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FOR THE **REGULAR MEETING** OF CITY COUNCIL  
TO BE HELD ON **WEDNESDAY, AUGUST 8, 2007 AT 7:00 P.M.**  
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

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**ADDENDUM (RESOLUTION PREPARED)**

*(Two-thirds Majority Required to Deal with the Addendum)*

1. Declarations of Pecuniary Interest

**MANAGERS' REPORT****PAGE NO.**

- R-1 Report dated 2007-08-08 from the Executive Director of Administrative Services  
regarding Rainbow Centre - Noise By-law Exemption  
**(RESOLUTION PREPARED)**

**1 - 3**

**BY-LAWS****THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:**

- 2007-209Z    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW  
95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER  
CITY OF SUDBURY

Planning Committee meeting of August 7<sup>th</sup>, 2007

(This by-law rezones the subject property from R1 Single Residential to R2 Double Residential to permit the construction of a duplex dwelling - Lot 14, Plan M-139, Portage Avenue - Mona Belanger.)

- 2007-210    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE  
THE SALE OF PART OF LOTS 35 AND 36 ON PLAN 29SB TO  
CANADIAN BUILDER INC.

Planning Committee meeting of August 7<sup>th</sup>, 2007

- 2007-211    3    BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE  
PURCHASE OF 2790 KINGSWAY, SUDBURY FROM MARION  
MCDONALD AND KAREN MCDONALD FOR THE KINGSWAY  
IMPROVEMENT PROJECT

Planning Committee meeting of August 7<sup>th</sup>, 2007

**BY-LAWS (continued)**

2007-212    3    A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE  
THE PURCHASE OF PIN 73561-0095 BEING VACANT LAND ON THE  
KINGSWAY, SUDBURY FROM DENIS MCKEE AND WELSY GOVIER  
FOR THE KINGSWAY IMPROVEMENT PROJECT

Planning Committee meeting of August 7<sup>th</sup>, 2007.

(Next Agenda Item: **CIVIC PETITIONS**)

**2007-08-08**

**ANGIE HACHÉ  
CITY CLERK**

**FRANCA BORTOLUSSI  
COUNCIL SECRETARY**

# Request for Decision City Council



Type of Decision											
Meeting Date		August 8, 2007				Report Date		August 8, 2007			
Decision Requested		<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority		<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
		Direction Only			Type of Meeting		<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed	

Report Title
RAINBOW CENTRE - NOISE BY-LAW EXEMPTION

Budget Impact / Policy Implication	Recommendation
<p>This report has been reviewed by the Finance Division and the funding source has been identified.</p> <p><b><u>POLICY IMPLICATIONS</u></b></p> <p>The request for noise exemption is in accordance with Chapter 776 of the former City of Sudbury Municipal Code (Noise).</p> <p><b><u>BUDGET IMPACT</u></b></p> <p>There is no financial impact associated with this Request for Decision.</p>	<p>That this Council has no objection to the granting of relief to Chapter 776 of the former City of Sudbury Municipal Code (Noise) to the Rainbow Centre to carry out sandblasting activity at 40 Elm Street, between the hours of 8 p.m. to 6 a.m. on the following dates:</p> <p>August 9, 10, August 13 to 17, August 20 to 24, August 27 to August 31, September 3 to September 7; September 10 to September 14, September 17 to September 21 and September 24 to September 28, 2007</p> <p>That the Rainbow Centre provide written notification to the area residents in the immediate vicinity and provide the City Clerk with a copy of said notification.</p>
<input checked="" type="checkbox"/> Background Attached	<input checked="" type="checkbox"/> Recommendation Continued

Recommended by the Department	Recommended by the C.A.O.
<p><i>A. Haché</i></p> <p>for Caroline Hallsworth Executive Director, Administrative Services</p>	<p><i>Mark Mieto</i></p> <p>Mark Mieto Chief Administrative Officer</p>

Date: August 9, 2007

Report Prepared By	Division Review
<p style="text-align: center;"><i>A. Haché</i></p> <p>Angie Haché City Clerk</p>	

### **BACKGROUND**

The City Clerk's Office received a request from Joe Zito, VP Operations, Rainbow Centre for an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise) to carry out sandblasting activity taking place at the Rainbow Centre between 8 p.m. and 6:00 a.m. They are unable to close the parking lot during business hours as this would result in a large inconvenience to mall patrons and monthly parkers.

The following dates are scheduled for sandblasting:

August 9, 10, August 13 to August 17, August 20 to August 24, August 27 to August 31, September 3 to September 7, September 10 to September 14, September 17 to September 21 and September 24 to September 28, 2007.

By-law Enforcement and Greater Sudbury Police Service were contacted to determine if any noise complaints were received. By-law Enforcement advised that their office received two complaints regarding noise from work being conducted during the evening hours at the Rainbow Centre on August 2<sup>nd</sup> and 3<sup>rd</sup> of this year. One of the By-law Enforcement Officers spoke to the contractor performing the work who advised that some of the renovations they were doing would require sandblasting during evening hours. Rainbow Centre have advised that sandblasting has not taken place since the complaints were received and are requesting approval of the noise exemption.



August 3, 2007

City of Greater Sudbury  
Clerk Department  
PO Box 5000, Station A  
Sudbury, Ontario  
P3A 5P3

Attention: Angie Haché

**Re : Noise from Sandblasting operations**

Dear Angie,

Please take this letter as our formal request for an exemption for the noise by-law for sandblasting taking place at the Rainbow Centre in the evenings/mornings during the hours of 8:00 pm until 6:00 am. We are unable to close the parking lot during business hours as this would result in a large inconvenience to mall patrons and monthly parkers. The following dates are scheduled for sandblasting:

August 6<sup>th</sup> to August 10<sup>th</sup>  
August 13<sup>th</sup> to August 17<sup>th</sup>  
August 20<sup>th</sup> to August 24<sup>th</sup>  
August 27<sup>th</sup> to August 31<sup>st</sup>  
September 3<sup>rd</sup> to September 7<sup>th</sup>  
September 10<sup>th</sup> to September 14<sup>th</sup>  
September 17<sup>th</sup> to September 21<sup>st</sup>  
September 24<sup>th</sup> to September 28<sup>th</sup>

If sandblasting is not completed within these dates, we will send you an up to date report two weeks prior to September 30<sup>th</sup>, 2007. Since we have been ordered to stop sandblasting until a noise exemption is received, we would request that you address this as soon as possible. If you have any questions, do not hesitate to contact me at 675-2287 or Dan Gagné at 698-0200.

Yours very truly,

Joe Zito  
VP Operations

**Vista Sudbury Hotel Inc.**  
40 Elm Street, Sudbury, Ontario P3C 1S8  
(705) 675-2287 (Phone); (705) 675-2640 (Fax)

