



THE CORPORATION OF THE TOWN OF AMHERSTBURG

OFFICE OF ENGINEERING & INFRASTRUCTURE SERVICES

Mission Statement: As stewards of the Town of Amherstburg, we strive to improve the quality of life of all residents through the delivery of effective, efficient, and affordable services.

Author's Name: Todd Hewitt	Report Date: March 3, 2025
Author's Phone: 519 736-3664 ext. 2313	Date to Council: March 24, 2025
Author's E-mail: thewitt@amherstburg.ca	Resolution #:

To: Mayor and Members of Town Council

Subject: Amherstburg Water Treatment Plant Reservoir Upgrade and Redundancy Protection Project – Noise By-law Exemption

1. RECOMMENDATION:

It is recommended that:

1. A Noise Exemption for Amico Design Build Inc. **BE APPROVED** from Noise By-law 2001-43, table 3-1, section 13 with respect to the operation of any equipment in connection with construction between the hours of 8:00pm and 6:00am until October 31, 2026;

2. BACKGROUND:

On January 27, 2025 Council awarded the construction tender for the ATWP Reservoir Redundancy Project to Amico Design Build (ADB) CR202250127-003 at a total cost of \$15,181,875. The noise by-law exemption request is related to this project.

3. DISCUSSION:

The construction and rehabilitation of the Reservoir at the Amherstburg Water Treatment Plant is a priority project that includes the construction of a new in-ground water storage reservoir and rehabilitation of the existing reservoir.

The current noise by-law restricts the operation of construction equipment between 8:00pm and 6:00am within residential or agricultural zones. Although the AWTP is zoned institutional there are residential properties that abut the AWTP property. These potential

noise receptors will be approximately 150m from the area of construction but out of an abundance of caution the contractor is requesting a noise by-law exemption.

The contractor does not currently have any work planned that would contravene the by-law but the project has the potential for equipment to be operated within the prohibited time that would be unplanned or uncontrolled. Examples would be the need to run generators and pumps overnight to dewater the excavation or operate lighting to complete a concrete pour. As these situations would be unplanned randomly timed events, they would not allow the contractor to submit noise bylaw exemptions to be processed within the required timelines. The contractor will be required to advise both the Manager of Engineering and Manager of Licencing and Enforcement any time that they will contravening the noise bylaw.

The Manager of Licencing and Enforcement has been granted Delegated Authority with respect to noise bylaw exemptions but recommended that this request be brought to Council due to its time period and unpredictable nature.

4. RISK ANALYSIS:

There is no risk associated with this report.

5. FINANCIAL MATTERS:

The fee associated with this request will be collected from the contractor.

6. ASSET MANAGEMENT IMPACTS:

N/A

7. CONSULTATIONS:

Manager of Licencing and Enforcement
Amico Design Build

8. CORPORATE STRATEGIC ALIGNMENT:

Vision: Preserving our past while forging our future.

<i>Amherstburg Community Strategic Plan 2022 - 2026</i>	
PILLAR 1 Deliver Trusted & Accountable Local Government	PILLAR 3 Encourage Local Economic Prosperity
<input type="checkbox"/> Improve trust between council and staff, and residents, by strengthening governance and internal accountability structures.	<input checked="" type="checkbox"/> Encourage development of commercial and industrial lands.

<ul style="list-style-type: none"> <input type="checkbox"/> Deliver transparent and efficient financial management. <input type="checkbox"/> Increase effective communication and engagement with residents. <input type="checkbox"/> Develop our staff team, resources, and workplace culture. ✓ Continue to deliver strong core municipal services. <input type="checkbox"/> Ensure Amherstburg is an inclusive accessible and welcoming community committed to reconciliation. 	<ul style="list-style-type: none"> <input type="checkbox"/> Continue to promote local tourism industry, especially overnight accommodation. <input type="checkbox"/> Continue to facilitate downtown development for residents and visitors. <input type="checkbox"/> Continue to leverage partnership opportunities with other provincial, federal, and local governments, agencies, and organizations.
<p style="text-align: center;">PILLAR 2 Invest in Community Amenities and Infrastructure</p> <ul style="list-style-type: none"> ✓ Maintain safe, reliable and accessible municipal infrastructure and facilities. <input type="checkbox"/> Increase access to recreation opportunities for all ages. <input type="checkbox"/> Finalize and execute plans for town-owned lands (e.g. Duffy's site, Belle Vue) <input type="checkbox"/> Create public access to water and waterfront <input type="checkbox"/> Prioritize opportunities to reduce environmental impacts of Town operations and increase Town resilience to climate change. 	<p style="text-align: center;">PILLAR 4 Shape Growth Aligned with Local Identity</p> <ul style="list-style-type: none"> <input type="checkbox"/> Define and communicate a vision for the Town's future and identity. <input type="checkbox"/> Promote and plan for green and "climate change ready" development. <input type="checkbox"/> Review and implement policies that promote greater access to diverse housing. <input type="checkbox"/> Protect the Town's historic sites and heritage. <input type="checkbox"/> Preserve the Town's greenspaces, agricultural lands, and natural environment.

9. CONCLUSION:

Administration recommends that Council approve the noise by-law exemption for the contractor completing the AWTP reservoir project.



Todd Hewitt
Manager of Engineering

Report Approval Details

Document Title:	2025 03 24 - AWTP Reservoir Project - Noise by-law Exemption.docx
Attachments:	
Final Approval Date:	Mar 13, 2025

This report and all of its attachments were approved and signed as outlined below:



Antonietta Giofu



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