



## Staff Report

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**Report To:** Dan Best, Chief Administrative Officer

**From:** **Don Giberson, Director of Infrastructure & Development**

**Date:** February 19 2019

**Report:** ESD.19.10

**Subject:** Exemption from the Noise By-law for the Mollard Line Culvert Replacement Project

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### Recommendations:

**That** South Huron Council receive the report from Don Giberson, Director of Infrastructure and Development RE: Exemption from the Noise By-law for the Mollard Line Culvert Replacement Project, AND;

**That** South Huron Council grant Cope Construction and Contracting Inc. an exemption from By-law #36-2004, as amended by By-law #24-2010 for the period from March 1, 2019 to March 31, 2019.

### Purpose:

To request that Council grant an exemption to the Noise By-law to the contractor replacing the Mollard Line culvert in order to facilitate 24 hour dewatering and to accommodate weekend construction activities.

### Background and Analysis:

The Mollard Line Culvert replacement project requires 24 hour dewatering for approximately two weeks with pumps powered by a diesel generator. This 24 hour noise contravenes the Municipal Noise By-law and an exemption is required. The project also has a critical schedule with the in-stream work

required to be completed prior to the start of the regulatory fish spawning season on March 15<sup>th</sup>. This necessitates the contractor to work on weekends, which also contravenes the Municipal Noise By-law.

The project is located in an isolated rural area with few residents to potentially disturb and is for a relatively short duration. The project is a high priority for the Municipality and it is critical for the contractor to complete in-stream prior to March 15<sup>th</sup> or major delays will occur.

### **Operational Considerations:**

As this report is being presented for information purposes only, no alternatives are presented.

### **South Huron's Strategic Plan:**

Section 6.2.2 of the Municipality of South Huron 2015- 2019 Strategic Plan identifies key objectives that are reflective of the collective perspectives of the strategic planning process.

The recommendations and actions outlined in this report are reflective of the following strategic objectives:

Administrative Efficiency and Fiscal Responsibility

Increased Communications and Municipal Leadership

Transparent, Accountable and Collaborative Governance

Dedicated Economic Development Effort

### **Financial Impact:**

There are no financial implications for the Corporation resulting from the proposed recommendation.

### **Legal Impact:**

There are no legal implications for the Corporation resulting from the proposed recommendation.

**Staffing Impact:**

There are no staffing implications for the Corporation resulting from the proposed recommendation.

**Policies/Legislation:**

1. Ontario Water Resources Act, R.S.O. 1990, c. O.40
2. By-law #36-2004, as amended by By-law #24-2010

**Consultation:**

GMBLuePlan Engineering

**Related Documents:**

None

A handwritten signature in black ink, consisting of a large, stylized 'D' followed by several vertical strokes and a horizontal line at the bottom.

Respectfully submitted,

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**Don Giberson, Director of Infrastructure & Development**