

RE: COMPLAINT OF NOISE FROM A RESIDENCE ON ROSEWOOD STREET  
 a. LETTER DATED 1978 NOVEMBER 10 FROM MR. AND MRS. G.C. HOOD  
 7647 ROSEWOOD STREET, BURNABY  
 b. PETITION DATED 1978 NOVEMBER 16 FROM PERSONS RESIDING  
 ON ROSEWOOD AND ADJACENT STREETS

Appearing on the agenda for the 1978 November 27 meeting of Council are the subject items of correspondence which pertain to the emanation of noise from a property at 7667 Rosewood Street. Following is a report from the Chief Public Health Inspector regarding this matter. A report from the Officer in Charge, R.C.M.P., Burnaby Detachment, is attached.

In summary, there is some indication that the owners of the property at 7667 Rosewood Street are prepared to cooperate and take the necessary action which will eliminate the problems which are of concern to their neighbours. Although we cannot be certain if the action taken by the Health Department will restore the peace on a lasting basis, we feel that there is nothing further that should be done at this time. We will continue to monitor the situation, and take whatever followup action may be required. In the meantime, we will require the continued cooperation of the neighbours who will promptly refer any future disturbances that may occur to the appropriate authorities.

RECOMMENDATION:

1. THAT the recommendations of the Chief Public Health Inspector be adopted.

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TO: MUNICIPAL MANAGER 1978 November 22  
 FROM: CHIEF PUBLIC HEALTH INSPECTOR  
 RE: LETTER OF COMPLAINT FROM MR. & MRS. G.C. HOOD  
 7647 ROSEWOOD STREET, BURNABY

RECOMMENDATIONS:

1. THAT this report be received for the information of Council.
2. THAT a copy of this report be forwarded to Mr. & Mrs. G.C. Hood, 7647 Rosewood Street, Burnaby, B.C., V5E 2G8.
3. THAT a copy of this report be forwarded to petitioners.

REPORT

While investigating a written complaint, as forwarded to the Municipal Council, 1978 November 10, by Mr. & Mrs. J.C. Hood, 7647 Rosewood Street, Burnaby, regarding stereo and party noise emanating from premises addressed as 7667 Rosewood Street, we received a further complaint in the form of a petition as forwarded to the Municipal Council, 1978 November 16. The copy of this petition was received by us on 1978 November 21 and referred, among other things, to excessive noise being emitted from the premises addressed as 7667 Rosewood Street, Burnaby. We would report as follows.

BACKGROUND INFORMATION:

On Friday, 1976 October 22, we received a complaint from a person residing in the vicinity of 7667 Rosewood Street, regarding excessive noise as emanating from this address. On Monday, 1976 October 25, the complaint was investigated by our District Inspector. The District

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Inspector left his card with the complainants, who were to advise if there was a recurrence of excessive noise emission. We did not proceed further with the complaint as we did not hear from the complainants and so were of the opinion that the matter had been satisfactorily concluded. On 1976 November 15, we received a complaint from a Gordon Hood, 7647 Rosewood Street, of excessive noise caused by amplified music emanating from premises addressed as 7667 Rosewood Street. Our District Inspector visited the premises complained of, namely, 7667 Rosewood Street, and interviewed a Mrs. Kail, occupant of the concerned premises. Mrs. Kail admitted that her son and friends had held music sessions in the basement and that she was aware of neighbourhood complaints. Mrs. Kail also stated that no further music practices would be held. Our Inspector telephoned the complainant and advised him of our action. We have not had a complaint regarding these concerned premises since 1976 November 15.

CURRENT INFORMATION:

In response to the 1978 November 10 letter of complaint as forwarded by Mr. and Mrs. G.C. Hood and our receipt of the subsequent petition, the premises 7667 Rosewood Street were visited and a discussion regarding noise emission was held with Mrs. I.J. Kail, occupant. Assessment records reveal that Mrs. I.J. Kail is one of the assessed owners of the property. Mrs. Kail was advised of current complaints received by this Department of excessive noise emanating from her premises. Mrs. Kail stated that parties had been held by her son and daughter; one on Friday night, 1978 November 10 and one on Saturday night, 1978 November 11. Mrs. Kail stated that while the music provided was amplified, the amplified equipment was brought by one of the guests as the Kail household does not contain such equipment.

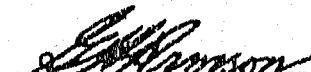
The subject of excessive noise emission was fully discussed with Mrs. Kail, who stated that she would pay particular attention to this matter in future. Mrs. Kail was advised of the restrictive standards and penalties as contained in the Burnaby Noise or Sound Abatement By-law 1978, #7228. Written confirmation of this discussion was forwarded to J.M. & I.J. Kail, 7667 Rosewood Street, Burnaby, by Registered Mail on 1978 November 22. Should further complaints be received regarding excessive stereo and/or party noise at the Kail's residence and should this noise emission prove to be in violation of the Burnaby Noise or Sound Abatement By-law standards, we will proceed with action under the authority of the Noise By-law.

CONCLUSION:

Mrs. G.C. Hood was contacted by telephone and advised as follows:

1. Health Department action to date.
2. How to register complaints during non-regular business hours should further excessive noise emission be encountered.

GHA:pm

  
G.H. Armson, C.P.H.I. (C)  
CHIEF PUBLIC HEALTH INSPECTOR

cc: O. i/c Supt. C. Thomas

ITEM	19
MANAGER'S REPORT NO.	83
COUNCIL MEETING	1978 11 27

TO: MUNICIPAL MANAGER

78-11-23  
41748/78

FROM: O. I/C BURNABY DET. R.C.M.P.

RE: 7667 ROSEWOOD STREET, BURNABY, B.C.

RECOMMENDATION:

THAT this report be received for the information of Council.

REPORT


Copy of the letter dated 78-11-16 directed to the Mayor and Council along with attached petition, is acknowledged.

This will confirm the police have responded to numerous complaints registered by neighbours against the occupants of 7667 Rosewood Street. The majority of these calls centred around noisy parties involving youths of various ages, who had congregated at this residence.

In some instances, our members were met with favourable response by the occupants and the parties quietened down or occupants left. There were other instances, as identified in the letter, where there was much resistance to police approach resulting in a forced approach becoming necessary. An R.C.M.P. member was injured in one of those instances.

Prosecution is not necessarily always possible because of lack of physical evidence when dealing with crowds of youths and because of an age factor of some youths. However, there were arrests at the scene where that course of action could be substantiated.

Our members responsible for enforcement in that area are very conscious of the problem and are anxious to keep the situation under control where existing legislation allows police to act.

  
(C.L. Thomas) Supt.  
Officer in Charge Burnaby Detachment