



PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the *Municipalities Act, 1999*, SNL 1999 c M-24, s 414(2)(ii)(rr) and any other enabling sections of the Act, the following Regulations have been made by the Town Council of the Town of Holyrood on the 18 day of July, 2017.

A copy of these Regulations was forwarded to the Minister of Municipal Affairs on the 20 day of July, 2017.


Gary Goobie, Mayor


Gary Corbett, Town Clerk

SIGN REGULATIONS

TITLE

1. These Regulations may be cited as the Town of Holyrood *Sign Regulations*.

INTERPRETATION

2. In these Regulations, unless the context requires otherwise:
 - (a) "**Act**" means the *Municipalities Act, 1999*, SNL 1999 c M-24;
 - (b) "**Advertisement**" means any word, letter, model, sign, placard, board, notice, device or representation, whether illuminated or not, in the nature of and employed wholly or in part for the purposes of advertisement, announcement or direction; excluding such things employed wholly as memorial, or functional advertisement of Council, or other local authority, public utilities and public transport undertakers, and including any hoarding or similar structure used or adapted for use for the display of advertisements;
 - (c) "**Council**" means the Town Council of the Town of Holyrood;
 - (d) "**Off-Site**" means any advertising device described for use under Section 4 of these Regulations and intended for the purpose of announcing direction to particular site;
 - (e) "**Permanently Fixed Signs**" means any advertising device described for use under Section 4 of those Regulations, permitted to be erected and is securely anchored through permanent measures such as footings etc.;

- (f) **"Permit"** means a permit issued by Council;
- (g) **"Political Signage"** means any advertising device described for use under section 6 of these Regulations, permitted to be erected solely for the purpose of election promotion
- (h) **"Portable Sign"** means any advertisement described for use under sections 12-17 of these Regulations, permitted to be erected, usually for a specified time period as set out by Council, but easily moved upon notice. The type of advertisement is usually reusable and moved to various locations. Vehicles & trailers, etc. with advertising markings/designs or carrying signage and placed on site for the sole purpose of advertising, shall be considered Temporary/Portable Signs under these Regulation;
- (i) **"Regulations"** means the Town of Holyrood *Sign Regulations*;
- (j) **"Sign Face Area"** means the total area in height and width of the entire advertising device, excluding posts, etc. It shall include any framing or border around the actual lettering, graphics, etc. Irregular shaped signs shall have their area determined by the outermost height and width of the sign face;
- (k) **"Sign Height"** means the distance from the finished grade to the highest point on the existing sign;
- (l) **"Temporary Sign"** means any advertisement described for use under sections 12-17 of these Regulations, permitted to be erected for a specified time period as set out by Council, after which time it shall be removed;
- (m) **"Town"** shall mean the Town of Holyrood.

APPLICATION

3. These Regulations shall apply within the boundaries of the Town.

PERMIT

4. No person shall erect a sign or advertisement within the boundaries of the Town except in accordance with these Regulations.
5. A Permit is required for the erection of all signs and advertisements, except as otherwise noted in these Regulations.
6. A Permit shall not be granted where a sign does not comply with the National Building Code of Canada and these Regulations.

PERMANENTLY FIXED SIGNS & ADVERTISING DEVICES

7. The maximum overall height of any sign covered under this section is 10 meters from ground level to the top of the sign.
8. Signs shall be maintained in good condition.
9. With respect to on-site signs:

- (a) the size, shape, illumination and material construction of the advertisement shall be to the satisfaction of the authority, having regard to the safety and convenience of uses of adjacent streets and sidewalks and the general amenities of the surrounding area;
- (b) the Canadian Standards Association must authorize all electrical signs prior to hook-up, unless otherwise approved by Council; and,
- (c) no freestanding advertisement shall exceed fifteen (15) square metres, unless otherwise approved by Council.

10. With respect to all off-site signs:

- (a) the location, siting and illumination of each advertisement shall be to the satisfaction of the authority, having regard to the grade and alignment of the streets, location of the street junctions, the location of nearby buildings and the preservation of the amenities of the surrounding area;
- (b) the Canadian Standards Association must authorize all electrical signs prior to hook-up, unless otherwise authorized by Council;
- (c) the advertisement shall only show thereon the name and nature of, and the distance and direction to, the premises to which they relate;
- (d) written permission shall be obtained from the owners, tenants and occupiers of the land on which the advertisement is to be displayed or erected;
- (e) each advertisement shall not exceed six (6) square metres;
- (f) the advertisement shall not be situated, in whole or in part, within the right-of-way of a public street;
- (g) the advertisement shall be set back from the property line a minimum distance of one half the height of the sign;
- (h) all off-site/third party signage will only be permitted in non-residential zones; and,
- (i) permanently fixed signs are not permitted on town owned property.

TEMPORARY & PORTABLE SIGNS

- 11. A Permit for a temporary or portable sign shall not be granted for a term exceeding two (2) months, twice per calendar year, or four (4) months, once per calendar year.
- 12. No sign will be permitted to be erected in the public right-of-way or within 15 metres of another temporary or portable sign.
- 13. Not more than one (1) sign shall be permitted on any one lot. In the case of corner lots, housing multiple businesses, one (1) sign facing each street may be permitted.
- 14. Signs will not be permitted to be placed so as to obscure other permanent note interfere with visibility or line of sight.
- 15. No sign shall encroach on Town property, except as otherwise authorized by Council.

16. Lighted signs shall be approved by the Canadian Standards Association, unless as otherwise authorized by Council.

POLITICAL SIGNAGE

17. Permits are not required for political signage.
18. Signs may be placed on Town property only, or on private property with the expressed written consent of the owner.
19. Signs shall be removed immediately within two (2) days following an election.
20. Signs that, in the opinion of council, are dilapidated or unkempt may be removed by the Town at the owner's expense.

OFFENCES

21. Any person who contravenes the provisions of these Regulations or who fails to comply with any provision thereof, including orders made pursuant to these Regulations, or neglects or refuses to do so, is guilty of an offence.

PENALTIES

22. A sign may be ordered to be removed by the Town at any time if the provisions of these Regulations are violated or if, in the opinion of Council, it is deemed
- (a) unsafe or hazardous to the public;
 - (b) hazardous to road traffic by reason of its siting, color, illumination, or structural condition; or,
 - (c) detrimental to the amenities of the surrounding area.
23. Any person who is guilty of an offence under these Regulations or who acts in contravention of or fails to comply with any provision thereof or neglects or refuses to do so shall
- (a) be liable to penalties as stipulated in accordance with section 420 of the Act; or,
 - (b) be subject to an order under section 404(1) of the Act; or,
 - (c) be subject to a violation notice issued under section 421.1 of the Act; or,
 - (d) be issued a ticket under the *Provincial Offences Act* in accordance with section 421.2 of the Act.

COMPLIANCE WITH OTHER ACTS

24. No provision in these Regulations shall exempt any Person from obtaining any license, permission, permit, authority, or approval required by any other regulation of the Town or regulation or law of the Province of Newfoundland and Labrador or law of Canada.

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25. Where conflict exists between these Regulations and any provincial law or regulation, the provincial law or regulation shall apply.

REPEALING OF PREVIOUS REGULATIONS AND AMENDMENTS

26. All previous Town of Holyrood *Sign Regulations* and amendments are repealed.

EFFECTIVE DATE

27. These Regulations come into force on the 5 day of September, 2017.