. In accordance with the provisions of Chapter 591-10 Exemptions, the request was not granted and the applicant was duly notified (Attachment

#1). A request to appeal this decision was received by the Municipal Licensing and Standards Division (Attachment #2).

ISSUE BACKGROUND

The request for a noise exemption is to allow construction activity, namely concrete pouring work, to be carried out during starting at 7:00 a.m. every Saturday for the time period between June 12, 2010 and November 07, 2010. The applicant advises that Saturday work is required to complete this project.

The Toronto Municipal Code Chapter 591-Noise, prohibits noise from the operation of construction equipment prior to 9:00 a.m. on Saturdays.

COMMENTS

The Council of the City of Toronto enacted an amalgamated By-law No. 111-2003 on February 07, 2003 to regulate the emission of noise from different sources. This By-law and the amendments are now found in the Toronto Municipal Code, Chapter 591-Noise.

CONTACT

Joe Magalhaes, Supervisor, Municipal Licensing and Standards Division, Toronto and East York District
Tel.(416)392-0874, fax.(416)392-0384, jmagalh@toronto.ca

SIGNATURE

Elizabeth Glibbery, Manager, Municipal Licensing and Standards Division, Toronto and East York District

ATTACHMENTS

1. Original response to noise exemption application
2. Appeal letter from applicant