



## The Corporation of the Town of Orangeville

**Sign By-law Number #: 28-2013**

**To amended By-law #:**

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# The Corporation of the Town of Orangeville

## By-law Number #: 28-2013

### A by-law to regulate the use and erection of signs, canopies and other advertising devices within the Town of Orangeville.

**Whereas** Section 11 of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended, (the “Act”) provides that a municipality may pass by-laws respecting matters within the spheres of jurisdiction;

**And whereas** Subsection 11(3)(7) of the Act provides that municipalities may pass by-laws respecting structures, including fences and signs;

**And whereas** Section 391 of the Act provides that despite any Act, a municipality and a local board may pass by-laws imposing fees or charges on any class of persons;

**Be it therefore enacted** by the Municipal Council of the Corporation of the Town of Orangeville as follows:

#### 1. Title

- 1.1. This by-law shall be known as the “**Sign By-law**” of the Corporation of the Town of Orangeville.

#### 2. Purpose and Intent

- 2.1. It is the intent of this by-law to regulate the use and **erection of signs** and other advertising devices within the Town of Orangeville.

#### 3. Definitions

- 3.1. In this by-law, words that are defined are **highlighted** and have the following meanings:
- 3.2. “**Alter, Altered or Alteration**” means to change the size and/or location of a **sign** but shall not include replacement of a **sign face** or panel, painting, repainting, cleaning, or normal maintenance and repair of a **sign** not involving structural change.
- 3.3. “**Automobile Service Station**” means a building where gasoline, oil, grease, antifreeze, new parts or new accessories for motor vehicles are stored or kept for sale, or where motor vehicles may be oiled, greased or washed or where minor repairs essential to the actual operation of motor vehicles are performed.
- 3.4. “**Awning**” means a sloping **wall sign** supported from the exterior wall of a

- building and usually composed of non-rigid materials, except for the supporting framework.
- 3.5. “**Bag Sign**” means a **temporary sign** that is constructed of an opaque plastic bag that is placed over a steel frame and pushed into the ground.
  - 3.6. “**Banner**” means a **sign** composed of lightweight material so as to allow movement caused by the wind.
  - 3.7. “**Building Code**” means the *Ontario Building Code Act*, as amended from time to time, and any regulations thereunder.
  - 3.8. “**C5 Zone**,” means lands **zoned** Restricted Commercial/Residential ("C5") as defined in Zoning By-law #22-90 and any amendments thereto.
  - 3.9. “**Cemetery**” means land that is set apart or used as a place for the interment of the dead or a place in which human remains have been buried.
  - 3.10. “**Charitable Organization**” means an association of persons that is charitable under the laws of the Province of Ontario or the laws of Canada.
  - 3.11. “**Chief Building Official**” means the **Chief Building Official** for the Corporation of the Town of Orangeville along with his/her designate.
  - 3.12. “**Commercial Zone**” means lands **zoned** Commercial ("C" or "NMU") as defined in Zoning By-law #22-90 and any amendments thereto.
  - 3.13. “**Community Association**” means a group of persons organized for the advancement of activities of a civic, social, cultural or recreational nature and which are not conducted for monetary profit.
  - 3.14. “**Corner Lot**” means a **lot** situated at the intersection of and abutting upon two (2) or more **highways** provided that the angle of intersection of such **highways** is not more than 135 degrees.
  - 3.15. “**Coroplast Sign**” means a **temporary sign** made of corrugated plastic which is lightweight, durable and is placed over a frame and pushed into the ground.
  - 3.16. “**Council**” means the **Council** of the Corporation of the Town of Orangeville.
  - 3.17. “**Developed Lands**” means a **lot** on which buildings or structures are constructed.
  - 3.18. “**Development Zone**” means lands **zoned** Development (“D”) as defined in Zoning By-law #22-90 and any amendments thereto.

- 3.19. “**Digital Signage**” is digital generated artwork that can be in colour and is placed onto a coroplast backing and affixed to the frame of a 4.5m<sup>2</sup> **portable temporary sign face**;
- 3.20. “**Directional Sign**” means a **sign** which provides direction or information for the control of vehicular traffic such as an entry or exit **sign** or a loading area **sign**.
- 3.21. “**Display Surface**” means the continuous area in one plane made available by the structure of a **sign** for the mounting of **letters and decorations**.
- 3.22. “**Election Sign**” means any **sign** as defined by **Election Sign** By-law Number \_\_\_\_\_-2013 and any amendments thereto.
- 3.23. “**Electronic Message Display**” means that part of a **sign** which is electronically controlled and which displays information in a pre-arranged sequence and on which the intensity of illumination is maintained at a constant level.
- 3.24. “**Erect, Erected and Erection**” includes the construction, maintenance, display, **alteration**, placing or relocation of any **sign** or portion thereof and the posting of notices.
- 3.25. “**First Storey**” means the **storey** with its floor closest to grade and having its ceiling more than 1.8m above grade.
- 3.26. “**Flashing Sign**” means a **sign** with illumination that varies in intensity at periodic intervals.
- 3.27. “**Ground Sign**”, except as otherwise specifically stated in this by-law, means a **sign** supported by a **sign structure** embedded in the ground to a depth of at least 0.5m, which is not attached to any part of a building and which is used for the purpose of advertising a lawful business operating on the premises or a lawful product offered for sale on the premises.
- 3.28. “**Height**”, in the case of a **ground sign** or **portable temporary sign**, means the distance from the surface of the sidewalk abutting the property to the highest portion of the **sign** or, where there is no sidewalk, from the surface of the ground immediately below the **sign** to the highest point thereof.
- 3.29. “**Heritage Sign Special Policy District**” means the lands shown in dark outline on Schedule “A” to this by-law.
- 3.30. “**Highway**” means a common and public walkway, boulevard, lane, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, designed and intended for, or used by, the general public for the passage of vehicles and pedestrians and includes the untraveled portion of a road allowance.

- 3.31. “**Highway Frontage**” means the linear dimension of a **lot** which abuts or is immediately adjacent to a **highway**.
- 3.32. “**Illuminated**” means direct, indirect, internal or external illumination.
- 3.33. “**Industrial Zone**” means lands **zoned** General Industrial ("M1") as defined in Zoning By-law #22-90 and any amendments thereto.
- 3.34. “**Inside Lot**” means a **lot** which is situated between adjoining **lots** and which has **highway frontage** on only one **highway**.
- 3.35. “**Institutional Zone**” means lands **zoned** Institutional ("INST") as defined in Zoning By-law #22-90 and any amendments thereto.
- 3.36. “**Land Development**” means the development of vacant land or the development, re-development, or construction of a building or buildings including the initial selling or leasing information within the **Municipality**, but shall not include minor interior changes to an existing building.
- 3.37. “**Letters and Decorations**” means the **letters**, illustrations, symbols, figures, insignia and other devices mounted on the **display surface** to express and illustrate the message of the **sign**.
- 3.38. “**Lot**” means a parcel or tract of land,
- (a) which is a **lot** shown on a Registered Plan of Subdivision, provided that a Registered Plan of Subdivision for the purposes of this subsection does not include a Registered Plan of Subdivision which has been deemed not to be a Registered Plan of Subdivision under a by-law passed pursuant to the Planning Act; or
  - (b) which fronts on a public **highway** and which is a separate parcel of land with no abutting land owned by the same **owner** or **owners** as of the date of the passing of this by-law; or
  - (c) the description of which is the same as in a conveyance for which consent has been granted pursuant to the Planning Act; or
  - (d) which is the remnant parcel remaining to an **owner** or **owners** after a conveyance has been made for which consent has been given pursuant to the Planning Act.

- 3.39. **“Marquee”** means a permanent roof-like structure composed of rigid materials extending perpendicularly from all or part of a building face but does not include an **awning**.
- 3.40. **“Municipality”** means the Corporation of the Town of Orangeville or all of the lands within the geographic limits of the Town of Orangeville.
- 3.41. **“Mural”** means any type of display or artistic endeavour painted on or otherwise affixed to any side of a building or a structure but does not include graffiti.
- 3.42. **“Off-Premise/Billboard Sign”** means a **ground sign** displaying an advertisement related to a business or manufacturing enterprise or other activity not conducted within the building or upon the premises on which the **sign** is **erected**. An **off-premises/billboard sign** does not include a **wall sign**.
- 3.43. **“Officer”** means a Municipal Law Enforcement **Officer** appointed by **Council** and authorized to enforce the provisions of this by-law and includes a Police **Officer** of the Orangeville Police Service, the **Chief Building Official** or any other person authorized to enforce this by-law.
- 3.44. **“Official Sign”** means a **sign** required by or **erected** under any statute, regulation, by-law or directive of any federal, provincial or municipal government or any agency, board or commission thereof.
- 3.45. **“Open Space Zone”** means lands **zoned** Open Space ("OS") as defined in Zoning By-law #22-90 and any amendments thereto.
- 3.46. **“Owner”** means the registered **owner** of the land upon which a **sign** is or is to be **erected**.
- 3.47. **“Parking Area”** means a **lot** or portion thereof provided for the parking of motor vehicles accessory or incidental to uses in all **zones**, but does not include a car sales lot or a public parking lot.
- 3.48. **“Place of Worship”** means lands or buildings used for worship by a **religious organization**.
- 3.49. **“Pole Sign”** means a **sign** composed of a lightweight but rigid material, which is typically located in a **parking area** and which is affixed to a light standard or other similar pole such that the bottom of the **sign** is off the ground.
- 3.50. **“Portable Temporary Sign”** means any **sign**, other than a **ground sign** or a **sandwich board sign**, which is specifically designed to be readily moved from one location to another and which does not rely on a building or fixed foundation for its structural support.

- 3.51. **“Projecting Sign”** means a **sign** which is affixed to a building, wall, or structure and which projects therefrom for a distance greater than 0.6m but does not include a **marquee** or **awning**.
- 3.52. **“Public Property”** means property owned by or under the control of the Town of Orangeville or any of its agencies, boards or commissions. This includes, but is not limited to, **highways**, road allowances, public utilities facilities, buses, bus shelters, benches, municipal garbage containers or other structures located on a **highway**. Property owned by the Town of Orangeville and leased to another person or entity shall not be deemed to be **public property**.
- 3.53. **“Public Utility Facility”** means a pole transformer box, service container, equipment or other such structure owned or controlled by an entity which provides a municipal or public utility service, including, but not limited to, the Town of Orangeville, Bell Canada, Enbridge Gas, Orangeville Hydro, and any subsidiaries thereof.
- 3.54. **“Readograph”** means a **sign** with **letters** or pictorial panels on which copy is changed manually.
- 3.55. **“Religious Organization”** means an association of persons that is:
- (a) charitable under the laws of Canada; and
  - (b) organized for the advancement of religion and for the conduct of religious worship, services or rites.
- 3.56. **“Residential Contents Sale Sign”** means a **sign** advertising a yard sale, garage sale or other irregularly held sale of household contents.
- 3.57. **“Residential Zone”** means lands **zoned** Residential ("R" or "RM") as defined in Zoning By-law #22-90 and any amendments thereto.
- 3.58. **“Roof Sign”** means a **sign erected** entirely on or above the roof, parapet or cornice of any building.
- 3.59. **“Sandwich Board Sign”** means a **sign** not permanently affixed to the ground, building or structure, which is hinged or otherwise attached at the top enabling the two **sign faces** to be extended into an “A” shape so as to support the **sign**.
- 3.60. **“Sign”** means any surface upon which there is printed, projected, or attached any announcement, declaration, or insignia used for direction, information, identification, or advertisement or promotion of business, products, activities or services, and includes a structure, or part thereof, whether in a fixed location or designed to be portable or capable of being relocated. This includes but is not limited to **banners, bag signs, flags, inflatable signs, coroplast signs, balloon**

advertising devices, spiral advertising devices, or any fixed or portable object intended for advertising purposes but does not include a **mural**.

- 3.61. “**Sign Area**” means the largest area visible from any direction projected onto a vertical plane of the **sign face**; if a **sign** consists of more than one section or module, all areas visible from any direction will be totalled.
- 3.62. “**Sign Face**” means the opaque, transparent or translucent surface of a **sign**, upon, against, or through which the message of the **sign** is exhibited, and is the area defined by a geometric shape within a perimeter bounded by the inside of the **sign frame** or **sign structure**.
- 3.63. “**Sign Structure**” means the supports, uprights, bracing and framework of a **sign**.
- 3.64. “**Storey**” means that portion of any building which is situated between the top of any floor and the top of the floor directly above it or, if there is no such floor, the roof directly above it.
- 3.65. “**Temporary Sign**” means a **sign** which is **erected** to promote a charitable or non-profit event and can only be displayed for a maximum 60 day period for each event. **Temporary signs** cannot be used to promote a business or product, with the exception of one **temporary sign** for a building contractor or home renovation operator working on site for a maximum 30 day period.
- 3.66. “**Through Lot**” means a **lot** other than a **corner lot** which has two separate **highway** frontages.
- 3.67. “**Unsafe**” means:
- (a) structurally inadequate or faulty; or
  - (b) in a condition or location that could be hazardous to any person or property as determined by the **Chief Building Official**.
- 3.68. “**Wall Sign**” means a **sign erected** against the wall of any building, the **display surface** of which is relatively parallel to the face of and supported by such wall, which does not project more than 0.6m from the wall. A **wall sign** does not include an **off-premises/billboard sign**.
- 3.69. “**Weather Canopy**” means a permanent overhead roof structure which can display **automobile service station** identification.
- 3.70. “**Window Sign**” means a **sign** which is directly affixed to the frame or glass, or which is painted or etched on the inside of any window.



3.71. “**Zone**” means a **zone** established in Zoning By-law #22-90 and any amendments thereto.

#### 4. Administration

##### 4.1. Administration of the By-law

This by-law shall be administered by the **Chief Building Official**.

##### 4.2. Permits Required

- (a) Except for the **signs** referred to in Section 4.8, no **sign** shall be **erected**, displayed, repaired or **altered** unless a **sign** permit is obtained therefor.
- (b) Where required by the **Building Code**, **signs** shall also be required to have a building permit issued.

##### 4.3. Applications for Sign Permits

Every applicant for a **sign** permit shall complete and submit the following to the **Chief Building Official**:

- (a) The application, in duplicate, which shall be on forms obtained from the **Municipality**;
- (b) An affidavit sworn by the applicant verifying that all information contained in the application is complete and accurate;
- (c) Scaled drawings, in duplicate, setting forth the specifications and materials to be used in the construction of the **sign structure** and the **sign**. The drawings shall also set forth the colour scheme and any other information that may be requested by the **Municipality** to assist in the assessment of the application. All **signs** shall be designed and constructed in accordance with the applicable provisions of the **Building Code**;
- (d) Scaled drawings, in duplicate, setting forth all information regarding any building upon which the applicant is proposing to locate the **sign** and the **sign structure** as may be necessary to determine whether the structure of such building is capable of carrying the additional loads and stresses imposed thereon by the **erection** of the proposed **sign** and **sign structure** and whether the proposed **erection** complies with the applicable requirements of the **Building Code**;
- (e) A scaled site plan, in duplicate, setting forth the adjacent **highways**, buildings, structures and **signs**, as well as the property lines, **highway frontage**, location of the proposed **sign**, and location of any existing or other proposed **signs** upon the building or property; and
- (f) The following documents, if requested by the **Municipality**:

- (i) a plan of survey, in duplicate, certified by an Ontario Land Surveyor;
- (ii) if the applicant is not the **owner** of the property or building on which the **sign** or **sign structure** is to be **erected**, a signed consent by the registered **owner** of the property authorizing the applicant to apply for a **sign** permit on behalf of the **owner** and to **erect** the proposed **sign**; and
- (iii) any additional written approvals or permits required by any other governmental authority or public agency having jurisdiction over the subject matter of the application.
- (g) All **sign** installers must provide proof of a valid **Sign** Installers Licence as set out in By-law Number 134-2006.

#### 4.4. Issuance of Sign Permits

The **Chief Building Official** shall examine all applications for **sign** permits.

- (a) If the prescribed fee has been paid in accordance with Schedule “B” and if the permit application, drawings, and specifications are in compliance with the requirements set out in this by-law, the **Building Code** and all other applicable regulations, the **Chief Building Official** shall issue the permit to the applicant. Such permit shall be provided to the applicant together with one (1) set of the approved drawings and specifications. The second set of drawings and specifications submitted with the application will be retained by the **Municipality**.
- (b) Every permit shall expire if **sign** installation is not commenced within a period of six (6) months from the date of its issue, but before it has so expired, the permit may be renewed for up to a further six (6) months provided that the proposed work continues to comply with the provisions of this by-law, the **Building Code** and all other applicable regulations as revised up to the time of the proposed renewal.
- (c) If the information contained within any submitted application, drawings, specifications or plan of survey indicate to the **Chief Building Official** that the work proposed to be done will not comply in all respects with the provisions of this by-law, the **Building Code** and all other applicable regulations, the **Chief Building Official** shall refuse to issue a permit therefor and no permit shall be issued until the application, drawings, specifications and the plan of survey are made to conform to the requirements of this by-law, the **Building Code** and all other applicable regulations.

#### 4.5 Revocation of Sign Permits

The **Chief Building Official** may revoke the **sign** permit at any time after the issuance thereof where the **sign** does not conform to this by-law, the **Building Code**, or any other applicable regulations, where the permit was issued as a result of false or misleading information, or where the **sign** is not **erected** in accordance with the issued **sign** permit. Revocation will be served by delivering written notice by registered mail to the assessed **owner** or occupant of the property on which the **sign** is **erected** or is proposed to be **erected**.

#### 4.6 Fees

- (a) Fees, which are to be paid in advance to the **Municipality** for the review of plans submitted with applications for **sign** permits and for inspection of **signs**, shall be in accordance with Schedule "B", which is attached hereto but does not form part of this by-law.
- (b) **Charitable organizations, community associations**, community centres and non-profit corporations are exempt from the **sign** permit fees outlined in Schedule "B".
- (c) All fees which are paid are non-refundable.

#### 4.7 Removal of Signs

- (a) Any **sign** that is **unsafe, erected** in contravention of any of the provisions of this by-law, no longer in accordance with the **Building Code**, or no longer in a state of good repair, whether or not a permit has been issued therefor, or any **sign** for which a permit was revoked pursuant to section
- (b) shall be removed by the **owner** or occupant of the property on which such **sign** is **erected** upon written notice given to that effect by the **Chief Building Official**. Notice of removal shall be served by delivering written notice by registered mail to the assessed **owner** or occupant of the property on which the **sign** is **erected** or is proposed to be **erected**. Any **sign** that is subject to the notice shall be removed immediately upon receipt of the letter.
- (c) Such notice shall outline the nature of the contravention and the section of the by-law so contravened and shall further direct that the by-law be complied with within a specified time.
- (d) In the event that such **sign** is not removed in accordance with the notice, the **Chief Building Official** may cause the pulling down or removal of such **sign** at the expense of the **owner** or occupant and the expense therefor may be collected in like manner as municipal taxes.

- (e) An **unsafe sign** that poses a danger to persons may be pulled down or removed at the direction of the **Chief Building Official**. Such removal is to be at the expense of the **owner** or the occupant and the expense therefor may be collected in like manner as municipal taxes.
- (f) Where a **sign** has been removed by the **Municipality** pursuant to this by-law, the property **owner** and/or occupant is liable to a minimum charge of \$300.00 per **sign** or the actual cost of removing such **sign**, whichever is greater. **Signs** so removed shall be stored by the **Municipality** for a period of 30 days, during which time the property **owner**, occupant, and/or permit applicant is entitled to redeem such **sign** upon payment to the **Municipality** of a storage fee of \$10.00 per day. At the expiry of the 30 day period, the **sign** will be disposed of by the **Municipality**. Such removal is to be at the expense of the property **owner**, occupant, and/or permit applicant and the expense therefor may be collected in like manner as municipal taxes.

#### 4.8 Signs for Which a Sign Permit is not Necessary

Subject to the explicit restrictions contained within this by-law, the following **signs** are permitted in any **zone** and may be **erected** without a **sign** permit:

- (a) **Election signs erected** in compliance with **Election Sign** By-law Number 29-2013 and any amendments or successor thereto;
- (b) **Official signs** required by law or as otherwise required by the **Municipality**;
- (c) **Signs** for regulating traffic, legal notices, warnings at railway crossings, and all other **signs** pertaining exclusively to public safety;
- (d) In **Residential Zones**, real estate advertising **signs** having a **sign area** of less than 0.6m<sup>2</sup> and **directional** open-house **signs** so long as they are **erected** in compliance with Section 7.2 of this by-law;
- (e) Memorial or historical interest **signs**, plaques or tablets;
- (f) Public notification **signs** that are **erected** by the **Municipality** in accordance with statutory requirements for the notification of the public as set out by the Planning Act or other Provincial or Federal statute and in accordance with the policies of the **Municipality**;

- (g) Except in **Residential Zones**, one (1) non-illuminated ground sign not exceeding 3.5m<sup>2</sup> in **sign area** advertising the sale, rental or lease of any building, structure or **lot**;
- (h) One (1) non-illuminated trespassing, safety or caution **sign** not exceeding 0.6m<sup>2</sup> in **sign area** for every 4.5m of **highway frontage**;
- (i) An **illuminated**, non-**flashing**, "open" **window sign** so long as the **sign area** does not exceed 25 percent of the window in which it is located or a maximum width of 1m, whichever is less, and so long as such **sign** is **erected** so that the light emitting from such **sign** is deflected away from any adjacent residential premises;
- (j) A non-**illuminated**, non-**flashing**, **window sign** so long as the **sign area** does not exceed 25 percent of the window in which it is located or a maximum width of 1m, whichever is less;
- (k) A **residential contents sale sign** which stipulates the date of the sale of household goods and which must be removed immediately after the date indicated on the **sign**;
- (l) One (1) **temporary sign** for each building contractor or home renovation operator working on a site, provided that they do not exceed 1m in **height** and/or 0.6m in width and that such **sign** is removed from the property immediately after the project is completed as determined by the **Chief Building Official** or 30 days from the date on which the **sign** was **erected**, whichever is less;
- (m) **Sandwich board signs** located on lands other than in the **Heritage Sign Special Policy District**;
- (n) Flags that are non-advertising or for non-profit organizations, of varying colour or that may bear the crest, name, insignia of a non-profit corporation, government agency or religious, charitable or fraternal organization;
- (o) **Pole signs**, subject to the provisions of Section 6.2(f); and
- (p) Strings of pennants or flags of varying colour which may or may not advertise the sale of products provided that they are not visible from any **highway**.

#### 4.9 Prohibited Signs

Notwithstanding any other provisions of this by-law, no person shall **erect**, or cause to be **erected** or permit on any premises, any of the following **signs**:

- (a) A **sign** which is located so as to obstruct the view of any pedestrian or motor vehicle driver so as to cause a hazardous condition;
- (b) A **sign** other than a **wall sign** within 9.0 metres of the base of a traffic light;
- (c) A **sign** which is located so as to obstruct or impede any flue, air intake, fire escape, fire exit, door, window, skylight or exhaust or so as to impede free access by fire fighters to any part of the premises;
- (d) A **sign** which projects over any area to which pedestrians have access unless located at least 2.5m above the surface of such area;
- (e) A **sign** which does not comply with the provisions of the **Building Code**;
- (f) A **sign** which does not comply with the provisions of the Electrical Safety Code, the Occupational Health and Safety Act, the Construction Safety Act, or any other applicable government regulations;
- (g) A **sign** which does not comply with the provisions of this by-law;
- (h) A **sign** encroaching onto a required fire route unless approved by the **Municipality's** Fire Chief or his/her designate;
- (i) A **sign** which is located on **public property** unless expressly permitted by this by-law;
- (j) A **sign** which is located on any median, traffic island or centre boulevard unless expressly permitted by this by-law;
- (k) A **sign**, including posters, flyers, stickers or decals, which is attached to any **public utility facility** or which interferes with any municipal or public utility services;
- (l) A **sign** which is painted on or attached to any fence, tree, tree support, stone or other natural object or noise attenuation wall;
- (m) A **roof sign**;
- (n) A **sign** which depicts violence, nudity or other sexually explicit conduct;

- (o) An **off-premises/billboard sign**;
- (p) Any **illuminated sign** that directs light that will affect neighbouring properties;
- (q) Any **illuminated sign** in the **Residential, C5** and **Institutional Zones**, with the exception of **illuminated “open” window signs** in the **C5 Zone** subject to the provisions of Section 4.8(i);
- (r) Unless deemed appropriate by the **Municipality**, a **portable temporary sign** located at either the Alder Street Recreation Centre or the Tony Rose Memorial Sports Centre;
- (s) **Banners**, flags, balloon or spiral advertising devices, **flashing sign**, or any flashing or moving illumination which varies in intensity or which varies in colour and **signs** which have any visible moving parts or visible mechanical movement of any description;
- (t) A **sandwich board sign** advertising a home occupation in **Residential Zones**;
- (u) A **ground sign** in **Residential Zones**;
- (v) A **readograph** or **electronic message display** forming part of and being incidental to a **wall sign**; and
- (w) A **portable temporary sign** in the **Heritage Sign Special Policy District, C5 Zone** and **Residential Zone**.

#### 4.10 Variances

- (a) Where the provisions of this by-law are proposed not to be met, an application may be made to **Council** for a variance of the by-law.
- (b) Applications for a variance shall clearly set out why the provisions of the by-law cannot be met, why the **sign(s)** is (are) necessary and shall be accompanied by the appropriate fee as set out in Schedule “B” of this by-law.
- (c) **Council** may, upon application for a variance from the provisions of this by-law, authorize such minor variances. **Council** shall not grant such minor variances where the proposed **sign(s)** does (do) not comply with the **Building Code**.

## 5. General Provisions

### 5.1. Existing Signs

Subject only to explicit provisions contained herein, this by-law applies to any **sign** or **sign structure** that is **altered** and/or **erected** after the coming into effect of this by-law and also to any **sign** or **sign structure** that is not in compliance with the **Building Code** regardless of the date on which the **sign** or **sign structure** was **erected**.

### 5.2. Building Code and Governmental Regulations

Any **sign** which is **erected** shall at all times comply with this by-law, the **Building Code** and any applicable governmental regulations. The more restrictive provisions of the requirements shall prevail.

### 5.3. Liability

The provisions of this by-law shall not be construed as relieving or limiting the responsibility of any person who **erects** or any person who causes, permits, or allows to be **erected** any **sign** from personal injury, including injury resulting in death, or property damage resulting from such **sign** or from the acts or omissions of such person or his agents, employees, contractors, or subcontractors, in the **erection, alteration, repair, or removal** of any **sign erected** in accordance with this by-law. Likewise, the provisions of this by-law shall not be construed as imposing on the **municipality, council**, its officers, employees, or agents, any responsibility or liability whatsoever by reason of the approval of or issuance of a permit for any **sign** or the removal of any **sign**.

### 5.4. Indemnification

The applicant for a **sign** permit, together with the **owner** and occupant of the premises on which a **sign** is **erected**, shall be jointly and severally responsible to indemnify the **Municipality, Council**, its officers, employees, servants and agents, from all loss, damages, costs, expenses, claims, demands, actions, suits or other proceedings of any nature and kind arising from or as a consequence of the **erection, alteration, repair or removal** of such **sign**.

### 5.5. Maintenance of Signs

The **owner** and/or occupant of the lands and premises upon which any **sign** is located shall maintain or cause to be maintained such **sign** and **sign structure** in a proper state of repair so that such **sign** does not become **unsafe** or unsightly and so that such **sign** is functioning in a manner as designed at all times.



## 5.6. Severability

If any section, clause or provision of this by-law, including anything contained in the schedules hereto, is for any reason declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this by-law as a whole or any part thereof other than the section, clause or provision so declared to be invalid, and it is hereby declared to be the intention that all the remaining sections, clauses and provisions of this by-law shall remain in full force and effect notwithstanding that one or more provisions thereof shall have been declared to be invalid.

## 6. **Zone-Specific Provisions**

### 6.1. Residential and Open Space Zones

- 6.1.1. Except as otherwise allowed in this by-law, no person shall **erect**, or cause to be **erected** or permit a **sign** in a **Residential** or **Open Space Zone** save and except the following:
- (a) non-**illuminated wall signs** identifying the building, its occupants or the home occupation contained therein may be **erected** so long as the aggregate **sign area** does not exceed 0.2m<sup>2</sup>. Any home occupation identified by such a **sign** must be in compliance with Zoning By-law #22-90 and any amendments thereto;
  - (b) one (1) identification **ground sign**, not exceeding 2m<sup>2</sup> in **sign area** on the property of an institutional or recreational facility, including but not limited to, a nursing home, sanatorium, school, **place of worship**, day nursery, public library, home for the aged, or retirement home;
  - (c) **wall signs** and **ground signs** not exceeding 1m<sup>2</sup> in **sign area** required for the direction of traffic or pedestrians on any property listed in Section 7.1;
  - (d) one (1) identification **wall sign** not exceeding 1.2m<sup>2</sup> in **sign area** for an apartment building;
  - (e) one (1) identification and vacancy information **ground sign** not exceeding 0.6m<sup>2</sup> in **sign area** for an apartment building. Where such building abuts on more than one (1) **highway**, one (1) **sign** is permitted to face each **highway** frontage; and
  - (f) one (1) **directional sign** at each point of entry and exit to and from a **parking area** of an apartment building or buildings. Such **signs** are not to exceed 0.9m<sup>2</sup> in **sign area**.

6.1.2 Except as otherwise stated in this by-law, all **ground signs** shall be **erected** a minimum of 3m from the property line or boundary of any residential **lot**.

## 6.2 Commercial Zones

Except as otherwise permitted in this by-law, no person shall **erect**, or cause to be **erected** or permit a **sign** in a **Commercial Zone**, save and except the following:

### (a) **Ground Signs**

**Ground signs** shall be permitted subject to the following:

- (i) all **ground signs** on a **lot** shall have a generally consistent **height**, appearance, shape, size, massing, background colour and border;
- (ii) all **ground signs** shall be mounted in a landscaped setting on a **lot**;
- (iii) no **ground sign** shall be permitted on an **inside lot** or a **corner lot** which has a **highway frontage** of less than 12m;
- (iv) one (1) **ground sign** may be **erected** on an **inside lot** or **corner lot** which has a **highway frontage** of at least 12m;
- (v) two (2) **ground signs** may be **erected** on a **through lot**, however only (1) **sign** is permitted on each **highway frontage**;
- (vi) with the exception of the **Heritage Sign Special Policy District** and the **C5 Zone**, one additional **ground sign** shall be permitted in addition to the **signage** permitted by subsections (iv) and (v) above, so long as the **sign face** is no larger than 4.5m<sup>2</sup>, the **sign** is used solely for the purpose of advertising using a **readograph** or **electronic message display**, and the **sign** is permanently located in a landscaped plot;
- (vii) the maximum **height** of a **ground sign** on properties with a **highway frontage** of less than 30m shall be 4.5m;
- (viii) for each additional 5m of **highway frontage**, an additional 0.3m of **sign height** shall be permitted to a maximum of 8m;
- (ix) the maximum **sign area** for **ground signs** on **lots** with less than 30m of **highway frontage** shall be 4.5m<sup>2</sup>;
- (x) the maximum **sign area** for **ground signs** on **lots** with more than 30m but less than 45m of **highway frontage** shall be 6m<sup>2</sup>;
- (xi) the maximum **sign area** for **ground signs** on **lots** with more than 45m of **highway frontage** shall be 9m<sup>2</sup>;
- (xii) notwithstanding subsection (xi) above, for **lots** with 45m or more of **highway frontage** on Highway 10, a **ground sign** that is oriented to traffic on Highway 10 may have a **sign area** of 9m<sup>2</sup> plus an additional 0.1m<sup>2</sup> for each metre in excess of 45m of **highway frontage** on Highway 10 up to a maximum of 20m<sup>2</sup>;
- (xiii) one (1) **directional sign** at each point of vehicular entrance and exit shall be permitted in addition to the **signs** permitted above so long as such **signs** do not exceed 0.6m<sup>2</sup> in **sign area**;

- (xiv) **ground signs** shall be located a minimum of 1m from any front or side **lot** line;
- (xv) in the **parking areas** of shopping centres having a **lot** area greater than 0.8 hectares, **wall** and **ground signs** shall be permitted as required for the direction of traffic or pedestrians, so long as the **sign area** of each **sign** is less than 0.6m<sup>2</sup>; and
- (xvi) the street number of the **lot** shall be prominently displayed on a **ground sign** such that it is visible from the **highway**.

(b) **Wall Signs**

**Wall signs** shall be permitted subject to the following:

- (i) cumulative **sign area** of **wall signs** shall be limited to 25 percent of the wall area of the **first storey** visible from any direction;
- (ii) a minimum of 25 percent of the **sign face** shall be negative (background) space;
- (iii) **wall signs** are to be located and limited to the defined **sign** band area of a building, if such an area is present; and
- (iv) no **wall signs** shall be **erected** above the **first storey** of any building.

(c) **Awnings**

**Awnings** shall be permitted subject to the following:

- (i) **awnings** being incorporated into the design of multi-unit buildings shall present a unified and coordinated appearance in terms of size, style and colour;
- (ii) the maximum area of the **awning** shall not exceed 25 percent of the building face of the **first storey** of the building; and
- (iii) the minimum vertical clearance between the ground and the **awning** shall be 2.5m.

(d) **Marquees**

**Marquees** shall be permitted in all **Commercial Zones**, except in the **Heritage Sign Special Policy District**, subject to the following:

- (i) the maximum **sign area** of any **marquee** shall not exceed 25 percent of the building face of the **first storey**; and
- (ii) the minimum vertical clearance between the ground and the **marquee** shall be 2.5m.

(e) **Banners** or emblems of governmental, educational or **religious organizations** or institutions, shall be temporarily permitted for a period of up to 60 days, provided that:

- (i) they are located below the roof line, parapet or cornice of a building;
- (ii) they are directly adhered to a building or in front of the business or location of the event that is being advertised;
- (iii) they shall form part of the calculation of the maximum permitted number of **signs** or **sign area** permitted for any **lot** or premises; and
- (iv) they are removed within seven (7) days of the event advertised or 60 days from the date on which the **sign** was **erected**, whichever comes first.

(f) **Pole Signs**

One (1) **pole sign** shall be permitted in a **parking area** for every 12m of **highway frontage** of the **lot** provided that the vertical clearance between the ground and the **pole sign** shall be a minimum of 1.8m.

### 6.3 C5 Zone

Internally **illuminated**, **flashing signs** and **electronic message displays** shall not be permitted in the **C5 Zone** with the exception of **illuminated**, non-**flashing** “open” **window signs** subject to the provisions of Section 4.8(i). Only the following **signs** shall be permitted in the **C5 Zone**:

(a) **Ground Signs**

- (i) one (1) **ground sign** per **lot** having a maximum **sign area** of 1.5m<sup>2</sup> and a maximum **height** of 2m shall be permitted;
- (ii) **ground signs** shall be set back not less than 3m from the front **lot** line and 1m from any side **lot** line;
- (iii) **sign** materials for **ground signs** shall be of a heritage appearance that is appropriate to the age of the building; and
- (iv) the street number of the **lot** shall be prominently displayed on a **ground sign** such that it is visible from the **highway**.

(b) **Awnings**

- (i) “Bubble” and “waterfall” styles of awning shall not be permitted in the C5 Zone.
- (ii) The area of any awnings or canopies in the C5 Zone shall not exceed 25 percent of the building face of the first storey. No awnings shall be permitted to project over the highway.

## 6.4 Signs in the Heritage Sign Special Policy District.

### 6.1.2 Purpose

The purpose of the Heritage Sign Special Policy District is to provide for the development of signage which is consistent with the 19<sup>th</sup> Century architecture which exists within downtown Orangeville. The regulations in this section attempt to allow a variety of signage types yet provide for a broad consistency with respect to style. To complement the regulations in this section, the guidelines for **signage** prepared by Heritage Orangeville provide helpful design information to assist **sign** permit applicants with their advertising endeavours within the **Heritage Sign Special Policy District**.

### 6.4.2 Location

The **Heritage Sign Special Policy District** is defined as being that shown on Schedule "A" to this by-law.

### 6.4.3 Special Regulations

Notwithstanding the provisions of any other section of this by-law, the following shall apply to **signs** in the **Heritage Sign Special Policy District**.

#### (a) **Review of Applications**

All applications for **sign** permits within the **Heritage Sign Special Policy District** shall require the review and comments of representatives of the Orangeville Business Improvement Area and Heritage Orangeville. Such comments shall be advisory in nature only and the **Chief Building Official** shall have the final determination regarding the compliance of a proposed **sign** with this by-law.

#### (b) **Heritage Appearance**

The colours, fonts, shapes, materials and scale of all **signs** in the **Heritage Sign Special Policy District** shall be historically sensitive to the building and the Downtown Orangeville Heritage Conservation District and in accordance with the guidelines for **signage** prepared by Heritage Orangeville.

#### (c) **Illumination**

No forms of internally **illuminated signs** or **awnings** shall be permitted.

#### (d) **Wall Signs**

- (i) The cumulative **sign area** of **wall signs** shall be limited to 25 percent of the wall area of the **first storey** of the building. **Wall signs** shall be permitted to project over the **highway** up to a maximum of 0.3m.

- (ii) **Wall signs** are not permitted to obstruct significant architectural features, including but not limited to, windows, brackets, sills, decorative masonry and cornices. **Wall signs** are to be located and limited to the defined **sign** band area of a building, if such an area is present, and are to be set in a minimum of 0.15m from each edge of the façade.
  - (iii) **Sign** materials for **wall signs** shall be or shall appear like wood. Other materials can be considered if appropriate to the age of the building.
  - (iv) **Wall signs** that are painted directly on the wall of a building are not permitted in the **Heritage Sign Special Policy District**.
  - (v) With the exception of **illuminated "open" window signs** as set out in Section 4.8(i), no **flashing** or neon **signs** are permitted within the **Heritage Sign Special Policy District**.
- (e) **Awnings**
- (i) “Bubble” and “waterfall” styles of **awning** shall not be permitted in the **Heritage Sign Special Policy District**.
  - (ii) **Awnings** are permitted to project over the **highway** to a maximum of 1.2m provided that there is a minimum of 2.5m of vertical clearance between the ground and the **awning**.
  - (iii) The area of any **awnings** shall not exceed 25 percent of the building face of the **first storey** of the building.
- (f) **Projecting Signs**
- (i) One (1) **projecting sign**, per business shall be permitted to project over the **highway** a maximum distance of 1.2m (inclusive of hardware and brackets).
  - (ii) **Projecting signs** shall have a maximum **sign area** of 0.75m<sup>2</sup>. The support pole or mast arm must be constructed of wrought iron, wrought aluminium, or similar material and shall have a sway chain. Drawings for wall brackets shall be certified by a qualified **sign** manufacturer. The **sign** may be **illuminated** with exterior light only. A minimum of 2.5m of vertical clearance between the ground and the **sign** shall be required.
  - (iii) **Sign** materials for **projecting signs** shall be or shall appear like wood. Other materials can be considered if appropriate to the age of the building.
- (g) **Ground Signs**
- (i) A maximum of one (1) **ground sign** per **lot** shall be permitted. For single tenant buildings, the maximum **height** of a **sign** shall be 2m and the maximum **sign area** shall be 1.5m<sup>2</sup>.
  - (ii) For multi-tenant buildings the maximum **height** of a **sign** shall be 2.5m and the maximum **sign area** shall be 2m<sup>2</sup>.

- (iii) The street number of the **lot** shall be prominently displayed on a **ground sign** such that it is visible from the **highway**.

(h) **Sandwich Board Signs**

**Sandwich board signs** may be **erected** in the **Heritage Sign Special Policy District** in accordance with the following provisions:

- (i) **Sandwich board signs** may be **erected** on the public boulevard directly in front of the business to which the **sign** relates, so long as the **sign** does not impede the flow of vehicular or pedestrian traffic;
- (ii) **sandwich board signs** shall not be **erected** within 3m of another **sandwich board sign** or a driveway entrance;
- (iii) **sandwich board signs** shall not, in the case of **corner lots**, be **erected** within 6m of the edge of any street corner;
- (iv) one (1) **sandwich board sign** may be **erected** for each **lot** or one (1) **sandwich board sign** for every 8m of **highway frontage**;
- (v) **sandwich board signs** shall not exceed a **height** of 1m or a width of 0.6m; and
- (vi) if **erected** on the **highway**, such **signs** shall be removed at the end of business hours each day.

(i) **Readograph and Electronic Message Display Signs**

**Readograph** and **Electronic Message Display signs** shall not be permitted within the **Heritage Sign Special Policy District**. Notwithstanding the foregoing or the provisions of Section 7.7 (a), any motion picture or live theatre shall be permitted to **erect** a **readograph**.

(j) **Marquees**

**Marquees** are not permitted in the **Heritage Sign Special Policy District**.

(k) **Banners**

**Banners** are not permitted in the **Heritage Sign Special Policy District**. Notwithstanding the foregoing, this prohibition shall not include those **banners erected** by the **Municipality** or those installed on the brackets of

**Municipal** light standards or poles specifically created for the purpose of displaying **banners** in the **Heritage Sign Special Policy District**.

- (l) **Municipal** directional or traffic **signage** may be **erected** in accordance Section 4.8(c).

## 6.5 Industrial Zones

Except as otherwise allowed in this by-law, no person shall **erect** or cause to be **erected** or permit a **sign** in an **Industrial Zone** save and except the following classes:

### (a) **Ground Signs**

**Ground signs** shall be permitted subject to the following:

- (i) no **ground sign** shall be permitted on an **inside lot** or a **corner lot** which has a **highway frontage** of less than 12m;
- (ii) one (1) **ground sign** may be **erected** on an **inside lot** or **corner lot** which has a **highway frontage** of at least 12m;
- (iii) two (2) **ground signs** may be **erected** on a **through lot**;
- (iv) one additional **ground sign** shall be permitted in addition to the signage permitted by subsections (ii) and (iii) above, so long as the **sign face** is no larger than 4.5m<sup>2</sup>, the **sign** is used solely for the purpose of advertising a **readograph** or **electronic message display**, and the **sign** is permanently located in a landscaped plot;
- (v) the maximum **height** of a **ground sign** on properties with a **highway frontage** of less than 30m shall be 4.5m;
- (vi) for each additional 5m of **highway frontage**, an additional 0.3m of **sign height** shall be permitted to a maximum of 8m;
- (vii) the maximum **sign area** for **ground signs** on **lots** with less than 30m of **highway frontage** shall be 4.5m<sup>2</sup>;
- (viii) the maximum **sign area** for **ground signs** on **lots** with more than 30m of **highway frontage** shall be 6m<sup>2</sup>;
- (ix) one (1) **directional sign** at each point of vehicular entrance and exit shall be permitted so long as such **signs** do not exceed 0.6m<sup>2</sup> in **sign area**;
- (x) **ground signs** shall be located a minimum of 1m from any front or side **lot** line;
- (xi) in the **parking areas** of multi-tenant buildings having a **lot** area greater than 0.8 hectares, **wall** and **ground signs** shall be permitted as required for the direction of traffic or pedestrians, so long as the **sign area** of each **sign** is less than 0.6 m<sup>2</sup>; and
- (xii) the street number of the **lot** shall be prominently displayed on a **ground sign** such that it is visible from the **highway**.

### (b) **Wall Signs**

**Wall signs** shall be permitted subject to the following:



- (ii) cumulative **sign area** of **wall signs** shall be limited to 25 percent of the wall area of the **first storey** visible from any direction;
- (iii) **wall signs** may be located above the **first storey** of buildings in **Industrial Zones** provided that the **sign area** does not exceed the maximum area permitted in subsection 6.5(b)(i) above; and
- (iv) **wall signs** are to be located and limited to the defined **sign** band area of a building, if such an area is present.

(c) **Awnings**

**Awnings** shall be permitted subject to the following:

- (ii) the maximum area of the **awning** shall not exceed 25 percent of the building face of the **first storey** of the building; and
- (iii) the minimum vertical clearance between the ground and the **awning** shall be 2.5m.

(d) **Marquees**

**Marquees** shall be permitted provided that:

- (i) the maximum **sign area** of any **marquee** shall not exceed 25 percent of the building face of the **first storey**; and
- (ii) the minimum vertical clearance between the ground and the **marquee** shall be 2.5m.

(e) **Banners** or emblems of governmental, educational or **religious organizations** or institutions, shall be temporarily permitted for a period of up to 60 days, provided that:

- (ii) they are located below the roof line, parapet or cornice of a building;
- (iii) they are directly adhered to a building or in front of the business or location of the event that is being advertised;
- (iv) they shall form part of the calculation of the maximum permitted number of **signs** or **sign area** permitted for any **lot** or premises; and
- (v) they are removed within seven (7) days after the event advertised or 60 days from the date on which the **sign** was **erected**, whichever comes first.

## 6.6 Institutional Zones

Except as otherwise allowed in the by-law, no person shall **erect** or cause to be **erected** or permit a **sign** in an **Institutional Zone** save and except the following classes:

(a) **Ground Signs**

**Ground signs** shall be permitted subject to the following:

- (ii) no **ground sign** shall be permitted on an **inside lot** or a **corner lot** which has a **highway frontage** of less than 12m;
- (iii) one (1) **ground sign** may be **erected** on an **inside lot** or **corner lot** which has a **highway frontage** of at least 12m;
- (iv) two (2) **ground signs** may be **erected** on a **through lot**;
- (v) one additional **ground sign** shall be permitted in addition to the **signage** permitted by subsections (ii) and (iii) above, so long as the **sign face** is no larger than  $4.5\text{m}^2$ , the **sign** is used solely for the purpose of advertising a **readograph** or **electronic message display**, and the **sign** is permanently located in a landscaped plot;
- (vi) the maximum **height** of a **ground sign** on properties with a **highway frontage** of less than 30m shall be 4.5m;
- (vii) for each additional 5m of **highway frontage**, an additional 0.3m of **sign height** shall be permitted to a maximum of 8m;
- (viii) the maximum **sign area** for **ground signs** on **lots** with less than 30m of **lot frontage** shall be  $4.5\text{m}^2$ ;
- (ix) the maximum **sign area** for **ground signs** on **lots** with more than 30m of **highway frontage** shall be  $6\text{m}^2$ ;
- (x) one (1) **directional sign** at each point of vehicular entrance and exit shall be permitted so long as such **signs** do not exceed  $0.6\text{m}^2$  in **sign area**;
- (xi) **ground signs** shall be located a minimum of 1m from any front or side **lot line**;
- (xii) in the **parking areas** of multi-tenant buildings having a **lot area** greater than 0.8 hectares, **wall** and **ground signs** shall be permitted as required for the direction of traffic or pedestrians, so long as the **sign area** of each **sign** is less than  $0.6\text{m}^2$ ; and
- (xiii) the street number of the **lot** shall be prominently displayed on a **ground sign** that it is visible from the **highway**.

(b) **Wall Signs**

**Wall signs** shall be permitted subject to the following:

- (ii) cumulative **sign area** of **wall signs** shall be limited to 25 percent of the wall area of the **first storey** visible from any direction;
- (iii) no **wall signs** shall be **erected** above the **first storey** of any building; and
- (iv) **wall signs** are to be located and limited to the defined **sign** band area of a building, if such an area is present.

(c) **Awnings**

**Awnings** shall be permitted subject to the following:

- (ii) the maximum area of the **awning** shall not exceed 25 percent of the building face of the **first storey** of the building; and
- (iii) the minimum vertical clearance between the ground and the **awning** shall be 2.5m.

(d) **Marquees**

**Marquees** shall be permitted subject to the following:

- (i) the maximum **sign area** of any **marquee** shall not exceed 25 percent of the building face of the **first storey**; and
- (ii) the minimum vertical clearance between the ground and the **marquee** shall be 2.5m.

(e) **Banners** or emblems of governmental, educational or **religious organizations** or institutions, shall be temporarily permitted for a period of up to 60 days, provided that:

- (i) they are located below the roof line, parapet or cornice of a building;
- (ii) they are directly adhered to a building or in front of the business or location of the event that is being advertised;
- (iii) they shall form part of the calculation of the maximum permitted number of **signs** or **sign area** permitted for any **lot** or premises; and
- (iv) they are removed within seven (7) days after the event advertised or 60 days from the date on which the **sign** was **erected**, whichever comes first.

7. **Sign-Specific Provisions**

7.1. Directional Signs for Cemeteries and Places of Worship

In any **zone**, **directional signs** for **cemeteries** and **places of worship** may be **erected** on **highways**, subject to the following conditions:

- (a) no such **sign** shall be located so as to interfere with the safe operation of vehicular or pedestrian traffic, as determined by the **Municipality's** Director of Public Works;
- (b) the maximum **sign area** of such **signs** shall be 0.6m<sup>2</sup>; and
- (c) such **signs** shall not be **illuminated**.

## 7.2 Real Estate Signs

In any **zone**, directional open-house **signs** and real estate advertising **signs** may be **erected** on **highways**, subject to the following conditions:

- (a) no such **sign** shall be located so as to interfere with the safe operation of vehicular or pedestrian traffic as determined by the **Municipality's** Director of Public Works;
- (b) the maximum size of such **sign** shall be 0.6m<sup>2</sup>; and
- (c) not more than two (2) such **signs** shall be **erected** in relation to each **lot** being advertised.

## 7.3 Signs for Advertising Events Sponsored by Non-Profit, Charitable Organizations and Community Associations

- (a) In any **zone**, with the exception of the **Heritage Sign Special Policy District** and the **C5 Zone**, **temporary signs** may be **erected** by **community associations, charitable organizations**, and non-profit corporations and in any **zone**, with the exception of the **Heritage Sign Special Policy District, C5 Zone** and **Residential Zone**, **portable temporary signs** may be **erected** by **community associations, charitable organizations**, and non-profit corporations for the purpose of advertising events conducted or sponsored by such organizations provided that such **signs** shall:
  - (i) be the subject of an approved **sign** permit; however, any applicable **sign** permit fees will be waived;
  - (ii) be removed five (5) days after the event or for 60 days from the date on which the **sign** was **erected**, whichever comes first;
  - (iii) not be **erected** without the consent of the **owner** of the property on which the **sign** is to be located;
  - (iv) in the case of **temporary signs**, not be greater than 0.4m<sup>2</sup> in **sign area**. **Signs** manufactured prior to the passing of this by-law which are in excess of 0.4m<sup>2</sup> in **sign area** shall be permitted for a period of five (5) years from the date of passing of this by-law;
  - (v) not be located so as to impede or interfere with the safe operation of vehicular or pedestrian traffic as determined by the **Municipality's** Director of Public Works or his/her designate;
  - (vi) be a minimum of 1.5m from any fire hydrant, curb, driveway, or the travelled portion of a **highway**;
  - (vii) not exceed a maximum of 100 **temporary signs** per event; and
  - (viii) be limited to no more than four (4) **portable temporary signs** per charitable event.

#### 7.4 Land Development Signs

In any **zone**, one (1) **ground sign** or **wall sign** related to **land development** projects within the **Municipality** shall be permitted per 0.4 hectares of land, or portion thereof, up to a maximum of four (4) **signs** per **land development site** so long as the aggregate **sign area** does not exceed 4m<sup>2</sup>. Such **signs** can only be **erected** on the **land development site** under-development and are to be removed within 90 days of the completion of the project.

#### 7.5 Portable Temporary Signs

- (a) **Portable temporary signs** may be **erected** in any **zone** except **Residential Zones**, the **C5 Zone** and the **Heritage Sign Special Policy District**, provided that they are in full compliance with all other provisions of this by-law.
- (b) A **portable temporary sign** advertising a business may be **erected** provided that it is located on the same property as the business which it is advertising. **Portable temporary signs** advertising a charitable or non-profit event may be located on a property other than that on which the event is to take place provided that they are removed within five (5) days following the event or within 60 days from the date on which the **sign** was **erected**, whichever comes first, and provided they are located a minimum distance of 60.96m from the **Municipality's** gateway entrance **signage** and the **Municipality's** tourism event **signage**.
- (c) A **sign** permit for a **portable temporary sign** shall be issued for a maximum period of one (1) year. At no time during that period will there be valid **sign** permits for the display of more than one (1) **portable temporary sign** for every four (4) businesses/establishments located on the **lot** or one (1) **portable temporary sign** for every 45m of **highway frontage**, whichever is less, and at no time during that period will there be a valid **sign** permit for more than four (4) **portable temporary signs** per **lot**.
- (d) The **Municipality** will provide an expiration tag to each applicant upon approval of a **portable temporary sign** permit application. This expiration tag is to be affixed to the **portable temporary sign** in a visible location by the **sign** permit applicant or their agent on the day the **sign** is **erected** on the property.
- (e) Location  
A **portable temporary sign** shall:

- (i) not be **erected** on any **highway**;
- (ii) not be **erected** within 3m of another **sign** or a driveway entrance; and
- (iii) not be **erected** within 6m of the edge of any street corner;

(f) Details

A **portable temporary sign** shall:

- (i) not exceed 4.5m<sup>2</sup> in **sign area** and 2.5m in **height**;
- (ii) not have electrical wiring located in the path of vehicular or pedestrian traffic;
- (iii) have a **sign face** that is either white or black in colour, with the exception of a corporate logo or digital generated artwork, and include **sign letters** that are either white or black in colour. Coloured **sign letters** will be permitted for a period of one (1) year from the passing of this by-law;
- (iv) be **erected** and secured by being mechanically fastened to the ground, where applicable. Cement blocks cannot be used as a ground anchor.

7.6 Sandwich Board Signs

- (a) **Sandwich board signs** may be **erected** in all **zones**, with the exception of only real estate and contractor's signs in **Residential Zones**, provided that any such **sign** is located directly in front of the business which it is advertising and is in full compliance with all other provisions of this by-law.
- (b) **Sandwich board signs erected** within the **Heritage Sign Special Policy District** must be in compliance with the regulations set out in Section 6.4.3(h).
- (c) Subject to the regulations set out in Section 6.4.3(h) which pertain specifically to the **Heritage Sign Special Policy District**, where a **sandwich board sign** is permitted, such **signs** permitted in all other **zones** shall:
  - (i) be placed no more than 2m from any store front;
  - (ii) not be **erected** within 3m of another **sandwich board sign** or driveway entrance;
  - (iii) shall not, in the case of **corner lots**, be **erected** within 6m of the edge of any street corner;
  - (iv) be limited to one (1) **sandwich board sign** per **lot** or one (1) **sandwich board sign** for every 8m of **highway frontage**, whichever is less;
  - (v) not exceed a **height** of 1m or width of 0.6m; and
  - (vi) if **erected**, be removed at the end of business hours each day.

7.7 Readographs or Electronic Message Displays

- (a) **Readographs** or **electronic message displays**, that are an integral part of **ground signs** and **wall signs** are permitted in all **Commercial, Industrial and Institutional Zones**, except the **Heritage Sign Special Policy District, Residential Zones** and the **C5 Zone**.
- (b) **Ground signs** incorporating **readographs** or **electronic message displays** may have a **sign area** that is 25 percent greater than the **sign area** otherwise permitted by this by-law provided that the area of the **readograph** or **electronic message display** is limited to a maximum of 3.5m<sup>2</sup>.
- (c) The intensity of illumination for **readographs** or **electronic message displays** shall be maintained at a constant level.

## 8. Automobile Service Stations

Notwithstanding the provisions contained elsewhere in this by-law, no person shall **erect** or cause to be **erected, signs** at **automobile service stations** other than as described below:

### 8.1. Wall Signs

**Wall signs** having an aggregate **sign area** not exceeding 6m<sup>2</sup>.

### 8.2. Ground Signs

One (1) **ground sign** provided that such **sign** does not exceed 8m in **height** or 6m<sup>2</sup> in **sign area** and is not located closer than 1m from any front or side **lot** line.

### 8.3. Weather Canopy Signs

A **sign** on a **weather canopy** provided that such **sign** does not exceed 6m<sup>2</sup> in **sign area**.

### 8.4. Directional Signs

One (1) **directional sign** not exceeding 0.6m<sup>2</sup> in **sign area** shall be permitted at each point of vehicular entrance and exit.

## 9. Construction

### 9.1. Ground Signs

#### (a) Design

All **ground signs** shall be designed and constructed in accordance with the **Building Code**.

#### (b) Height Above Grade

No **ground sign** shall exceed 8m in **height**.

### 9.2. Wall Signs

#### (a) Design

All **wall signs** shall be designed and constructed in accordance with the **Building Code**.

(b) Extension

**Wall signs** shall not extend above the top of the wall nor extend beyond the ends of the wall to which they are attached unless meeting all of the requirements for **projecting signs** or **ground signs** as the case may be.

(c) Clearance Above Grade

Every **wall sign** which projects over **public property** (where permitted) shall have a minimum clearance of 2.5m above adjacent grade.

### 9.3 Clearances

No **sign** or advertising device shall be located upon any building so as to obstruct any door, scuttle, skylight or fire escape.

### 9.4 Strength of Buildings

No **sign** shall be **erected** on any building unless such building is capable of carrying additional load caused by the **erection** of such **sign** without exceeding the stresses permitted in the **Building Code**.

### 9.5 Supports and Attachments

Every **sign** attached to the exterior wall of a building shall be certified by a qualified **sign** installer and shall be safely and securely anchored thereto by means approved by the **Chief Building Official**.

## 10. Offences and Penalties

### 10.1. Offences

- (a) Every person who contravenes any provision of this by-law is guilty of an offence; and
- (b) In addition to any other party who contravenes a provision of this by-law and thereby commits an offence, the **owner** and/or occupant of any property on which a **sign** is **erected** in contravention of this by-law shall be deemed to have committed an offence.

### 10.2. Penalties

Every person who is found guilty of an offence in contravention of this by-law is liable upon conviction to a penalty not exceeding \$5,000.00 for each offence, exclusive of costs.



## 11. **Enforcement**

### 11.1. Enforcement

The following persons are deemed to be appointed to enforce this by-law:

- (a) Persons employed or appointed as an **Officer** for the **Municipality**; and
- (b) the **Chief Building Official** or his/her designate.

## 12. **Repeal of Existing By-Laws**

### 12.1. Repeal

By-law No. 42-2006 is hereby repealed.

## 13. **Effective Dates**

### 13.1. Effective Dates

This by-law shall come into force and take effect on the date of passing.

Passed in open Council this 11<sup>th</sup> day of March, 2013.

Signed by R. Adams

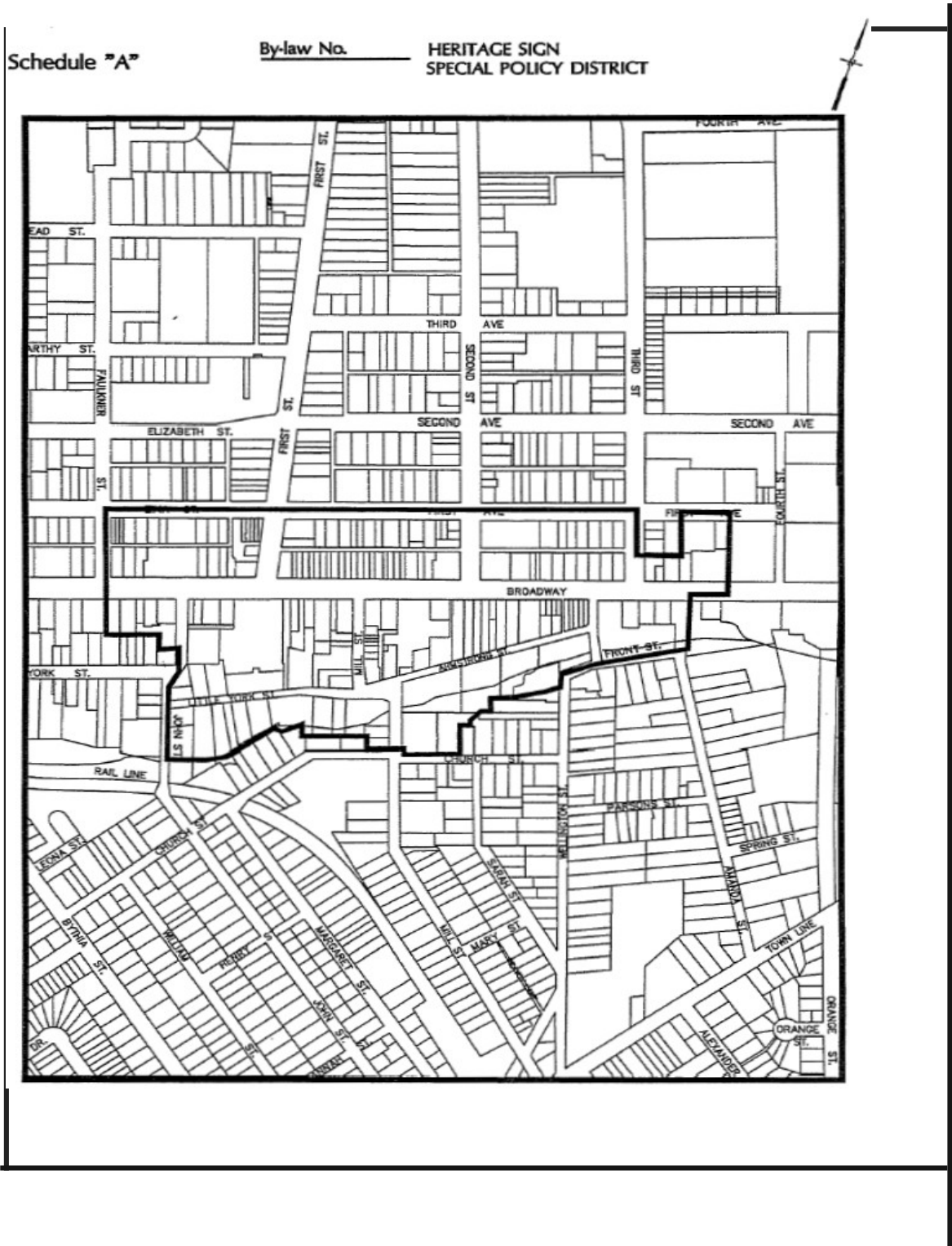
\_\_\_\_\_  
Rob Adams, Mayor

Signed by C. Johns

\_\_\_\_\_  
Cheryl Johns, Clerk

Schedule "A" to By-law  
Heritage Sign Special Policy District

\_\_\_\_-2013



**Schedule "B" to By-law**

**\_\_\_\_\_-2013**

Fees for **sign** permits are to be calculated in accordance with the following: **For signs not located on or projecting over municipal property:**

**(Sign face 1m<sup>2</sup> or less) \$50.00 per sign.**

**(Sign face of greater than 1m<sup>2</sup>) \$50.00 per sign for the first 1m<sup>2</sup> of sign face, plus \$25.00 per m<sup>2</sup> beyond.**

**Portable Temporary Signs - \$100.00 per sign per month.**

**Sandwich Board signs - \$75.00 per sign.**

Development **Signs** - initial fee of \$1,000.00 per **sign** and an additional fee of \$250.00 per **sign** for each year thereafter that the **sign** is still **erected**.

For **signs** which project over or are located on municipal property:

**(Sign face 1m<sup>2</sup> or less) \$100.00 per sign.**

**(Sign face of greater than 1m<sup>2</sup>) \$100.00 per sign for the first 1m<sup>2</sup> of sign face, plus \$25.00 per m<sup>2</sup> beyond;**

**Portable Temporary Signs - \$100.00 per sign per month.**

**Sandwich Board Signs - \$75.00 per sign.**

Fees for application for a variance to the **Sign** By-law:

\$200.00 in addition to the regular permit fee

\$300.00, if required as an enforcement order or in the absence of a **sign** permit