



Town of Newmarket
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Memorandum

Noise Exemption for Delivery Trucks during COVID-19 Pandemic

March 18, 2020

To Members of Council:

The Town of Newmarket was contacted by the Retail Council of Canada (RCC) in relation to delivery of goods and supplies within our community, and the need to be delivering these goods during off-peak hours to ensure that stores are well-stocked. There were concerns from the RCC that the Town's Noise By-law may impose restrictions on delivering during off-peak hours.

This memorandum is to advise that the Town of Newmarket Noise By-law 2017-76 sets restrictions on various types of noise and the acceptable times of day in which noise is permitted. Schedule "A" of the Noise By-law (attached, see item number 3) outlines the prohibited times of day in which noise is not permitted to be made and this is based on the type of noise that is occurring.

In reference to loading, unloading, packing, delivering, or otherwise handling any container, product, or material, there are time restrictions in place to limit this activity between the hours of 7:00 am and 9:00 pm, and not before 9:00 am on Saturdays, Sundays, and Statutory Holidays.

However, **the By-law expressly permits an exemption to the above times in the event of necessity for the maintenance of essential services.** The current events surrounding COVID-19 and the potential for extended hours of truck or delivery service requirements demonstrates a perfect example of a necessity to operate outside of regular hours typically permitted under the Noise By-law. This noise exemption includes all service or delivery trucks, as they will be providing an essential service during this time and may need to operate outside of daytime hours.

For more information, call the Town of Newmarket at 905-895-5193 or email Flynn Scott, Manager of Regulatory Services at fscott@newmarket.ca.