

District of 100 Mile House  
Sign Bylaw No. 1121, 2008

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**“Projecting Sign”** means any sign other than a canopy or fascia sign, which is attached to and projects more than 0.3m (0.98ft.) from a structure or building wall;

**“Promotional Sign”** means a sign that advertises or identifies new business premises, a change in the ownership of a business, or a change in the name of a business;

**“Real Estate Sign”** means a sign indicating that the parcel or premises on which the sign is located is for sale or lease;

**“Roof Line”** means the line formed by the intersection of the exterior walls of a building with the roof of the building, including a false roof;

**“Roof Sign”** means any sign erected or placed wholly above the roof line of a building;

**“Rotating Sign”** means any sign or portion of a sign which moves in a revolving or turning manner;

**“Sandwich Board Sign”** means a non-illuminated portable sign consisting of two flat surfaces joined at one end;

**“Secondary Freestanding Sign”** means a sign erected pursuant to s.4.4.(2) of this bylaw.

**“Setback”** means the minimum permitted distance required under this bylaw between a sign and a parcel boundary;

**“Sign”** means any structure, device or visual display which communicates information or attracts the attention of persons for any purpose;

**“Sign Area”** means the total area within the outer edge of the frame or border of a sign, except that where a sign has no frame or border, means the area contained within the shortest line surrounding the copy area;

**“Sign Structure”** means a structure constructed for the purpose of supporting a sign;

**“Street”** means a highway more than 6 meters wide;

**“Temporary Sign”** means a sign displayed for a limited period of time in accordance with this bylaw;

**“Use”** means the purpose for which a building, lot, sign or other structure is arranged, intended, designed, occupied or maintained;

**“Vehicle Sign”** means a sign greater than 0.4m<sup>2</sup> in area, or signs with a cumulative area of greater than 1.0m<sup>2</sup> in area, painted on or attached to a motor vehicle;

**“Window Sign”** means a sign painted on or attached to or installed inside a window for viewing from outside the premises;

**“Zone”** means a zone established pursuant to the provisions of the District’s Zoning Bylaw;

“**Zoning Bylaw**” means the District of 100 Mile House Zoning Bylaw No. 801, 1999, as it may be amended or replaced from time to time.

### 1.2 **Measurements**

All measurements in this bylaw are expressed in the Standard International Units (metric) system. The approximate equivalent in the Imperial system, shown in brackets following each metric standard, is included for convenience only and does not form part of this bylaw.

### 1.3 **Severability**

If any portion of this bylaw is held to be invalid by a Court of competent jurisdiction, the invalid portion shall be severed and shall not affect the validity of the remainder.

### 1.4 **Zoning Bylaw**

In the event of any conflict between the provisions of this bylaw and the provisions of the Zoning Bylaw, the provisions of the Zoning Bylaw shall prevail.

## **DIVISION 2: GENERAL REGULATIONS**

### 2.1 **Application of Bylaw**

- 1) No sign shall be erected, placed, displayed, altered or moved within the District except in conformity with the provisions of this bylaw.
- 2) Signs that are not specifically permitted in this bylaw are prohibited.
- 3) Nothing in this bylaw relieves a person from complying with other District bylaws.

### 2.2 **Exemptions**

- 1) This bylaw does not apply to:
  - (a) Notices issued by the Government of Canada, the Government of British Columbia, a court or the District;
  - (b) Traffic control devices provided for pursuant to the *Motor Vehicle Act*;
  - (c) Signs on or over highways installed or authorized by the District Engineer for the control of traffic and parking, or for street names and direction;
  - (d) Signs located in the interior of buildings and not visible from a highway;
  - (e) Vehicle signs, except when the vehicle is stationary and visible from a highway for a period in excess of four hours.
  - (f) Signage promoting District of 100 Mile House supported events subject to authorization by the District Manager.

### 2.3 **Non-Conforming signs**

- 1) Any sign lawfully in existence at the time of adoption of this bylaw, although such sign does not conform with the provisions of this bylaw, may continue to be used provided it is maintained in a clean and safe condition.
- 2) Any sign lawfully in existence at the time of adoption of this bylaw shall not be reconstructed, altered or moved except in full compliance with the provisions of this bylaw.

### 2.4 **Maintenance of signs**

- 1) Normal sign maintenance, including replacement of copy, lighting and refurbishing of signs shall not require a sign permit pursuant to this bylaw, but shall conform to all other requirements of this bylaw.
- 2) All signs shall be maintained structurally sound and free from all hazards caused or resulting from decay or failure of structural members, fixtures, lighting or appurtenances. All sign area, background, copy and lighting shall be maintained in readable and clean condition, and the site on which the sign is situated shall be maintained free of weeds, debris and rubbish.

### 2.5 **Maximum sign Area**

Except as specifically permitted in this bylaw, the sign area of a sign shall not exceed 14.2m<sup>2</sup> (152.85 sq. ft.).

### 2.6 **Maximum copy Area**

The copy area of a sign shall not exceed 75% of the sign area.

### 2.7 **Maximum Projections**

- 1) The maximum projection of a sign from the exterior wall of a building to which the sign is attached shall not exceed 3.0m (10ft).
- 2) No sign shall be placed in a manner that may obstruct any window opening, door opening, passageway, fire escape, walkway, vehicular driveway or similar feature.

### 2.8 **Signs in Public Places**

Except as permitted by this bylaw, and the District of 100 Mile House Road Right-of-Way Bylaw No. 804, no sign shall be tacked, posted, or otherwise affixed to any structure, tree, pole, hydrant, bridge, fence or any other surface on public property in the District.

### 2.9 **Hazardous Signs**

- 1) No sign shall create a hazard to the safe, efficient movement of vehicular or pedestrian traffic.
- 2) No sign shall be placed in a manner that may obstruct any window opening, door opening, passageway, fire escape, walkway, vehicular driveway or similar feature.

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## 2.10 Traffic Control signs

No sign shall have the shape and colour of a traffic control device referred to in the Motor Vehicle Act.

## 2.11 Indemnification for Animated Signs and Signs on Highways or on Public Property

No sign shall be located upon or over a highway or on public property and no animated sign shall be permitted unless the owner of the sign has entered into an agreement with the District indemnifying the District against any loss sustained by the District in relation to the sign and has deposited with the District a policy of insurance in the amount of not less than \$2,000,000. Such agreement to indemnify shall be substantially in the form of Schedule "A" attached to and forming part of this bylaw. Each policy of insurance under this bylaw shall be maintained by the owner of the sign so long as the sign remains on or over the highway or on public property or so long as an animated sign remains on any property, and a copy of each renewal certificate shall be deposited with the District as a condition of the continued placement of the sign over the highway or on public property.

## 2.12 Removal of Temporary signs

Temporary signs shall be removed by the owner of the sign within seven (7) days of the termination of the event that is the subject of the sign.

## 2.13 Removal of Community Service Signs

Community Service Signs will be permitted to be installed two weeks before the event and shall be removed within three (3) days of the termination of the event.

### DIVISION 3: PROHIBITED SIGNS

#### 3.1 Types of Prohibited signs

Except as specifically permitted by this bylaw, the following signs shall not be located or displayed within the District:

- (a) billboard signs;
- (b) flashing signs;
- (c) rotating signs;
- (d) roof signs;
- (e) signs emitting sound, odour or matter;
- (f) portable signs;
- (g) sandwich board signs;

- (h) bench signs, community signs, directional signs, real estate signs and window signs, except as permitted to be displayed under section 6.3; and
- (i) vehicle signs on a vehicle which is stationary and visible from a highway for a period in excess of four hours.

#### **DIVISION 4 SPECIFIC SIGN REGULATIONS**

The following regulations apply specifically to the types of signs referred to in each section heading.

##### **4.1 Canopy Signs**

- 1) Only one canopy sign shall be permitted on each side of a canopy attached to a building.
- 2) The sign area of a canopy sign shall not exceed  $0.5\text{m}^2$  (5.35 sq. ft.) for each 1m (3.3 ft.) of horizontal length of the canopy, and no more than 50% of the surface of a canopy shall be copy area.
- 3) Canopy signs not forming part of the canopy shall be directly attached to the canopy and shall have a clearance of not less than 2.5m (8.2ft) above grade.
- 4) If more than one canopy sign is attached to one canopy, each canopy sign shall be of uniform height and clearance.
- 5) No signs shall be placed on a canopy when the length of the canopy is less than the distance the canopy projects from the building face.
- 6) A canopy sign shall have the same clearance above grade as any canopy sign previously installed on an adjacent building.

##### **4.2 Changeable copy signs**

The changeable copy area of a sign shall not exceed 50% of the sign area.

##### **4.3 Fascia signs**

- 1) The total area of all fascia signs on a building wall shall not exceed  $0.5\text{m}^2$  (5.35 sq. ft.) per horizontal meter (3.3ft.) of building wall to which the sign is affixed.
- 2) The copy area of a fascia sign shall not exceed 75% of a sign area
- 3) No part of a fascia sign which projects more than 15cm (5.9 in.) from the face of the building shall have a clearance less than 2.5m (8.2 ft.) above grade.
- 4) No part of a fascia sign shall project more than 0.3 meters (1ft.) from a building face or extend above the sill of any window or above any guardrail or balustrade immediately above such sign.

- 5) The upper edge of a fascia sign shall not be higher than the roof line or parapet of a building.
- 6) Fascia signs may only be affixed to those walls of a building that face directly onto a highway.

#### 4.4 Freestanding Signs

- 1) Not more than one freestanding sign is permitted on a parcel except as permitted under this section.
- 2) Where a parcel has a frontage in excess of 60m (196 ft.), an additional freestanding sign may be erected for each additional 60m (196 ft.) of frontage, or part thereof, provided the signs are at least 50m (164ft.) apart.
- 3) No freestanding sign may have a sign area that exceeds 1.5 percent of the area of the parcel upon which the sign is located, to a maximum sign area of 10m<sup>2</sup> (107.6 square ft.) each side. Where more than one sign is located on a parcel, no freestanding stand on the parcel may have a sign area that exceeds 0.75 percent of the area of the parcel, to a maximum sign area of 10m<sup>2</sup> (107.6 square ft.), except as permitted in subsection (9).
- 4) Every freestanding sign shall include a landscaped area extending a minimum distance of 0.6m (2 ft.) from the sign around the entire base of the sign.
- 5) Freestanding signs shall maintain side yard setbacks of at least 3.5m (11.5 ft.), and a rear yard setback of at least 6.0m (19.6 ft.).
- 6) No secondary freestanding sign shall have a sign area greater than 50% of the sign area of the principal freestanding sign or 5m<sup>2</sup> (53.8 sq. ft.), whichever is less.
- 7) Where a parcel fronts onto more than one highway, one additional freestanding sign is permitted on that parcel provided that the distance between each freestanding sign is at least 50m (164ft.).
- 8) No freestanding sign shall exceed a height of 10.0m (32.8 ft.) measured from grade or from the top of the curb on the fronting highway, whichever is higher.
- 9) On a parcel at least 2ha (4.9 acres) in area, the maximum sign area of a freestanding sign may be increased by 1m<sup>2</sup> (10.8 sq. ft.) per meter (3.3 ft.) the edge of the sign nearest to a property line of the parcel is set back from that property line, to a maximum sign area of 15m<sup>2</sup> (161.5sq. ft.) each side. The maximum height of a freestanding sign under this subsection is 12m (39 feet). The copy area of a freestanding sign under this subsection shall not exceed 75% of the sign area.
- 10) Where a freestanding sign projects over a pedestrian traffic area such as a walkway or sidewalk, no part of the sign area shall be less than 2.5m (8.2 feet) above grade.
- 11) Notwithstanding any other provision of this bylaw, no freestanding sign may exceed a height of 7.5 meters (24.6 ft.) above grade on any parcel zoned commercial (C-1, C-2, C-3, C-4, C-5) or industrial (I-1, I-2, I-3) where any part of such parcel is located with 30

meters (98 feet) of a parcel zoned residential (R-1, R-2, R-3, R-4, R-5, R-6) where both parcels front onto the same highway.

#### 4.5 **Projecting Signs**

- 1) Projecting signs are permitted only on parcels upon which there is not located a freestanding sign.
- 2) The sign area of a projecting sign shall not exceed  $3\text{m}^2$  (32 sq. ft.).
- 3) A projecting sign shall be attached to the building or structure to which the subject matter of the sign pertains and shall not extend above the lowest part of the roof line of that building.
- 4) A projecting sign shall have a minimum clearance above grade of 2.5m (8.2 ft.).
- 5) A projecting sign shall be placed within a minimum of 0.3m (1 ft.) from the building or structure to which it is attached.
- 6) The maximum permitted horizontal projection of a projecting sign from an exterior wall of the building or structure to which it is attached is 2.5m (8.2 ft.).
- 7) No part of a projecting sign shall be within 0.6m (2ft.) measured horizontally of a curb line.

#### 4.6 **Promotional Signs**

- 1) Promotional signs are permitted in the form of a fascia sign, a freestanding sign, a banner sign or a balloon sign.
- 2) A promotional sign may be displayed for no more than thirty days.
- 3) A promotional sign shall not exceed  $3\text{m}^2$  (32 sq. ft.) in area per face.
- 4) No promotional sign shall be located on a highway, a statutory right of way, or public property.

#### 4.7 **Balloon Signs**

- 1) The inflating gas in a balloon sign shall be hot air or other noncombustible gas.
- 2) The balloon shall be securely anchored to a base and the base shall be securely anchored to the surface on which it rests.
- 3) The maximum permitted height of a balloon sign is 15 meters (49 feet) above the base of the supporting structure.
- 4) A balloon sign may only be displayed on a parcel for a maximum of thirty days in any calendar year.

- 5) A balloon sign shall be mounted in such a location and manner that the collapse of the unit will not affect the movement of people or vehicles on a highway or other way open to the public.

#### 4.8 Identification Signs

- 1) No more than one identification sign is permitted per parcel.
- 2) No part of an identification sign may exceed 2 meters (7 feet) above grade.
- 3) The maximum sign area of an identification sign is  $0.7\text{m}^2$  (8 square feet).

#### 4.9 Off-Site Directional Signs

- 1) No off-site directional sign shall have a sign area that exceeds 1.5 percent of the area of the parcel upon which the sign is located, to a maximum sign area of  $10\text{m}^2$  (107.6 sq. ft.).
- 2) Up to 10 off-site directional signs may be displayed on a common sign structure but in such case, the combined sign area of each off-site directional sign shall not exceed 1.5 percent of the area of the parcel upon which the off-site directional signs are located, to a maximum area of  $10\text{m}^2$  (107.6 sq. ft.).
- 3) Every off-site directional sign, shall have a landscaped area extending a minimum distance of 0.6m ( 2 feet) from the sign around the entire base of the sign.
- 4) No off-site directional sign, shall exceed a height of 10.0m (32 feet) measured from grade.
- 5) Subsection(3) and (4) apply to collections of off-site directional signs displayed on a common sign frame as if the collection of off-site directional signs were a single off-site directional sign.
- 6) Except as permitted in this section, no more than one off-site directional sign may be displayed, erected or located on a parcel.

#### 4.10 Political Campaign Signs

- 1) Political Campaign Signs may have up to four (4) faces. The sign area of any one face shall not exceed 1.2 metres by 1.2 metres by 2.4 metres (4 feet x 8 feet). The sign shall not exceed 2.13 metres (7 feet) in height; this includes the post holding the sign.
- 2) The sign shall not be erected prior to the close of the nomination period and shall be removed not later than 72 hours following the date of the election.
- 3) Signs may be placed on private property with the permission of the property owner.
- 4) Signs are not permitted on or over a street, including any boulevards or public ways.
- 5) Signs are not permitted on public property.

- 6) Each candidate may locate one sign per location only.
- 7) Signs that are deemed to be a significant hazard or obstruction will be removed immediately by District staff. A sightline hazard or obstruction is when a sign impedes the ability of emergency services, pedestrians or motorists to safely and adequately view oncoming traffic or pedestrians.
- 8) Candidates are responsible for their campaign sign. If a sign is damaged or blown over, the candidate is responsible to remove, or maintain the sign to ensure they do not create an untidy appearance.
- 9) Any signs along the highway will meet the Ministry of Transportation approval and regulations.

#### 4.11 **Animated Signs**

- 1) Animated signs may be single faced, multi faced or consist of angularly connected faces.
- 2) The maximum height of the sign shall be 7.5 metres (24.6 ft).
- 3) The sign area for any single face of an animated sign shall not exceed 11.2m<sup>2</sup> (120 sq. ft). The maximum sign area for a multi faced animated sign shall not exceed 22.3 m<sup>2</sup> (240 sq. ft).
- 4) The copy area shall not exceed 75% of the sign area.
- 5) No animated sign shall result in direct light or significant glare being cast onto adjacent properties zoned and used for residential purposes.

### **DIVISION 5: ZONE RESTRICTIONS**

#### 5.1 **Agricultural and Residential Zones**

The following signs are permitted only on land in the Agricultural (A-1, A-2) and Residential (R-1, R-2, R-3, R-4, R-5, R-6) zones:

**1) Block Parent and Neighborhood Watch signs, provided that:**

- (a) the sign area shall not exceed 0.2m<sup>2</sup> (2.15 sq. ft.); and
- (b) only one "block parent" sign may be located per parcel.

**2) Home Occupation Signs, provided that:**

- (a) one fascia sign per dwelling unit may be displayed identifying a home occupation carried out in that dwelling unit.
- (b) a sign under this subsection shall not have a sign area greater than 0.2m<sup>2</sup> (2.15 sq. ft.).

### 6.3 Exempt signs

A permit is not required for the following types of signs:

- 1) Flags and emblems of political, civic, philanthropic, educational or religious organizations.
- 2) Memorial plaques, cornerstones or historical tablets.
- 3) Bench signs, provided that:
  - (a) The bench has been authorized pursuant to the District's current highway use bylaw, if located on a highway or public place.
  - (b) Every person placing any bench sign on public property shall maintain and repair the bench sign to the satisfaction of the District Engineer.
  - (c) Not more than one bench sign shall be permitted at each bus stop.
  - (d) The total sign area of all signs at a bus shelter shall not exceed  $4.5\text{m}^2$  (48.0 sq. ft.).
  - (e) The total sign area of all signs on each bus bench shall not exceed  $1.5\text{m}^2$  (16 sq. ft.).
- 4) Community signs may be displayed for a period of two weeks only.
- 5) Directional signs in a parking lot or parking area, as fascia or freestanding signs, provided that:
  - (a) The sign area of each directional sign shall not exceed  $0.6\text{m}^2$  (6.5 sq. ft.).
  - (b) Setbacks shall be as follows: front 1m (3.3 ft.); side 3m (9.8 ft.); rear 3m (9.8 ft.).
  - (c) The maximum height above grade of a directional sign shall be 2m (6.5 ft.).
  - (d) A directional sign may be indirectly illuminated only.
- 6) Political signs.
- 7) Real Estate Signs as fascia, freestanding or window signs, provided that:
  - (a) Not more than one Real Estate sign for each street fronting the building, premises or parcel being advertised by the Real Estate sign shall be permitted on that building, premises or parcel.
  - (b) The maximum sign area per sign face in Residential (R-1, R-2, R-3, R-4, R-5, R-6) Zones shall be  $0.6\text{m}^2$  (6.45 sq. ft.). In all other zones the maximum sign area shall  $3\text{m}^2$  (32.29 sq. ft.).
  - (c) Real Estate signs shall not be illuminated.

- (c) no part of a sign permitted under this subsection may be located more than 2.1 meters (6.8 feet) above grade.

## 5.2 Commercial, Industrial and Institution zones

The following signs are permitted only in the commercial (C-1, C-2, C-3, C-4, C-5, C-6, C-7, C-8), Industrial (I-1, I-2, I-3) and Institutional (P-1, P-2, P-3, P-4) zones:

- 1) Canopy signs
- 2) Fascia signs
- 3) Freestanding signs
- 4) Window signs
- 5) Changeable copy signs
- 6) Promotional signs
- 7) Animated signs

## 5.3 Service Station Zones

The following signs are permitted only in the commercial (C-2), (service station) zones:

- 1) Projecting signs

## 5.4 Central Business District

The following signs are permitted only in the commercial (C-1) zones:

- 1) Projecting signs
- 2) Community signs

## DIVISION 6: SIGN PERMITS, FEES AND INSPECTIONS

### 6.1 Requirement for Permit

Except as otherwise provided in this bylaw, no person shall erect, place, display, alter or move a sign unless a permit for that sign has been issued pursuant to this bylaw.

### 6.2 Change of Sign

A change of copy or colour of any sign, other than a change of the name of the owner or business, shall not require a permit.

## 8) Window signs, provided that:

- (a) No window signs shall be permitted in Residential (R-1, R-2, R-3, R-4, R-6) Zones, with the exception of "Block Parent" and "Neighborhood Watch" signs.
- (b) Not more than two permanent window signs may be displayed from the inside surface of any window, showcase, or similar facility.
- (c) Total copy area of a window sign shall not exceed 25% of the total window area.

## 9) Development signs, as fascia or freestanding signs, provided that:

- (a) Not more than one sign for each street frontage is permitted.
- (b) Not more than four signs are permitted for each development project.
- (c) The sign area of each sign shall not exceed 3m<sup>2</sup> (32 sq. ft.) per sign face.
- (d) The height above grade of a freestanding development sign shall not exceed 4.0m (13 ft.).
- (e) Development signs shall be removed within one (1) month following the issuance of the final occupancy permit, or in the case of a subdivision development, upon the sale of 90% of the subdivided lots.

**6.4 Application for Permit**

- 1) Application for a sign permit shall be made to the Building Inspector on such form as may be specified by the Municipal Clerk.
- 2) Every applicant for a sign permit shall provide the following information:
  - (a) The legal description and civic address of the parcel where the sign is to be located.
  - (b) The name and civic address of the owner of the parcel.
  - (c) The sign manufacturer's name and address.
  - (d) A drawing of the sign to scale, showing the copy, sign area and dimensions of the sign area and dimensions of the sign, and any supporting structure.
  - (e) The proposed location of the sign in relation to the boundaries of the parcel on which it is to be located and any building and structures on the parcel.
  - (f) The proposed height and clearance above grade of the sign.
  - (g) The dimensions of the wall surface of the building to which it is to be located.
  - (h) Dimensions and locations of all existing signs and buildings on the parcel.
  - (i) Estimated costs of the sign and any supporting structure.

- (j) Structural and footing details and material specifications for the proposed sign.
- (k) The applicant's business licence number, when the applicant is installing the sign for payment.

#### 6.5 Permit Fees

A permit fee based on the estimated value of the sign and any supporting structure shall be paid prior to issuance of a sign permit with the amount of the fee to be calculated as follows:

<u>Estimated Value</u>	<u>Fee</u>
\$1.00 - \$5,000.00	1% of sign value, with a minimum fee of \$30.00
\$5,000.00-\$20,000.00	\$50.00 plus 0.75% of sign value over \$5,000
Greater than \$20,000	\$165.00 plus 0.5% of sign value over \$20,000.

No permit fee is payable under this bylaw when a building permit fee is paid for the sign or sign structure pursuant to the District's building regulation bylaw.

#### 6.6 Building Permit

Issuance of a sign permit shall not exempt the sign owner or owner of the parcel from obtaining a building permit for a sign if required pursuant to the District's building regulation bylaw.

#### 6.7 Permit Expiry and Fee Refunds

- 1) A sign permit expires if the work authorized by the permit is not commenced within six months from the date of issuance.
- 2) There shall be no refund of permit fees.

#### 6.8 Inspections

All freestanding signs shall be inspected by a Building Inspector after installation of footings and before construction of the sign structure.

### DIVISION 7: ENFORCEMENT AND PENALTIES

#### 7.1 Inspections for Compliance

The District's Building Inspector, Bylaw Enforcement Officer and Director of Planning are authorized to enter at all reasonable times upon any parcel to ascertain whether the regulations in this bylaw are being obeyed.

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**7.2 Removal of Signs – Highway and Public Places**

Any sign unlawfully occupying a portion of a highway or public place may be removed by order of a Bylaw Enforcement Officer or Building Inspector of the District. A fee of \$100.00 and the costs of removal shall be payable for recovery of the sign and failing recovery of the fees within 30 days of removal, the Bylaw Enforcement Officer may sell the sign at public auction, retaining sufficient proceeds to pay the fees and costs imposed by this bylaw and the costs of sale.

**7.3 Removal of Signs – Private Property**

If a sign does not conform to this bylaw or any other bylaw of the District, a Building Inspector or Bylaw Enforcement Officer may give written notice to the owner of the sign or the owner of the parcel to bring the sign into compliance or remove the sign within fourteen (14) days of the date of the notice. The recipient of the notice shall act in accordance with the notice and if the notice is not complied with the Building Inspector or Bylaw Enforcement Officer may order the sign removed at the expense of the person in default, and the expense incurred may be recovered from the owner of the land on which the sign was displayed with costs in the same manner as municipal taxes.

**7.4 Penalty**

Every person who violates any provision of this bylaw is guilty of an offence and, upon summary conviction, shall be liable to a fine of not more than \$2,000.00 and the costs of prosecution.


**DIVISION 8: REPEAL**


**8.1 Repeal**

Sign Bylaw No. 588, 1993 and all amendments thereto are hereby repealed.

READ A FIRST, SECOND AND THIRD TIME this 22<sup>nd</sup> day of April, 2008.

ADOPTED THIS 13<sup>th</sup> day of May, 2008.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Corporate Officer / Deputy

District of 100 Mile House  
Sign Bylaw No. 1121, 2008

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**SIGN BYLAW NO. 1121, 2008**  
**SCHEDULE "A"**  
**INDEMNIFICATION AGREEMENT**

BETWEEN:

District of 100 Mile House  
A Municipality incorporated pursuant  
to the *Municipal Act*, R.S.B.C. 1979, c. 290  
and having a mailing address at:

Box 340  
100 Mile House, B.C.  
V0K 2E0

(the "Municipality")

AND:

(the "Licensee")

WHEREAS:

1. The Licensee has requested permission to locate a sign (The "Sign") at \_\_\_\_\_ **and the sign is an "animated sign"** or the sign will be on or over a highway or public property in the District of 100 Mile House.

NOW THEREFORE THIS AGREEMENT WITNESSES that in consideration of the covenants and agreements herein set forth, the parties covenant and agree as follows:

1. The term of this Agreement shall be for \_\_\_\_\_ (the "Term").

### Indemnity

2. The Licensee agrees that it shall indemnify and save harmless the Municipality from and against any liabilities, damages, costs, expenses, causes of action, actions, claims, legal costs suits and judgments which the Municipality may incur or suffer or be put to by reason of or in connection with or arising from any breach, violation or non-performance by the Licensee of any obligation hereunder to be observed or performed by the Licensee, any wrongful act, omission or neglect of the Licensee related to the Sign, any damage to property caused, whether directly or indirectly, by the Sign, or the death or injury to any person caused, whether directly or indirectly, by the Sign.

### Insurance

3. The Licensee, at the Licensee's sole cost and expense, agrees and covenants that it shall obtain and keep in force throughout the Term, and any renewal or extension of the Term, comprehensive general liability insurance to protect and indemnify itself and the Municipality against all claims for personal injury, death or property damage that may result from the Sign, in an amount of not less than \$2,000,00.00 per accident or occurrence, with an insurer and with a deductible satisfactory to the Municipality.
4. The Licensee agrees and covenants that it shall provide forthwith written proof of insurance to the Municipality when requested to do so, and that failure or neglect by the Licensee to provide such proof of insurance voids this Agreement and may be just cause for the Municipality to take any steps to remove the Sign that it may take pursuant to any enactment.

### General

5. The provisions herein contained constitute the entire agreement between the parties and supersede all previous communications, representations and agreements, whether verbal or written, between the parties with respect to the subject matter of this Agreement.
6. This Agreement shall ensure to the benefit of and be binding upon the parties hereto and their successors, administrators, executors, heirs and permitted assigns.
7. Each of the parties hereto covenants and agrees to execute such further and other documents and instruments, and to do such further and other things as may be necessary to implement and carry out the intent of this Agreement.
8. The Licensee agrees that the obligations on and covenants of the Licensee under Section 2 of this Agreement shall survive the termination of the Agreement.
9. Should any part of this Agreement be declared or held invalid for any reason by a Court of competent jurisdiction, such invalidity shall not affect the validity of the remainder of this Agreement which shall continue in full force and effect, and be construed as if this Agreement had been executed without the invalid portion, and it is hereby declared the intention of the parties hereto that this Agreement would have been executed without reference to any portion which may, for any reason, be declared or held to be invalid.

District of 100 Mile House  
Sign Bylaw No. 1121, 2008

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IN WITNESS WHEREOF the parties hereto have duly executed this License as the day and year first above written.

The Common Seal of

\_\_\_\_\_ was hereto affixed in the presence of:

c/s

\_\_\_\_\_  
Authorized Signatory

\_\_\_\_\_  
Authorized Signatory

District of 100 Mile House  
Sign Bylaw No. 1121, 2008

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SIGNED, SEALED AND DELIVERED By:

\_\_\_\_\_

\_\_\_\_\_  
Witness (Print Name)

\_\_\_\_\_  
Signature of Licensee  
(if Individual)

\_\_\_\_\_  
Address

\_\_\_\_\_  
(Print Name)

\_\_\_\_\_  
Occupation

\_\_\_\_\_  
Signature of Witness