

# Report to Council



**Date:** July 22, 2024  
**To:** Council  
**From:** City Manager  
**Subject:** Amendment to Good Neighbour Bylaw  
**Department:** Office of the City Clerk

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## Recommendation:

THAT Council receives, for information, the report from the Office of the City Clerk dated July 22, 2024 regarding amendments to the Good Neighbour Bylaw;

AND THAT Bylaw No. 12674, being Amendment No. 3 to Good Neighbour Bylaw No. 11500, be forwarded for reading consideration.

## Purpose:

To amend the construction noise provisions of Good Neighbour Bylaw No. 11500.

## Background:

On July 8, 2024, staff presented updated options for amending the Good Neighbour Bylaw to address the impact of construction noise on Kelowna residents. Staff presented three options for Council consideration: Options A, B and C. Council directed staff to prepare the necessary bylaw amendments to implement Option C.

## *Previous Council Resolution*

Resolution	Date
THAT Council receives, for information, the report from the Office of the City Clerk dated July 8, 2024, regarding updated options to address construction noise;	July 8, 2024
AND THAT Council directs staff to prepare the necessary bylaw amendments in accordance with Option C as described in the report from the Office of the City Clerk dated July 8, 2024.	

## Discussion:

This amendment to the Good Neighbour Bylaw implements changes to **Section 8 – Construction Noise** in accordance with “Option C” as summarized below:

	Daily Construction Noise Window	Statutory Holidays
Option C	Monday-Friday: No change Saturday: 7:00 am-4:00 pm Sunday: 8:00 am-4:00 pm	7:00 am-4:00 pm on all provincial statutory holidays

The amendment will not affect the daily construction noise window on non-holiday weekdays. Construction noise will continue to be permitted on these days between the hours of 7:00am-9:00pm as under the current bylaw.

On both Saturdays and Sundays, the amended bylaw will permit construction noise within a reduced window of 7:00am-4:00pm on Saturdays, and 8:00am-4:00pm on Sundays. In addition, construction noise will be limited on all provincial statutory holidays to between the hours of 7:00am-4:00pm.

The amendment implements changes to the construction noise variance procedure as directed by Council. These changes include the addition of extreme heat conditions as a consideration for assessing whether to issue a variance, as well as a more detailed list of mitigations on which the issuance of a variance may be conditioned.

The full list of changes contained in this amendment is set out in the attached Schedule A – Proposed Text Amendments.

## Conclusion:

The amendment implements Council’s preferred option (Option C) for addressing the impacts of construction noise on residents of the city. An effective date of September 2, 2024 (the first day following the Labour Day statutory holiday) will provide the development industry time to adjust their operations to comply with the new regulations.

## Internal Circulation:

Development Engineering  
Development Planning  
Infrastructure Operations

## Considerations applicable to this report:

**Existing Policy:** [Good Neighbour Bylaw No. 11500](#)

## Considerations not applicable to this report:

**Legal/Statutory Authority:**

**Legal/Statutory Procedural Requirements:**

**Existing Policy:**

***Financial/Budgetary Considerations:***  
***Consultation and Engagement:***

**Submitted by:** M. Jud, Deputy City Clerk

**Approved for inclusion:** W. Junkin-Faris, Acting City Clerk

**Attachments:** Schedule A – Proposed Text Amendments.

cc:

R. Smith, Divisional Director, Planning, Climate Sustainability and Development Services

G. Bos, Infrastructure Operations Department Manager