

CORPORATION OF THE CITY OF NEW WESTMINSTER



CONSTRUCTION NOISE BYLAW NO. 6063, 1992

(Adopted October 19, 1992)

This is a consolidation of the bylaws listed below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

<u>AMENDMENT BYLAW</u>	<u>EFFECTIVE DATE</u>
8013, 2018	July 9, 2018
8083, 2019	March 11, 2019
8491, 2025	September 29, 2025

The bylaw numbers highlighted in this consolidation refer to the bylaws that amended the principal Bylaw No. 6063, 1992. The number of any amending bylaw that has been repealed is not referred to in this consolidation.

Obtainable from the Legislative Services Department

CONSOLIDATED FOR CONVENIENCE ONLY
(October 10, 2025)

CORPORATION OF THE CITY OF NEW WESTMINSTER

BYLAW NO. 6063, 1992

A Bylaw to regulate or prohibit the making or causing of Construction Noises or Sounds in the City of New Westminster

THE CITY COUNCIL of the Corporation of the City of New Westminster in open meeting assembled HEREBY ENACTS AS FOLLOWS:

1. This Bylaw may be cited for all purposes as “New Westminster Construction Noise Bylaw No. 6063, 1992”.
2. The Nuisance Prohibition Bylaw No. 3869, 1962 is hereby repealed
3. In the Bylaw:

BYLAW 8083, 2019

“Construction” includes the erection, reconstruction, alteration, repair, relocation, demolition and removal of a building, structure, or thing, structural maintenance, painting, land clearing, earth moving, grading, excavating, the laying of pipe or conduit, street building, concreting and the installation, alteration or removal of Construction equipment, components and materials in any form or for any purpose and includes any work being done in connection therewith; and

“Manager” means the City’s Manager of Integrated Services and, if such position is renamed, modified, or eliminated, means the City staff member whose responsibilities are the most similar;

BYLAW 8013, 2018

“Permitted Hours” means the time periods between 7:00 a.m. and 8:00 p.m. on weekdays and between 9:00 a.m. and 6:00 p.m. on Saturdays, but does not include Sundays or other holidays.

“Public Regional Service Provider” means the South Coast British Columbia Transportation Authority, operating as ‘TransLink’, and the entities operating as ‘Metro Vancouver’: the Metro Vancouver Regional District, the Greater Vancouver Sewerage and Drainage District, the Greater Vancouver Water District, and the Metro Vancouver Housing Corporation.

4. Construction which disturbs the quiet, peace, rest, enjoyment, comfort and convenience of the neighbourhood or persons in the vicinity is not permitted, except during Permitted Hours.

BYLAW 8083, 2019

5. Construction during Permitted Hours is exempt from the provisions of the general Noise Bylaw No. 6520, 1999.
6. In addition to the other provisions of this Bylaw, every person carrying out or causing Construction shall take all reasonable steps to minimize the noise from Construction sites.
7. A person may, in an emergency, perform Construction or cause or permit others to perform Construction for the preservation or protection of property, without regard for the provisions of this Bylaw, but shall not continue such Construction, nor cause such Construction to be continued after the emergency passes.

BYLAW 8013, 2018

8. Notwithstanding Section 4, a person carrying out Construction on their residence on a Sunday or other holiday, between the hours of 9:00 a.m. and 6:00 p.m., is exempt from the provisions of the general Noise Bylaw No. 6520, 1999 provided that such Construction is not being carried out for profit or gain.
9. The public health inspector and the bylaw enforcement officer may enter on any real property at all reasonable times to determine whether the provisions of the Bylaw are being complied with.
10. Council may, by resolution, extend the Permitted Hours for the carrying out of Construction if it would be impractical or impossible to carry out the Construction during the Permitted Hours.
11. A Public Regional Service Provider may carry out Construction outside of the Permitted Hours if the Public Regional Service Provider applies to and receives approval from the Manager before beginning any Construction that will occur outside of Permitted Hours. The Manager shall approve such an application only if the Manager is satisfied that the application meets all the following criteria:
 - (a) the Public Regional Service Provider has submitted a written application to the Manager, in a form designated by the Manager;

- (b) the work is essential for the improvement, maintenance, and/or continuity of public services or infrastructure;
- (c) the Construction proposed by the Public Regional Service Provider would be impractical or impossible to carry out during the Permitted Hours;
- (d) the Construction will be completed on a specific day at a specific time, or during a reasonable range of days and times;
- (e) the Public Regional Service Provider will provide reasonable notice of the Construction to all residents and businesses who are likely to be impacted by the Construction;
- (f) the Public Regional Service Provider has obtained all permits and other approvals required for the Construction;
- (g) the Public Regional Service Provider will take reasonable steps, including any measures identified in the written application pursuant to paragraph (a) above, to minimize noise from the Construction; and
- (h) the Public Regional Service Provider has provided the Manager with all information requested by the Manager which the Manager reasonably requires to determine whether the proposed Construction complies with all the requirements of this section.

If the Manager rejects an application from a Public Regional Service Provider in accordance with this section, the Public Regional Service Provider may apply to Council for approval in accordance with section 10 above.

12. Any person who violates or fails to comply with any provision of this Bylaw shall be deemed to have committed an offence and upon conviction is liable to the penalties that may be imposed pursuant to the Offence Act.

Adopted on October 19, 1992.