

THE CORPORATION OF THE CITY OF CRAIBROOK

BY-LAW NO. 2286

SIGN CONTROL BY-LAW, 1977

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SCHEDULE

A. REGULATIONS AND LIMITATIONS OF PERMITTED SIGNS

43

THE CORPORATION OF THE CITY OF CRANBROOK

BY-LAW NO. 2286

A By-law to regulate signs within the City of Cranbrook

The Municipal Council of The Corporation of the City of Cranbrook, in open meeting assembled, ENACTS as follows:

1. SHORT TITLE

This By-law may be cited for all purposes as the "Sign Control By-law, 1977."

2. DEFINITIONS IN THIS BY-LAW, UNLESS THE CONTEXT OTHERWISE REQUIRES:

<u>AWNING</u>	Means a temporary shelter supported entirely from the exterior wall of a building and composed of non-rigid materials except for the supporting framework.
<u>BUILDING FACE OR WALL</u>	Means the total area of a wall and openings of a building in one place or direction.
<u>BUILDING FRONTAGE</u>	Means the linear length of a building facing the right-of-way facing the building, whichever is lesser.
<u>BUILDING INSPECTOR</u>	Means the Building Inspector of The Corporation of the City of Cranbrook or such other person as may be duly authorized from time to time by the Council.
<u>CANOPY (OR MARQUEE)</u>	Means a permanent roof-like shelter extending from part or all of a building face, but does not include a projecting roof.
<u>CORPORATION</u>	Means The Corporation of the City of Cranbrook.
<u>COUNCIL</u>	Means the Council of the Corporation of the City of Cranbrook
<u>ERECTED</u>	Means attached, altered, built, constructed, reconstructed, enlarged or moved, and shall include the painting, of signs, but does not include copy changes or any sign.
<u>FRONTAGE</u>	Means the length of the property line of any one premises parallel to and along each public right-of-way it borders.
<u>LANE</u>	Means a public right-of-way which affords only a secondary means of access to a lot at its side or rear.
<u>LOT</u>	Means any parcel, block or other area in which land is held or into which land is subdivided.
<u>LOT LINE</u>	Means the legal boundary of a lot.
<u>MARQUEE</u>	See CANOPY.
<u>OWNER</u>	Means a person recorded as such on official records and including a duly authorized agent or notary, a purchaser, devisee, judiciary: any person having a vested or contingent interest in the property in question
<u>PARAPET</u>	Means that portion of a building wall that rises above roof level.
<u>PERSON</u>	Means and includes an association, corporation, firm, individual, organization, partnership, party, society or trust company.
<u>PLANNING OFFICER</u>	Means the Planning Officer of the Corporation of the City of Cranbrook as appointed from time to time by Council.

PREMISES

Means an area of land including its buildings and appurtenances.

PRINCIPAL USE

Means the main purpose for which land, buildings or structures are ordinarily used.

ROOF LINE

Means the top edge of the roof or the top of the parapet whichever forms the topline of the building silhouette. In the case of buildings with pitched roofs, the roof line shall be at the eaves level.

SIGN

Means any identification, description, illustration or device, illuminated or non-illuminated, which is visible from any public place or is located on private property and exposed to the public and which directs attention to a product, service, place, activity, person, institution, business or solicitation including any permanently installed or situated merchant or any emblem, painting, banner, pennant, placard, or temporary sign designed to advertise, identify or convey information, with the exception of window display and national flags. For the purpose of removal, signs shall also include all sign structures.

SIGN ABANDONED

Means a sign which no longer correctly directs or exhorts any person, advertises a bona fide business, lessor, owner, product or activity conducted or product available on the premises where the sign is installed and maintained.

SIGN, ANIMATED

Means any sign which includes action or motion. Animated signs may incorporate any of the following features:

- (i) CHANGING. An electronically or electrically controlled public service information sign, where different copy changes are shown on the same copy area.
- (ii) FLASHING. Any sign containing an intermittent or flashing light source, or which includes the illusion of intermittent or flashing light by means of animation, or an externally mounted intermittent light service.
- (iii) INDEXING. The turning and stopping action of triangular vertical sections of a multi-prism sign designed to show three messages in the same area.
- (iv) REVOLVING OR ROTATING. Any sign or portion of a sign which moves in a revolving or similar manner

SIGN, AREA OF

Means and includes, for the purpose of this By-law, the total area within the outer edge of the frame or border of a sign. Where a sign has no frame, border or background the area of the sign shall be the area contained within the shortest line surrounding the whole group of letters, figures or symbols. All visible faces or sides shall contribute to the total.

SIGN, AWNING

Means a non-illuminated identification sign affixed flat to the surface of an awning and which does not extend vertically or horizontally beyond the limits of such awning.

SIGN, BILLBOARD

Means an exterior sign, non-accessory in nature and exceeding 6 square metres (64 square feet).

SIGN, BUSINESS

Means a sign used for identification purposes which directs attention to a business or profession conducted upon the premises at which the sign is located, and which may also refer to goods or services produced, offered for sale or obtainable at such premises.

SIGN CANOPY

Means a sign suspended from, attached to or constructed in or on a canopy or marquee.

SIGN, DIRECTIONAL

Means a sign serving solely to designate the location or direction of any place or area not readily visible from the street.

SIGN FASCIA

Means a flat sign which does not project more than 0.30 metres (1 foot) from the face or wall of the building upon which it is affixed, printed or attached running parallel for its whole length to the face or wall of the building, and which does not extend beyond horizontal width of such building.

SIGN FREESTANDING

Means a sign not attached to or forming part of a building, excluding billboards.

SIGN IDENTIFICATION

Means a sign which contains no advertising but is limited to the name, address and number of a building, institution or person and to the activity carried on in the building or institution or the occupation of the person.

SIGN ILLEGAL

See SIGN, UNLAWFUL

SIGN ILLUMINATED

Means a sign designed to give forth any artificial light, either directly from a source of light incorporated in or connected with such sign, or indirectly from an artificial source, so shielded that no direct illumination from it is visible elsewhere than on the sign and in the immediate proximity thereof.

SIGN MAXIMUM HEIGHT

Means the vertical distance measured from the nearest finished grade to the upper limit of such sign.

SIGN, MINIMUM HEIGHT

Means the vertical distance measured from the nearest finished grade to the lower limit of such sign.

SIGN, NON-ACCESSORY

Means a sign which directs attention to a business, commodity, service or entertainment, not exclusively related to the premises at which the sign is located or to a business commodity, service or entertainment which is conducted, sold or offered elsewhere than on the premises at which the sign is located.

SIGN, LEGAL NON-CONFORMING

Means any sign or advertising structure, which was lawfully erected and maintained prior to the adoption of this By-law, which fails to conform to all applicable regulations and restrictions of this By-law; or a non-conforming sign for which a special permit has been issued.

SIGN, PROJECTING

Means a sign which is attached to a building wall or canopy and which projects more than 0.30 metres (1 foot) from such building wall or canopy.

SIGN, PUBLIC SERVICE INFORMATION

Means any sign intended primarily to promote items of general interest to the community such as time, temperature, date, weather, news, traffic control, etc.

SIGN ROOF

Means a sign erected upon the roof or parapet of a building, the entire face of which is situated above the roof line of the building to which it is attached.

SIGN, SPECIAL PURPOSE

Means any sign other than a business, non-accessory, or identification sign.

SIGN
STRUCTURE

Means any structure which supports, has supported or is capable of supporting a sign, including decorative cover.

SIGN,
TEMPORARY

Means a business sign or advertising device which is not permanently affixed and may include banners, pennants, flags, searchlights, twirling objects, balloons, sandwich or curb signs.

SIGN,
UNLAWFUL

Means a non-conforming sign for which a permit required under a previous By-law was not obtained, any sign which the Building Inspector may declare dangerous to the public safety by reason of dilapidation or abandonment, or any sign for which a required insurance policy has elapsed or been cancelled for any reason whatsoever.

SIGN,
WINDOW

Means a sign affixed to the inside of a window of a building in view of the general public.

Amend. B/L #2782

STREET

Means a public right-of-way which affords the principal means of access to abutting lots.

ZONE

Means the zoning districts established pursuant to the Zoning By-law, as amended from time to time, applicable within the City of Cranbrook.

3. BASIC PROVISIONS

3.1 Metric Units are used for all measurements in this By-law. The approximate equivalent of those units in currently used units of Canada measure (feet, gallons, etc.) are shown in brackets following each measurement and such bracketed figures are included for convenience only and do not form part of this By-law.

3.2 Application

- 1) No sign shall be erected, placed, altered or moved within the boundaries of the City of Cranbrook unless in conformity with this Bylaw.
- 2) Any sign lawfully in existence at the time of the adoption of this Bylaw, although such sign does not conform with the provisions of this Bylaw, may, provided it is maintained in a safe condition, continue to be used.
- 3) Any sign lawfully in existence at the time of the adoption of this Bylaw shall not be rebuilt, reconstructed, altered or moved, unless in conformity with the provisions of this Bylaw.
- 4) If any portion of this Bylaw is found to be in conflict with any other Bylaw of the Corporation, the Bylaw which establishes the higher standard shall prevail.
- 5) Pursuant to the Municipal Act, provision for establishing a Development Permit System within the Municipality, and notwithstanding Subsection 3.2(4) preceding, the provisions of this Bylaw may be varied by Council by the issuance of (a) Development Permit(s) under the Development Permit section of the Zoning Bylaw, as may be amended from time to time.

Amend. #2433

4.

SUPPLEMENTARY REGULATIONS

4.1

General Requirements

- 1) All signs shall conform to the appropriate detailed regulations set out in "Schedule A" of this Bylaw.
- 2) Every sign shall be maintained at all times in a safe, presentable and good structural material condition, including the replacement of defective parts, painting, re-painting, cleaning, or other acts required for the maintenance of the sign.
- 3) Every sign and the immediate surrounding premises shall be maintained by the owner or person in charge thereof in a clean, sanitary and in-offensive condition.
- 4) The Building Inspector may inspect and have the authority to order the painting, repair, alteration, cleanup or removal of signs which have become deteriorated, dilapidated, abandoned or which constitute physical hazard to the public safety.
- 5) The Building Inspector may declare any sign unlawful if, in his opinion, it endangers public safety by reasons of inadequate maintenance, dilapidation or abandonment. Any such declaration shall state the reasons for arriving at such judgement.
- 6) No sign shall be placed on, within or above public property, except as otherwise provided for in this or any other Bylaw.
- 7) No sign permitted by this Bylaw shall, by reason of its location, colour or intensity or light, create a hazard to the safe, efficient movement of vehicular or pedestrian traffic.

Amend.
#2782

4.2

Specific Requirements

1) Canopy Signs

- a) No canopy signs shall extend or project above the upper edge of a canopy or marquee by more than 0.61 metres (2 feet).
- b) No canopy sign shall project higher than the top of the building on which it is situated.

4.2 Specific Requirements - cont'd.

1) Canopy Signs - cont'd.

- c) The minimum clearance for under canopy signs shall be 2.75 metres (9 feet) to the sidewalk or nearest finished grade.
- d) The maximum area for under canopy signs shall be 0.6 square metres (6 square feet).
- e) A sign affixed to or painted on a canopy face shall not extend beyond the horizontal or vertical face of said canopy and shall not project more than 0.30 metres (1 foot).

2) Fascia Signs

- a) No part of a fascia sign shall be closer than 2.75 metres (9 feet) from the sidewalk or nearest finished grade.
- b) A fascia sign shall not project more than 0.30 metres (1 foot) from the face of the building to which it is attached.
- c) No fascia sign shall project higher than the roof line of the building to which it is attached.

3) Free Standing Signs

- a) The maximum height of a free standing sign shall be 3.25 metres (35 feet).
- b) The minimum height of a free standing sign shall be 3 metres (10 feet) except where such sign does not interfere with pedestrian or vehicular traffic, and when the sign is protected by structural or landscaped natural growth barriers, the minimum height requirement shall not apply.
- c) Free standing signs shall not project over public property to closer than 0.61 metres (2 feet) from the vertical projection of the curb line.

4) Billboards

Amend.
#2873

- a) Permitted in C2 zone - Highway Commercial.
- b) The maximum display area of a billboard shall be 36 square metres (400 square feet). *Both Sides*

Height

Not Allowed

- c) The maximum height of a billboard shall be 3.25* metres (35 feet) above grade, or the height of the front wall of buildings adjoining properties, regulations, whichever is less.

Support

- d) The support of a 3 metre by 6 metre (10 x 20 feet) billboard shall consist of no more than two poles properly anchored to the ground, other structural elements shall be concealed. The support of a 3 metres by 12 metres (10 x 40 feet) billboard shall consist of 3 poles properly anchored to the ground, other structural elements shall be concealed.

*9 M.
30'*

Lighting

- e) Sources of illuminating shall be properly concealed to eliminate glare.
- f) All billboard lights shall be controlled pursuant to B.C. Hydro requirements.

Landscaping

- g) Every billboard shall be landscaped and landscaping shall be a requirement to the erecting of any billboard. Billboard landscaping shall only be approved when the Building Inspector is satisfied with the location, type, amount and quality of the landscaping and recommended approval. (Levelled and cleared for neat appearance - negotiable).

Location

- h) No two billboard structures on the same street shall be stacked closer to one another than 183 metres (600 feet) when facing the same traffic flow, except when recommended otherwise by the City Planner.
- i) No part of the billboard shall be closer to the street line than the front line of the nearest building, or a line drawn between two building fronts when it is located between two buildings.
- j) When a billboard is located on the same street as a Residential District, a minimum distance of 61 metres (200 feet) to be measured at right angles to the front of the billboard, shall be maintained between the billboard and the Residential District.
- k) No billboard shall obstruct "scenic view". The Building Inspector may refer any billboard application to the City Planner for advise on matters of view obstruction; special placement may be allowed upon approval of the Building Inspector and City Planner.

Projecting Signs

- l) No projecting sign shall extend or project above the parapet of a building or, where there is no parapet, above the roof line of the building to which it is attached, to more than 1/3 the sign height or 3.25 metres (35 feet) whichever is the lesser.
- m) The minimum height of a projecting sign shall be 2.750 metres (9 feet).
- n) The area of a projecting sign shall not exceed 3.6 square metres (40 square feet).
- o) Projecting signs shall not extend beyond a point closer than 0.61 metres (2 feet) from the vertical projection of the curb line which extension shall in no case exceed 2 metres (6.5 feet) measured horizontally from the property line.

4.3 Construction Specifications

- 1) All signs shall comply with the appropriate detailed provisions of the National Building Code of Canada, as amended from time to time, relating to the design of structural members and connections. Signs shall also comply with the provisions of the applicable Electrical Code and the additional standards herein-after set forth in this section.
- 2) Whenever, in the opinion of the Building Inspector, any detail of the construction or erection of any sign or structure requires specialized technical knowledge, it may be required as a condition of any permit that all drawings, specifications and other related material be prepared and signed by, and construction carried out under the supervision of, a registered Professional Engineer.
- 3) Each sign shall have its weight and the maker's name permanently attached to or painted on the exterior of the sign.
- 4) No sign shall be attached to or hung from any building until all necessary wall and roof attachments have been approved by the Building Inspector. In the case of free standing signs having concrete foundations or supports the approval of the Building Inspector must be obtained prior to the erection of such signs.
- 5) All metal, wire cable supports and braces and all fastenings used to attach signs to brackets or signs and brackets to the supporting buildings or structure shall be of galvanized or equivalent non-corrosive material. There shall be no structural framework visible. All such sign supports shall be an integral part of the sign design.
- 6) Where necessary, a projecting cantilever system may be used to support signs excepting that the cantilever support may rise not more than 0.30 metres (1 foot) above the roof line. Not more than 0.30 metre (1 foot) is permitted between the sign and the building face. In no case shall the "A-frame" system be used.
- 7) No sign nor any guy, stay or attachment thereto shall be erected, placed or maintained by any person on rocks, fences or trees, nor in such a manner as to interfere with any electric light, power, telephone or telegraph wires, or the supports thereof.
- 8) No sign shall be suspended by chains or other devices that will allow the sign to swing due to wind action. Signs shall be anchored to prevent any movement that would cause wear on supporting members of connections. This section is not intended to apply to light weight ornamental home identification signs.

4.4 Prohibited Signs

Signs that are not specifically permitted in this Bylaw are hereby prohibited and, without restricting or limiting the generality of the foregoing, the following signs are prohibited:

- 1) Balcony signs and signs mounted or supported on a balcony.
- 2) Roof top signs.
- 3) Any sign, or support thereof, that obstructs any fire escape or other exit required as a means of egress from a building.
- 4) Signs which, by reason of their size, location, movement, content, colouring or manner of illumination, may be confused with or construed as a traffic control sign, signal or device, or the light of an emergency or road or street sign, signal or device, are prohibited.
- 5) No signs shall be permitted which is animated by means of flashing, scintillating, blinking or travelling lights or by any other means not providing a constant illumination except for theatres, cabarets and businesses offering 24 hour service, subject to the approval of the Building Inspector. Electronic or electronically controlled public service information signs classified as changing signs are permitted.
- 6) Signs, defined as temporary in Section 2 of this Bylaw are prohibited excepting that, in a commercial or industrial zone:
 - a) temporary signs may be displayed for a total period not exceeding 30 days to advertise the opening of a new business, or;
 - b) temporary signs may be displayed for a total period not exceeding 15 days to advertise a special event at an existing business, and only when a permit for such use has been obtained.
- 7) Portable signs such as "A" frames, sandwich boards or curb signs, and including all signs capable of being wheeled, rolled, lifted or otherwise moved from one location to another are prohibited, except as approved by the Building Inspector.
- 8) Unless otherwise permitted by this Bylaw, no sign may be placed, erected or displayed:
 - a) on any curb, sidewalk, post, hydrant, bridge, tree or other surface located on or over any public property or right-of-way, or
 - b) on the walls of any building, tree, pole post, fence or other structure on private property visible from a public right-of-way.

4.5 Exempt Signs

- 1) Official notices required to be maintained or posted by law, government order, sale or regulation.
- 2) Government signs for control of traffic and other regulatory purposes, street signs, danger signs, railroad crossing signs and signs of public service companies indicating danger and aids to service or safety which are erected by or on the order of a public officer in the performance of his public duty.
- 3) One occupant sign for each dwelling unit not to exceed 0.186 sq. metre (2 square feet) in area indicating the name and address of the occupant or identification of a permitted home professional office.
- 4) Memorial plaques, cornerstones, historical tablets and similar signs.
- 5) Flags or emblems of political, civic philanthropic, educational or religious organizations.
- 6) No-trespassing or No-dumping signs not to exceed 0.186 metre (2 square feet) in area and not exceed four in number per lot, except that special permission may be obtained under proven special circumstances.
- 7) In commercial or industrial zones only, window signs not exceeding 20% of the window area.
- 8) Awning signs.
- 9) Non-advertising signs on private property warning the public of the existence of danger, or a size and duration appropriate to the circumstances.
- 10) On-site directional signs not exceeding 0.4 sq. metres (4 square feet) in area, intended to facilitate the movement of pedestrians and vehicles within the site upon which such signs are located.
- 11) Directional signs not more than two in number identifying the location and nature of a building, structure or use which is not readily visible from the street serving such building, structure or use, provided that each sign is not more than 1 sq. metre (10 square feet).
- 12) One on-site sign indicating the name and nature of a construction or demolition project, plus the name of the contractors, sub-contractors, and professional advisors, provided that such a sign shall not exceed 6 sq. metres (65 square feet).
- 13) On-site signs advertising the lease, sale or rental of the lot or premises upon which such signs are located provided that:
 - a) in residential zones the combined area of such signs fronting each street shall not exceed 0.75 sq. metres (8 square feet).
 - b) in commercial and industrial zones the combined area of such signs fronting each street shall not exceed 3 sq. metres (32 square feet).

4.5 Exempt Signs - cont'd.

- 14) One on-site temporary sign advertising a group of lots for sale within a housing project along each street frontage which bounds such subdivision or project, provided that the total area of such sign shall not exceed 6 sq. metres (65 square feet) with no single dimension in excess of 3.5 metres (12 feet) display of such sign shall be limited to a six month duration.
- 15) Signs promoting any political candidate, party, cause, campaign or drive; provided that
 - a) only one sign is permitted on any one parcel of land;
 - b) no election sign shall exceed 3 sq. metres (32 square feet) nor exceed 2 metres (6 feet) in height; and,
 - c) such signs may not be erected more than fifteen days prior to an election and be removed within four days after such election.
- 16) Signs pertaining to an event or cause of a civic, philanthropic, educational or religious nature, provided that
 - a) such signs may not be erected more than seven days prior to an event and be removed within two days after such event, and
 - b) where a sign exposure of longer duration is desired, a temporary permit must be obtained.
- 17) Subject to the approval of a committee consisting of the Municipal Engineer, the Planning Officer and the Building Inspector, the following signs and supporting structures may be permitted on the public right-of-way:
 - a) directional signs, identifying the location, name and nature of commercial premises not visible from nearby through-streets;
 - b) Service club or religious signs indicating the name, place and time of regular meetings or assembly, and
 - c) signs on benches placed for the convenience of the public.

5. ADMINISTRATION AND ENFORCEMENT

Amend.
#2873

5.1 Administration

The Building Inspector, or any other official of The Corporation who may be appointed by Council, is hereby authorized and empowered to administer this bylaw.

5.2 Permits and Approvals

- 1) Every person shall, before erecting, placing, re-building, reconstructing, altering or moving any sign, obtain all necessary permits and approvals as required by this Bylaw.

Where the application is made by a tenant or lessee of a property or his agent, it shall be accompanied by the consent of the registered owner.

5.2 Permits and Approvals - cont'd.

- 2) Every application for permit shall be accompanied by:
 - a) a plan or plans drawn to scale;
 - b) the dimensions, maker's name and weight of sign, and, where applicable, the dimensions of the wall surface to which it is to be attached;
 - c) the dimensions and weight of the signs supporting members;
 - d) the maximum and minimum height of the sign;
 - e) the proposed location of the sign in relation to the face of the building, in front of which or above which it is to be erected;
 - f) the proposed location of the sign in relation to the boundaries of the lot upon which it is to be situated;
 - g) where the sign is to be attached to the face of an existing building, a current photograph of the face of the building to which the sign is to be attached.

5.3 Permit Exceptions

- 1) The following operations shall not be considered as erecting a sign insofar as requiring a permit, provided the sign is in conformity with this By-law and other regulations of the Corporation:
 - a) changing of the advertising copy of message on an existing approved sign, provided the sign is specifically designed for the use of replaceable copy;
 - b) painting, repainting, cleaning or other normal maintenance and repair of a sign not requiring structural change, and
 - c) the replacement of plastic sign faces as required because of breakage or deterioration, but not for the substitution of a new or different advertiser.

5.4 Sign Control Committee

A Committee, consisting of the Municipal Engineer, the Planning Officer and the Building Inspector, is empowered to consider the merit of sign proposals in the extraordinary circumstances listed below and, provided such proposals, in the opinion of the Committee, are compatible with the existing or proposed buildings and are suitable to the location, may grant approval thereof:

- a) Comprehensive Sign Plan. A comprehensive plan may be submitted by the owners of all business premises on one side of a street between two intersecting streets or for a total shopping centre concept.
- b) Variance. Where the nature of a business or service, or the pattern intensity or speed of traffic, or topographical features, or any other special conditions make it impractical, unreasonable or undesirable to apply the limitations of Schedule A.

Amend.
#2782

5.5 Permit Fees

Every person applying for a sign permit shall tender payment at the time of such application. Fees will be according to the following scale:

- 1) for an exempt sign (Sec. 4.5) No charge
- 2) for a temporary sign (Sec. 4.4(6)) or a permit to alter or move a sign for which a permit has previously been issued \$ 5.00
- 3) for a sign other than described in (1) or (2)
 - (a) where the valuation is less than \$500.00 \$10.00
 - (b) where the valuation is more than \$500.00 but less than \$1,000.00 \$15.00
 - (c) for each additional \$1,000.00 valuation \$ 3.00
- 4) In addition, when any sign is hereafter erected, placed, installed or otherwise established on any property prior to obtaining permits as required by this Bylaw, the fees of such double fee shall not relieve any person from compliance with other provisions of this Bylaw or from other penalties prescribed.

5.6 Inspection

- 1) The Building Inspector, or any other official of the Corporation who may be appointed by Council, is hereby authorized to enter at any reasonable time upon any property or premises to ascertain whether the permitted work is in conformity with this Bylaw.
- 2) The Owner, or owner's agent, shall notify the Building Inspector;
 - a) when the work has progressed to a stage where an inspection is required and/or;
 - b) when the work is completed.

5.7 Enforcement

- 1) It shall be unlawful for any person to erect, place, rebuild, reconstruct, alter or move any sign or to do any act contrary to or in a manner contrary to any direction, instruction, specification or provision contained in or adopted by this By-law or any notice lawfully given or posted pursuant to the provisions of this Bylaw or without any permit hereby required or contrary to the conditions upon which any permit has been issued pursuant to this Bylaw; or to refrain from doing or taking or to fail to do or take any act or precaution required to be done or taken prior to or in doing anything permitted, as in this Bylaw provided or in any regulation or specification adopted by this Bylaw or by any notice lawfully given or posted pursuant to the provisions of this Bylaw; and whether or not in any such case it is expressly stated that the doing of or failure to do the thing mentioned, shall be unlawful.

5.7 Enforcement - cont'd.

2) Every person who violates any of the provisions of this Bylaw, or who causes, suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this Bylaw, or who carries out or who suffers, causes or permits to be carried out any development in a manner prohibited by or who fails to comply with any order, direction or notice given under this Bylaw shall be deemed to be guilty of an infraction of this Bylaw, and shall be liable to the penalties hereby imposed. For each day that a violation is permitted to exist, it shall constitute a separate offence.

Amend.
#2873

3) Where any sign or part thereof contravenes this Bylaw or where any sign is in such a condition as to be in danger of falling or is a menace to the safety of persons or property, the Building Inspector is authorized and empowered to give to the owner or person in charge of the sign, written notice specifying the danger or the violation, ordering the cessation thereof and requiring either the removal of the sign or the carrying out of remedial work in the time and in the manner specified in the notice. In the event of failure to comply, the Building Inspector may remove the sign or cause such remedial work to be done and the cost thereof shall be recoverable by The Corporation by summary process at law in any Court of competent jurisdiction. In the event of default of payment of such assessed costs, then a charge will be placed upon the property and the said costs, when certified by the Treasurer, will be entered in the Collector's Roll and collected in the same manner as the taxes shown thereon.

5.8 Penalties

1) Every person who commits an offence against this Bylaw is liable to a fine and penalty not exceeding Five Hundred (\$500.00) Dollars and costs, or in default of payment thereof, or in the alternative, to imprisonment for any period not exceeding two months.

2) Where an offence against this Bylaw is of a continuing nature it shall be lawful for the presiding Judge, in his discretion, to impose a fine against the offender, not exceeding Fifty (\$50.00) Dollars for each day such offence is continued by him.

Amend.
#2873

5.9 Where any sign, canopy, marquee or part thereof, including detachments, encroaches on or above public property, the owner of the building from which the sign, canopy, marquee or attachment projects shall provide the Building Inspector with a statement of indemnification, in the form attached to and forming part of this Bylaw, as Schedule "B", prior to issuance of a sign permit.

This Bylaw shall come into force and effect upon the adoption thereof.

Read a first, second and third time this 26th day of April, 1977.

Reconsidered, finally passed and adopted this 30th day of May, 1977.

"T.G. Colgur"

Mayor

"Ian G. Turner"

City Clerk

SCHEDULE "A" TO BY-LAW NO. 2286

SCHEDULE "A" Regulations and Limitations of Permitted Signs

1. SPECIFIC USE SIGNS

Special purpose and temporary signs shall be permitted in various zones, as provided for in Section 4.5 of this By-law.

2. RESIDENTIAL ZONE

- a) (i) Home identification signs provided such signs shall not exceed 0.2 square metres (2 square feet) in area for a home.
- (ii) One identification sign in the form of a fascia or freestanding sign, provided that such sign does not exceed an area of 2 square metres (24 square feet) for any multiple family residential use or church identification.
- (iii) One business sign in the form of a fascia sign for any permitted home occupation use, provided such sign does not exceed an area of 0.2 square metres (2 square feet).
- (iv) Business identification consisting of a fascia and/or freestanding sign for any permitted community, recreational, institutional or other activity, provided such sign or combination of signs does not exceed an area of 2 square metres (24 square feet).
- b) Signs in these zones shall meet the following additional requirements:
- (i) The maximum height or length of any freestanding sign shall be 2.5 metres (8 feet).
- (ii) No sign shall be an illuminated sign.

3. SIGNS IN COMMERCIAL ZONES

- a) The following further signs are permitted in the above described zones:
- (i) One freestanding sign fronting each street abutting a lot.
- (ii) One business sign for each separate business on a lot in the form of a fascia or canopy sign.
- (iii) One non-accessory sign.
- b) (i) No sign shall be permitted with 7.5 metres (25 feet) of any lot in a Residential Zone.
- (ii) The total area of canopy and fascia signs shall not exceed 0.3 metres (1 foot) for each metre of building wall.
- (iii) Free-standing signs on the same lot shall be located not closer than 30 metres (100 feet) to each other.
- (iv) Non accessory signs may be displayed having an area such that the combined total of signs displayed on a single premises does not exceed the permitted total. In no event shall a non accessory sign exceed 3 square metres (32 square feet).

SCHEDULE "A" TO BY-LAW NO. 2286.

4.

SIGNS IN INDUSTRIAL ZONES

- a) The following further signs are permitted in the above described zones:
 - (i) No sign shall be permitted within 7.5 metres (25 feet) of any lot in a residential zone.
 - (ii) One business sign for each separate business on a lot in the form of a fascia or canopy sign.
 - (iii) Signs to be installed in accordance with Industrial Park requirements.