

**PUBLISHED BY AUTHORITY**

The following regulations have been made by the Town Council of the Town of Gander under the provisions of Section 254 of the Municipalities Act, 1996, as amended.

Amended and adopted by the Town Council of the Town of Gander on the 17<sup>th</sup> day of December, 1989.

D. Sheppard  
**MAYOR**

James Butler  
**TOWN CLERK**

**NUISANCE REGULATIONS**

1. These regulations may be cited as the Town of Gander Nuisance Regulations.
2. In these regulations, unless the context otherwise requires:
  - a. “Act” means the Municipalities Act, 1990, as amended;
  - b. “Council” means the Town Council of the Town of Gander;
  - c. “Highway” means the entire width between the boundary lines of a highway, road, street, avenue, thoroughfare, right of way, parkway, driveway, lane, alley, square, place, bridge, culvert, viaduct, trestle, or causeway, whether or not it is publicly or privately owned and whether or not it is designed or intended for use by the public, if the whole or any part of it is used by the public for the passage of motor vehicles;
  - d. “Litter” means any refuse of plastic, metal, glass, paper, stone, concrete, wood, cloth, earth, sod, gravel, and includes construction and building materials;
  - e. “Nuisance” means anything or any condition of things which is or may become injurious or dangerous or presents an obstruction to pedestrians or vehicular traffic or anything or any condition of things that, in the opinion of Council, has an unpleasant effect on the senses or adversely affects the amenities of the surrounding property;
  - f. “Owner” includes agent, tenant or occupier;
  - g. “Sidewalk” means any area used or intended for the use of pedestrians; and
  - h. “Town” means the Town of Gander as defined in paragraph 2 of Order-in-Council dated the 24<sup>th</sup> day of September, A.D. 1957 and continued as a Town under the said

Act.

3. No person, firm or corporation shall deposit, throw, sweep, shovel or place snow or ice from any private property upon any highway or sidewalk within the boundaries of the Town whatsoever.
4. No person, firm or corporation shall deposit, throw, sweep, or place “litter” upon any highway or sidewalk within the Town whatsoever and includes any public property. This does not include garbage as defined in the Town of Gander “Garbage Regulations”, that is placed at the curb for pick-up by Council.
5. No person shall create a noise within the boundaries of the Town through the use of firearms, fireworks, or other similar noise-making devices, except as may be approved by Council and subject to the approval of law enforcement or other regulatory agencies.
6. No person shall use, within the Town, a lawnmower, chainsaw or other machinery or equipment which may disturb the peace and quiet of a neighbourhood, between the hours of 10:00 p.m. of any one day to 7:00 a.m. of the following day, except as may otherwise be approved by Council.
7. No person, firm or corporation shall permit or maintain a nuisance by creating loud noises and/or raucous sounds or by creating or participating in any raucous behaviour that, in the opinion of Council, may have an unpleasant or disagreeable effect upon the senses.
8. Nothing in these regulations shall be deemed to prohibit:
  - a. The sounding of any bell, horn, siren or other warning device of any vehicle where the law required, or when responding to an emergency;
  - b. The ringing of church bells or chimes;
  - c. The sounding of railway signals;
  - d. The sounding of motor vehicle horns in a wedding procession or in parades permitted by Council.
9. No person shall cut, destroy or remove any standing tree or standing timber from any public property within the boundaries of the Town of Gander whatsoever. Subject to the approval of Council and with the consent of other regulatory agencies, a permit may be obtained to salvage fallen trees and timber on Town property for use as domestic firewood, subject to the following conditions:
  - a. No standing timber shall be cut or removed;
  - b. Tops and branches shall be removed from the site or may be burned, provided the

necessary burning permit has been obtained.

10. After April 1<sup>st</sup>, 1997, no person shall place a sign or poster on any utility pole within the boundaries of the Town of Gander.
11. Every person who fails to comply with or otherwise contravenes any of the provisions of these regulations is guilty of an offence and is liable on summary conviction to the penalty as set out in the said Act.
12. All previous Nuisance Regulations for the Town of Gander are hereby repealed.
13. These regulations shall come into effect on the 18<sup>th</sup> day of December, 1996, A.D.

**Note:** On the 13<sup>th</sup> day of November 1995, the Nuisance Regulations was amended to add Section 10. This amendment was adopted pursuant to Section 225 of the Municipalities Act.

**Motion #580 - November 1996**