

Sign

By-Law # 036



Town of Quispamsis

BY-LAW NO. 036

**A BY-LAW OF THE MUNICIPALITY OF QUISPAMISIS RESPECTING
SIGNS**

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SIGNS**

The Council of the town of Quispamsis, under authority vested in it by Section 34 of the Community Planning Act of New Brunswick and by Section 11 of the Municipalities Act of New Brunswick, enacts as follows:

PART 1 - ADMINISTRATION

1. TITLE AND SCOPE

- A. This By-law may be cited as “The Town of Quispamsis Sign By-law”.
- B. This By-law is applicable to the erection, placement, display, alteration or movement of signs on all private property and the placement of signs on street right-of-ways within the boundaries of the Town of Quispamsis.
- C. This By-law does not apply to:
 - (1) Signs located inside a building and not visible or intended to be visible from any street.
 - (2) Building addresses containing number and street only.
 - (3) Name and/or address plates for private residences.
 - (4) Street name and traffic signs.

2. DEFINITIONS

- A. In this By-law:
 - (1) “**Awning**” means a movable or temporary hood or cover, composed of non-rigid materials, which projects from the wall of a building;
 - (2) “**Banner**” means a sign composed of lightweight, non-rigid material such as cloth, canvas or similar fabric;

- (3) **“Building”** means any structure used or intended for supporting or sheltering any use or occupation and includes a structure of any kind and anything affixed to or integrated in a building that would, without special mention, be transferred by a conveyance of the land on which such building is located;
- (4) **“Building Face”** means the total area of the wall of a building;
- (5) **“Building Inspector”** means the Building Inspector for the Town of Quispamsis duly appointed by the Council;
- (6) **“Business”** means the carrying on of a commercial or industrial undertaking of any kind or nature or the providing of professional, personal or other services for the purpose of gain or profit;
- (7) **“Canopy”** means a permanent hood, cover or overhead shelter, other than a projecting roof;
- (8) **“Clearance”** means the vertical distance between the underside of a sign and average finished grade immediately below;
- (9) **“Copy”** means the text , illustrations and symbols;
- (10) **“Copy Area”** means the area within the shortest line surrounding the copy;
- (11) **“Council”** means the Council of the Town of Quispamsis;
- (12) **“Development Officer”** means the municipal planning officer for the Town of Quispamsis, appointed under Subsection 16(1) of the Community Planning Act of New Brunswick;
- (13) **“Director of Engineering and Works”** means that person holding the position of Director of Engineering and Works for the Town of Quispamsis;
- (14) **“Erect”** means to construct, build, assemble or relocate a building or structure, and any physical operations preparatory thereto;

- (15) **“Frontage”** means the length of the property line of any lot parallel to and along each legally accessible public street, that it borders;
- (16) **“Height”** means, in relation to a building or structure, the vertical distance as measured from mean grade to the highest point on such building or structure;
- (17) **“Lot”** means a parcel of land used or intended to be used as the site for a building or structure or an appurtenance thereto;
- (18) **“Mural”** means an artistic rendering or drawing painted or otherwise applied to a building face which is intended as a public display, but does not include a fascia sign;
- (19) **“Occupier”** includes the resident of land, or if there is no resident, the person entitled to possession thereof, a leaseholder, and a person having or enjoying for any way or purpose the use of the land, otherwise than as owner;
- (20) **“Owner”** means a person who is assessed for the building or structure on the Assessment Roll of the Province of New Brunswick as of the date of the alleged violation;
- (21) **“Person”** includes a body corporate and includes a partnership, association and/or organization;
- (22) **“Permit”** means authorization in writing by the Building Inspector to permit the performing of work regulated by this By-law;
- (23) **“Road Right-of-way”** means a public right-of-way used or intended to be used as a road, street or highway and shall be a minimum of twenty (20) meters in width;
- (24) **“Roof Line”** means the line formed by the intersection of the exterior walls of a building with the roof of a building and in case of a pitched roof shall be at the eaves level;

- (25) **“Sign”** means a structure, device or visual display intended to advertise, communicate information or attract the attention of the public for any purpose;
- (26) **“Sign Area”** means the total area within the outer edge of the frame or border of a sign but where a sign has no frame or border, means the area contained within the shortest line surrounding the copy. In the case of a multi-faced sign (excluding a sandwich board sign), each side shall be counted in computing the total sign area;
- (27) **“Sign, Abandoned”** means a sign which advertises an activity, business, product or service which is no longer conducted or available on the lands and or premises on which the sign is located;
- (28) **“Sign, Advertising”** means a sign which advertises or identifies an activity, business, product or service conducted within or otherwise obtainable within the premise or on the lot on which the sign is located;
- (29) **“Sign, Awning”** means a non-illuminated identification sign painted or affixed flat against the surface of an awning and which does not extend vertically or horizontally beyond the limits of such awning;
- (30) **“Sign, Billboard”** means an off-premises sign that advertises goods, products, services or facilities or directs persons to a different location than where the sign is located;
- (31) **“Sign, Canopy”** means a sign attached to or constructed in or on the face of a canopy;
- (32) **“Sign, Directional”** means a sign which only communicates information regarding pedestrian or vehicular movement on the lot on which the sign is located;
- (33) **“Sign, Fascia”** means a flat sign affixed to or painted on a building face;
- (33.1) **“Sign, Feather”** means a flexible or rigid pole to which

one side of a flexible fabric, generally in the shape of a feather or similar shape, is attached, and which is used for the primary purpose of advertising or attention-getting by the public display of visually communicative images. Such banners are also known and sold under names which include, but are not limited to, “banana banner”, “blade banner”, “bow flag”, “feather banner”, “flag”, “flutter banner”, “flutter flag”, “quill sign”, “teardrop banners”, and others. (AMENDMENT#36-05, DATED 2022-04-19)

- (34) **“Sign, Flashing”** means a sign containing an intermittent or flashing light source, but does not include an automatic changeable copy sign;
- (35) **“Sign, Freestanding”** means a sign wholly supported from the ground by a structural member or members which is neither attached to nor forms part of a building, but does not include a billboard sign;
- (36) **“Sign, Inflatable”** means a non-rigid sign supported by gas or air pressure;
- (37) **“Sign, Permanent”** means a sign attached to a building, structure or the ground in such a manner that enables the sign to resist environmental loads, such as wind, and precludes ready removal or movement of the sign, and such sign is intended to exist for the duration of time that the use or occupant is located on the property;
- (38) **“Sign, Political”** means a sign that pertains only to an election by the voters in the Town of Quispamsis for a District Education Council, Regional Health Authority, Town Council, Provincial Government or Federal Government; (AMENDMENT #03; DATED APRIL 7, 2020)
- (39) **“Sign, Portable”** means a sign specifically designed or intended to be readily moved from one location to another and which does not rely on a building or fixed foundation for its structural support, and includes signs commonly known as a mobile sign, but does not include a sandwich board sign nor an inflatable sign;

- (40) **“Sign, Projecting”** means a sign which projects from a building face, but does not include an awning, canopy or fascia sign;
- (41) **“Sign, Real Estate”** means a temporary sign which indicates that the lot or premises on which the sign is located is for sale, lease or rent;
- (42) **“Sign, Roof”** means a sign which is erected wholly or partly above the roof line of a building and includes an inflatable sign;
- (43) **“Sign, Sandwich Board”** means a non-illuminated sign consisting of two flat faces/surfaces joined at one end and resting on the ground;
- (44) **“Sign, Third Party”** means a sign which advertises or identifies an activity, business, product or service which is not conducted within or otherwise obtainable within the premise or on the lot on which the sign is located;
- (45) **“Sign, Under Canopy”** means a sign suspended from a canopy and located directly below and under the canopy;
- (46) **“Sign, Vehicle”** means a sign which is erected on or attached to a vehicle where the principal purpose of the vehicle is to serve as a sign or a sign structure;
- (47) **“Sign, Window”** means a sign which is painted on or affixed to a window and in the view of the general public;
- (48) **“Street”** means a street, road or highway open to public use but excludes a lane or pedestrian walkway;
- (49) **“Structure”** means anything erected, built or constructed of parts joined together with a fixed location on the ground, or attached to something having a fixed location in or on the ground and shall include buildings, walls or any sign, but does not include utility poles;
- (50) **“Town”** means the Town of Quispamsis, a municipality in the county of Kings and the Province of New Brunswick;
- (50.1) **“Traffic Control Device”** shall be defined herein as

found in the *Motor Vehicle Act* of New Brunswick;
(AMENDMENT#36-05, DATED 2022-04-19)

- (51) **“Vehicle”** means every device in, upon or by which any person or property is or may be transported or drawn upon a highway, whether in operating condition or not, excepting devices moved by human power;
- (52) **“Zone”** means the zoning designation established pursuant to the Town of Quispamsis zoning By-law #038 as amended.
(AMENDMENT #1 DATED 2007-05-01)

3. GENERAL PROVISIONS

A. General Compliance

- (1) No sign shall be erected, placed, displayed, altered or moved within the Town unless such sign is in conformity with the provisions of this by-law and any applicable regulations of the Provincial Department of Transportation.
- (2) Any sign not expressly permitted or exempted in this by-law is prohibited in all zones.
- (3) Notwithstanding any other provision of this By-law, no sign shall be sited in such a manner where it is a hazard and may impede visibility for motorists and pedestrians.
- (4) All freestanding signs must display the civic number as assigned by the Town to the satisfaction of the Development Officer. The civic number must be visible from the road and in a location that is visible to vehicles travelling in either direction.
 - (i) Civic numbers must be visible during all times of the year;
 - (ii) A freestanding sign within 15 meters (49 feet) of the roadway shall have lettering at least 65 millimeters (2.5 inches) in height;

- (iii) A freestanding sign 15 meters or farther from the roadway shall have lettering not less than 100 millimeters (4 inches) in height.

(AMENDMENT#36-05, DATED 2022-04-19)

B. Non-Conforming Signs

- (1) A permanent sign, lawfully in existence at the time of adoption of this by-law, although the sign does not conform to the provisions of this by-law, may continue to be used but shall not be rebuilt, reconstructed, altered or moved unless in conformity with the provisions of this by-law.

C. Maintenance of Signs

- (1) All signs shall be structurally sound and free from all hazards caused or resulting from decay or the failure of structural members, fixtures, lighting or appurtenances. All signs shall be maintained in a readable and clean condition and the site of the sign shall be maintained free of weeds, debris and rubbish. Normal sign maintenance does not require a sign permit, but shall conform to all other requirements of this by-law.

D. Signs Permitted in all Zones

- (1) The following signs shall be permitted within all zones and shall be exempt from the requirement to obtain a permit, provided however that all other provisions of this by-law are met:
 - a. (AMENDMENT#36-05, DATED 2022-04-19);
 - b. Signs required to be posted by Governmental Order, Rule or Regulation;
 - c. Memorial plaques, cornerstones, historical markers and like monuments;
 - d. “No Trespassing” signs not exceeding zero decimal two (0.2) square meters in area with a limit of two (2) per property;

- e. Signs warning about dangerous animals not exceeding zero decimal two (0.2) square meters in area with a limit of two (2) per property;
- f. Window Signs lighted only by building illumination and covering no more than five percent (5%) of the window;
- g. Political Signs provided that such signs –
 - i) are not installed before a Provincial or Federal election is officially called or before the end of the nomination period of the Town of Quispamsis, District Education Council and Regional Health Authority elections; (AMENDMENT #03; DATED APRIL 7, 2020)
 - ii) are removed within three (3) days after the election; and
 - iii) are not sited in a manner where they are a hazard and impede visibility for motorists and pedestrians.
 - iv) Are not located within five (5) meters of a traffic control device as defined by this By-law: (AMENDMENT#36-05, DATED 2022-04-19).
- h. Real Estate For Sale or Lease signs provided that such signs:
 - i) are situated on the property which is for sale or lease;
 - ii) are less than one (1) square meter in area in a Residential zone and less than three (3) square meters in area in all other zones;
 - iii) are removed within three (3) days after the posting of the sold sign or after the property is sold, rented or leased or otherwise removed from the market;

- iv) are not sited in a manner where they are a hazard and impede visibility for motorists and pedestrians; and
 - v) are not illuminated.
- i. Real Estate Open House signs, provided that such signs do not exceed zero decimal four (0.4) square meters in area and are not erected more than one (1) hour before the open house begins and are removed no more than one (1) hour after the open house finishes;
 - j. National, Provincial, Municipal flags, emblems, or banners of political, civic, philanthropic, educational, cultural and religious organizations;
 - k. Directional, informational, and traffic control devices on the public right-of-way as approved by the Department of Engineering and Works and/or the Provincial Department of Transportation and Infrastructure. (AMENDMENT#36-05, DATED 2022-04-19)
 - l. Non-commercial murals of a community or historic nature, subject to approval of the mural by the Council;
 - m. Railroad crossing signs, danger and other temporary emergency non advertising signs;
 - n. Signs designating access and parking for the disabled;
 - o. A non-illuminated construction sign of less than twenty (20) square meters in area identifying parties involved in construction on the property where the sign is located; providing such sign is to be in place for less than one year. A sign so erected shall be removed within fourteen (14) days after the conclusion of the activity;
 - p. A home occupation sign indicating a home occupation permitted under the Zoning By-law, subject to the requirement that the approval of the Planning Advisory Committee for the erection of the sign has been obtained

and which is non-illuminated and less than zero decimal four (0.4) square meters in area;

- q. Non-illuminated event signs of up to three (3) square meters in area displayed on private property and limited to one per each property, announcing a campaign, drive or event of a political, civic, philanthropic, educational or religious nature, but not of a commercial nature, not to be erected more than thirty (30) days before the event and to be removed not more than two (2) days after the event;
- r. Non-illuminated yard sale signs of up to zero decimal four (0.4) square meters in area displayed on private property, not to be erected more than one day (1) day before the yard sale and to be removed not later two (2) hours following the yard sale.
- s. A Not-For-Profit service organization may request (at their cost), the Town install and maintain their name sign on a street leading into the town.

E. Signs Prohibited in all Zones

- (1) Third party signs;
- (2) Portable signs;
- (3) Billboard signs;
- (4) Any sign erected within the triangular area formed by the intersecting street lines joining the point on either street a distance of seven decimal five (7.5) meters from the intersection;
- (5) Any sign that has affixed to or contains any flashing, animated, rotating, moving or oscillating electrical components, except for electronic message boards;
- (6) Any sign which devotes more than thirty percent (30%) of its advertising surface to manual or automatic changeable copy;

- (7) Any sign that imitates in any way, shape, form, words or lighting a traffic control device;
- (8) Any sign that uses day glow fluorescent, luminous or reflective paint or similar products;
- (9) Any vehicle placed for the purposes of advertising;
- (10) Any sign which obstructs the use of a fire escape, door, window or other required exit;
- (11) Any sign which is attached to a tree, or painted on a tree, stone, cliff or other natural object;
- (12) A series of two (2) or more signs in line each carrying a part of a single advertising message;
- (13) Any sign located within one (1) meter of any Town owned structure, utility pole, hydrant, bridge, fence, barrier, or any other surface on public property, exclusive of traffic control devices, or signs placed by or on behalf of the Town; (AMENDMENT#36-05, DATED 2022-04-19)
- (14) Any sign which obstructs or otherwise interferes with any traffic control device or the visibility of motorists and shall be located at least five (5) meters from a traffic control device, as defined by this By-law; (AMENDMENT#36-05, DATED 2022-04-19)
- (15) Signs emitting sound, odor or matter;
- (16) Any other sign not expressly permitted in this by-law.

E.I. Notwithstanding the provisions of Section 3.E.1. a Third Party sign advertising the businesses located on lands zoned Highway Commercial, having PID 00114595 may be erected on land zoned Highway Commercial having PID 30254031 subject to the following requirements:

- i) The sign shall be a freestanding sign with a maximum height of 25 meters;
- ii) The sign shall have a maximum surface area of 134 square meters;
- iii) Placement of additional tenant signage beyond six (6) shall be

approved by the Town through the Planning Advisory Committee;

- iv) The maintenance and removal of the sign as may be required shall be the responsibility of the ownership of lands having PID 00114595 and being binding upon respective successors and assigns;
- v) Use of the sign shall be for advertisement purposes only as related to the business activities conducted from those lands having PIDs 00114595 and 30254031; and
- vi) Any changes to the illumination of the sign or portions thereof that result in an increase in the luminous intensity of the sign must be approved by the Town through the Planning Advisory Committee. (AMENDMENT #36-02, DATED 2014-10-07)

E.II “Notwithstanding the provisions of Section 3.E. and 3.E.1, lands having PID 00250886 shall be permitted two (2) freestanding signs, one of which can be a Third-Party sign advertising the businesses located on lands zoned Highway Commercial having PID 00250894, subject to the following requirements:

- i) The total surface area of each freestanding sign shall have a maximum surface area of thirty (30) square meters;
- ii) The maintenance and removal of the sign as may be required shall be the responsibility of the ownership of lands having PID 00250886 and being binding upon respective successors and assigns;
- iii) Use of the sign shall be for advertisement purposes only as related to the business activities conducted from those lands having PIDs 00250886 and 00250894; and
- iv) Any changes to the illumination of the sign or portions thereof that result in an increase in the luminous intensity of the sign must be approved by the Town through the Planning Advisory Committee and the New Brunswick Department of Transportation and Infrastructure. (AMENDMENT #36-04, DATED 20121-09-07)

F. Abandoned Signs

- (1) Abandoned signs shall be removed within thirty (30) days from the receipt of written notice by the Building Inspector.

G. General Permit Conditions

- (1) Every permit issued for a sign or advertising structure shall be subject to the following conditions:

- a. that the sign and its supporting structure shall at all times be maintained in a safe condition;
 - b. that it does not constitute a hazard to the public or a nuisance to the owners of the properties in the area;
 - c. where a sign may affect traffic flow, control or safety, the Development Officer may impose suitable conditions on the location, size, colours, lighting or other characteristics related to traffic safety or to the provisions of reasonable distance, traffic visibility and clearance between streets and traveled ways and the sign or advertising structure.
- (2) Signs must be placed outside clearances as per NB Power Standard Construction Practices minimum conductor clearances from building or other permanent structures-conductors not attached to buildings. (Their drawing No. ED 3-53); or revisions in place at time of application, (Site plan must be authorized by NB Power prior to applying for Building Permit).

PART II - SIGN PERMITS

4. PERMIT REQUIREMENT

- A. Except as provided in Part I - Subsection 3(D), no owner or occupier shall erect, place, display, alter, move or otherwise permit a sign unless a sign permit has been issued in accordance with the provisions of this By-law.

5. PERMIT APPLICATION

- A. Every application for a sign permit shall be made on the application form set out in Schedule "A" attached to and forming part of this by-law and shall be signed by an owner or the owner's duly authorized agent. Every application for a sign permit shall be accompanied by:
 - (1) The sign permit application fee as set out in this by-law. No permit fee paid under this by-law shall be refundable.
 - (2) Two (2) copies of a plan or plans of the proposed sign drawn to scale.

- (3) A listing of the materials and specifications (including colours) of the sign;
- (4) A site plan showing the proposed location of the sign in relation to the building and the boundaries of the lot upon which it is to be situated;
- (5) The size and location of all existing signs on the premises;
- (6) The clearance and maximum height of the sign;
- (7) Structural and footing details of the sign and sign base;
- (8) The total value of the proposed work, including the costs of labour and material for the manufacture and installation of the sign;
- (9) Any other information required by the Building Inspector to evaluate the application under the terms of this By-law;
- (10) If the Building Inspector considers a professional design is necessary, he may require a copy of the detailed drawing, specifications, and calculations related to the sign or supporting structures or buildings, sealed and signed by an Engineer or Architect licensed or permitted to practice in the Province of New Brunswick by the Association of Professional Engineers of New Brunswick or the New Brunswick Architect's Association.

6. PERMIT FORM

- A. The application as set out in Schedule "A" to this by-law shall be the sign permit once it is signed by the Building Inspector of the Town. One copy shall be retained by the permittee and the Town of Quispamsis shall retain the other copy.

7. PERMIT FEE

- A. The fees for permits shall be paid at the time of application as follows:
 - (1) non-illuminated sign \$30.00 per sign;

- (2) illuminated sign \$50.00 per sign;
- (3) additional fee of \$50.00 per annum per sign if the sign encroaches on Town property.
- (4) where a sign installation has commenced prior to the issuance of a permit required under this By-law, an additional fee of \$50.00 per sign shall be levied.

B. Except as provided in Subsection 3(D), no person shall place or erect or permit to be placed or erected, a sign unless the owner or occupier of the property on which the sign is to be erected has obtained a building permit therefor, under the terms of the Building By-law.

8. ENCROACHMENT

- A. In addition to the provision of this By-law regarding permits, if a sign or its structure is intended to project or extend over or on any portion of any municipal street or municipal right of way no permit for such sign shall be granted until the applicant obtains the consent of the Planning Advisory Committee and pays the appropriate fee.
- B. The term of such consent, if granted by the Planning Advisory Committee, shall not exceed the maximum period of one (1) year from the date the consent is granted.
- C. No such sign shall be erected until such consent has been issued, and no permit shall be issued until the permit fees have been paid.

PART III - SIGNS PERMITTED BY ZONE

9. PERMIT REQUIRED

- A. Every sign erected under the provisions of this Part requires a permit.
- B. The permit number must be displayed on the lower left-hand corner of each sign.

10. RESIDENTIAL ZONES

- A. In a Residential Zone, the following non-illuminated signs are permitted, subject to the provisions of this Subsection:
 - (1) one sign identifying by name, the property or the residents, not exceeding zero decimal four (0.4) square meters in area;
 - (2) one sign identifying any other use permitted in a Residential Zone, provided such sign shall not exceed one (1) for each purpose stated and in size and not exceeding zero decimal four (0.4) square meters in area with a limit of two (2) per property.
- B. The gross area of all signs permitted in Subsection 10(A) cannot exceed two (2) square meters.
- C. In a Residential Zone, a developer may install one (1) sign at each road entrance to a subdivision, naming by title only the name of the subdivision. The total gross area of each such sign cannot exceed four (4) square meters.

11. MULTIPLE RESIDENTIAL & TERRACE DWELLING ZONES

- A. In a Multiple Residential Zone, the following non-illuminated signs are permitted, subject to the provisions of this Subsection:
 - (1) one sign identifying by name, the property or the residents, not exceeding zero decimal four (0.4) square meters in area.
 - (2) one sign identifying any other use permitted in a Multiple Residential Zone, provided such sign shall not exceed one (1) for each purpose stated and in size and not exceeding zero decimal

four (0.4) square meters in area with a limit of two (2) per property.

- B. The gross area of all signs cannot exceed two (2) square meters.
- C. In a Multiple Residential and Terrace Dwelling Zone, a developer may install one (1) sign at each road entrance to a subdivision, naming by title only the name of the subdivision. The total gross area of each such sign cannot exceed four (4) square meters.

12. MINI HOME ZONES

- A. In a Mini Home Zone, the following signs are permitted, subject to the provisions of this Subsection:
 - (1) one (1) illuminated or non-illuminated free standing ground sign indicating the name of the park:
 - a. the total area of a freestanding sign shall not exceed an area of:
 - i) eight (8) square meters if non-illuminated, or;
 - ii) four (4) square meters if illuminated.
 - b. a freestanding sign shall not project any closer than two (2) meters horizontally from the property line;
 - c. in the case where a freestanding sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit;
 - d. a freestanding sign shall have a minimum clearance of:
 - i) two (2) meters if the setback from the property line is less than six (6) meters; or
 - ii) zero (0) meters if the setback from the property line is six (6) meters or greater.

- e. a freestanding sign shall have a maximum height of six (6) meters.
- (2) one (1) fascia sign as an advertising sign on a sales building;
 - a. the total area of the fascia sign shall not exceed an area of:
 - i) eight (8) square meters if non-illuminated, or;
 - ii) four (4) square meters if illuminated.
 - b. a fascia sign shall not project more than zero decimal three (0.3) meters horizontally from the building face to which is attached.
 - c. A fascia sign shall not extend above the roof line of the building to which it is affixed.
 - d. a fascia sign shall have a minimum vertical clearance from grade of two decimal five (2.5) meters.
 - (3) one (1) sign per mini home, identifying by name, the property or the residents, not exceeding zero decimal four (0.4) square meters in area;
 - (4) one sign identifying any other use permitted in a Mini Home Zone, provided such sign shall not exceed one (1) for each purpose stated and in size and not exceeding zero decimal four (0.4) square meters in area with a limit of two (2) per property.
- B. The gross area of all signs cannot exceed twenty (20) square meters.

13. COMMERCIAL ZONES

- A. In a Commercial Zone, the following signs are permitted subject to the provisions of this Subsection:
 - (1) one (1) fascia sign as advertising sign or alternatively one (1) projecting sign:

- a. The total area of all fascia signs on a building wall shall not exceed:
 - i) zero decimal three (0.3) square meters per lineal meter of store front to which the sign is affixed and is further limited to:
 - (a) eight (8) square meters if non-illuminated, or;
 - (b) four (4) square meters if illuminated.
 - ii) Only the street frontage of the business on which the sign is located shall be used for sign area calculations.
 - iii) A fascia sign shall not project more than zero decimal three (0.3) meters horizontally from the building face to which is attached.
 - iv) Where more than one fascia sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
 - v) A fascia sign shall not extend more than zero decimal five (0.5) meters at its highest point above the roof line of a building to which it is affixed.
 - vi) A fascia sign shall have a minimum vertical clearance from grade of two decimal five (2.5) meters.
- b. The area of a projecting sign shall not exceed two decimal eight (2.8) square meters.
 - i) A projecting sign shall not project more than three (3) meters horizontally from the exterior wall of a building face to which it is attached.

- ii) A projecting sign shall not project any closer than one (1) meter horizontally from the property line.
 - iii) In the case where a projecting sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit.
 - iv) A projecting sign shall not extend above the roof line of a building to which it is affixed.
 - v) A projecting sign shall have a minimum vertical clearance from grade of two decimal seven five (2.75) meters.
- (2) one (1) awning sign, or alternatively, one (1), canopy or under canopy awning sign:
- a. The area of an awning sign shall not exceed zero decimal three (0.3) square meters per lineal meter of awning frontage to which the sign is affixed.
 - i) An awning or awning sign shall not project more than two (2) meters horizontally from the building face to which is attached.
 - ii) An awning or awning sign shall not project any closer than one (1) meter horizontally from the property line.
 - iii) Where more than one awning or awning sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
 - iv) An awning or awning sign shall not extend above the roof line of a building to which it is affixed.
 - v) An awning sign shall have a minimum clearance of two decimal seven five (2.75) meters.

- b. The area of a canopy sign shall not exceed zero decimal five (0.5) square meter per lineal meter of canopy frontage to which the sign is affixed.
 - i) A canopy or canopy sign shall not project any closer than one (1) meter horizontally from the property line.
 - ii) An canopy or canopy sign shall not extend above the roof line of the main building on the lot.
 - iii) A canopy sign shall have a minimum clearance of two decimal seven five (2.75) meters.
- c. The area of an under canopy/awning sign shall not exceed one (1) square meter.
 - i) An under canopy/awning sign shall not project beyond any canopy or awning.
 - ii) An under canopy/awning sign shall not project any closer than one (1) meter horizontally from the property line.
 - iii) An under canopy/awning sign shall have a minimum clearance of two decimal five (2.5) meters.
 - iv) The vertical dimension of an under canopy/awning sign shall not exceed zero decimal five (0.5) meters.

(3) one (1) free standing ground sign:

- a. The area of a freestanding sign shall not exceed zero decimal three (0.3) square meters for each linear meter of frontage on a public street.
- b. A freestanding sign shall not project any closer than two (2) meters horizontally from the property line.

- c. In the case where a freestanding sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit.
 - d. a freestanding sign shall have a minimum clearance of:
 - i) two (2) meters if the setback from the property line is less than six (6) meters; or
 - ii) zero (0) meters if the if the setback from the property line is six (6) meters or greater.
 - e. A freestanding sign shall have a maximum height of six (6) meters.
 - f. Notwithstanding the provisions of Subsection 13(A.3.e), where a free standing sign permitted by this By-law is located on the lands zoned Commercial and located at the intersection of Mackay Highway and the Gondola Point Arterial currently having LRIS #'s 00250894, 00250886, 30159693, 30159701 and 30159719, and is within a distance of not more than thirty (30) meters from the Northwestern boundary of the Mackay Highway, the said sign may exceed a height of six (6) meters, but shall not exceed a maximum height of twenty five (25) meters;
- (4) one (1) sandwich board sign is permitted for each business:
- a. The area of a sandwich board sign shall not exceed one (1) square meter per sign face.
 - b. The height of a sandwich board sign shall not exceed one decimal two (1.2) meters.
 - c. A sandwich board sign shall not be sited less than zero decimal three (0.3) meters from the back curb or edge of road if a curb is not in place.

- d. In the case of a sandwich board sign on a public sidewalk or walkway there must be a minimum one decimal eight (1.8) meters wide, unobstructed pedestrian corridor after the sign is installed so as to not disrupt pedestrians using the sidewalk or walkway.
- e. A sandwich board sign shall not be installed in a location that will interfere with parking meters, crosswalks, landscape planters, street furniture, street trees and fire hydrants.
- f. A permit for a sandwich board sign shall include a completed Sign Permit application and License Agreement in the form as shown on Schedules “A” and “B” respectively of this by-law.
- g. The sign owner is to maintain a valid public liability insurance policy while the sign is being sited within the public road right-of-way.
- h. Sandwich Board Signs are permitted as follows:
 - a. Shall be limited to one (1) sandwich board sign for every thirty (30) meters of lot frontage;
 - b. The area of a sandwich board sign shall not exceed one (1) square meter per sign face;
 - c. The height of a sandwich board sign shall not exceed one decimal two (1.2) meters;
 - d. A sandwich board sign shall not be sited less than zero decimal three (0.3) meters;
 - e. In the case of a sandwich board sign on a public sidewalk or walkway there must be a minimum one decimal eight (1.8) meters wide, unobstructed pedestrian corridor after the sign is installed so as to not disrupt pedestrians using the sidewalk or walkway;
 - f. A sandwich board sign shall not be installed in a location that will interfere with parking meters, crosswalks, landscape planters, street furniture, street trees, and fire hydrants;

- g. A permit for a sandwich board sign shall include a completed Sign Permit application and License Agreement in the form as shown on Schedules “A” and B” respectively of this by-law;
- h. The sign owner is to maintain a valid public liability insurance policy while the sign is being sited within the public road right-of-way;
- i. The installation of a feather sign is prohibited during any period of time that a sandwich board is on display on a lot for the same business or entity.

(AMENDMENT#36-05, DATED 2022-04-19)

- (5) a gas bar or service station shall be allowed one (1) additional free-standing sign specifically for posting gasoline prices on the condition that the gross surface area does not exceed two (2) square meters in area and that all other conditions of Subsection 13(A.3.a) to 13(A.3.f) of this By-law are met.
- (6) In addition to the number of signs permitted by this Subsection, where a business is operating in a multi-merchant property, such as a strip mall, the following additional signs are permitted:
 - a. one (1) additional illuminated or unilluminated fascia sign, indicating the ownership or nature of each additional business, subject to the provisions of Subsection 13(A.1.a. i) to Subsection 13(A.1.a.vi) of this By-law.
- (7) A window sign.
 - a. The area of a window sign shall not exceed twenty percent (20%) of the window areas and the glazed areas of the doors that parallel the street frontages of the building premise.
- (8) A Mural.
 - a. Murals must be reviewed and approved by the Council.

- (9) A Banner.
- a. The area of a banner shall not exceed six (6) square meters.
 - b. Not more than one banner shall be permitted for each property.
 - c. The maximum time any business may display a banner is one (1) month in any twelve (12) month period; the business is not permitted to display any banners during the remaining eleven (11) months.

(10) An Inflatable Sign:

- a. A maximum one (1) inflatable sign for each property.
- b. An inflatable sign shall be located on the property to which the sign refers.
- c. An inflatable sign shall be sited not closer than three (3) meters from the property line, provided however, that under no circumstances may an inflatable sign be located within the public road right-of-way.
- d. The maximum time a business may display an inflatable sign is one (1) month in any twelve (12) month period; the business is not permitted to display any inflatable signs during the remaining eleven (11) months.
- e. The sign or property or business owner shall submit to the Town \$100.00 for the term of the Sign Permit as security to ensure the inflatable sign will be removed when the approval term expires.

(11) A Feather Sign:

- a. Shall not exceed six (6) meters in height;
- b. Are permitted on a temporary basis only, and shall be present for no more than fourteen (14) consecutive days at

a time;

- c. A permit for a feather sign is valid for a period of one-hundred and twenty (120) days from the date of issuance, during such time a feather sign may be displayed for total of twenty-eight (28) days;
- d. Be limited to one (1) Feather Sign posted for every fifteen (15) meters of lot frontage;
- e. Be limited to a total of eight (8) Feather Signs posted on a lot at one time;
- f. Be setback two (2) meters from any property line abutting a street right-of-way; and
- g. The installation of a sandwich board is prohibited during any period of time that a flag sign is on display on a lot for the same business or entity.

(AMENDMENT#36-05, DATED 2022-04-19)

- B. The total area of all signs cannot exceed one (1) square meter per lineal meter of property frontage.

14. BUSINESS PARK ZONES

- A. In a Business Park Zone, the following signs are permitted subject to the provisions of this Subsection:

- (1) one (1) fascia sign as advertising sign or alternatively one (1) projecting sign:

- a. The total area of all fascia signs on a building wall shall not exceed:

- i) zero decimal three (0.3) square meters per lineal meter of store front to which the sign is affixed and is further limited to:

- (a) eight (8) square meters if non-illuminated, or;
 - (b) four (4) square meters if illuminated.
 - ii) Only the street frontage of the business on which the sign is located shall be used for sign area calculations.
 - iii) A fascia sign shall not project more than zero decimal three (0.3) meters horizontally from the building face to which is attached.
 - iv) Where more than one fascia sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
 - v) A fascia sign shall not extend more than zero decimal five (0.5) meters at its highest point above the roof line of a building to which it is affixed.
 - vi) A fascia sign shall have a minimum vertical clearance from grade of two decimal five (2.5) meters.
- b. The area of a projecting sign shall not exceed two decimal eight (2.8) square meters.
- i) A projecting sign shall not project more than three (3) meters horizontally from the exterior wall of a building face to which it is attached.
 - ii) A projecting sign shall not project any closer than one (1) meter horizontally from the property line.
 - iii) In the case where a projecting sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial

Department of Transportation must be obtained prior to approval of a sign permit.

- iv) A projecting sign shall not extend above the roof line of a building to which it is affixed.
 - v) A projecting sign shall have a minimum vertical clearance from grade of two decimal seven five (2.75) meters.
- (2) one (1) awning sign, or alternatively, one (1), canopy or under canopy awning sign:
- a. The area of an awning sign shall not exceed zero decimal three (0.3) square meters per lineal meter of awning frontage to which the sign is affixed.
 - i) An awning or awning sign shall not project more than two (2) meters horizontally from the building face to which is attached.
 - ii) An awning or awning sign shall not project any closer than one (1) meter horizontally from the property line.
 - iii) Where more than one awning or awning sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
 - iv) An awning or awning sign shall not extend above the roof line of a building to which it is affixed.
 - v) An awning sign shall have a minimum clearance of two decimal seven five (2.75) meters.
 - b. The area of a canopy sign shall not exceed zero decimal five (0.5) square meter per lineal meter of canopy frontage to which the sign is affixed.

- i) A canopy or canopy sign shall not project any closer than one (1) meter horizontally from the property line.
 - ii) An canopy or canopy sign shall not extend above the roof line of the main building on the lot.
 - iii) A canopy sign shall have a minimum clearance of two decimal seven five (2.75) meters.
- c. The area of an under canopy/awning sign shall not exceed one (1) square meter.
 - i) An under canopy/awning sign shall not project beyond any canopy or awning.
 - ii) An under canopy/awning sign shall not project any closer than one (1) meter horizontally from the property line.
 - iii) An under canopy/awning sign shall have a minimum clearance of two decimal seven five (2.75) meters.
 - iv) The vertical dimension of an under canopy/awning sign shall not exceed zero decimal five (0.5) meters.

(3) one (1) free standing ground sign:

- a. The area of a freestanding sign shall not exceed zero decimal three (0.3) square meters for each linear meter of frontage on a public street.
- b. A freestanding sign shall not project any closer than two (2) meters horizontally from the property line.
- c. In the case where a freestanding sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial

Department of Transportation must be obtained prior to approval of a sign permit.

- d. a freestanding sign shall have a minimum clearance of:
 - i) two (2) meters if the setback from the property line is less than six (6) meters; or
 - ii) zero (0) meters if the if the setback from the property line is six (6) meters or greater.
- e. A freestanding sign shall have a maximum height of six (6) meters.
- f. Notwithstanding the provisions of Subsection 14(A.3.e), where a free standing sign permitted by this By-law is located on the lands zoned Commercial and located at the intersection of Mackay Highway and the Gondola Point Arterial currently having LRIS #'s 00250894, 00250886, 30159693, 30159701 and 30159719, and is within a distance of not more than thirty (30) meters from the Northwestern boundary of the Mackay Highway, the said sign may exceed a height of six (6) meters, but shall not exceed a maximum height of twenty five (25) meters;

- (4) one (1) sandwich board sign is permitted for each business:
 - a. The area of a sandwich board sign shall not exceed one (1) square meter per sign face.
 - b. The height of a sandwich board sign shall not exceed one decimal two (1.2) meters.
 - c. A sandwich board sign shall not be sited less than zero decimal three (0.3) meters from the back curb or edge of road if a curb is not in place.
 - d. In the case of a sandwich board sign on a public sidewalk or walkway there must be a minimum one decimal eight (1.8) meters wide, unobstructed pedestrian corridor after

the sign is installed so as to not disrupt pedestrians using the sidewalk or walkway.

- e. A sandwich board sign shall not be installed in a location that will interfere with parking meters, crosswalks, landscape planters, street furniture, street trees and fire hydrants.
 - f. A permit for a sandwich board sign shall include a completed Sign Permit application and License Agreement in the form as shown on Schedules “A” and “B” respectively of this by-law.
 - g. The sign owner is to maintain a valid public liability insurance policy while the sign is being sited within the public road right-of-way.
 - h. Shall be limited to one (1) sandwich board sign for every thirty (30) meters of lot frontage. (AMENDMENT #036-05, DATED 2022-04-19)
- (5) A gas bar or service station shall be allowed one (1) additional free standing sign specifically for posting gasoline prices on the condition that the gross surface area does not exceed two (2) square meters in area and that all other conditions of Subsection 14(A.3.a) to 14(A.3.f) of this By-law are met.
- (6) In addition to the number of signs permitted by this Subsection, where a business is operating in a multi-merchant property, such as a strip mall, the following additional signs are permitted:
- a. one (1) additional illuminated or unilluminated fascia sign, indicating the ownership or nature of each additional business, subject to the provisions of Subsection 14(A.1.a) to Subsection 14(A.1.a.vi) of this By-law.
- (7) A window sign.

- a. The area of a window sign shall not exceed twenty percent (20%) of the window areas and the glazed areas of the doors that parallel the street frontages of the building premise.
- (8) A Mural.
- a. Murals must be reviewed and approved by the Council.
- (9) A Banner.
- a. The area of a banner shall not exceed six (6) square meters.
 - b. Not more than one banner shall be permitted for each property.
 - c. The maximum time any business may display a banner is one (1) month in any twelve (12) month period; the business is not permitted to display any banners during the remaining eleven (11) months.
- (10) An Inflatable Sign:
- a. A maximum one (1) inflatable sign for each property.
 - b. An inflatable sign shall be located on the property to which the sign refers.
 - c. An inflatable sign shall be sited not closer than three (3) meters from the property line, provided however, that under no circumstances may an inflatable sign be located within the public road right-of-way.
 - d. The maximum time a business may display an inflatable sign is one (1) month in any twelve (12) month period; the business is not permitted to display any inflatable signs during the remaining eleven (11) months.
 - e. The sign or property or business owner shall submit to the Town \$100.00 for the term of the Sign Permit as

security to ensure the inflatable sign will be removed when the approval term expires.

(11) A Feather Sign:

- a. Shall not exceed six (6) meters in height;
- b. Are permitted on a temporary basis only, and shall be present for no more than fourteen (14) consecutive days at a time;
- c. A permit for a feather sign is valid for a period of one-hundred and twenty (120) days from the date of issuance, during such time a feather sign may be displayed for total of twenty-eight (28) days;
- d. Be limited to one (1) Feather Sign posted for every fifteen (15) meters of lot frontage;
- e. Be limited to a total of eight (8) Feather Signs posted on a lot at one time;
- f. Be setback two (2) meters from any property line abutting a street right-of-way; and
- g. The installation of a sandwich board is prohibited during any period of time that a flag sign is on display on a lot for the same business or entity.

(AMENDMENT #36-05, DATED 2022-04-19)

- B. The total area of all signs cannot exceed one (1) square meter per lineal meter of property frontage.

15. ADULT ENTERTAINMENT ZONES

- A. One (1) non-illuminated fascia sign is permitted, to a maximum size of zero decimal five (0.5) square meters, which may advertise the name of the business only. Notwithstanding any other Section of this By-law, the maximum height of the fascia sign shall be limited to three (3) meters from grade and shall not project more than zero decimal one (0.1) meters from the building wall.

16. **INDUSTRIAL ZONES**

A. In a Industrial Zone, the following signs are permitted subject to the provisions of this Subsection:

- (1) one (1) fascia sign as advertising sign or alternatively one (1) projecting sign:
 - a. The total area of all fascia signs on a building wall shall not exceed:
 - i) zero decimal three (0.3) square meters per lineal meter of store front to which the sign is affixed and is further limited to:
 - (a) eight (8) square meters if non-illuminated, or;
 - (b) four (4) square meters if illuminated.
 - ii) Only the street frontage of the business on which the sign is located shall be used for sign area calculations.
 - iii) A fascia sign shall not project more than zero decimal three (0.3) meters horizontally from the building face to which is attached.
 - iv) Where more than one fascia sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
 - v) A fascia sign shall not extend more than zero decimal five (0.5) meters at its highest point above the roof line of a building to which it is affixed.
 - vi) A fascia sign shall have a minimum vertical clearance from grade of two decimal five (2.5) meters.

- vii) The area of a projecting sign shall not exceed two decimal eight (2.8) square meters.
- viii) A projecting sign shall not project more than three (3.0) meters horizontally from the exterior wall of a building face to which it is attached.
- ix) A projecting sign shall not project any closer than one (1.0) meter horizontally from the property line.
- x) In the case where a projecting sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit.
- xi) A projecting sign shall not extend above the roof line of a building to which it is affixed.
- xii) A projecting sign shall have a minimum vertical clearance from grade of two decimal seven five (2.75) meters.

(2) one (1) free standing ground sign:

- a. The area of a freestanding sign shall not exceed zero decimal three (0.3) square meters for each linear meter of frontage on a public street.
- b. A freestanding sign shall not project any closer than two (2) meters horizontally from the property line.
- c. In the case where a freestanding sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit.
- d. a freestanding sign shall have a minimum clearance of:

- i) two (2) meters if the setback from the property line is less than six (6) meters; or
 - ii) zero (0) meters if the if the setback from the property line is six (6) meters or greater.
 - e. A freestanding sign shall have a maximum height of six (6) meters.
- (3) A window sign.
 - a. The area of a window sign shall not exceed twenty percent (20%) of the window areas and the glazed areas of the doors that parallel the street frontages of the building premise.
- (4) A Feather Sign:
 - a. Shall not exceed six (6) meters in height;
 - b. Are permitted on a temporary basis only, and shall be present for no more than fourteen (14) consecutive days at a time;
 - c. A permit for a feather sign is valid for a period of one-hundred and twenty (120) days from the date of issuance, during such time a feather sign may be displayed for total of twenty-eight (28) days;
 - d. Be limited to one (1) Feather Sign posted for every fifteen (15) meters of lot frontage;
 - e. Be limited to a total of eight (8) Feather Signs posted on a lot at one time;
 - f. Be setback two (2) meters from any property line abutting a street right-of-way; and

(AMENDMENT #36-05, DATED 2022-04-19)

- B. The total area of all signs cannot exceed one (1) square meter per lineal meter of property frontage.

17. PITS AND QUARRIES ZONES

- A. In a Pits and Quarries Zone, the following signs are permitted subject to the provisions of this Subsection:

- (1) one (1) fascia sign:

- a. The total area of all fascia signs on a building wall shall not exceed:
 - i) zero decimal three (0.3) square meters per lineal meter of store front to which the sign is affixed and is further limited to:
 - (a) eight (8) square meters if non-illuminated, or;
 - (b) four (4) square meters if illuminated.
- b. Only the street frontage of the business on which the sign is located shall be used for sign area calculations.
- c. A fascia sign shall not project more than zero decimal three (0.3) meters horizontally from the building face to which is attached.
- d. Where more than one fascia sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
- e. A fascia sign shall not extend more than zero decimal five (0.5) meters at its highest point above the roof line of a building to which it is affixed.
- f. A fascia sign shall have a minimum vertical clearance from grade of two decimal five (2.5) meters.

- (2) one (1) free standing ground sign:

- a. The area of a freestanding sign shall not exceed zero decimal three (0.3) square meters for each linear meter of frontage on a public street.
 - b. A freestanding sign shall not project any closer than two (2) meters horizontally from the property line.
 - c. In the case where a freestanding sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit.
 - d. a freestanding sign shall have a minimum clearance of:
 - i) two (2) meters if the setback from the property line is less than six (6) meters; or
 - ii) zero (0) meters if the if the setback from the property line is six (6) meters or greater.
 - e. A freestanding sign shall have a maximum height of six (6) meters.
- B. The total area of all signs cannot exceed one (1) square meter per lineal meter of property frontage.

18. INSTITUTIONAL ZONES

- A. In a Institutional Zone, the following signs are permitted subject to the provisions of this Subsection:
- (1) one (1) fascia sign:
 - a. The total area of all fascia signs on a building wall shall not exceed:
 - i) zero decimal three (0.3) square meters per lineal meter of building frontage to which the sign is affixed and is further limited to:

- (a) eight (8) square meters if non-illuminated, or;
 - (b) four (4) square meters if illuminated.
 - b. Only the street frontage of the institution on which the sign is located shall be used for sign area calculations.
 - c. A fascia sign shall not project more than zero decimal three (0.3) meters horizontally from the building face to which is attached.
 - d. Where more than one fascia sign is permitted, the signs may be extended horizontally along each street frontage to meet at the corner of the building common to both signs.
 - e. A fascia sign shall not extend more than zero decimal five (0.5) meters at its highest point above the roof line of a building to which it is affixed.
 - f. A fascia sign shall have a minimum vertical clearance from grade of two decimal five (2.5) meters.
- (2) one (1) free standing ground sign:
- a. The area of a freestanding sign shall not exceed zero decimal three (0.3) square meters for each linear meter of frontage on a public street.
 - b. A freestanding sign shall not project any closer than two (2) meters horizontally from the property line.
 - c. In the case where a freestanding sign projects into a public road right-of-way designated as a Controlled Access Highway then approval from the Provincial Department of Transportation must be obtained prior to approval of a sign permit.
 - d. a freestanding sign shall have a minimum clearance of:
 - i) two (2) meters if the setback from the property line is less than six (6) meters; or

- ii) zero (0) meters if the if the setback from the property line is six (6) meters or greater.
 - e. A freestanding sign shall have a maximum height of six (6) meters.
- (3) A Feather Sign:
 - a. Shall not exceed six (6) meters in height;
 - b. Are permitted on a temporary basis only, and shall be present for no more than fourteen (14) consecutive days at a time;
 - c. A permit for a feather sign is valid for a period of one-hundred and twenty (120) days from the date of issuance, during such time a feather sign may be displayed for total of twenty-eight (28) days;
 - d. Be limited to one (1) Feather Sign posted for every fifteen (15) meters of lot frontage;
 - e. Be limited to a total of eight (8) Feather Signs posted on a lot at one time;
 - f. Be setback two (2) meters from any property line abutting a street right-of-way; and
 - g. The installation of a sandwich board is prohibited during any period of time that a flag sign is on display on a lot for the same business or entity.

(AMENDMENT #36-05, DATED 2022-04-19)

- B. The total area of all signs cannot exceed one (1) square meter per lineal meter of property frontage.

19. RURAL ZONES

- A. In a Rural Zone, the following signs are permitted, subject to the provisions of this Subsection:

- (1) one sign identifying by name, the property or the residents, not exceeding zero decimal two (0.2) square meters in area;
 - (2) one sign identifying any other use permitted in a Rural Zone, provided such sign shall not exceed one (1) for each purpose stated and in size and not exceeding zero decimal four (0.4) square meters in area with a limit of two (2) per property.
- B. The gross area of all signs permitted in Subsection 19(A) cannot exceed two (2) square meters.
- C. In a Rural Zone, a developer may install one (1) sign at each road entrance to a subdivision, naming by title only the name of the subdivision. The total gross area of each such sign cannot exceed four (4) square meters.

PART IV - ENFORCEMENT

20. REVOCATION OF PERMITS

- A. The Building Inspector may revoke a permit if there is a violation of:
- (1) any condition under which the permit is issued;
 - (2) any provision of this By-law;
 - (3) the business for which the sign permit was issued has ceased operations.

21. APPEAL

- A. Where the Building Inspector refuses to issue or revokes a permit, the applicant may appeal to Council.
- B. The appeal shall be made to the Council by written notice to the Town Clerk within ten (10) days of being notified of the refusal by the Building Inspector to issue the permit or the revocation.

- C. Where an applicant has appealed to the Council, no permit shall be issued or re-instated unless the Council allows the appeal.

22. OFFENCES

- A. Any person who contravenes or fails to comply with any provisions of this By-law is guilty of an offence;
- B. Each day on which such contravention or failure to comply continues shall be a separate offence;
- C. Whether any penalty is imposed or not, the Building Inspector may order the removal of any sign or advertising structure and in default of such removal may himself remove the same and the expense of so doing may be recovered by the Town from the owner of the sign or supporting structure or person having the control thereof. The Town will not be responsible for any damage caused by the removal of such sign.

23. PENALTIES

- A. Any person who violates or fails to comply with any provision of this By-law is guilty of an offence, and is liable on conviction to a fine of not less than one hundred forty dollars (\$140.00), and not more than the maximum fine that may be imposed for the commission of an offence punishable under Part II of the *Provincial Offences Procedural Act* as a Category 'B' offence.

24. ENFORCEMENT

- A. This By-law may be enforced by the Development Officer and/or the Building Inspector and/or a member of the Rothesay Regional Police Force.

25. SEVERABILITY

- A. If any part of this By-law shall be held to be invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this By-law.

26. BY-LAWS REPEALED

A. Subsection 6(R) of the Town of Quispamsis Zoning By-law, By-law No. 014 is hereby repealed and all references in the Zoning By-law and other By-laws of the Town to Subsection 6(R) of the Zoning By-law shall be referred to this By-law.

27. EFFECTIVE DATE

A. This By-law comes into effect on the date of final enactment thereof.

READ FIRST TIME: June 21, 2005

READ SECOND TIME: June 21, 2005

READ THIRD TIME AND ENACTED: July 19, 2005

AMENDMENT #36-01: May 1, 2007

AMENDMENT #36-02: October 7, 2014

AMENDMENT #036-03: April 7, 2020

AMENDMENT #036-04: September 7, 2021

AMENDMENT #036-05: April 19, 2022

SEAL

MAYOR

CLERK

APPENDIX "A" SIGN PERMIT APPLICATION

Note: A Separate Application, and a Building Permit, is required for each sign requested.

1. IDENTIFICATION				
APPLICANT				
PERMIT NO.				
CIVIC ADDRESS				
PHONE NUMBERS	HOME #	WORK #	CELL #	
OWNER/OCCUPIER				
CIVIC ADDRESS				
PHONE NUMBERS	HOME #	WORK #	CELL #	
CONTRACTOR				
MAILING ADDRESS				
PHONE NUMBERS	HOME #	WORK #	CELL #	
2. PROJECT LOCATION				
What is the purpose of this sign?				
Location Of Sign				
Lot Dimensions			Lot Frontage	
Type of Sign			Construction	
Sign Base		Dimensions		
Is this a roof sign?		Is the sign attached to a building?		
Location On Lot - Setbacks	Front	Side	Rear	From Building
Size Of Sign (dimensions)		Width	Height	
Height from Ground to bottom of sign				
Height from Ground to top of sign				
Is the sign illuminated? If so, how				
Total area of all signs on property				
Total number of signs on property				
Proposed Installation Date			Expected Completion Date	
True Estimated Value			Permit Fee	
Variance (if required)				
PAC Stipulations				
4. SIGNATURES				
By signing, the owner/applicant hereby make application to 'Construct, alter, remodel, repair, place as described above and in accordance with attached plans and specifications				
Signature of Applicant				Date
Signature of Owner (if different from applicant)				
Approved by the Town:		Date:	Expiry Date:	

APPENDIX “A” continued

Site Plan / Elevation

Fascia: Show location of proposed sign on building wall, dimensions of sign, height from ground to top of sign, and existing signs on wall face.

Freestanding: Show location of proposed sign on lot with setbacks from all property lines and street names. Show also all of the dimensions of the sign.

Projecting or Roof: Show location of the sign on the building and show height and length of projection from building.

SCHEDULE "B"
LICENSE AGREEMENT - SANDWICH BOARD SIGN

The Town of Quispamsis grants to the undersigned Licensee the right, revocable at will by the Town of Quispamsis on twenty-four hours notice, to place, during business hours only, one sandwich board sign not more than one (1) square meter per sign face in area nor more than one decimal two (1.2) meters in height on that portion of the street immediately abutting the building , premise or parcel at _____ in the Town of Quispamsis.

The Licensee hereby agrees:

1. To Place the sandwich board sign in front of the business to which the sign pertains, at least zero decimal three one (0.31) meters form the curb, to allow a minimum one decimal eight (1.8) meters wide unobstructed pedestrian corridor between the sign and the adjacent street appurtenance, landscaping feature, building or any other structure and so as to minimize disruption of and danger to pedestrians using the sidewalk or walkway on which the sign is situated;
2. To weight, design and construct the sign sufficiently to prevent it being moved by wind;
3. To remove the sandwich board sign and refrain from placing it on the highway upon being directed in writing to do so by the Building Inspector;
4. To indemnify and save harmless the Town, its officers, employees and elected and appointed officials, from and against all actions, proceedings, claims and demands by any person and to reimburse the Town for all damages and expenses caused or contributed to by the negligence or other fault of the Licensee, its servants or agents in respect of anything done pursuant or ostensibly to by the placement of the sandwich board sign on the highway;
5. To purchase and maintain in place a policy of public liability insurance in the amount of at least two million dollars, insuring the Licensee and the Town as a named insured in respect of claims for personal injury and death and property damage that is directly or indirectly caused by or attributable to the placement of a sandwich board sign under this license, and to provide a copy of such policy to the Town prior to erecting said sign within the Town road right-of-way (street). A copy of the public liability insurance policy is to be attached to this License Agreement; and
6. To obtain a Sign Permit for the sandwich board sign.
7. The installation of a sandwich board is prohibited during any period of time that a flag sign is on display on a lot for the same business or entity. (AMENDMENT #036-35, DATED 2022-04-19)

Signed for the Town of Quispamsis

Date:

Licensee Signature:

Date:

Please Print Name and Address (of Licensee)