

REPORT NO. 99 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held January 23, 2013

Present: Councillor J. Gignac
Councillor A. Halberstadt
Councillor R. Jones, Vice-Chair
Councillor H. Payne

Regrets: Councillor F. Valentinis

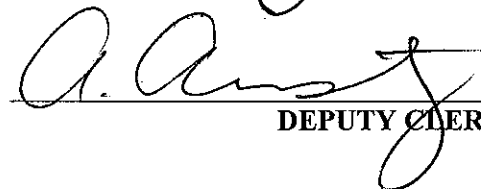
That the following recommendations of the Environment, Transportation and Public Safety Standing Committee **BE APPROVED:**

Moved by Councillor Halberstadt, seconded by Councillor Gignac,
THAT Section 6.1 of By-law 6716 **BE AMENDED** by adding an exemption for the ringing of school bells.
Carried.

Clerk's Note: The administrative report authored by the Manager of Compliance and Enforcement dated December 7, 2012 entitled "Housekeeping Amendments to By-law No. 6716 – A By-law Respecting the Emission of Sounds" is attached as background information.

Livelinek 16291, AB2013


VICE CHAIRPERSON


DEPUTY CLERK

NOTIFICATION:				
Name	Address	Email Address	Telephone	FAX
Penny Allen Greater Essex County District School Board		penny.allen@gecdsb.on.ca		



THE CORPORATION OF THE CITY OF WINDSOR
Environment, Transportation & Public Safety Standing Committee
Admin Report – Public Safety



MISSION STATEMENT:

"The City of Windsor, with the involvement of its citizens, will deliver effective and responsive municipal services, and will mobilize innovative community partnerships"

LiveLink REPORT #: 16291 AB2013	Report Date: December 7, 2012
Author's Name: Ann Kalinowski, Manager of Compliance and Enforcement	Date to Standing Committee: January 23, 2013
Author's Phone: 519-255-6100 ext. 1931	Classification #:
Author's E-mail: akalinowski@city.windsor.on.ca	

TO: Environment, Transportation & Public Safety Standing Committee

SUBJECT: Housekeeping Amendments to By-law No. 6716 - A By-law Respecting the Emission of Sounds

1. RECOMMENDATION: City Wide: Ward(s): _____

I. THAT Section 6.1 of By-law 6716 **BE AMENDED** by adding an exemption for the ringing of school bells.

2. BACKGROUND:

A complaint was filed with the Building Department By-law Enforcement Unit on November 21, 2012 under the Emission of Sound By-law for ringing of school bells at J.A McWilliam School 1901 EC Row East. After further investigation it was determined that the PA system had recently been changed to include not only a bell system but also a buzz signal. Through discussions with the School Board Administration and Vice Principal of the School, the intercom buzz tone was changed to now only ring in the portables and not outside or in the main building. There have been no further complaints at this location or elsewhere in the City.

3. DISCUSSION:

By-law 6716, A By-law Respecting the Emission of Sounds, provides a table listed under section 3-1 which outlines prohibited types of noise and prohibited periods of time for noise in Commercial and Residential areas. The complainant believed that the ringing of the school bells were a violation under section 3 Table 3-1 3 as follows:

	PROHIBITED PERIOD OF TIME	
	Commercial Area	Residential Area
3. The operation of any auditory signalling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles, or the production, reproduction or amplification of any similar sounds by electronic means, except where required or authorized by law or in accordance with good safety practices.	Midnight to 7:00 A.M.	At all times

There is no exemption in the Noise By-law for school property. The Noise By-law only exempts church bells, otherwise auditory ringing is prohibited. This is the first time the By-law Enforcement Unit has received a complaint about school bells.

The ringing of school bells is used as a means of alerting students to return to class and could pose a health and safety risk if the bells were no longer allowed to be used. Therefore it is being recommended that the ringing of school bells be exempted in By-law 6716, *A By-law Respecting the Emission of Sounds*.

4. RISK ANALYSIS

N/A

5. FINANCIAL MATTERS:

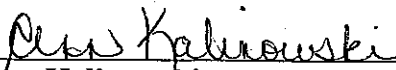
N/A

6. CONSULTATIONS:

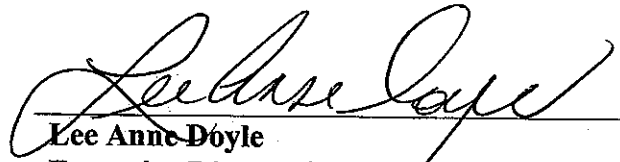
Dan Jenner, By-law Enforcement Officer, Building Dept.
Wira Vendrasco, City Solicitor, Legal Dept.

7. CONCLUSION:

Administration is recommending a simple amendment to Section 6.1 of By-law 6716 by adding 6.1 (b) to exempt school bells from the Noise By-law.



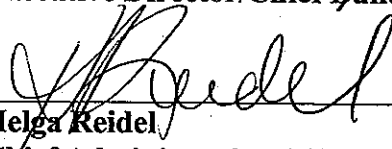
Ann Kalinowski
Manager of Compliance and
Enforcement



Lee Anne Doyle
Executive Director/Chief Building Official



George Wilkki
City Solicitor and Corporate Leader,
Economic Development and Public
Safety



Helga Reidel
Chief Administrative Officer

APPENDICES: None

DEPARTMENTS/OTHERS CONSULTED:

Name: Penny Allen C.A
Superintendent of Business & Treasurer
Greater Essex County District School Board
Phone #: 519 -255-3200 ext. 10210
penny.allen@gecdsb.on.ca

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