

# THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE

## BY-LAW NO. 47-16

### *A By-Law to Regulate and Prohibit Signs and Other Advertising Devices Within the Municipality of North Grenville*

**WHEREAS** the *Municipal Act 2001* authorizes a lower-tier municipality to pass by-laws respecting signs;

**NOW THEREFORE** the Council of the Corporation of the Municipality of North Grenville enacts as follows:

In this by-law, unless the contrary intention appears, words importing the singular number only, shall include more persons, parties or things of the same kind than one.

In this by-law, the word "shall" is construed as being mandatory and not discretionary.

Nothing in this by-law shall be interpreted in such a manner to exempt any person from complying with any requirement or applicable law that may be in force from time to time within the Municipality or from observing or complying with the requirements of any applicable Federal, Provincial or County legislation.

This by-law shall not apply to:

- a) Signs within an enclosed structure, except window signs.
- b) Signs installed by or on behalf of the Municipality, Committees of Municipal Council, United Counties of Leeds & Grenville, the Province of Ontario, the Government of Canada or Canadian TODS Limited pursuant to their program.
- c) Plaques placed by historical agencies of the Municipality, United Counties of Leeds & Grenville, the Province of Ontario or the Government of Canada.
- d) Any permanent, structural sign that is lawfully erected or displayed on the day this by-law comes into force if the sign is not substantially altered and the maintenance and repair of the sign or a change in the message displayed shall be deemed not in itself to constitute an alteration.
- e) A signage plan filed as part of an approved festival and special events application with the municipality.

### **PART I – DEFINITIONS**

1. In this by-law:

**"A-frame Sign"** means any portable sign, triangular in shape, designed with no less than two sides of similar length forming its apex allowing it to stand freely on the ground.

**"Abandoned or Obsolete Sign"** means a sign located on property which becomes vacant and unoccupied for a period of 90 days or more, or any sign which pertains to a time, event or purpose which no longer applies.

**"Advertising Device"** means any device or object which is used or capable of being used to attract public attention to any goods or services or facilities or events and includes flags, banners, pennants and lights.

**"Alter"** means any change to the sign structure or sign face including the addition, deletion or re-arrangement of parts, provided a change in the message displayed by a sign does not in itself constitute an alteration.

**"Animated Sign"** means a video screen or any kinetic or illusionary motion of all or any part of a sign and includes the rotation of a sign but does not include an electronic message board.

**"Automobile Related Use"** means any use related to automobile dealerships selling new or used motor vehicles or providing services related to the alteration or repair of motor vehicles.

**“Awning Sign”** means a sign attached to or which forms part of the surface of either a retractable awning or a non-retractable canopy provided that for purposes of determining the Sign Area of an Awning Sign, only the number of square metres of the part of the awning or canopy which is used as a visual medium or display to attract attention shall be considered to be the Sign Area of the Awning Sign.

**“Banner”** means a sign or advertising device made from cloth, or a similar lightweight material such as plastic.

**“Billboard Sign”** means a sign which is owned and maintained by a person engaged in the rental or leasing of the sign face area for advertising goods services or facilities and upon which copy can be fastened in a manner such that other copy can be substituted from time to time.

**“Building Code Act”** means the *Ontario Building Code Act, 1992*, S.O. 1992, c. 17, as amended, or any predecessor or successor thereto.

**“Charitable Sign”** means a mobile sign displayed on private property for the purpose of advertising community service events and/or a charitable organization’s functions or drives provided such sign does not promote a business or product.

**“Community Identification Sign System”** means a Municipally sanctioned sign that identifies or promotes a specific community such as a development, business improvement area, or village within the Municipality.

**“Community Mobile Sign”** means a mobile sign erected on Municipal or County property pursuant to the provisions of this by-law upon which:

- a) messages which advertise charitable or community services or events and which do not promote a business or product may be displayed by members of the public; or
- b) messages which advertise charitable or community services or events taking place within the geographical boundaries of the Municipality of North Grenville.

**“Construction Sign”** means a sign which identifies or provides information relating to or advertising the construction of a building or structure on the lands on which the sign is erected but does not include a New Home Development Sign.

**“Copy”** means the graphic content of a sign surface in either permanent or removable letter, pictorial, symbolic, or numeric form.

**“Council”** means the Council of the Municipality of North Grenville.

**“County”** means the United Counties of Leeds and Grenville.

**“County Property”** means any land, buildings or chattels owned by the United Counties of Leeds and Grenville which are situated within the confines of the geographic extents of the Municipality of North Grenville.

**“Daylight Triangle”** means the area within a triangle (usually an isosceles triangle) at a corner at the intersection of two streets having a specified length on each street frontage.

**“Designated Official”** means:

- a) for all temporary and portable signs, shall mean a Municipal Law Enforcement Officer of the Municipality of North Grenville; or
- b) for all permanent or structural signs, shall mean a Building Official of the Municipality of North Grenville.

**“Development Wayfinding Sign”** shall mean a temporary sign specifically designed to assist residents and visitors to locate new developments within the Municipality (described in detail in Schedule “C”).

**“Directional Sign”** means any sign which gives directions or instructions for the control of vehicular or pedestrian traffic within the property on which the sign is located and shall include an entry and exit sign.

**“Election Sign”** means a sign advertising or promoting the election of a political party or a candidate for public office in a federal, provincial or municipal election and includes signs promoting the position of a person registered to campaign with respect to a question on a ballot.

**“Electronic Message Board”** means a sign which is electronically controlled and which displays information in a prearranged sequence.

**“Facade”** means the entire street facing building wall including any parapet but does not include any structure erected above the top storey of a building.

**“Farm Accessory Sign”** means an A-frame or similar temporary sign indicating the presence of a vendor of seasonal, locally grown produce.

**“Farmers’ Market”** means a permitted, seasonal, multi-vendor operation at a fixed location selling agricultural, food and arts and crafts products including home-grown-produce, home-made crafts and value-added products where the vendors are the primary producers.

**“Fascia Sign”** means a sign which is attached and parallel to the surface of an exterior wall of a building or structure and includes a horizontal sign attached and parallel to the perimeter surface of a canopy.

**“Flag Sign”** means a sign made of cloth or lightweight material attachable by one edge to a pole or rope.

**“Flashing Sign”** means a sign which contains an intermittent or flashing light source or which includes the illusion of intermittent or flashing light by means of animation or an externally mounted light source but does not include an automatic changing sign or electronically controlled message board.

**“Frontage”** means the length of the property line separating a lot from any abutting street.

**“Grade”** means the lowest of the levels of finished ground adjacent to the location of the sign, exclusive of any artificial embankment created without the permission of the Municipality.

**“Ground Sign”** means a sign which is free standing in a fixed position and is supported by a sign structure attached to or affixed into the ground and which is not supported by any building or other structure and, without limiting the generality of the foregoing, shall include a sign attached to or affixed or embedded into the ground by means of a base or sleeve(s) or other supporting structure which is attached to or affixed or embedded into the ground and into which a removable sign structure may be inserted or attached.

**“Height”** means the vertical distance measured from the proposed or finished grade immediately below the sign to the highest extremity of the sign including any frame, border or ornamental feature.

**“Home Occupation”** shall mean an accessory use of a dwelling unit by at least one of the permanent residents of that dwelling unit to conduct one or more full-time or part time occupations or business activities. Terms such as homebased business, home-based employment, home office work, telework, and home arts and crafts, shall be deemed to fall within the same definition.

**“Inflatable Sign”** means any advertising device designed to be inflated and which is tethered to the ground, a building, structure, or similar support and includes hot-air balloons.

**“Interior Sign”** means a temporary sign that is not visible or intended to be seen from anywhere other than within the property on which the sign is located.

**“Inspector”** means a person appointed by Council as a Building Inspector to enforce the provisions of the Ontario Building Code or persons acting under his or her authority.

**“Kemptonville Business Improvement Area”** shall mean the central core business district as established in By-Law No. 69-15.

**“Landscaping Sign”** means a sign located or displayed on the ground and created through the use of plants and landscaping materials.

**“Lot”** means a parcel of land owned by one person, or jointly by one or more groups of persons.

**“Mobile Sign”** means a freestanding sign greater or equal to 1.5 m<sup>2</sup> (16 sq. ft.) in sign area, which sign (including its base or other supporting structure) is displayed on but not anchored into the ground or otherwise attached to or affixed or embedded into the ground or to a building or structure in a permanent or semi-permanent manner, but shall not include A-frame signs *or* a sign attached to or located on a vehicle.

**“Monolith Sign”** means a ground sign displayed on a pillar-like structure which has no structural delineation between the base of the sign and the display surface of the sign.

**“Multi-unit property”** means a parcel of land or contiguous parcels of land within one defined property sharing a common access to an adjoining street or streets as applicable.

**“Municipal Act”** means the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, or any predecessor or successor thereto.

**“Municipal Address”** means the identifying street number and street name assigned to a property or to a building or unit within a building on the property.

**“Municipal Law Enforcement Officer”** means a person appointed by Council as a Municipal Law Enforcement Officer to enforce the provisions of the by-law, or persons acting under his or her authority.

**“Municipal Property”** means land, buildings or chattels owned by The Corporation of the Municipality of North Grenville.

**“Mural”** means any type of display or artistic endeavour applied as paint or film to any external wall or other part of a building or structure which does not include any words or advertisement or any other promotional message or content including logos and trademarks.

**“Neighbourhood Event Sign”** means any sign advertising a private garage sale, bazaar, bake sale or the like.

**“New Home Development Sign”** means a temporary sign which displays the name or corporate identification of a builder or developer, or provides directional information regarding a new home development in progress as part of an approved registered plan of subdivision, condominium plan, or condominium plan exemption and **“New Home Development”** shall mean such a development.

**“Officer”** For the purposes of this by-law shall mean a Municipal Law Enforcement Officer, a Police Officer, or a building Inspector.

**“Official Sign”** means any sign erected by or under the jurisdiction of a federal or provincial government or agency or a municipality and any sign required by a federal or provincial statute or regulation or municipal by-law.

**“Open House Directional Sign”** means a temporary portable sign intended to direct traffic to a residence for resale or lease but shall not include a new home development sign.

**“Owner”** means the registered owner of any property.

**“Parapet”** means a low wall protecting the edge of a roof and includes any architectural features forming an integral part of such wall.

**“Permit”** means a permit issued under the *Ontario Building Code*.

**“Person”** means an individual, business, firm, corporation, association, partnership, or any combination thereof.

**“Planning Act”** means the *Planning Act*, R.S.O. 1990, c. P.13, as amended, or any predecessor or successor thereto.

**“Police Officer”** means any current member of the Ontario Provincial Police or authorized assistants or persons acting under his or her authority.

**“Portable Sign”** means a freestanding sign, less than 1.5 m<sup>2</sup> (16 sq. ft.) in sign area, which sign (including its base or other supporting structure) is displayed on but not anchored in the ground, or otherwise attached to, or affixed or embedded into the ground in a permanent or semi-permanent manner. Without limiting the foregoing, this definition shall include signs commonly referred to as A-frame Signs, T-frame Signs and sandwich board signs meeting this criteria but shall not mean or include a Ground Sign or a Mobile Sign, including a T-frame Sign larger than 1.5 m<sup>2</sup> (16 sq. ft) or any other sign defined in this by-law.

**“Poster Sign”** means a sign which is temporarily secured in the ground or on an existing secondary support such as a lamp standard, ground sign structure, or some other foundation other than the exterior wall of a building for its structural support.

**“Premises”** means a unit within a building.

**“Projecting Sign”** means a sign attached or affixed perpendicular to or at an angle of greater than 5 degrees from the surface of a façade of a building.

**“Property”** means:

- a) a parcel of land or contiguous parcels of land under one ownership and which is described in a deed or other document legally capable of conveying an interest in land and which deed is on record in the Registry Office or Land Titles Office; or
- b) a parcel land shown as a lot or block on a Registered Plan of Subdivision, but a Registered Plan of Subdivision for the purposes of this paragraph 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 Section 50.4 of the *Planning Act*, as amended from time to time.

**“Real Estate Development Sign”** means a temporary sign posted on-site advertising the sale, lease or future development of vacant land.

**“Repair and Maintain”** means anything done to preserve the condition of a sign or to prevent the deterioration of the sign and includes the restoration of the sign by removing or replacing worn out, missing, damaged or broken parts.

**“Roof Sign”** means a sign located wholly or partially above the roof or parapet elevation of a building, but does not mean a fascia sign attached to either a facade of a building or a roof top elevator room.

**“Sign”** means any surface, structure and other component parts, which is used or capable of being used as a visual medium or display to attract attention to a specific subject matter for identification, information or advertising purposes and includes an advertising device.

**“Sign Area”** means the number of square metres on the surface of a sign including the border and frame and where there is no border shall include all of the surface area lying within the extremities of the sign.

**“Sign Owner”** shall include:

- a) a person who is the occupant of the property or premises, if the sign identifies the property or directs attention to products or services offered by the person on the property; or
- b) in the case of a mobile sign or an advertising sign, the owner or lessor of the sign structure; or
- c) the person or persons having the use or major benefit of the sign; and
- d) any person acting or purporting to act on behalf of the persons listed in (a), (b) or (c) with respect to the sign.

**“Sign Structure”** means anything used to support or brace a sign face and which is attached to the ground or a building or structure.

**“Special Occasion Sign”** means a temporary sign advertising a promotional event such as a grand opening, special inventory clearance or the like.

**“Storey”** means that portion of any building which is situated between the top of any floor and the top of the floor or roof next above it.

**“Street”** includes a Municipal, or County common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof and may also be referred to as a “road allowance”; as listed in Schedule A, B or C with respect to the sign.

**“Structural Sign”** means any sign which is permanently attached to or affixed into the ground or to a building in any manner and shall include: Awning signs, Electronic message boards, Fascia signs, Ground signs, Landscaping signs, Monolith signs, Projecting signs, Roof signs, Wall signs or any other sign by its very nature is designed for permanent use.

**“T-frame Sign”** means any sign supported by a base such that the sign and base are similar in shape to an inverted “T”.

**“Temporary Sign”** means any sign which is not permanently attached to or affixed into the ground or to a building and shall include: A-frame signs, Banner signs, Inflatable signs, Murals, Portable signs, election signs, or any other sign by its very nature is designed for temporary use.

**“Temporary Real Estate Sign”** means any sign which is not permanently attached to or affixed into the ground or to a building for the purpose of advertising the sale, lease or rental of existing buildings located on the property but does not include a New Home Development Sign.

**“TODS Sign”** means tourism-oriented business signs that promote tourism or serving motorists according to Canadian TODS Limited program.

**“Unsafe”** when used with respect to a sign or sign structure means a condition which is structurally inadequate or faulty or which could be hazardous to any person or property.

**“Use”** when used in conjunction with the words “residential”, “industrial”, “commercial”, “institutional”, “agricultural”, “open space” or similar words, shall mean such uses as may be permitted under the Zoning By-Law.

**“Wall Sign”** means any sign directly marked on or inscribed on an exterior wall surface of a building, but shall not include a mural.

**“Zone”** means the area of a defined land use zone in the Municipality’s Zoning By-Law passed under the *Planning Act*.

## **PART II - GENERAL PROHIBITIONS AND REGULATIONS**

2. No person shall:

- (1) erect, locate or display a sign without a permit if a permit is required under this By-law.
- (2) erect, locate or display a structural sign for which a permit has been obtained except in accordance with the approved plans and drawings submitted as part of the permit application.
- (3) erect, locate or display a sign in a manner that is not in accordance with required setbacks under the Municipal Zoning By-Law.
- (4) erect, locate or display a sign in a manner that is not in accordance with regulations of this by-law or the conditions of any variance granted under this by-law.
- (5) erect, locate or display a sign of a type which is not specifically permitted under this by-law.
- (6) except as specifically permitted under this by-law, erect, locate or display a sign which is on or overhangs Municipal or County property, including any road allowance.
- (7) erect, locate or display a sign that obstructs the view of any pedestrian, or driver of a motor vehicle or obstructs the visibility of any traffic sign or device, or where it interferes with vehicular traffic in a manner that could endanger any person.
- (8) except as expressly permitted under Part V, erect, locate or display a sign within the following daylight triangles at the intersection of two streets:
  - (a) a 15 metre daylight triangle at the intersection of any two streets; or

- (b) within any other daylight triangle required under the Zoning By-Law, the terms of approval of any approval granted under the *Planning Act*, or otherwise required by law including any daylight triangles required at rail line corridors.
  - (9) except as specifically permitted under this by-law, erect, locate or display a sign on private property for a purpose other than a purpose ancillary to a principal use permitted under the Zoning By-Law and carried on within the confines of the property or the purpose of facilitating the commencement of such a use.
  - (10) fail to ensure that the light from any sign which is illuminated is deflected away from any adjacent property and the path of vehicular traffic.
  - (11) fail to ensure that the lighting intensity of an illuminated temporary sign is turned off or dimmed between the hours of 10:00 p.m. and 8:00 a.m. if so directed by the Designated Official, or the conditions of any permit or site plan.
  - (12) fail to maintain a sign in a proper state of repair so that such sign becomes unsafe or unsightly.
  - (13) fail to remove, alter, or repair a sign which is not in compliance with this by-law when so directed by the Designated Official.
  - (14) erect, locate, or display any sign closer than 3 m (10 ft.) to a fire hydrant, telephone, or hydro junction box.
  - (15) place or permit an electrical cord on the surface of a parking lot, driveway or sidewalk in order to provide power to a mobile sign.
  - (16) intentionally deface or vandalise a sign
3. A person shall be deemed to be erecting, locating or displaying a sign if that person is a sign owner and directs, permits or fails to stop the erection, location or display of the sign.
  4. The sign owner shall notify the Designated Official of the completion of the erection of any structural sign pursuant to a permit within 15 days after the sign is erected.
  5. Portable Signs shall be temporarily anchored to the ground to prevent their dislocation.
  6. The following signs are prohibited under this by-law:
    - (1) Abandoned or Obsolete Signs
    - (2) animated signs, with the exception of Electronic Message Boards
    - (3) roof signs
    - (4) a wall sign other than a mural permitted under this by-law
    - (5) signs on trucks, trailers, or vehicles that are parked on a property in a manner that is unrelated to their normal use as vehicles and is more consistent with the use or intended use of the vehicle as a sign
    - (6) any sign capable of being confused with a sign such as a traffic sign, traffic signal or official sign.
  7. Where a sign is not expressly permitted under this by-law it shall be deemed to be prohibited.

### **PART III – TEMPORARY SIGNS**

#### **Temporary Directional Signs**

8.
  - (a) No person shall erect, locate or display a temporary directional sign with a sign area in excess of 0.56 m<sup>2</sup> (6 sq. ft.);
  - (b) No person shall erect, locate or display a temporary directional sign a height greater than 1.22 m (4 ft.).
9. Corporate logos may be displayed on temporary directional signs.

#### **Temporary Open House Directional Signs**

10.
  - (a) a temporary open house sign shall measure no larger than 0.6 m (2 ft.) by 0.9 m (3ft.).

- (b) the sign may be displayed on weekends for a period not exceeding one year, provided the sign shall not be displayed earlier than 3:00 p.m. on Friday and shall be removed by no later than 8:00 a.m. on the following Monday, unless a statutory holiday falls on a Friday or a Monday, in which case the hours shall be extended only to the extent necessary to include such statutory holiday.
- (c) where an open house occurs during the week, the sign shall not be displayed earlier than 7:00 p.m. the evening before and removed by 9:00 p.m. the day of the open house.
- (d) the sign is not located:
  - i) on any centre median, centre of a roundabout, traffic island, or centre boulevard within a road allowance;
  - ii) in a location which impairs or obstructs the visibility or movement of vehicular or pedestrian traffic, or the visibility of warning devices, railway, traffic or municipal street signs;
  - iii) within a 15 metre daylight triangle at the intersection of any two streets, unless the intersection is equipped with traffic signals, in which case signs may be displayed on the untravelled portion of the road allowance, in compliance with all other applicable regulations;
  - iv) within a 0.3 m (1 ft.) of any pedestrian sidewalk, trail, or bicycle path;
  - v) within 5 m (16 ft.) from a fire hydrant;
  - vi) within 5 m (16 ft.) from the edge of pavement of any driveway; or
  - vii) within 100 m (328 ft.) of any other New Home Development Sign along the same side of the street for the same person or the same new home development;
  - viii) within one metre (1m) of the outside edge of the nearest vehicular travel lane or within fifty centimetres (50cm) of the outside edge of the nearest vehicular travel lane where a shoulder or open ditch is a contiguous part of the roadway;
- (e) the sign shall not be affixed in any way to a utility pole, tree, official sign structure or other Municipal property.
- (f) the sign is in a good state of repair to the satisfaction of the Designated Official.

**Temporary Real Estate Signs and Construction Signs (existing buildings or non-residential building under construction)**

11. Temporary Real Estate Signs and Construction Signs are permitted with the following additional regulations:
- (1) Temporary Real Estate Signs may only be displayed on a property during the time that property, or units within that property are actually available and offered for sale or lease;
  - (2) Temporary Construction Signs may only be displayed on a property during the time that construction is taking place on that property.

**Temporary Poster Signs**

12. Temporary poster signs are permitted in accordance with the general regulations under this by-law.

**Temporary Portable, Mobile, Banner, Charitable and Special Occasion Signs**

13. No Person occupying a property shall erect locate or display a temporary Portable Sign, Mobile Sign, Banner Sign; or Special Occasion Sign, other than in accordance with the general regulations applicable under this by-law, the regulations in Sections 14, 15 and the following additional regulations:
- (1) subject to paragraph 13 (3), a total maximum of three (3) Mobile Signs, Banner Signs, or Portable Signs, or any combination thereof, may be erected on any property at any one time;
  - (2) subject to paragraph 13 (3) one Special Occasion Sign shall be permitted on a property at any time;
  - (3) in the case of a multi-unit property, no person or individual business shall erect, locate or display more than one (1) sign which is either a Mobile Sign, Banner Sign, Portable Sign or Special Occasion sign on a property at any time;
  - (4) the maximum display period for:
    - (a) Special Occasion Signs shall be seven (7) consecutive days;



- (c) Mobile Signs, Banner Signs or Portable Signs shall be thirty (30) consecutive days unless such display is incidental to a seasonal business and so approved by the Designated Official;
- (5) the maximum number of display periods in a calendar year shall be:
  - (a) two (2) for Special Occasion Signs;
  - (b) five (5) per property for Charitable Signs; and
  - (c) five (5) for Mobile Signs, Banner Signs or Portable Signs;
- (6) the minimum period between display periods shall be:
  - (a) 180 days for Special Occasion Signs; and
  - (b) 30 days for Mobile Signs, Banner Signs, Charitable signs or Portable Signs, subject to paragraph 13(5)(c);
- (7) the minimum distance separating Mobile Signs, Banner Signs or Portable signs from any other sign shall be 15 metres (50 ft.); and
- (8) notwithstanding Section 6(3) an inflatable sign may be erected on a roof of a building as a Special Occasion Signs.

#### **Temporary Neighbourhood Event Signs**

- 14. No person shall erect, locate or display more than two (2) temporary neighbourhood event signs in a calendar year.

#### **Temporary Real Estate Development Signs (vacant land)**

- 15. Temporary Real Estate Development Signs are permitted in accordance with the general regulations under this by-law and the following additional regulations:
  - (1) the maximum size of a temporary Real Estate Development Sign located within 200 metres of a residential use shall be 4.65 m<sup>2</sup> (50 sq. ft.);
  - (2) the maximum size of a temporary Real Estate Development Sign located further than 200 metres of a residential use shall be 7.43 m<sup>2</sup> (80 sq. ft.); and

#### **Temporary Signs On or Overhanging Municipal or County Property**

- 16. No person shall erect, locate, display or attach any temporary sign:
  - (1) upon or overhanging any Municipal or County property including a road allowance within the Municipality except as specifically permitted in Sec. 17 of this by-law;
  - (2) to any tree, pole, bench or waste receptacle managed or controlled by the Municipality or the County; or
  - (3) to or upon any pole managed and controlled by any public utility which is located within a road allowance.
- 17. The following temporary signs may be erected, located or displayed on or overhanging Municipal or County property:
  - (1) **A-Frame Signs**, displayed directly in front of a business having no private property on which such sign could be legally displayed under this by-law provided:
    - (a) one A-frame sign is permitted per business;
    - (b) the sign shall measure no larger than 0.6 m (2 ft.) by 0.9 m (3 ft.);
    - (c) the sign is not affixed in any way to Municipal or County property;
    - (d) the sign is placed out no earlier than 7:00 a.m. and removed and stored indoors, by no later than 11:00 p.m.;
    - (e) the sign does not, in the opinion of the Officer, impede pedestrian traffic or create a safety hazard;
    - (f) the sign directs attention to the products, goods, services, activities, or facilities provided by the business at that same location; and
    - (g) the sign is in a good state of repair to the satisfaction of the Designated Official;
  - (2) **A-Frame Signs - BIA**, twice per calendar year, off premise A-frame signs may be displayed by the Kemptville Business Improvement Area to attract attention to new businesses or a special occasion taking place within the Kemptville BIA.

- (3) **Temporary Community Mobile Signs** at such locations as may be determined, and having regard to the general intent and purpose of this by-law, and in particular public safety, provided there shall at all times be at least one such location in the Municipality, subject to the following regulations;

Except as expressly set out in this subsection, temporary Community Mobile Signs are subject to the regulations otherwise applicable to temporary Mobile Signs under this by-law;

- (a) the maximum display period on a temporary Community Mobile Sign shall be two (2) consecutive weeks;
  - (b) the minimum period between display periods for temporary Community Mobile Signs displayed on behalf of any one person shall be 90 days;
  - (c) no more than one (1) temporary mobile sign may be located or displayed at any time at a location designated for temporary Community Mobile Signs;
  - (d) a temporary community Mobile Sign may not be placed where it could obstruct the view of any pedestrian or driver of a motor vehicle or obstruct the visibility of any traffic sign or device, or where it could interfere with vehicular traffic so that it could endanger any person;
  - (e) the person using a temporary Community Mobile Sign shall indemnify and save the Municipality harmless from any claim howsoever arising as a result of the location of the sign on Municipal or County property; and
  - (f) the Municipality may erect a permanent sign in lieu of a temporary Community Mobile Sign which would be subject to the restrictions in (b), (c), (d) and (e) of this section;
- (4) **Temporary signs advertising charitable or community services or events** and which do not promote a business or product which are located and displayed in such manner, number and size in the opinion of the Designated Official having regard to other signs permitted under this by-law maintains the general intent and purpose of this by-law, in particular public safety, provided the sign(s) are erected no more than fourteen (14) days before the charitable event and removed one (1) day after the charitable event.
- (5) **New Home Development Signs on Municipal or County Property**, provided:
- (a) the sign is an A-frame sign with a maximum sign area of 1.49 m<sup>2</sup> (16 sq.ft.) and a maximum height and width of 1.22 m (4 ft.);
  - (b) the sign may be displayed on weekends for a period not exceeding one year, provided the sign shall not be displayed earlier than 3:00 p.m. on Friday and shall be removed by no later than 8:00 a.m. on the following Monday, unless a statutory holiday falls on a Friday or a Monday, in which case the hours shall be extended only to the extent necessary to include such statutory holiday;
  - (c) where an open model / sales office is in operation during the week, the sign shall not be displayed earlier than 7:00 a.m. and removed by 10:00 p.m.
  - (d) the sign is not located:
    - i) on any centre median, centre of a roundabout, traffic island, or centre boulevard within a road allowance;
    - ii) in a location which impairs or obstructs the visibility or movement of vehicular or pedestrian traffic, or the visibility of warning devices, railway, traffic or municipal street signs;
    - iii) within a 15 metre daylight triangle at the intersection of any two streets, unless the intersection is equipped with traffic signals, in which case signs may be displayed on the untravelled portion of the road allowance, in compliance with all other applicable regulations;
    - iv) within a 0.3 m (1 ft.) of any pedestrian sidewalk, trail, or bicycle path;
    - v) within 5 m (16 ft.) from a fire hydrant;
    - vi) within 5 m (16 ft.) from the edge of pavement of any driveway; or
    - vii) within 100 m (328 ft.) of any other New Home Development Sign along the same side of the street for the same person or the same new home development;
    - viii) within one metre (1m) of the outside edge of the nearest vehicular travel lane or within fifty centimetres (50cm) of the outside edge of the nearest vehicular travel lane where a shoulder or open ditch is a contiguous part of the roadway;

- (e) the sign shall not be affixed in any way to a utility pole, tree, official sign structure or other Municipal property;
- (f) the sign is in a good state of repair to the satisfaction of the Designated Official.

#### **Development Wayfinding Signs**

18. Development Wayfinding signs are designed to create a uniform appearance, while providing direction to residents and visitors to locate new developments;
- (1) Wayfinding signs shall be owned, installed, and maintained by the Municipality.
19. The wayfinding sign program is detailed in "Schedule C", attached.

#### **Farm Accessory Signs**

20. No person shall place a farm accessory sign on a highway unless,
- a) no more than one (1) sign is placed for each approaching direction to a farm produce outlet or vending location ;
  - b) No sign is placed within one metre (1m) of the outside edge of the nearest vehicular travel lane or within fifty centimetres (50cm) of the outside edge of the nearest vehicular travel lane where a shoulder or open ditch is a contiguous part of the roadway;
  - c) the sign is placed only during the hours of operation of the farm produce outlet or vending location.

#### **PART IV – STRUCTURAL SIGNS**

21. Where a permit is required for any structural sign erected, located or displayed within the Municipality of North Grenville (with the exception of the signs listed in Schedule "A" to this by-law).
22. The applicant for a permit shall submit to the Designated Official:
- (1) a completed application form as prescribed by the Designated Official;
  - (2) the written authorization of the owner of the property and the occupant of the premises or sign owner;
  - (3) duplicate copies of a current plan of survey certified by a registered Ontario Land Surveyor on which is shown the location of the proposed sign in relation to the boundaries of the lot, adjacent streets and any buildings on the lot;
  - (4) duplicate copies of scaled drawings showing plan, elevation and cross-section views of the proposed structural sign and sign structure, including the dimensions, copy design and materials;
  - (5) where applicable, drawings and specifications in duplicate showing the parts of the building to which the proposed sign is to be attached;
  - (6) where applicable, proof of approval for the proposed structural sign from all other governmental authorities having jurisdiction; and
  - (7) if applicable, the appropriate fee as determined by the Designated Official.
23. The Designated Official shall issue the permit for a sign if all provisions of this by-law, and any other applicable law known to the Designated Official, including the *Building Code Act*, any by-laws of the United Counties of Leeds & Grenville, and any guidelines of the Ministry of Transportation for the Province of Ontario have been complied with, provided no sign permit shall be issued to any business that requires a licence or similar written approval pursuant to a by-law of the Municipality, if such business has not obtained the appropriate licence or similar written approval.

#### **Structural Billboard Signs**

24. Structural billboard Signs may be ground signs, electronic messaging boards, or monolith signs, subject to the rules generally applicable for such signs.
25. No person shall erect, locate or display a structural billboard sign:
- (1) if any other structural sign is also erected, located, or displayed on the property, other than a temporary real estate sign with a sign area of no greater than 4.65 m<sup>2</sup> (50 sq. ft.) and a maximum height of 3.6 metres (11.8 ft.) or an election sign;

- (2) Other than along a Provincial Highway or a County Road.
- (3) with less than a minimum Setback from a Lot Line or a Street Line (other than on a Provincial Highway) of 15.0 m. (50 ft.);
- (4) With a height that exceeds a maximum of 8.0 m. (16 ft.);
- (5) Closer to an existing residential dwelling on an adjacent lot than a minimum setback of 150.0 m. (492 ft.);
- (6) Closer than a minimum distance between Billboard Signs of 1000 m. (3280 ft.).

### **Structural Ground Signs**

26. No person shall erect, locate or display a structural ground sign other than in accordance with the general regulations under this by-law and the following additional regulations:
- (1) no structural ground sign shall be erected, located, or displayed:
    - (a) within 3 metres of a driveway entrance or exit at the edge of the road allowance;
    - (b) within 15 metres of a traffic light; or
    - (c) closer than 3 m (10 ft.) to a fire hydrant, telephone, or hydro junction box.

### **Structural Landscape Signs**

27. Structural landscape signs are permitted in accordance with the general regulations under this by-law in substitution for a ground sign permitted under this by-law.

### **Structural Monolith Signs**

28. Notwithstanding the definition of sign area, the sign area of a structural monolith sign shall not include the area of the lower portion of the sign to a limit of two thirds of the total height of the sign structure, provided there is no change of colour and no copy, other than the municipal address of the property within that lower portion of the sign. If there is copy or change of colour from within the lower portion of the monolith sign, then the sign area shall include the area of the sign above the lowest extremity of any copy or change in colour.

### **Structural Fascia Signs**

29. No person shall display a structural fascia sign other than in accordance with the regulations in the general regulations under this by-law and the following additional regulations:
- (1) no structural fascia sign shall extend beyond the extremity of the facade on which it is mounted;
  - (2) no structural fascia sign shall extend beyond a point which is a maximum of 2 metres (6.56 ft.) above the roof-line of a building;
  - (3) no structural fascia sign may project more than 0.45 m (18 inches) from the surface of the wall to which it is attached;
  - (4) no structural fascia sign may project over Municipal property except in compliance with Sec. 33 of this by-law; and
  - (5) every structural fascia sign shall be parallel to the surface of the wall to which it is attached.

### **Structural Murals**

30. Structural murals shall be permitted as fascia signs subject to the same regulations as other structural fascia signs.

### **Structural Awning Signs and Projecting Signs**

31. No person shall erect, locate or display a structural Awning Sign or structural Projecting Sign:
- (1) that projects more than 1.22 metres (4 feet) beyond the wall surface of a building; or
  - (2) that projects beyond the limit of the property line of the lot, provided awnings or projecting signs may project over public property subject to the provisions of Sec. 33 of this by-law.

### **Structural Signs On or Overhanging Municipality Property**

32. No person shall erect, locate, display or attach any structural sign:
- (1) upon or overhanging any Municipal or County property including a road allowance within the Municipality except as specifically permitted in Sec. 33 of this by-law;
  - (2) to any tree, pole, bench or waste receptacle managed or controlled by the Municipality or the County; or
  - (3) to or upon any pole managed and controlled by any public utility which is located within a road allowance.

#### **Structural Signs on Municipal or County Property**

33. The following signs may be erected, located or displayed on or overhanging Municipal or County property:
- (1) **Fascia signs or Projecting signs** which do not project more than 0.46 metres (18 inches) over Municipal or County property including a road allowance, provided the minimum clearance between the sign and the finished grade shall be 3 m (10 feet); or
  - (2) **Awning signs** erected on approved awnings encroaching on the road allowance provided the permission of the Municipality or County (as applicable) has been obtained for any such encroachment, the minimum clearance between the sign and the finished grade shall be 3 m (10 feet).

#### **PART V - ELECTION SIGNS**

34. No person shall erect, locate or display an election sign except in accordance with the regulations in Schedule "A" to this by-law.

#### **PART VI – Community Identification Signs**

##### **Community Identification Signs**

35. No person shall place a sign which is part of a community identification sign system, on a highway without approval from the Municipality.
36. Community Identification signs are erected at the expense of the developer of the community or a recognized association of community members.

#### **PART VII - ENFORCEMENT**

37. Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction a person is liable to a fine under the *Provincial Offences Act*, R.S.O. 1990, c. P.33 of not more than \$5,000.00 exclusive of costs.
38. Where a person has been convicted of an offence, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may, in addition to any other remedy or penalty provided for by law, make an order prohibiting the continuation or repetition of the offence by the person convicted.
39. Where a sign or any part thereof is erected, located or displayed on or overhanging Municipal or County Property, the officer may remove or cause the sign to be removed immediately without notice to any person.
40. Where a sign is erected or displayed in contravention of this by-law, the officer may immediately pull down or remove any sign that he or she determines constitutes a safety hazard.
41. Where a sign erected on private property does not comply with this by-law or a permit issued under this by-law, the officer may by notice require the sign owner to bring the sign into conformity in the manner and within the time specified in the notice.

42. Where a sign on private property is not removed or a sign is not brought into conformity with this by-law within the timeframe required by the officer pursuant to notice given under this by-law the officer may have the sign removed and the site restored. For this purpose, the officer, an inspector and their contractor or other agent may enter upon the property and premises at any reasonable time.
43. The notice in Section 37 may be given:
- (1) by personal service upon the party being served;
  - (2) by prepaid registered mail sent to the last address of the party being served on the records of the Municipality ; or
  - (3) by prominently posting a copy of the notice either on the sign in respect of which the notice is given, or on the property upon which the sign is located.
44. Where notice is given in accordance with Section 39(2) or (3), it is deemed to have been received by the party being served on the day after the mailing or posting of the notice.
45. The cost incurred by the Municipality or the County in removing a sign or restoring a site under Section 38 shall have priority lien status under the *Municipal Act, 2001* and may be added to the collector's roll and collected in the same manner as municipal taxes. Despite the foregoing, the cost incurred by the Municipality in removing a sign or restoring a site under Section 38 is a debt due the Municipality of North Grenville and may be recovered in any court of competent jurisdiction.
46. No person shall remove or cause to be removed any lawfully placed sign, other than persons authorized by this by-law or the owner of the sign.
47. Any sign removed by the Municipality or the County shall be stored or disposed of by the Municipality or the County in accordance with Schedule "B" of this by-law. The applicable fee prescribed in Schedule "B" is payable in exchange for the return of the sign where applicable, subject to the additional restrictions for election signs prescribed in Schedule "A", attached.
48. Where a sign has been removed by the Municipality or the County and stored for a period of thirty (30) days, and has not been redeemed by the sign owner during that period, the Municipality or the County may dispose of the sign without any further notice and without any further obligation to the sign owner or any other person
49. The Municipality shall not be liable for any damage to or loss of a sign that was displayed in contravention of the provisions of this by-law and removed by an officer having jurisdiction.
50. The Municipality shall not be liable for any loss of revenue resulting from the removal of a sign pursuant to the provisions of this by-law.
51. The owner of and any persons placing, erecting or maintaining any sign or sign structure shall be liable and responsible for such sign or sign structure. The Municipality is hereby indemnified from and against all manner of claims for damages, loss, expense or otherwise arising from the placement, erection, maintenance, removal or falling of such sign, sign structure, or part thereof.

## **PART VIII - MISCELLANEOUS**

### **Schedules**

52. Schedules "A", "B" and "C" attached to this by-law shall form part of this by-law.

### **Headings**

53. The division of this by-law into Parts and the use of headings is for convenience only. The headings shall not form part of this by-law.

### Metric/Imperial

54. Imperial measurements are provided solely for the purpose of convenience. In the event of a conflict between the metric and imperial measurements provided in this by-law, the metric measurements shall prevail.

### Conflict

55. Where a provision of this by-law conflicts with a provision of any applicable government regulation, the provision that establishes the higher standard to protect the health, safety and welfare of the general public shall prevail.
56. Where a provision of this by-law conflicts with any other by-law, the bylaw which establishes the higher standard shall prevail.
57. Notwithstanding Sections 47 and 48, no conflict exists if it is possible to comply with this by-law and the other applicable government regulation or by-law.
58. Except as expressly provided in this by-law, nothing in this by-law shall be deemed to affect any requirement for a building permit under the *Building Code Act* or any requirement for site plan approval under the *Planning Act*, nor shall issuance of a building permit under the *Building Code Act* or site plan approval under the *Planning Act* affect any requirement of this by-law or any condition of approval imposed under this by-law.
59. The Clerk of the Municipality of North Grenville is hereby authorized to make any minor modifications or corrections of an administrative, numerical, grammatical, semantically or descriptive nature or kind to the by-law and schedule(s) as may be deemed necessary after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

### Severability

60. If a court of competent jurisdiction declares any section or part of a section of this by-law to be invalid, it is the intention of Council that the remainder of the by-law shall continue to be in force unless the court makes an order to the contrary.

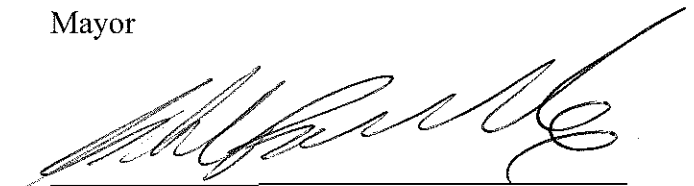
### Repeal

61. North Grenville Signs By-Law 77-15 is hereby repealed.

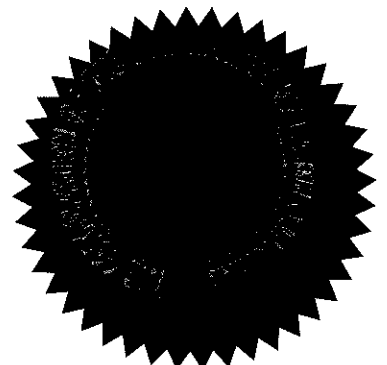
PASSED AND ENACTED  
THIS 24<sup>TH</sup> DAY OF MAY, 2016.



DAVID GORDON  
Mayor



CAHLE POMINVILLE  
Clerk



**THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE**

**Schedule "A" to By-Law No. 47-16**

**ELECTION SIGNS**

**Timing of Display**

1. No person shall erect, locate, or otherwise display an election sign:
  - (a) in the case of a Municipal election, prior to nomination day as set out in the *Municipal Elections Act*;
  - (b) in the case of a Federal or Provincial election, prior to the issuance of the writ for the election; or
  - (c) in the case of any election, for a period greater than three (3) days immediately following the day of the election.

**Location**

2. No person shall erect, locate or display an election sign:
  - (a) on or within any Municipal property other than a road allowance;
  - (b) overhanging any Municipal property other than a road allowance;
  - (c) on any utility pole, official sign or official sign structure;
  - (d) on any tree, tree support, or fence on Municipal property;
  - (e) at any location on Municipal property where the election sign might obstruct any door, window, fire exit or any opening required for light, ventilation, ingress, egress or firefighting;
  - (f) at any location on Municipal property where the election sign might interfere with underground services;
  - (g) at any location where the election sign could obstruct the view of any pedestrian or driver of a motor vehicle or obstruct the visibility of a traffic sign or device, or where it could interfere with vehicular traffic so that it could endanger any person; or
  - (h) at any location where such election sign, in the opinion of the Designated Official, constitutes a safety hazard to the general public.
  
3. No person shall erect, locate or display an election sign within a road allowance where the election sign is:
  - (a) on any centre median, centre of a roundabout, traffic island or centre boulevard;
  - (b) within 1.5 metres (5 feet) of a fire hydrant, curb, driveway or the travelled portion of a street;
  - (c) within 30 metres (100 feet) of any intersection;
  - (d) within 15 metres (50 feet) of any bus stop;
  - (e) on any railing, retaining wall, bridge, bench, garbage can or structure of any kind;
  - (f) on Municipal property within 100 metres (328 feet) of any property line of a voting location; or
  - (g) within 10 metres of another election sign for the same candidate.

**Method of Erecting Signs**

4. No person shall erect, locate or display an election sign unless the Designated Official has approved the type of pole or support for the election sign in writing, having regard to the public safety and the potential for damage to public property or services within the road allowance.
  
5. No person shall erect or permit an election sign to be erected using nails, screws, tacks, staples, glue or wire.

**Seizure and Return of Election Signs**

6. The Designated Official may pull down or remove any election sign erected in contravention to this by-law without notice.



7. The Designated Official may destroy any election sign which has been seized and is not claimed and retrieved by the sign owner or the authorized agent of the sign owner within 30 days.
8. The Designated Official shall return any election sign which has been seized to the sign owner or the sign owner's authorized agent, provided:
  - (a) the sign owner shall be required to contact the Designated Official on a business day of the Municipality to make an appointment for the retrieval of the sign(s), which appointment shall be on the following business day of the Municipality unless the Designated Official agrees to an earlier time;
  - (b) the sign may be subject to a return fee as outlined in Schedule "C";
  - (c) no election sign shall be returned by the Designated Official on Voting Day.

**THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE**

**Schedule "B" to By-Law No. 47-16**

**FEEES**

<b>SIGN</b>	<b>RETURN FEE</b>		
	<b>1<sup>st</sup> Offence</b>	<b>2<sup>nd</sup> Offence</b>	<b>3<sup>rd</sup> Offence</b>
<b>Removal of a temporary sign without notification to owner.</b>	<b>\$0.00</b>	<b>\$50.00</b>	<b>\$100.00</b>
<b>Removal of temporary sign after notification period to owner.</b>	<b>\$50.00</b>	<b>\$100.00</b>	<b>Not returned</b>
<b>Removal of structural sign after notification period to owner.</b>	<b>\$300.00</b>	<b>Not returned</b>	<b>Not returned</b>
<b>A sign which is "not returned" will be disposed of at any time upon removal.</b>			

**THE CORPORATION OF THE MUNICIPALITY OF NORTH GRENVILLE**

**Schedule "C" to By-Law No. 47-16**

**DEVELOPMENT WAYFINDING SIGNS**

1. All wayfinding signs shall conform to the following:
  - a) The sign area shall be 5 ft. (1.5 m) by 5 ft. (1.5 m) square.
  - b) The background shall be green with beige font.
  - c) The individual titles shall measure 10 in (25 cm) high by 60 in (152 cm.) long, with the font measuring 4 in (10 cm) in height.
  - d) The title boards shall be coloured beige with green font.
2. The colours for the signs are proprietary and consist of Green (pantone 3308M) and Beige (127C).
3. An application is required for inclusion on the wayfinding signs, and an annual fee applies as detailed below:

Initial application	Annual Maintenance
<b>\$300.00</b>	<b>\$300.00</b>

North Grenville New Home Builders REVISED Sign:  
 TD Graham + Associates | 613-258-3885  
 May 2016

Sign: 60 x 60 inches

Name Blade Sign: 10" h x 60" w  
 - With .5" spacing between blade signs  
 - 400pt Helvetica Bold (4" h letters)  
 - Compressed to fit consistent width  
 - DO NOT extend to fit width!

Colours to match:  
 - Pantone 3306 Dark Green  
 - Pantone 460 or 461 Light cream

