

Request for Decision City Council




Type of Decision									
Meeting Date	September 13, 2006			Report Date	September 6, 2006				
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
TELEPHONE/ELECTRONIC MAIL POLL - NOISE BY-LAW EXEMPTION J.N. CONSTRUCTION LIMITED - ÉCOLE CATHOLIQUE JEAN PAUL II


Budget Impact / Policy Implication	Recommendation
<p>This report has been reviewed by the Finance Division and the funding source has been identified.</p> <p><u>POLICY IMPLICATIONS</u></p> <p>This telephone/electronic mail poll was conducted in accordance with Article 31 of Procedure By-law 2006-100.</p> <p>The request for noise exemption is in accordance with By-law 85-33 of the former City of Valley East (Noise By-law).</p> <p><u>BUDGET IMPACT</u></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 an exemption to By-law 85-33 of the former City of Valley East (Noise By-law) to J.N. Construction Limited and its sub-contractors to work between the hours of 6:00 p.m. to 11:00 p.m. during the period of August 25, 2006 to December 30, 2006, on weekdays being Mondays, Tuesdays, Wednesdays, Thursdays, and excluding statutory holidays, in order that work can proceed with interior renovations on the east wing and exterior landscaping of École Catholique Jean Paul II, 2965 Hope Street, Val Caron;</p> <p>AND THAT approval of this exemption be subject to J.N. Construction Limited providing public notice of this construction activity.</p>
<input checked="" type="checkbox"/> Background Attached	Recommendation Continued

Recommended by the Department





Caroline Hallsworth
Executive Director, Administrative Services

Recommended by the C.A.O.



Mark Mioto
Chief Administrative Officer

Date: September 6, 2006

Report Prepared By	Division Review
 Corrie-Jo Caporale Council Secretary	 Angie Haché City Clerk

BACKGROUND

The City Clerk’s Office has received a request from Ms. Nancy Titton, of J.N. Construction Limited for an exemption to By-law 85-33 of the former City of Valley East (Noise By-law) to work between the hours of 6:00 p.m. to 11:00 p.m. for the period of August 25, 2006 to December 30, 2006 in order that they can proceed with interior renovations on the east wing and exterior landscaping of École Catholique Jean Paul II, 2965 Hope Street, Val Caron, Ward 3.

A telephone/electronic poll was authorized by the Acting Chief Administrative Officer in accordance with the policies set out in Council’s Procedure By-law.

This poll was conducted of Members of Council on Friday, August 25, 2006 with the following motion being presented:

“THAT this Council has no objection to the granting of an exemption to By-law 85-33 of the former City of Valley East (Noise By-law) to J.N. Construction Limited and its sub-contractors to work between the hours of 6:00 p.m. to 11:00 p.m. during the period of August 25, 2006 to December 30, 2006, in order that work can proceed with interior renovations on the east wing and exterior landscaping of École Catholique Jean Paul II, 2965 Hope Street, Val Caron;

AND THAT approval of this exemption be subject to J.N. Construction Limited providing public notice of this construction activity.”

Councillors Bradley, Caldarelli, Craig, Gasparini and Kett responded to the affirmative on the above motion, whereas, Councillors Reynolds and Thompson stated they would be in agreement with whatever the Ward Councillors decided.

Ward Councillor Rivest requested that the following words be added after “December 30, 2006” in the above motion:

“on weekdays being Mondays, Tuesdays, Wednesdays, Thursdays, and excluding statutory holidays”

Councillors Berthiaume, Bradley, Caldarelli, Craig and Rivest responded to the affirmative on the above amendment. Councillors Reynolds and Thompson previously stated they would be in agreement with whatever the Ward Councillors decided.

Date: September 6, 2006

Nine (9) Councillors responded to the request. Seven (7) were in favour of the request as amended.

Accordingly, the following resolution contained in this report appears on the Agenda for formal ratification by Council in accordance with the Rules of Procedure By-law 2006-100:

“THAT this Council has no objection to the granting of an exemption to By-law 85-33 of the former City of Valley East (Noise By-law) to J.N. Construction Limited and its sub-contractors to work between the hours of 6:00 p.m. to 11:00 p.m. during the period of August 25, 2006 to December 30, 2006, on weekdays being Mondays, Tuesdays, Wednesdays, Thursdays, and excluding statutory holidays, in order that work can proceed with interior renovations on the east wing and exterior landscaping of École Catholique Jean Paul II, 2965 Hope Street, Val Caron;

AND THAT approval of this exemption be subject to J.N. Construction Limited providing public notice of this construction activity.”

Attach:

1. Letter dated August 25, 2006, J.N. Construction Limited

Telephone: (705) 522-9240
Fax: (705) 522-8085

J. N. CONSTRUCTION LIMITED

311 Harrison Drive
Sudbury, Ontario
P3E 5E1

August 25, 2006

Ms. Angie Haché
City Clerk
City of Greater Sudbury
PO Box 5000, Stn 'A', 200 Brady St.
Sudbury, ON Canada
P3A 5P3

RE: École Catholique Jean Paul II
2965 Hope Street, Val Caron, Ontario

Dear Madam:

We are requesting an exemption to the by-law to work past 6:00 pm on this site.

We require this exemption from August 25 to December 30 in order that work can proceed with interior renovations on the east wing and exterior landscaping work.

Please advise.

Thank you.

Yours very truly,

J. N. CONSTRUCTION LIMITED


Nancy Titton

NT/jt

