

BY-LAW NUMBER 3809

**A BY-LAW TO REGULATE THE PLACING, ERECTING OR ALTERING OF ANY GASOLINE PUMP AND TO REGULATE THE DISPLAYING OF ANY SIGN, NOTICE OR ADVERTISING DEVICE UPON OR ADJACENT TO ANY ROAD WITHIN THE COUNTY ROAD SYSTEM.**

**WHEREAS** Section 63 of the Public Transportation and Highway Improvement act, Chapter P.50, R.S.O., 1990 authorized the County to pass a by-law to prohibit or regulate the placing, erecting or altering of any gasoline pump, or to regulate the displaying of any sign, notice or advertising device upon or within 400m of any limit of a road within the County Road System;

**AND WHEREAS** it is deemed necessary and expedient that such regulations should be made with respect to roads in the County Road System of the County of Bruce;

**THEREFORE** the Council of the Corporation of the County of Bruce enacts as follows:

**1. DEFINITIONS - In this By-law:**

- a) "*County Engineer*" shall mean such person as may be appointed by By-Law of the Council of the Corporation of the County of Bruce as County Road Superintendent.
- b) "*Gasoline Pump*" shall mean any fuel pump.
- c) "*Highway*" shall mean the entire right-of-way including daylight corners of any County Road under the jurisdiction, control or ownership of the Corporation of the County of Bruce.
- d) "*Person*" shall include any person and/or persons, firm or Corporation.
- e) "*Rural Area*" shall mean all the highway and adjacent land except as defined as an "urban area".
- f) "*Sign*" shall mean any device which is used to project an image, occurrence, name, product, time, place or business and is visible in whole or part from any highway and shall include building signs, freestanding signs, mobile signs, portable signs, and temporary signs.
- g) "*Urban Area*" shall mean the highway and adjacent land as defined in the Bruce County Official Plan as primary urban community, secondary urban community, hamlet community or shoreline development area.

**2. GASOLINE PUMPS - In this By-law:**

The placing, erecting or altering of any gasoline pump upon or within 45 metres of any limit of any highway is hereby prohibited unless and until permission in writing shall have been obtained from the County Engineer. In no case shall permission be given to erect a pump within 8 metres of a 20 metre wide highway or within 3 metres of a 30 metre wide highway except in urban areas, where they shall not be erected within 3 metres of the existing highway. Except in urban areas, no new pump installation shall be permitted on curves or at locations where the sight distance is less than 250 metres, or where in the opinion of the County Engineer, a hazard would be created.

**3. GENERAL SIGN PROVISIONS - In this By-Law:**

- a) No person, firm or corporation shall place, erect or cause to be erected or placed any sign, notice or advertising device on or overhanging the highway except as herein specifically provided for and permitted.
- b) The County Engineer may grant special permission, specifying the size, and location for the erection of service club, fare zone, first aid, municipal and tourist information signs.

- c) Every sign, requiring permission from the County Engineer, shall show thereon the name of the owner or the person responsible for the erection and maintenance thereof.
- d) Where a sign is not maintained in a neat and presentable fashion, the County Engineer, upon twenty-one days notice to the owner, may remove it or cause it to be removed.
- e) All signs must also meet the requirements of the local municipality.
- f) The County may have agreements with the Provincial Tourism Sign Provider that may allow Tourism style signs on the highway.

4. **BUSINESS SIGNS** - In this By-Law:

- a) Business signs advertising the property for sale, the sale of products of the property or business conducted thereon may be erected on the property, but in such a manner that they will not interfere with the view of traffic or cause the accumulation of snow. This class of sign may be erected at the limit of the road allowance, but must comply with section 6 (c) of this by-law.

5. **SIGNS IN URBAN AREAS** - In this By-Law:

- a) The erection of signs upon the highway in an urban area is hereby prohibited unless and until permission in writing shall have been obtained from the County Engineer, but nothing herein contained shall extend to or affect the right of the Highways Department to erect or have erected signs.
- b) A sign may overhang the highway in an urban area provided:
  - i) The area does not exceed one square metre.
  - ii) It projects no more than one and one-half metres onto the highway.
  - iii) The owner has the written approval of the County Engineer and the Owner supplies a statement to the County that they accept full responsibility for the sign and will save the County harmless from any liability which may be found against the County by virtue of installation of the sign.

6. **SIGNS IN RURAL AREAS** - In this By-Law:

- a) The erection of signs upon the highway or within 100 metres thereof in a rural area is hereby prohibited unless and until permission in writing shall have been obtained from the County Engineer, but nothing herein contained shall extend to or affect the right of the Highways Department to erect or have erected signs.
- b) Advertising signs shall be located:-
  - i) No closer than 200 metres to each other.
  - ii) At least 25 metres from the centreline of the highway.
  - iii) At least 40 metres from the centreline of intersecting roads.
  - iv) Where the sign exceeds 3 metres in length or 10 square metres, at least 50 metres from highway centreline
  - v) Where the sign exceeds 7 metres in length or 30 square metres, at least 85 metres from highway centreline.
  - vi) So that the sign would normally be read on the right-hand side of the driver of the vehicle.
- c) An advertising sign shall not be:-
  - a) In excess of 16 metres in length, or 60 square metres in area.
  - b) Erected immediately facing a turn or sharp change of alignment in the road, or on the inside or outside of curves.
  - c) Painted upon, attached to or be made to form part of any fence, building, tree, rock or other surface adjacent to the highway except to advertise a business conducted upon the property on which the advertisement is situated.
  - d) Illuminated without first having the approval of the County Engineer.
  - e) Located within the visibility triangle as defined in the Geometric Design Standard for Ontario Highways.

7. **TEMPORARY SIGNS** - In this By-Law:

- a) The erection of temporary signs upon the highway in an urban or rural area is hereby prohibited unless and until permission in writing shall have been obtained from the County Engineer.
- b) A temporary sign shall be a sign of a temporary nature which shall not exceed 0.6m by 1.2m in size.
- c) the definition of temporary shall be left to the discretion of the County Engineer.
- d) Temporary signs in rural areas may be permitted a minimum of 3 metres beyond the edge of (granular) shoulder toward the property line. These signs shall not interfere with the official signs, traffic signals, other safety devices and the visibility of motorists.
- e) Temporary Signs shall include:
  - i) Election signs placed for or on behalf of a candidate or political party. See Election signs for more detail.
  - ii) Signs erected to advertise a particular agricultural event such as plowmen's association plowing match, exhibition, fair and events by recognized organizations of a similar nature.
  - iii) Signs placed by religious or charitable organizations or other recognized public service organizations to advertise a particular event.
  - iv) Private Auction signs.
  - v) Other signs installed on a daily basis during daylight hours only.
- f) With the exception of election signs, temporary signs shall not be erected on the Highway without the prior approval of the County Engineer. Each temporary sign shall be removed within five days following the conclusion of the event advertised.
- g) Election Signs:

Election signs may be erected on the right-of-way or adjacent to a County Road providing:

  - i) They are placed a minimum of 3 metres beyond the edge of (granular) shoulder and do not interfere with the official signs, traffic signals, or other safety devices.
  - ii) The location of election signs shall not interfere with the visibility of motorists. Any sign impeding visibility shall be removed.
  - iii) Election signs are not to be affixed to any permanent or official County sign or support, guiderail or other County Structure or facility.
  - iv) Election signs may be installed no sooner than 45 days prior to election day and shall be removed within 24 hours after the election date.

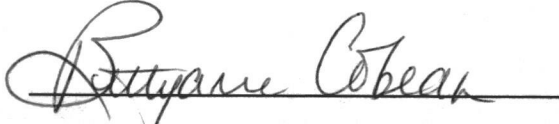
8. **SIGN ADMINISTRATION** - In this By-Law:

- a) Written applications may be made to the County Engineer for the installation of signs. No sign may be installed until written approval has been received from the Highways Department.
- b) Where a sign, is placed, kept or maintained on or at the margin of the highway, or upon adjacent property in contravention to the provisions of this by-law, the County Engineer may:-
  - i) Advise the owner of the sign or the landowner on which it is located to remove it at his own expense within twenty-one days of receipt of notice.
  - ii) Remove or cause it to be removed forthwith.
- c) Any person guilty of contravening any of the provisions of this by-law shall be liable to a penalty provided in the Provincial Offences Act R.S.O. 1990 as amended from time-to-time.

d) County Law Number 2434 is hereby repealed.

READ A FIRST AND SECOND TIME THIS 12TH DAY OF OCTOBER , 2000

READ A THIRD TIME AND FINALLY PASSED, SIGNED AND SEALED THIS 12<sup>TH</sup> DAY OF OCTOBER , 2000



CLERK



WARDEN

